State of 7 Iofua
1975

# JOURNAL OF THE HOUSE 

1975<br>REGULAR SESSION<br>SIXTY-SIXTH<br>GENERAL ASSEMBLY

Convened January 13, 1975
Adjourned June 20, 1975

ROBERT D. RAY, Governor
ARTHUR A. NEU, President of the Senate DALE M. COCHRAN, Speaker of the House

## SIXTY-SIXTH GENERAL ASSEMBLY

## 1975 Regular Session

OFFICERS OF THE HOUSE

ELECTIVE STATE OFFICERS
Official Address, Des Moines, Iowa
ROBERT D. RAY, Governor Des Moines
ARTHUR A. NEU, Lieutenant Governor ..... Carroll
MELVIN D. SYNHORST, Secretary of State Des Moines
LLOYD R. SMITH, Auditor of State Des Moines
-MAURICE E. BARINGER, Treasurer of State West Des Moines
ROBERT H. LOUNSBERRY, Secretary of Agriculture. ..... McCallsburg
RICHARD C. TURNER, Attorney General West Des Moines
JUSTICES OF THE IOWA SUPREME COURT
C. EDWIN MOORE, Chief Justice Des Moines
M. L. MASON, Justice ..... Mason City
MAURICE E. RAWLINGS, Justice Sioux City
CLAY LeGRAND, Justice LeClaire
WARREN J. REES, Justice Anamosa
HARVEY UHLENHOPP, Justice Hampton
W. W. REYNOLDSON, Justice ..... Osceola
K. DAVID HARRIS, Justice ..... Jefferson
MARK McCORMICK, Justice Des Moines

MEMBERS OF THE HOUSE-SIXTY-SIXTH GENERAL ASSEMBLY-1975 REGULAR SESSION

| Name | Address | Age | Occupation | Representative District | Former Legislative Service |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Anderson, Robert T............. | Newton....................-- | 29 | Teacher..--...........................- | 69th-Jasper, Marion, Polk, Warren | None |
| Avenson, Donald D..........-_ | Oelwein...................- | 30 | Office Manager.. | 15th-Bremer, Chickasaw, Fayette, Howard, Winneshiek $\qquad$ | 65 |
| Baker; Keith....-...................- | Linn Grove. | 45 | USAF Retired, Farmer..........- | 6th-Buena Vista, Cherokee, Clay, O'Brien, Palo Alto, Pocahontas. $\qquad$ | None |
| Bennett, Wayne...-.......-.......... | Galva..........---....------- | 47 | Farmer.- | 48th-Buena Vista, Carroll, Cherokee, Crawford, Ida, Sac. | 65 |
| Bina, Robert F. | Davenport | 34 | Artist | 80th-Scott.-........................ | None |
| Bittle, Edgar H. | West Des Moines...---- | 32 |  | 66th-Polk. | --. 65 |
| BorteII, Glen E..................... | St. Charles..........-..... | 60 | Owner \& Operator of Youth Ranch. $\qquad$ | 58th-Adair, Clarke, Dallas, Madison, Warren. | 63 (2-S), 65 |
|  | Cedar Falls......-.-n- | 36 | Legislator...-....-.-.......---- | 35th-Black Hawk......... | None |
| Branstad, Terry E................... | Lake Mills.................- | 28 |  | 8th-Emmet, Hancock, Kossuth, Winnebago |  |
| Brockett, Glenn F...------....-- | Marshalltown. | 64 | Retired. | 39th-Marshalt | 65 |
| Brunow, John B. | Centerville... | 25 | Railway Employee...............- | 93rd-Appanoose, Clarke, |  |
| Byerly, Richard L. | Ankeny | 36 | Administrator. | 61st-Polk |  |
| Caffrey, James T. | Des Moines. | 66 | Retired.... | 67th-Polk |  |
| Clark, John H... | Keokuk. | 28 | Insurance Agent. | 86th-Lee, Henry------- | -------........-------.------...........-..............64, 65 |
| Cochran, Dale M. | Eagle Grove. | 46 | Farmer, Businessman........... | 45th-Webster, Humboldt. | ----.-...-.-..........................61, 62, 63, 64, 65 |
| Connors, John H. | Des Moines.. | 51 | Fire Department-Captain.-.. | 64th-Polk ................................... |  |
| Crabb, Frank. | Denison.. | 71 | Retired Business Executive... | 53rd-Crawford, Harrison, Monona.... |  |
| Crawford, Reid W. | Ames...... | 23 | Legislator........................... | 42nd-Boone, Polk, Story |  |
| Cusack, Gregory D. | Davenport | 31 | Community Organizer..........- | 81st-Scott_-..-.-....-.-- | 65 |
| Daggett, Horace. | Kent. | 43 | Farmer. | 96th—Adams, Montgomery, |  |
|  | Minden. | 45 | Farmer. | 54th-Harrison, Pottawattamie, |  |
| Den Herder, Elmer H..........--- | Sioux Center | 66 | Retired Farmer.. |  | $\ldots . . . . . .57,58,59,60,60 \times, 61,62,63,64,65$ |
| Dieleman, Wm. W. (Bill). | Pella | 43 | Insurance Underwriter-. | 70th-Jasper, Mahaska, |  |
| Doyle, Donald V..................... | Sioux City. | 49 | Lawyer.- | 51st-Woodbury... |  |
| Drake, Richard F. | Muscatine | 47 | General Farming. | 76th-Muscatine, Scott. | -.-----------........---.......................63, 64, 65 |
| Dunton, Keith H. | Thornburg | 59 | Farmer, Businessman. | 88th-Keokuk, Washington................. | .58, 59, 60, 60X, 61, 62, 63, 64, 65 |
| Dyrland, Terry....................... | Elkader.. | 31 | Teacher. | 18th-Clayton, Delaware, <br> Dubuque, Fayette. | ....-.None |

MEMBERS OF THE HOUSE—SIXTH-SIXTH GENERAL ASSEMBLY—1975 REGULAR SESSION—Continued

| Name | Address | Age | Occupation | Representative District | Former Legislative Service |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Egenes, Sonja | Story City | 44 | Legislator | 43rd-Boone, Hamilton, Story, Webster 38th-Black Hawk, Butler, Franklin, Grundy, Marshall, Tama 46th-Webster. |  |
| Evans, Cooper.. | Grundy Center. | 50 | Engineer, Farme |  | 4, 65 |
| Fitzgerald, Jerome. | Fort Dodge | 33 | Administrative \& Political Consultant. $\qquad$ |  | None |
| ert |  |  |  |  | 65 |
|  |  | 72 |  | 49th-Cherokee, Plymouth, Woodbury. <br> 65th-Polk <br> 21st-Dubuque, Jackson |  |
| Gentleman, Julia B. | Des Moines | 432538 | Sales Person <br> Legis/ator, Consulting <br> Service. $\qquad$ |  | None |
| Gillion, Thomas J... | Dubuque........ |  |  |  | None |
| Griffee, William B. | Nashua..----- |  |  | 21st-Dubuque, Jackson $\qquad$ <br> 14th-Chickasaw, Floyd, Howard, Mitchell. $\qquad$ |  |
|  |  |  |  |  | 65 |
| Halvorson, Roger A. | Monona. | 40 | Insurance, Real Estate Broker |  |  |
| Hansen, Ingwer L............. | Hartley --.-.................- | 62 |  | 17th-Allamakee, Clayton, Winneshiek <br> 3rd-Clay, Dickinson, Lyon, O'Brien, Osceola, Sioux. 74th-Johnson. | None |
| Hargrave, William | lowa City West Grove $\qquad$ | 4450 | Self-Employed $\qquad$ <br> Legislator, Business Woman, Homemaker. $\qquad$ |  |  |
| Harper, Mattie...... |  |  |  | 74th-Johnson. <br> 90th-Appanoose, Davis, Wapello. <br> 79th-Scott |  |
| Harvey, LaVern R. $\qquad$ Hennessey, Maurice $\qquad$ | Bettendorf.-.-...........-- | 30 |  |  |  |
|  |  | 47 | Salesman $\qquad$ | 22nd-Delaware, Dubuque, <br> Jachson, Jones |  |
| Higgins, Thomas J. | Davenport | 292457 | Salesman. $\qquad$ <br> Communication Consultant |  | 65 65 |
| Hines, Neal | Nevada... |  | Communication Consultant. Ironworker $\qquad$ Farmer $\qquad$ | 82nd-Scott <br> 41st-Story <br> 24th-Cedar, Clinton, <br> Johnson, Scott. | None |
| Hinkhouse, Herbert | West Branch |  |  |  |  |
| Horn, Wally E. Howell, Rollin K. $\qquad$ | Cedar Rapids. Rockford$\qquad$$\qquad$ | 40 | Teacher $\qquad$ <br> Farmer.. $\qquad$ | 28th-Linn.. |  |
|  |  |  |  |  |  |
| Hullinger, Arlo | Leon.........-........ | 53 |  | 94th-Clarke, Decatur, Madison, Ringgold, |  |
|  |  |  |  |  |  |
| Husak, Emil J......................-- | Toledo....-........-...-- | 44 |  | 71st-Benton, Lowa, Poweshiek, Tama |  |
|  |  |  |  |  | 64, 65 |
| Hutchins, C. W. (Bill)..-- | Guthrie Center..--..- | 43 | Self-Employed Businessman.. | 56th-Audubon, Carroll, Cass, Crawfert, Greene, Guthrie, Shelby. |  |
|  |  |  |  |  |  |
|  | Des Moines <br> Dubuque. $\qquad$ <br> Marion $\qquad$ | 37 <br> 23 <br> 54 |  |  | 63, 64, 65 |
| Jochum, Thomas J. |  |  |  |  | None |
| Jordan, James D. |  |  |  |  |  |

MEMBERS OF THE HOUSE—SIXTH-SIXTH GENERAL ASSEMBLY—1975 REGULAR SESSION—Continued


MEMBERS OF THE HOUSE-SIXTH-SIXTH GENERAL ASSEMBLY-1975 REGULAR SESSION-Continued

| Name | Address | Age | Occupation | Representative District | Former Legislative Service |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Pellett, Wendell C. | Atlantic. | 57 | Farmer. | 95th-Adair, Adams, Cass, |  |
| Perkins. Carroll. | ffarson | 48 | Agriculture. | 55th-Audubon, Carroll. |  |
| Poncy, Charies N. | Ottuwma. | 52 | Maintenance Engineer. | 89th-Mahaska, Monroe, | one |
| Readinger, David M. | Urbandale. | 39 | Salesma | Wapello- 59th-Polk | 62, 63, 65 |
| Rinas, B. Joseph | Marion....-- | 27 | Machine Operator. | 29th-Linn. | 65 |
| Scheelhaase, Lyle.. | Moville. | 43 | Farmer. | 52nd-Monona, Woodbury. |  |
| Schroeder, Laverna W. | McClelland. | 41 | Farmer. | 98th-Mills, Pottawattamic.. |  |
| Small, Arthur A., Jr.- | lowa City | 40 | Businessman. | 73rd-Johnson...........----.. |  |
| Spear, Clay | Burlington. Ruthven. | 58 52 | Substitute Teacher. <br> Farmer | 85th-Des Moines, Lee---- 4th-Clay, Dickinson, | None |
| Sprading, James W. | Orange City | 52 | Teacher and Paychologist | Emmet, Palo Alto.- | -......None |
| Stromer, Delwyn....-. | Garner...... | 44 | Farmer... | 9th-Cerro Gordo. Franklin, |  |
| Svoboda, Linda A. | Amana | 31 | Journalist | d-B |  |
|  |  |  |  | Johnson, Keokuk, Poweshiek. |  |
| Tauke, Thomas J. | Dubuque. | 24 | Attorney. | 20th-Dubuque................... | None |
| Tofte, Semor C | Decorah.... | 63 | Legislator. | 16th-Fayette, Howard, |  |
| Varley, Andrew | Stuart |  | Farmer | 57th-Adair, Dallas, Guthrie. | 62, 63, 64, 65 |
| Walter, Craig D. | Council Bluffs. | 25 | Director-Division of |  |  |
| Welden, Richard W. Wells, James D. | lowa Falls Cedar Rapids. | $\begin{aligned} & 66 \\ & 46 \end{aligned}$ | Retired Contractor $\qquad$ Employee- | 10th-Franklin, Hardin, Wright. | 62, 63, 64, 65 |
| West, James C. | State Center | 42 | Cereal Company... Furniture Retalier.... | 27th-Benton, Linn. 40th-Grundy, Hardin, | -...63, 64, 65 |
|  |  |  |  |  |  |
| Wulff. Henry C . | Des Moin Waterloo | 38 | Self Employed. | 68th-Polk, Warren. | $\begin{gathered} 65 \\ -65 \end{gathered}$ |
| Wyckoff, Russeil L. | Vinton | 49 | Farmer.- | 31st-Benton, Black Hawk, |  |
|  |  |  |  | Buchanan, Linn, Tama, | .64, 65 |

## (2-8) Denotes second regular seasion.

*Stephens, Lyle R. LeMars. 63 Retired Farmer. $\qquad$
Served until election contest resolved May 15, 1975.

MEMBERS OF THE SENATE-SIXTY-SIXTH GENERAL ASSEMBLY-1975 REGULAR SESSION

| Name | Address | Age | Occupation | Senatorial District | Former Legislative Service |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Andersen, Leonard C. | Sioux City. | 63 | Insurance, Real Estate, Investments. $\qquad$ | 26-Woodbury, Monona | 59, 60, 60X, 62, 63, 64, 65 |
| Bergman, Invin L. | Harris | 63 | Farmer, Businessman....- | 2-Osceola, Clay, Dickinson, |  |
| Briles, James E. | Corning...-.-- | 48 | Auctioneer, Real Estate. | 48--Adams, Adair, Cas | 62, 63, 64, 65 |
| Burroughs, Cliff... | Greene. | 57 | Legislator... | 19-Butler, Black Hawk, | 0, 60x, 61, 62, 63, 64, 65 |
| Carr, Robert M. | Dubuque. |  | Stockbraker | 10-Dubuque. |  |
| Coleman, C. Joseph | Clare....---- | 51 | Farmer-.-.......-- | 23-Webster, Humboldt.... | $\cdots \cdots \cdots . . .77,58,59,60,60 X, 61,62,63,64,65$ |
| Culver, Louis P..................... | Dunlap....... |  | Farmer...........- | 27-Harrison, Crawford, Monona, Pottawattamie, Shelby. | None |
| Curtis, Warren E.................... | Cherokee. | 60 | Certified Public Accountant | 3-Cherokee, Buena Vista, |  |
| DeKoster, Lucas J. | Hull. | 56 | Lawyer .-.............. | 17-Sioux, Lyon, Plymouth.... | .61, 62, 63, 64, 65 |
| Doderer, Minnette. | Lowa City-...- | 51 | Legislator......-.- | 37-Johnson-............... | 60X, 61, 62, 63, 64, 65 |
| Gallagher, James | Jesup |  | Telephone Company | 16-Black Hawk, Benton, Buchanan, Linn, Tama. | 61, 62, 65 |
| Glenn, Gene W. | Ottumwa | 46 | Lawyer. | 45-Wapello, Appanoose, Davis, |  |
| Gluba, William E. | Davenport | 32 | Lawmaker-Realtor... | 41-Scott.......... |  |
| Grifin, James W., Sr......---. | Council Bluffs | 39 | Insurance Executive | 50-Pottawattamie |  |
| Hansen, Willard R...---------.. | Cedar Falls.... | 43 | General Insurance, Real Estate.... | 18-Black Hawk | .63, 64, 65 |
| Heying, Hilarius L. | West Union | 60 | Businessman, Farmer.... | 8-Fayette, Bremer |  |
|  | Newton |  | Farmer | 35-Jasper, Mahaska, Marion, |  |
| Hill, Philip B... | Des Moines. | 43 | Lawyer. | 33-Polk - .-......-- Wa----........ | $\qquad$ |
| Hultman, Caivin 0... | Red Oak.--- | 33 | Retail Lumberman.... | 49-Montgomery, Fremont, Mills, Page, Pottawattamie. | $\ldots 6$ |
| Junkins, Lowell L | Montrose | 30 | Home Construction and Real Estate Developer, Ambulance Service Operator. $\qquad$ | 43-Lee, Des Moines, Henry. | -................................. 65 |



## MEMBERS OF THE SENATE—SIXTY-SIXTH GENERAL ASSEMBLY-1975 REGULAR SESSION-Continued



# JOURNAL OF THE HOUSE 

First Calendar Day-First Session Day

hall of the House of Representatives Des Moines, Iowa, Monday, January 13, 1975

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the House of Representatives of the Sixty-sixth General Assembly of Iowa, 1975 Regular Session, convened at 10:00 a.m., Monday, January 13, 1975.

The House was called to order by the Honorable Donald V. Doyle from Woodbury County.

The following prayer was offered by the Reverend Austin Rugger, Pastor of the United Methodist Church, Vincent, Iowa:

Most Gracious God, who has brought us safely to this day, we praise you for your care and your many blessings. We thank you for the teaching of Psalmists and Prophets and more particularly for the teaching of your Son Jesus who told us that "to whom much is given, shall much be required." Help all here assembled to constantly remember the great trust bestowed upon those who were elected to sit here, and that you require all of us to live up to trust given and to the high calling you make upon each of our lives. Amen.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Leonard E. Masters, Des Moines, Iowa.

QUORUM CALL
A quorum call was requested and the roll call revealed the following:

Those present were, 91:

| Anderson | Clark | Egenes | Horn |
| :--- | :--- | :--- | :--- |
| Avenson | Cochran | Evans | Howell |
| Baker | Connors | Fitzgerald | Hullinger |
| Bennett | Crabb | Gentleman | Husak |
| Bina | Crawford | Gilloon | Hutchins |
| Bittle | Cusack | Griffee | Jesse |
| Bortell | Daggett | Halvorson | Jochum |
| Brandt | Danker | Hargrave | Jordan |
| Branstad | Den Herder | Harvey | Koogler |
| Brockett | Dieleman | Hennessey | Krause |
| Brunow | Drake | Higgins | Kreamer |
| Byerly | Dunton | Hines | Lageschulte |
| Caffrey | Dyrland | Hinkhouse | Lindeen |


| Lipsky | Nealson | Poncy | Varley |
| :--- | :--- | :--- | :--- |
| Lonergan | Newhard | Readinger | Walter |
| McElroy | Nielsen | Rinas | Welden |
| Menenga | Norland | Scheelhaase | Wells |
| Middleswart | Oakley | Schroeder | West |
| Millen | O'Halloran | Small | Woods |
| Miller, A.V. | Patchett | Spear | Wulff |
| Miller,K.D. | Pavich | Stromer | Wyckoff |
| Miller, O. L. | Pellett | Tauke | Mr. Speaker |
| Monroe | Perkins | Tofte |  |
| Absent 9: |  |  |  |
| Fullerton |  | Junker | Middleton |
| Hansen | Menke | Spencer | Stephens |
| Harper |  |  | Svoboda |

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Fullerton of Woodbury, Hansen of O'Brien, Harper of Davis, for the morning session only, Junker of Woodbury, Menke of O'Brien, Middleton of Black Hawk, Spencer of Clay, Stephens of Plymouth and Svoboda of Iowa on request of Cochran of Webster.

## TEMPORARY OFFICERS

On motion by Monroe of Des Moines, David L. Wray of Polk County was elected Acting Chief Clerk. Mr. Wray presented himself and took and subscribed to the following oath:
"I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of my office to the best of my ability, so help me God."

Newhard of Jones moved that the Honorable Donald V. Doyle of Woodbury County be elected Temporary Speaker.

The motion prevailed and the oath of office was administered to the Honorable Donald V. Doyle by Acting Chief Clerk Wray.

Temporary Speaker Doyle in the chair.

## ANNOUNCEMENT OF RESIGNATIONS

The Acting Chief Clerk announced that he had received notification from the following Representatives of their resignations from various state commissions, boards and councils:

| Glenn Brockett | Capitol Planning Commisison |
| :--- | :--- |
| Horace Daggett | Legislative Guard Committee |
| Richard L. Byerly | American Revolution Bicentennial Commission |
| Richard W. Welden | Higher Education Facilities Commission |
| Robert Krause | National Guard Legislative Committee |
| Joan Lipsky | Employment Security Advisory Council |

Floyd W. Millen
Scott Newhard
Keith Dunton
Keith Dunton
Keith Dunton
Joan Lipsky
Elmer H. Den Herder
Elmer H. Den Herder
Gregory Cusack
Gregory Cusack
Brice Oakley
Laverne Schroeder
Russell L. Wyckoff
Glen Bortell
Donald Doyle
Lester D. Menke

Advisory Commission of the Employment Security Commission<br>Iowa National Guard Legislative Committee<br>Iowa State Crime Commission<br>Governor's Committee on Employment of the Handicapped<br>Terrace Hill Planning Commission<br>Iowa Commission to Study Nursing<br>Comprehensive Health Committee<br>Hospital Advisory Committee<br>Commission on Aging<br>Energy Policy Council<br>Energy Policy Council<br>Confidential Records Council<br>Iowa Law Enforcement Academy Council<br>Police Communications Review Committee<br>Police Communications Review Committee<br>Supreme Court Advisory Council

## CREDENTIALS OF MEMBERS

Wyckoff of Benton moved that a committee of five on credentials be appointed and that the accredited list of the Secretary of State be accepted.

The motion prevailed and the following committee was appointed: Wyckoff of Benton, Poncy of Wapello, Avenson of Fayette, Schroeder of Pottawattamie and Readinger of Polk.

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

## REPORT OF COMMITTEE ON CREDENTIALS

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

## CERTIFICATION

## STATE OF IOWA

Office of
THE SECRETARY OF STATE

[^0]Districts


## Districts

Fifty-seventh ................................................................................ Andrew Varley
Fifty-eighth ................................................................................... Glen E. Bortell
Fifty-ninth ........................................................................... David M. Readinger
Sixtieth ................................................................................. Robert M. Kreamer
Sixty-first ............................................................................... Richard L. Byerly
Sixty-second .............................................................................. Norman G. Jesse
Sixty-third .................................................................................... Carl V. Nielsen
Sixty-fourth ............................................................................... John H. Connors
Sixty-fifth .............................................................................. Julia B. Gentleman
Sixty-sixth ......................................................................................Edgar H. Bittle
Sixty-seventh .....................................................................................................................................................
Sixty-eighth ..................................................................................Jack E. Woods
Sixty-ninth ..............................................................................Robert T. Anderson
Seventieth ..........................................................................................Bill Dieleman
Seventy-first .......................................................................................Emil J. Husak
Seventy-second ..........................................................................Linda A. Svoboda
Seventy-third ................................................................................Arthur Small Jr.
Seventy-fourth ........................................................................William J. Hargrave


Seventy-sixth ....................................................................................................................................................................
Seventy-seventh Mennenga
Seventy-eighth ..............................................................................Brice C. Oakley
Seventy-ninth ...........................................................................LaVern R. Harvey
Eightieth ..........................................................................................Robert F. Bina

Eighty-first ..............................................................................Gregory D. Cusack
Eighty-second ..........................................................................Thomas J. Higgins
Eighty-third .-........................-......................................................Arnold R. Lindeen
Eighty-fourth ..........................................................................William R. Monroe
Eighty-fifth ..............................................................................................................................................................................................
Eighty-seventh ................................................................................Floyd H. Millen
Eighty-eighth ...............................................................................Keith H. Dunton
Eighty-ninth ...............................................................................Charles N. Poncy
Ninetieth ............................................................................................Mattie Harper
Ninety-first ............................................................................................ Koogler, Sr.
Ninety-second ......................................................................James I. Middleswart
Ninety-third
John B. Brunow
Ninety-fourth ........................................................................................................... Hullinges
Ninety-fifth ...............................................................................Wendell C. Pellett
Ninety-sixth ...................................................................................Horace Daggett
Ninety-seventh ........................................................................Lillian M. McElroy
Ninety-eighth ..........................................................Laverne Wiliiam Schroeder
Ninety-ninth Emil S. Pavich
One hundredth Craig D. Walter
I FURTHER CERTIFY that the State Canvassing Board has declared that at Special Elections held on December 30, 1974, Thomas J. Jochum was elected to the office of State Representative for the Nineteenth District to fill a vacancy in a two year term which began in January, 1975, and Thomas J. Tauke was elected to the office of State Representative for the Twentieth District to fill a vacancy in a two year term which began in January, 1975.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Capitol, in Des Moines, this 13th day of January, 1975. MELVIN D. SYNHORST, Secretary of State

RUSSELL L. WYCKOFF, Chairman
CHARLES N. PONCY
DONALD D. AVENSON
LAVERNE W. SCHROEDER
DAVID M. READINGER
Wyckoff of Benton moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

## MEMBERS' OATH OF OFFICE

The following members took and subscribed to the following oath:
"I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa to the best of my ability, so help me God."

Robert T. Anderson
Donald D. Avenson
Keith Baker
Wayne Bennett
Robert F. Bina
Edgar H. Bittle
Glen E. Bortell
Diane Brandt
Terry E. Branstad
Glenn F. Brockett
John B. Brunow
Richard L. Byerly
James T. Caffrey
John Howard Clark
Dale M. Cochran
John H. Connors
Frank Crabb
Reid W. Crawford
Gregory D. Cusack
Horace Daggett
Arlyn E. Danker
Elmer H. Den Herder
William W. "Bill" Dieleman
Donald V. Doyle
Richard F. Drake
Keith H. Dunton
Terry E. Dyrland

Sonja Egenes
Cooper Evans
Jerome D. Fitzgerald
Julia B. Gentleman
Thomas J. Gilloon
William B. Griffee
Roger A. Halvorson
William J. Hargrave
LaVern R. Harvey
Maurice Hennessey
Thomas J. Higgins
Neal Hines
Herbert C. Hinkhouse
Wally E. Horn
Rollin Howell
Arlo Hullinger
Emil J. Husak
Charles William Hutchins
Norman G. Jesse
Thomas J. Jochum
James D. Jordan
Fred L. Koogler, Sr.
Robert A. Krause
Robert M. Kreamer
Ray Lageschulte
Arnold R. Lindeen
Joan Lipsky

Joyce Lonergan
Lillian M. McElroy
Jay Mennenga
James I. Middleswart
Floyd H. Millen
Alvin V. Miller
Kenneth D. Miller
Opal Miller
William R. Monroe
Otto H. Nealson
Scott D. Newhard
Carl V. Nielsen
Lowell E. Norland
Buice C. Oakley
Mary O'Halloran
John E. Patchett
Emil S. Pavich
Wendell C. Pellett
Carroll Perkins

Charles N. Poncy
David M. Readinger
B. Joseph Rinas

Lyle Scheelhaase
Laverne William Schroeder
Arthur Small, Jr.
Clay Spear
Delwyn D. Stromer
Linda A. Svoboda
Thomas J. Tauke
Semor C. Tofte
Andrew Varley
Craig D. Walter
Richard W. Welden
James D. Wells
James C. West
Jack E. Woods
Henry C. Wulff
Russell L. Wyckoff

## ELECTION OF SPEAKER

Middleswart of Warren presented the name of the Honorable Dale M. Cochran of Webster as candidate for Speaker of the House of Representatives of the Sixty-sixth General Assembly, preceding such nomination with the following remarks:
Mr. Chairman, Ladies and Gentlemen of the House:
I am proud to perform a chore which is long overdue.
I will place a name in nomination for Speaker of the Iowa House of Representatives for the 66th General Assembly.

The man whom I nominate has long been serving the people of this state in several capacities. He was born in Webster County and graduated from High School there. Married to the former Jeannene Hirsch, he is the father of three daughters, Deborah, Cynthia, and Tamara.

A graduate of Iowa. State University in 1950, he served for several years as a County Extension Director and as Farm Editor for the Fort Dodge Messenger.

He is a leader in his home community of Vincent, Iowa, where he is engaged in farming, and is owner of a 400 acre farm there. He served on the Congressional staff of Merwin Coad, prior to his election to this House in 1964, and he now begins his 6th consecutive term as State Representative from the Webster County area.

He has been a member of our Legislative Council since its inception. He has been recognized in the length and breadth of this country for his interests, and expertise in the legislative process and has been honored by being elected vice chairman of the Intergovernmental Relations Committee of The National Legislative Conference.

He has served with distinction as minority floor leader of this Assembly for the last four years.

I think he personifies the kind of person which everyone likes to see in our country today. Friendly to everyone. Pleasing to know. Concern for
people-integrity and honesty-above all reproach-dignified and sincerea willing cooperator, bi-partisan in spirit-a willing worker-and above all a capable legislator.

Ladies and Gentlemen: I nominate for Speaker, from Webster County, THE HONORABLE DALE M. COCHRAN.

Fitzgerald of Webster seconded the nomination of Dale $M$. Cochran for Speaker of the House, preceded by the following remarks:
Mr. Speaker, Ladies and Gentlemen of the House:
I rise to second the nomination of Dale M. Cochran.
We have already heard of Mr. Cochran's life, his family, and his contributions to the State of Iowa. But I think it is important to underscore the quality of political judgment he has demonstrated during his ten years as a member of the House of Representatives. Twice the Democratic minority floor leader, Mr. Cochran has proven his ability to work for sound legislation in a spirit of cooperation. He has consistently exhibited willingness and talent in working to pass priority legislation for the benefit of all Iowans.

When his party was the minority in the House, he conducted himself with a solid sense of fairness for the interests of all Iowan and their elected Representatives without compromising the fundamental integrity of his party's position on critical issues. Now that there is a Democratic majority in the House, Dale M. Cochran is not about to foresake those qualities of political balance, keen insight, and basic concern for the needs of all Iowans that are the hallmarks of his career of leadership.

Viewing his record as a community leader and public servant, it is clearly my great honor and pleasure to second the nomination of the Honorable Dale M. Cochran as Speaker of the House of Representatives for the Sixtysixty General Assembly.

Millen of Van Buren seconded the nomination of Dale M. Cochran for Speaker of the House, preceded by the following remarks:

Mr. Speaker, Ladies and Gentlemen of the House:
It is my privilege and pleasure to second the nomination of my friend and colleague, the Honorable Dale M. Cochran as Speaker of the House. I note that two (2) years ago it seemed quite the fashion of the Democratic Party to take the opportunity to give political speeches during their seconding speeches. You may want to note Page 11 of the House Journal, Sixtyfifth General General Assembly, 1973 Session.

I am not going to give a political speech at this time. I have several reasons, one being-I'm looking forward with great anticipation to a productive and short session; I want to do my part by not delaying the action and, frankly, the State Central Committee didn't write one for me.

I have been a member of this General Assembly during the ten (10) years that Mr. Cochran has served. I know him as a good friend, a trusted, very able, conscientious and dedicated legislator and I am confident that Mr . Cochran will be cooperative and give us good leadership the next two (2) years.

I now move that the Chief Clerk be authorized to cast a unanimous ballot for the Honorable Dale M. Cochran as Speaker of the House of Representatives for the Sixty-sixth General Assembly.

In accordance with the foregoing motion, the Acting Chief Clerk cast the votes of all the members of the House of Representatives for the Honorable Dale M. Cochran as Speaker of the House of Representatives of the Sixty-sixth General Assembly. The Honorable Dale M. Cochran of Webster, having received all of the votes cast for the office of Speaker of the House of Representatives of the Sixty-sixth General Assembly, was declared duly elected to that office.

Wells of Linn moved that a committee of two be named to escort the Speaker to the chair.

The motion prevailed and the following committee was named: Wells of Linn and O'Halloran of Black Hawk.

## PRESENTATION OF SPEAKER

The Honorable Dale M. Cochran was escorted to the Speaker's station and, having been sworn, assumed the chair. Temporary Speaker Doyle of Woodbury presented Speaker-elect Cochran with the gavel and congratulated him on his unanimous election.

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

It is at moments such as this that one finds it most difficult to utter words to express the appreciation I have for this honor; while at the same time, giving recognition to the responsibility you have bestowed upon me in the office of Speaker of the House.

The opening day of the Iowa General Assembly is by its very nature, an historic occasion. As legislative ceremonies unfold throughout this week, members-and particularly new members, will feel our roles in the history of the state we serve.

We will be called into joint session with our colleagues in the Senate in the same ceremonies that have called the House and Senate together for most of Iowa's 129 -year history. The pattern by which the legislature invites the executive to address us is the same pattern by which legislatures invited Governor James Grimes, Albert Cummings, and Clyde Herring to address this Assembly.

For my own part, I hope we always retain the ceremonial nature of the opening week of the Iowa Assembly, for it is in these traditions that we find the necessary reminder that we are only temporary stewards of Iowa government. If we are wise, we will relish our opportunity to play vital parts in the legislative history of Iowa-always remembering that it is the quality of our collective work here that will finally be the only lasting testimony to our presence in these chambers.

There are other noteworthy historical qualities attending on this particular opening day. This is but the third time in over a century that both houses of the Assembly have held Democratic party majorities. And it is the FIRST time in history that the legislative branch has been in the hands of Democrats while all the offices of the executive branch are held by Republicans.

Perhaps historians will find it true that, as Dickens wrote of another period in history called the French Revolution, "These were the worst of times; these were the best of times." While I hasten to say I certainly do not foresee the makings of a revolution on any scale as a result of the partisan make-up of Iowa government in 1975, I think it foolhardy to pretend this unique situation doesn't exist.

It will be, however, a time of testing-not so much the testing of individuals, of personalties, of partisan strengths and weaknesses, but of the essence of democratic government itself. Cracks and strains will be here, and as we all know, these will show.

But more significantly, this is a situation in which the inherent strengths of the legislative process can emerge perhaps more clearly than at any time in the state's history. This new climate in Iowa government is clearly the legislative branch's opportunity to demonstrate its role as the policy maker for the people of the state of Iowa.

It is an important role that extends far beyond mere bill drafting and debate. It is a role played out by intelligent men and women who each hold personal and individual hopes and dreams for Iowa. And by persons with strong and, I believe, healthy differences of opinion upon how to achieve the best policy for our people. That disagreement in approach which we label "Democratic," "Republican," "conservative," "liberal," or "moderate," come together in these chambers in a composite that mirrors the political philosophies of ALL Iowans.

So for you and for me especially today, we note that that is the beauty of our system-that the very nature of democracy can truly only be demonstrated in a legislative process. And for Iowa, only in these very chambers. Only in this legislature.

The task of making policy for nearly three million people demands no less than a painstaking, sometimes painful, debate of the ideas of fallible men and women. But it is only after such debate-reflective of the viewpoints of all our citizens-that realistic policy can be formulated.

I am proud to renew our collective pledge that this will truly be a peoples' forum; and that the laws that result here will be responsive to those whom we serve.

We know that creating law that touches every aspect of the lives of human beings is an awesome burden. It is more than raising money to do it-it is more than spending the money to do it-though these will be the focus of our attentions in this, the appropriations season of government. The greater challenge, and our common bond, is to create policy which finally results in a quality of life for Iowans that is unsurpassed anywhere.

Yes, that is awesome, but it needn't be overwhelming, for we are legislators who know that debate does not divide us; it is our debate that makes it possible to write law that results in a single voice from the legislative branch of government.

Now, to preside over the body that is charged with such challenge is at once both an honor and a humbling experience. For me, the office of Speaker of the House of Representatives requires not just the duty of presiding here, though 1 am keenly aware of my constitutional duty. But in addition, I have only the utmost respect for this chair and for the integrity that is associated with it-which is in part because of the dedication of fair-minded Speakers who precede me.

Beyond that, let me take note of the legislative process that placed me here. It is to me the highest honor to have been elected to preside by my colleagues-by my fellow legislators, whose confidence and trust in me constitutes the greatest compliment I have ever received in my legislative career.

It is a trust I shall not jeopardize, for to do so would be to break trust with the people of our state for whom you act.

I pledge to them and to you today that I will act as your presiding officer with your trust and your confidence as my primary and sole considerations, as we labor together for all Iowans.

Speaker Cochran in the chair.

## PERMANENT CHIEF CLERK

Hargrave of Johnson moved that David L. Wray be made permanent Chief Clerk of the House.

The motion prevailed and David L. Wray was declared elected permanent Chief Clerk.

## COMMITTEE TO NOTIFY GOVERNOR

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

The motion prevailed and the following committee was appointed: Nielsen of Polk, Small of Johnson and McElroy of Fremont.

COMMITTEE TO NOTIFY THE SENATE
Husak of Tama moved that a committee of three be appointed to notify the Senate that the House is duly organized and ready to receive any communication that it may desire to transmit.

The motion prevailed and the following committee was appointed: Husak of Tama, Hutchins of Guthrie and Stromer of Hancock.

## COMMITTEE FROM THE SENATE

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

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 1 and moved its adoption:

HOUSE CONCURRENT RESOLUTION 1<br>By Fitzgerald

Be It Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the Sixty-sixth General Assembly be held on January 13, 1975, at 1:30 p.m.

Be It Further Resolved, That Governor Robert D. Ray be invited to deliver his message at a joint convention of the two houses of the General Assembly on January 14, 1975, at 11:00 a.m. and that the President of the Senate and the Speaker of the House be designated to extend the invitation to him.

Be It Further Resolved, That at this joint convention the votes for Governor and Lieutenant Governor be canvassed and the results announced and recorded as provided by law.
The motion prevailed and the resolution was adopted.

## ELECTION OF SPEAKER PRO TEMPORE

Higgins of Scott placed in nomination the Honorable Norman G. Jesse as candidate for Speaker pro tempore of the House of Representatives of the Sixty-sixth General Assembly, preceding his nomination with the following remarks:
Mr. Speaker, Ladies and Gentlemen:
I deem it a privilege to place the name of Norman Jesse as Speaker pro tempore of the Iowa House of Representatives.

An attorney in Des Moines, a graduate of Iowa State University and Drake University School of Law, he is now serving his fourth term.

Those who are privileged to know Norm recognize his ability as a legislator and his qualities as a friend and colleague. He has served with distinction in many areas critical to this state. Certainly his work with the judiciary committee and the Criminal Code will bring the respect of the citizens of Iowa when the latter is enacted into law.

More than that, though, he has been a conscience among us as legislators. His eloquent voice has challenged the best of us. On more than one occasion he has arrested our interests and, something that rarely happens, he has changed our votes.

We respect and enjoy his wit and sense of humor. We are painfully aware of the need for a sense of humor and Norm Jesse rarely loses that sense of humor.

He has been a good friend-compassionate and dedicated. There can be no doubt that he will not only redeem our faith in our elected leadership, but he will serve the people of Iowa well.

Mr. Speaker, I am happy to nominate Norman Jesse for Speaker pro tempore.

Miller of Buchanan seconded the nomination of Mr. Jesse as Speaker pro tempore of the House of Representatives, preceding his nomination with the following remarks:

I wish to second the nomination of Norman Jesse as Speaker pro tempore of the Sixty-sixth General Assembly. Mr. Higgins has summed up his qualifications very well. I would hope that the storm in western Iowa will not be an indication of what is to come in this session.

Varley of Adair seconded the nomination with the following remarks:
Mr. Speaker, Ladies and Gentlemen of the House:
I rise to second the nomination of Norman G. Jesse as Speaker pro tempore of the House. We are all here for the purpose of passing responsible legislation for the benefit of all the people of Iowa. We in the minority pledge our support to the principles of good government and sound legislation. We are committed to an open legislative process that provides for public scrutiny of our activities and full debate of controversial issues.

I believe Mr. Jesse is well qualified to serve the House as Speaker pro tempore in a fair and objective manner and, therefore, move that the Chief Clerk be authorized to cast a unanimous ballot for the Honorable Norman G. Jesse of Polk County as Speaker pro tempore of the House of Representatives for the Sixty-sixth General Assembly.

In accordance with the foregoing motion, the Chief Clerk cast the votes of all the members of the House of Representatives for the Honorable Norman G. Jesse as Speaker pro tempore of the House of Representatives of the Sixty-sixth General Assembly. The Honorable Norman G. Jesse of Polk County, having received all of the votes cast for the office of Speaker pro tempore of the House of Representatives of the Sixty-sixth General Assembly, was declared duly elected to that office.

Caffrey of Polk moved that a committee of two be appointed to escort the Speaker pro tempore to the chair:

The motion prevailed and the following committee was appointed: Caffrey of Polk and Howell of Floyd.

Mr. Jesse was escorted to the chair and, being duly sworn, made brief remarks.

## ADOPTION OF HOUSE RESOLUTION 1

Mennenga of Clinton asked and received unanimous consent for the immediate consideration of House Resolution 1 and moved its adoption:

## HOUSE RESOLUTION 1

By Mennega

2 committee of one be appointed to arrange with different ministers
3 of the state for opening the sessions with prayer.
The motion prevailed and the resolution was adopted.
The Speaker appointed as such committee Mennenga of Clinton.

## SPECIAL ORDER

Fitzgerald of Webster offered the following motion:
I move that the assignment of seats to the members of the House be made a special order for this afternoon at 2:00 o'clock.

The motion prevailed.

## ADOPTION OF HOUSE RESOLUTION 2

Miller of Cerro Gordo asked and received unanimous consent for the immediate consideration of House Resolution 2 and moved its adoption:

## HOUSE RESOLUTION 2 <br> By Miller of Cerro Gordo

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

The motion prevailed and the resolution was adopted.

## COMMITTEE ON MILEAGE

Griffee of Chickasaw moved that a committee of three be appointed to determine the amount of mileage due each member and report the same to the House.

The motion prevailed and the following committee was appointed: Griffee of Chickasaw, Hennessey of Delaware and Jordan of Linn.

## ADOPTION OF HOUSE RESOLUTION 3

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Resolution 3 and moved its adoption:

## HOUSE RESOLUTION 3

## By Fitzgerald and Millen

> Whereas, The Honorable William H. Harbor of Mills County will have completed two years of distinguished service as Chief Clerk of the House on January 13, $1975 ;$ and
> Whereas, William H. Harbor served in the House of Representatives in the Fifty-sixth, Sixty-second, Sixty-third and Sixtyfourth General Assemblies, serving as Speaker of the House during the Sixty-third and Sixty-fourth General Assemblies, and in the Senate in the Fifty-seventh and Fifty-eighth General Assemblies; and
> Whereas, for this period of time he has contributed valuable service to the members of the House of Representatives, and the State of Iowa;
> Now, Therefore, Be It Resolved by the House of Representatives: That the members of the House of Representatives recognize the time and devotion of the Honorable William H. Harbor and express their gratitude to him for these years of service and wish him God speed in his future endeavor; and
> Be It Further Resolved: That a copy of this resolution be forwarded to William H. Harbor

The motion prevailed and the resolution was adopted.

## REPORT OF COMMITTEES TO NOTIFY GOVERNOR

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

The report was accepted and the committee discharged.
The House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## REPORT OF COMMITTEE TO NOTIFY SENATE

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

The report was accepted and the committee discharged.

## PERMANENT OFFICERS AND EMPLOYEES OF THE HOUSE

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

Robert F. Davies-Assistant Chief Clerk and Reading Clerk<br>Dan L. Dudley-Legal Counsel<br>Linda A. Tigges-Research Assistant to Speaker<br>Terrie R. Groth-Research Assistant to Majority Leader<br>Maryjo F. Welch-Research Assistant to Minority Leader<br>Stephen J. Rapp-Counsel to Majority Caucus<br>Dolores Abels-Research Assistant to Minority Caucus<br>Joseph J. O'Hern-Research Assistant to Assistant Majority Leader<br>Sandra L. Githens-Research Assistant to Assistant Minority Leader<br>Gerald W. Crawford-Research Assistant to Speaker Pro Tempore<br>Robert E. Simpson-Research Assistant to Ways and Means Chairman<br>Sharon R. Robinson-Public Information Office Director<br>Frances Ann Bernabe-Executive Secretary to Speaker<br>M. Maxine Mann-Executive Secretary to Chief Clerk<br>Elizabeth A. Isaacson-Journal Editor<br>Evelyn K. Higginbottom-Supervisor of Clerks<br>Billie J. Walling-Finance Clerk<br>Sally Blanton-Engrossing Clerk<br>Pauline E. Kephart-Assistant to Legal Counsel and Enrolling Clerk<br>Elizabeth J. O'Connor-Assistant to Legal Counsel<br>Kay Markell-Journal Clerk<br>Linda W. Elliott—Clerk to Public Information Office Director<br>Christine Cardin-Clerk to Chief Clerk<br>Edris H. Owens-Sergeant-at-Arms<br>Earl I. Bitting, Sr.--Assistant Sergeant-at-Arms<br>Catherine B. Holland--Swing Clerk<br>Phyllis J. Fraizer-Bill Clerk<br>Madeline E. James-Assistant Bill Clerk<br>Frances A. Stefani-Supply Clerk<br>Betty C. Lawson-Switchboard Operator<br>Donna L. Waters-Switchboard Operator<br>Daniel K. Sterrett-Postmaster<br>Karen Howland-Control Board Operator<br>Clarence O. Anderson-Doorkeeper<br>Luman W. Bell-Doorkeeper<br>Frank L. Christen-Doorkeeper<br>Donald R. Emanuel-Doorkeeper<br>Janet L. Horstman-Doorkeeper<br>Harold W. Johnson-Doorkeeper<br>Loren E. Perry-Doorkeeper<br>John W. Russell-Doorkeeper<br>Dale L. Marburger--File Clerk<br>Calvin G. Pruitt-Porter<br>Dale A. Green-Janitor<br>Deborah Cochran-Speaker's Page<br>Dexter Brecht-Chief Clerk's Page<br>Merlin D. Bennett-Page<br>Constance Dearborn--Page<br>Brian Elder--Page<br>Mark L. Erickson-Page<br>Dale Fleming-Page<br>Patricia P. Hagarty-Page<br>Debra K. Hammer-Page<br>Florence Hayes-Page

Denny Heeren-Page
Julie Horn-Page
Lee Ann Mitchell--Page
Cindy Owen-Page
Nancy Prater-Page
Jack Reed-Page
Sharon Smith-Page
Michelle L. Svejda-Page
Rick Tjaden-Page
Kay L. Vanderlinden-Page
Patsy Wilson-Page
The motion prevailed and the foregoing officers and employees were duly sworn and subscribed to their oaths of office.

COMMITTEE TO NOTIFY THE SENATE
Cusack of Scott moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee the following: Cusack of Scott, Norland of Worth and Tofte of Winneshiek.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 1, providing for a joint convention on January 13, 1975, and also extending an invitation to Governor Robert D. Ray to deliver a message to a joint convention to be held on January 14, 1975.

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

Senate Concurrent Resolution 1, providing for Ralph R. Brown to be a special consultant to the Senate for the period January 13, 1975 through January 17, 1975 and providing for compensation for this period and also a two week vacation with a rate of pay.

CLARK R. RASMUSSEN, Secretary
SENATE CONCURRENT RESOLUTION 1
By Kinley, Lamborn, Palmer, Junkins, Van Gilst, and Rabedeaux

Whereas, section two point eleven (2.11) of the Code provides that "The compensation of the chaplains, officers and employees of the general assembly shall be fixed by joint action of the house and senate by resolution at the opening of each session, or as soon thereafter as conveniently can be done."; and

Whereas, pursuant to Senate Resolution 1, duly adopted on January 13, 1975, Ralph R. Brown has been hired as special consultant to the senate for the period January 13, 1975, through and including January 17, 1975; Now Therefore

Be It Resolved by the Senate, the House Concurring, That the compensation of Ralph R. Brown, special consultant to the senate, be set at three hundred sixty-five dollars and thirtynine cents ( $\$ 365.39$ ) for the period January 13, 1975, through and including January 17, 1975.

Be It Further Resolved, That Ralph R. Brown be granted a two week vacation, with pay at the rate of three hundred sixtyfive dollars and thirty-nine cents ( $\$ 365.39$ ) per week, in addition to any accrued vacation, at the same rate of pay, during his tenure as secretary of the senate.

## SENATE MESSAGE CONSIDERED

## Senate Concurrent Resolution 1

Read first time and referred to the administration committee.
REPORT OF THE COMMITTEE TO NOTIFY THE SENATE
Cusack of Scott, chairman of the committee to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.
The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

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

## JOINT CONVENTION

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

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

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

Senator Kinley moved that the joint convention recess until 11:00 a.m. Tuesday, January 14, 1975.

The motion prevailed and the joint convention was recessed.
The House reconvened, Speaker Cochran in the chair.

## SPECIAL ORDER

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

The drawing of seats was as follows:

1. Speaker of the House Cochran-floor seat.
2. Speaker Pro Tempore Jesse
3. Majority Floor Leader Fitzgerald
4. Minority Floor Leader Millen
5. Assistant Floor Leaders-
6. Members with defective sight, hearing and physical disability.
7. Drawing by seniority:
a. Incumbent members with continuous service
b. Returning members, by senority
c. New members

The drawing of seats proceeded with the following results:

| ame Seat No. | Name Seat |
| :---: | :---: |
| Robert T. Anderson | Cooper Evans ............................. 20 |
| Donald D. Avenson | Jerome Fitzgerald ..................... 100 |
| Keith Baker | Bert Fullerton ............................ 78 |
| Wayne Bennett | Julia B. Gentleman ...................... 19 |
| Robert F. Bina | Thomas J. Gilloon ............................. 17 |
| Edgar H. Bitt | William B. Griffee ........................ 6 |
| Glen E. Bortell | Roger A. Halvorson ..................... 22 |
| Diane Brandt | Ingwer L. Hansen ....................... 77 |
| Terry E. Branst | William J. Hargrave ................... 63 |
| Glenn F. Brockett | Mattie Harper ............................ 32 |
| John B. Brunow | LaVern R. Harvey ...................... 43 |
| Richard L. Byerly | Maurice Hennessey ...................... 42 |
| James T. Caffrey | Thomas J. Higgins ....................... 7 |
| John H. Clark | Neal Hines ................................... 11 |
| Dale M. Cochran | Herbert C. Hinkhouse .................................. 13 |
| John H. Connors | Wally E. Horn |
| Frank Crabb | Rollin K. Howell ......................... 27 |
| Reid W. Crawfo | Arlo Hullinger |
| Gregory D. Cusack | Emil J. Husak ............................. 90 |
| Horace Daggett | C. W. "Bill" Hutchi |
| Arlyn E. Danker | Norman G. Jesse ......................... 82 |
| Eimer H. Den Herder | Thomas J. Jochum ...................... 9 |
| Wm. W. "Bill" Dieleman | James D. Jordan ........................ 72 |
| Donald V. Doyle | Willis E. Junker ......................... 76 |
| Richard F. Drake | Fred L. Koogler, Sr. .................. 18 |
| Keith H. Dunton | Robert A. Krause ...................... 35 |
| Terry Dyrland ............................. | Robert M. Kreamer .................... 83 |
| Sonja Egenes | Ray Lageschulte |


| Name Seat No. | Seat No. | Name | Seat No. |
| :---: | :---: | :---: | :---: |
| Arnold R. Lindeen ....................... 3 | 38 | Carroll Perkins | 49 |
| Joan Lipsky .................................. 9 | 97 | Charles N. Poncy | 36 |
| Joyce Lonergan .......................... 8 | 86 | David M. Readinger | 25 |
| Lillian McElroy .......................... 9 | 94 | B. Joseph Rinas | 74 |
| Lester D. Menke | 1 | Lyle Scheelhaase | 29 |
| Jay Mennenga .............................. 68 | 68 | Laverne W. Schroeder | 65 |
| James I. Middleswart ................... 8 | 87 | Arthur A. Small, Jr. | 12 |
| M. Peter Middleton ..................... 5 | 56 | Clay Spear | 15 |
| Floyd H. Millen ............................ 9 | 99 | Don W. Spencer | 71 |
| Alvin V. Miller ............................ 48 | 48 | Lyle R. Stephens | .. 62 |
| Kenneth D. Miller ...................... 7 | 70 | Delwyn Stromer | 61 |
| Opal Miller .................................. 7 | 75 | Linda A. Svoboda | 2 |
| W. R. "Bill" Monroe, Jr. ............ 8 | 84 | Thomas J. Tauke | 41 |
| Otto H. Nealson | 3 | Semor C. Tofte | 73 |
| Scott D. Newhard .-....................... 8 | 80 | Andrew Varley | 96 |
| Carl V. Nielsen ............................ 5 | 52 | Craig D. Walter | 30 |
| Lowell E. Norland ...................... 7 | 79 | Richard W. Welden | 85 |
| Brice C. Oakley ............................ 4 | 45 | James D. Wells | 64 |
| Mary O'Halloran ........................ 91 | 91 | James C. West | .. 46 |
| John E. Patchett ........................... 3 | 34 | Jack E. Woods | 16 |
| Emil S. Pavich .............................. 4 | . 40 | Henry C. Wulff | 57 |
| Wendell C. Pellett ...................... 3 | 33 | Russell L. Wyckoff | 92 |

Fitzgerald of Webster moved that the assignment of seats be accepted as listed.

The motion prevailed.

## STANDING COMMITTEES APPOINTED

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

AGRICULTURE-18 Members

| Husak, | Crabb | Jordan | O. Miller |
| :---: | :---: | :---: | :---: |
| Chairman | Danker | Koogler | Scheelhaase |
| Howell* | Harper | Lageschulte | Stephens |
| Pellett** | Hinkhouse | Lindeen | Svoboda |
| Bennett | Hutchins | A. Miller |  |
|  | APPRO | ONS-42 Member |  |
| Dunton, | Cusack | Krause | Rinas |
| Chairman | Griffee | Kreamer | Schroeder |
| Byerly* | Halvorson | Lipsky | Small |
| Den Herder** | Hansen | Menke | Stromer |
| Avenson | Hargrave | Middleswart | Tofte |
| Bortell | Harper | K. Miller | Varley |
| Brandt, | Higgins | Monroe | Welden |
| Brockett | Horn | Nielsen | Wells |
| Brunow | Hullinger | O'Halloran | Wulff |
| Caffrey | Husak | Patchett | Wyckoff |
| Crabb | Jesse | Perkins |  |

[^1]CITIES AND TOWNS- 15 Members

| Rinas, Chairman | Bina | Junker | Newhard |
| :--- | :--- | :--- | :--- |
| A. Miller* | Connors | Lindeen | Spear |
| Clark*** | Dieleman | Lipsky | Walter |
| Anderson | Harvey | Nealson |  |


|  | COMMERCE-17 Members |  |  |
| :--- | :--- | :--- | :--- |
| Small, Chairman | Doyle | Jesse | McElroy |
| Hennessey* | Egenes | Jordan | Millen |
| Kreamer** | Evans | Krause | Tauke |
| Bina | Halvorson | Lonergan | Walter |
| Brockett |  |  |  |

## COUNTY GOVERNMENT-17 Members

| Hutchins, <br> Chairman | Bortell <br> Danker | Lonergan |
| :--- | :--- | :--- |
| Jordan | Middleswart |  |
| Stephens** | Gilloon | Hinkhouse |
| Baker | Linder | Pellett |
| Lindeen |  |  |

Spear Stromer Tauke West

| Patchett, | ED |
| :--- | :--- |
| Chairman | Bennett <br> Byerly <br> Poncy** |
| Menke** | Crawford <br> Daggett. |
| Baker | Dyrland |


| Griffee | Norland |
| :--- | :--- |
| Hansen | Spear |
| Horn | Stromer |
| Mennenga | Wulff |
| O. Miller |  |

ENERGY-19 Members

| O'Halloran, | Cusack | Gentleman | Perkins |
| :--- | :--- | :--- | :--- |
| Chairman | Den Herder | Griffee | Readinger |
| Hullinger** | Doyle | Howell | Spencer |
| Varley** | Evans | Jochum | Welden |
| Avenson | Fullerton | Oakley | Wells |

## HUMAN RESOURCES-18 Members

| Higgins, | Brunow | Hargrave <br> Chairman | Caffrey |
| :--- | :--- | :--- | :--- |
| K. Miller* | Crawford | Lipsky | Newhard <br> Readinger |
| Hansen | Conergan | Schroeder |  |
| Anderson | Cusack | Middleton | Tofte |

JUDICIARY AND LAW ENFORCEMENT- 18 Members

| Jesse, Chairman | Clark | Higgins | Nielsen |
| :--- | :--- | :--- | :--- |
| Newhard* | Dyrland | Lageschulte | Poncy <br> Oakley** |
| Ovans | Eidencer |  |  |
| Bittle | Gentleman | Middleton | Sealson |
| Brandt | Hennessey |  | Woods |

[^2]LABOR AND INDUSTRIAL RELATIONS- $\mathbf{1 5}$ Members
Connors,
Chairman
Caffrey*
Branstad**

| Brockett | Jochum | Pavich |
| :--- | :--- | :--- |
| Daggett | McElroy | Poncy |
| Gilloon | Menke | Wells |
| Horn | A. Miller | West |

NATURAL RESOURCES-19 Members

| Middleswart, | Branstad | Hinkhouse | Pellett |
| :---: | :---: | :---: | :---: |
| Chairman | Drake | Hullinger | Perkins |
| Wyckoff* | Egenes | Koogler | Scheelhaase |
| Tofte** | Halvorson | Millen | Spencer |
| Avenson | Hines | O'Halloran | Varley |
|  |  | 10 Members |  |
| Fitzgerald, | Millen** | Hargrave | Oakley |
| Chairman | Byerly | Kreamer | Scheelhaase |
| Nielserı* | Crabb | Mennenga |  |

STATE GOVERNMENT-18 Members

| Monroe, | Brandt | Fitzgerald | Norland |
| :---: | :---: | :---: | :---: |
| Chairman | Connors | Fullerton | Patchett |
| Woods* | Crawford | Hines | Small |
| Harvey** | Dieleman | Junker | Svoboda |
| Bittle | Drake | McElroy |  |
|  | TRANS | ION-18 Membe |  |
| Krause, | Bortell | Koogler | Tauke |
| Chairman | Doyle | Lageschulte | Welden |
| Harper* | Dunton | Pavich | Woods |
| Drake** | Fullerton | Rinas | Wulff |
| Brunow | Gilloon | Schroeder |  |
|  | WAYS | ANS-85 Memb |  |
| Norland, | Branstad | Gentleman | Middleton |
| Chairman | Clark | Harvey | K. Miller |
| Mennenga* | Daggett | Hennessey | Nealson |
| West** | Danker | Hines | Pavich |
| Anderson | Dieleman | Howell | Readinger |
| Baker | Dunton | Husak | Stephens |
| Bennett | Dyrland | Hutchins | Svoboda |
| Bina | Egenes | Jochum | Walter |
| Bittle | Fitzgerald | Junker | Wyckoff |

## HOUSE COMMITTEE ASSIGNMENTS ROBERT T. ANDERSON

Cities and towns
Human resources Ways and means

[^3]

[^4]Cities and towns

Agriculture

Education

Appropriations

Education

Agriculture

Appropriations**
Cities and towns

Commerce

Natural resources

Appropriations, Chairman

Education

Commerce

[^5]Labor and industrial State government relations, Chairman

FRANK CRABB
Appropriations Rules
REID W. CRAWFORD
Human resources State government GREGORY D. CUSACK

Energy Human resources
hORACE DAGGETT
Labor and industrial Ways and means relations

ARLYN E DANKER
County government Ways and means
ELMER H. DEN HERDER
Energy
Human relations
WILLIAM W. (BILL) DIELEMAN
State government Ways and means
DONALD V. DOYLE
Energy Transportation
RICHARD F. DRAKE
State government Transportation**
KEITH H. DUNTON
Transportation Ways and means

TERRY DYRLAND
Judiciary and law Ways and means enforcement

SONJA EGRNES
Natural resources Ways and means

Agriculture
Appropriations
Agriculture*
Appropriations
Agriculture, Chairman.

HERBERT C. HINKHOUSE
County government Natural resources
WALLY E. HORN
Education
Labor and industrial relations

ROLLIN K. HOWELL
Energy
Ways and means
ARLO HULLINGER
Energy*
Natural resources
emil J. husak
Appropriations Ways and means
C. W. (BILL) HUTCHLNS

Agriculture County government, Ways and means Chairman

NORMAN G. JESSE
Commerce
Judiciary and law enforcement, Chairman

THOMAS J. JOCHUM
Labor and industrial Ways and means relations

JAMES D. JORDAN
Agriculture

Cities and towns

Agriculture

Appropriations
Commerce
Transportation, Chairman

ROBERT M. KREAMER
Appropriations

Agriculture
Commerce** Rules
ray lageschulte
Judiciary and law Transportation enforcement

County government*
WILLIS E. JUNKER
State government Ways and means
FRED L. KOOGLER, SR.
Natural resources Transportation
ROBERT A. KRAUSE

| Commerce | County governme |
| :---: | :---: |
| wiLLIS E. JUNKER |  |
| State government | Ways and means | 

## ARNOLD R. LINDEEN

Agriculture

Appropriations

Commerce

Commerce
Appropriations

Education

Appropriations

Human resources
Commerce

Agriculture

Appropriations

Agriculture

Appropriations

Cities and towns County government
JOAN LIPSKY
Cities and towns Human resources
JOYCE LONERGAN
County government Human resources
LILLIAN McELROY
Labor and industrial State government relations

LESTER D. MENKE

> Education**

## Labor and industrial relations

Jay mennenga
Rules Ways and means*
JAmes I. MIDDLESWART
County government Natural resources, Chairman
M. PETER MIDDLETON

Judiciary and law Ways and means enforcement

FLOYD H. MILLEN
Natural resources Rules**
alvin v. MILLER
Cities and towns* Labor and industrial relations

## KENNETH D. MILLER

Human resources* Ways and means
OPAL MILLER
County government Eudcation
W. R. (BILL) MONROE, JR.

Human resources State government, Chairman

[^6]Cities and towns

Cities and towns

Appropriations

Education

Energy

Appropriations

Appropriations

Labor and industrial relations


Judiciary and law Ways and means enforcement

SCOTT D. NEWHARD
Human resources

CARL V. NIELSEN
Judiciary and law Rules*

LOWELL E. NORLAND
State government Ways and means,

BRICE C. OAKLEY
Judiciary and law Rules
mary óhalloran
Energy, Chairman Natural resources
JOHN PATCHETT
Education, Chairman State government
mad s. Pavich
Transportation Ways and means

WENDELL C. PELLETT
County government Natural resources

Energy Chairman

Chairman
Judiciary and law enforcement* -

Labor and industrial relations
nsportation

[^7]LYLE SOHEELHAASE

Agriculture

Appropriations

Appropriations

Cities and towns

Energy

Agriculture

Appropriations

Agriculture

Commerce

Appropriations

Appropriations

Cities and towns

Appropriations

Appropriations

Natural resources Rules
LAVERNE W. SCHROEDER
Human resources Transportation arthur a. Small
Commerce, Chairman State government
CLAY SPEAR
County government Education
DON W. SPENCER
Judiciary and law Natural resources enforcement

LYLE R. STEPHENS
County government** Ways and means DELWYN STROMBR
County government Education LINDA A. SVOBODA
State government Ways and means thomas j. taUKe
County government Transportation
SEMOR C. TOFTE
Human resources Natural resources** ANDREW VARLEY
Energy** Natural resources CRAIG D. WALTER
Commerce Ways and means
RICHARD W. WELDEN
Energy Transportation
james D. wells
Energy
Labor and industrial relations

[^8]| James c. West |  |  |
| :---: | :---: | :---: |
| County government | Labor and industrial relations | Ways and means** |
| JACK E. WOODS |  |  |
| Judiciary and law enforcement | State government* | Transportation |
| HENRY C. WUlFF |  |  |
| Appropriations | Education | Transportation |
| RUSSELL L. WYCKOFF |  |  |
| Appropriations | Natural resources* | Ways and means |

## SUBCOMMITTEES OF APPROPRIATIONS COMMITTEE

Dunton of Keokuk, chairman of the committee on appropriations, announced the following subcommittee assignments:

APPROPRIATIONS SUBCOMMITTEES EDUCATION
Horn,
Chairman
Brockett

Harper
Kreamer
Nielsen
O'Halloran
Patchett Stromer
human resources
Cusack,
Chairman
Caffrey

Den Herder Hansen

Hargrave
Higgins
Husak
Lipsky Caffrey
natural resources

| Avenson, Chairman | Hullinger Middleswart | Perkins Tofte | Welden Wyckoff |
| :---: | :---: | :---: | :---: |
| STATE DEPARTMENTS |  |  |  |
| Griffee, Chairman Crabb | Jesse Monroe | $\begin{aligned} & \text { Small } \\ & \text { Varley } \end{aligned}$ | Wells <br> Wulff |
| TRANSPORTATION |  |  |  |
| Brunow, Chairman Bortell | Brandt <br> Krause | $\begin{aligned} & \text { Menke } \\ & \text { Miller, } \mathbf{K} . \end{aligned}$ | Rinas <br> Schroeder |

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## REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage each member is entitled to begs leave to submit the following report:
RoundTrip
Miles Name
70
Robert T. Anderson
340
Donald D. Avenson
370
Keith Baker
300
Wayne Bennett
360
360
Robert F. Bina
Robert F. Bina
None
None
Glen E. Bortell ..... 72
Diane Brandt ..... 222
Terry E. Branstad ..... 270
Glenn F. Brockett ..... 130
John B. Brunow ..... 196
Richard L. Byerly ..... 25
James T. Caffrey ..... None
John H. Clark ..... 360
Dale M. Cochran ..... 200
John H. Connors ..... None
Frank Crabb ..... 250
Reid W. Crawford ..... 79
Gregory D. Cusack ..... 360
Horace Daggett ..... 204
Arlyn E. Danker ..... 240
Elmer H. Den Herder ..... 480
Bill Dieleman ..... 92
Donald V. Doyle ..... 426
Richard F. Drake ..... 310
Keith H. Dunton ..... 190
Terry Dyrland ..... 440
Sonja Egenes ..... 96
Cooper Evans ..... 142
Jerome Fitzgerald ..... 206
Bert Fullerton ..... 350
Julia B. Gentleman ..... None
Thomas J. Gilloon ..... 406
William B. Griffee ..... 324
Roger A. Halvorson ..... 440
Ingwer L. Hansen ..... 420
William J. Hargrave ..... 246
Mattie Harper ..... 240
LaVern R. Harvey ..... 340
Maurice Hennessey ..... 306
Thomas J. Higgins ..... 338
Neal Hines ..... 90
Herbert C. Hinkhouse ..... 250
Wally E. Horn ..... 250
Rollin K. Howell ..... 250
Arlo Hullinger ..... 154RoundTrip
Name ..... Miles
Emil J. Husak ..... 150
C. W. Hutchins ..... 120
Norman G. Jesse ..... None
Thomas J. Jochum ..... 410
James D. Jordan ..... 280
Willis E. Junker ..... 410
Fred L. Koogler, Sr. ..... 140
Robert A. Krause ..... 292
Robert M. Kreamer ..... None
Ray Lageschulte ..... 294
Arnold R. Lindeen ..... 264
Joan Lipsky ..... 260
Joyce Lonergan ..... 100
Lillian McElroy ..... 350
Lester D. Menke ..... 392
Jay Mennenga ..... 394
James I. Middleswart ..... 40
M. Peter Middleton ..... 232
Floyd H. Millen ..... 300
Alvin V. Miller ..... 220
Kenneth D. Miller ..... 288
Opal Miller ..... 230
William R. Monroe, Jr. ..... 330
Otto H. Nealson ..... 280
Scott D. Newhard ..... 310
Carl V. Nielsen ..... 22
Lowell E. Norland ..... 274
Brice C. Oakley ..... 400
Mary O'Halloran ..... 220
John E. Patchett ..... 260
Emil S. Pavich ..... 280
Wendell C. Pellett ..... 180
Carroll Perkins ..... 140
Charles N. Poncy ..... 180
David M. Readinger ..... None
B. Joseph Rinas ..... 270
Lyle Scheelhaase ..... 440
Laverne W. Schroeder ..... 268
Arthur A. Small, Jr. ..... 240
Clay Spear ..... 330
Don W. Spencer ..... 380
Lyle R. Stephens ..... 450
Delwyn Stromer ..... 226
Linda A. Svoboda ..... 230
Thomas J. Tauke ..... 400
Semor C. Tofte ..... 420
Andrew Varley ..... 90
Craig D. Walter ..... 280
Richard W. Welden ..... 144
James D. Wells ..... 250


## ANNOUNCEMENT BY THE CHIEF CLERK

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

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

SERGE H. GARRISON, Director Legislative Service Bureau

## COMMUNICATION FROM THE IOWA STATE HIGHWAY COMMISSION

There is on file in the office of the Speaker a report from The Iowa State Highway Commission on highway research in Iowa for the biennium July 1, 1972, to June 30, 1974. This report is submitted to the General Assembly in compliance with the requirement of Section 310.36, Code of Iowa, 1975, and covers all highway research conducted by the Commission.

## COMMUNICATION FROM THE SECRETARY OF STATE

The following communication was received by Speaker Dale M. Cochran:

Presiding Officer of the
House of Representatives
Sixty-sixth General Assembly
State House
Des Moines, Iowa
Pursuant to the provisions of Chapter 59, Code of Iowa, 1973, I transmit herewith the following:

A sealed envelope received by this office on which appears the following wording: "Transmitted to the office of the Secretary of State of Iowa this 20th day of December, 1974, pursuant to I. C. A. §59.4, and containing original and copies of Statement of Election Contest wherein James W. Spradling contests the election of Lyle R. Stephens, as incumbent, to the Iowa House of Representatives from Iowa's Second Representative District. For forwarding by the Iowa Secretary of State to the Speaker of the Iowa House of Representatives."

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State
On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, January 14, 1975.

# JOURNAL OF THE HOUSE 

Second Calendar Day-Second Session Day<br>hall of the House of Representatives Des Moines, Iowa, Tuesday, January 14, 1975

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

Prayer was offered by the Reverend Gary Mayes, pastor of the Drake Avenue Christian Church, Centerville, Iowa.

The Journal of Monday, January 13, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James H. Coddington, Humboldt, Iowa.

## PRESENTATION OF VISITORS

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

Forty-five seventh grade students from Central Junior High School, Newton, accompanied by Miss Walker, Mrs. Bennett and Mrs. Fulmer. By Anderson of Jasper and Dieleman of Marion.

## INTRODUCTION OF BILLS

House File 1, by Monroe, a bill for an act relating to the storage of registered vessels.

Read first time and referred to committee on natural resources.
House File 2, by Krause, a bill for an act relating to the jurisdiction of judicial magistrates.

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

House File 3, by Hennessey (Norpel), a bill for an act relating to the use of reflectorized materials on bicycles.

Read first time and referred to committee on transportation.
House File 4, by Stromer, a bill for an act to allow the retailer a credit or discount in paying sales tax receipts due the state.

Read first time and referred to committee on ways and means.
House File 5, by Krause, a bill for an act relating to area research centers.

Read first time and referred to committee on education.

## TEMPORARY RULES OF THE HOUSE SIXTY-SIXTH GENERAL ASSEMBLY

Fitzgerald of Webster moved that the Permanent Rules of the House of the Sixty-fifth General Assembly be the Temporary Rules of the House of the Sixty-sixth General Assembly.

The motion prevailed.

## MEMBERS' OATH OF OFFICE

The following members took and subscribed to the oath of office as follows:
"I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa to the best of my ability, so help me God."

Bert Fullerton
Lester D. Menke
Ingwer L. Hansen
Don W. Spencer
Mattie Harper
Lyle R. Stephens
Willis E. Junker
The House was recessed until 10:30 a.m.
The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 3, providing for the inauguration of the governor and the lieutenant governor.

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

Senate Concurrent Resolution 4, providing for copies of the Code and Acts for the 1973 and 1974 sessions to be distributed to members of the general assembly and also members of the press.

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

Senate Concurrent Resolution 5, providing for copies of printing to be distributed to the county auditors and the congressional delegation.

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

Senate Concurrent Resolution 7, providing for adjournment on Thursday, January 16, and reconvening on Monday, January 20, and also providing for adjournment on Friday, March 14, and reconvening on Monday, March 24, 1975.

CLARK R. RASMUSSEN, Secretary

## ADOPTION OF SENATE CONCURRENT RESOLUTION 8

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 3 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 8

By Bergman

1 Be It Resolved by the Senate, the House Concurring: That a joint committee be designated, consisting of six 3 members of the senate to be appointed by the president of 4 the senate, and six members of the house to be appointed 5 by the speaker of the house of representatives, to arrange 6 for the inauguration of the governor and the lieutenant 7 governor.

The motion prevailed and the resolution was adopted.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 4

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 4 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 4 By Hultman

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing be directed to furnish copies of the 1975 Code of Iowa; copies of the Acts of the 1973 and 1974 regular session of the sixty-fifth general assembly, and copies of the 1973 Code of Iowa to such members of the sixty-sixth general assembly of Iowa who may request the same. Senate members will leave orders for Codes and Acts at the secretary of the senate's desk and house members at the chief clerk of the house of representative's desk.

Be It Further Resolved: That the superintendent of printing is directed to furnish copies of the 1975 Code of Iowa and Acts of the 1973 regular session and 1974 regular session of the sixty-fifth general assembly as

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requested by the secretary of the senate and by the chief clerk of the house for the use of the staff in their respective offices.

Be It Further Resolved: That the superintendent of printing is directed to furnish copies of the 1975 Code of Iowa and the Acts of the 1973 and 1974 regular sessions of the sixty-fifth general assembly to members of the press who are assigned seats in the senate and house press galleries, to be requested by the secretary of the senate for members of the press with seats there assigned and by the chief clerk of the house of representatives for copies
Page 2
1 to be furnished members of the press assigned seats in
2 the house chamber.
The motion prevailed and the resolution was adopted.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 5

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 5 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 5 By Winkelman

Be It Resolved by the Senate, the House Concurring: That the superintendent of printing be instructed to mail to each county auditor in the state of Iowa one copy of the daily corrected senate and house journals, one copy of each senate and house bill, one copy of each senate and house reprinted bill, one copy of each senate and house enrolled bill, and one copy of each senate and house clip sheet-for the duration of the sixty-sixth general assembly-and that the same, with binders, be furnished to such officers free of charge, to be paid for out of the general fund not otherwise appropriated.

Be It Further Resolved: That the superintendent of printing be instructed to mail to Senator Dick Clark, Senator John C. Culver, Congressman Edward M. Mezvinsky, Congressman Michael T. Blouin, Congressman Charles E. Grassley, Congressman Neal Smith, Congressman Berkley Bedell, and Congressman Thomas Harkin one copy of the daily corrected senate and house journals, one copy of each senate and house bill, one copy of each senate and house reprinted bill, one copy of each senate and house enrolled bill, and one copy of each senate and house clip sheet-for the duration of the sixty-sixth general assembly-and that the same, with binders, be furnished to such officers free of charge, to be paid for out of the general fund not otherwise appropriated.

## Page 2

1 Be It Further Resolved: That the superintendent of 2 printing make such mailings at least once weekly.
The motion prevailed and the resolution was adopted.

## COMMITTEE TO NOTIFY THE SENATE

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

The motion prevailed and the Speaker appointed as such committee Horn of Linn, Krause of Palo Alto and Monroe of Des Moines.

ADOPTION OF SENATE CONCURRENT RESOLUTION 7
Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 7 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 7

By Kinley and Lamborn
Be It Resolved by the Senate, the House Concurring:
That when adjournment is had on Thursday, January 16, 1975, it be to reconvene on Monday, January 20, 1975, at 10:00 a.m.

Be It Further Resolved: That when adjournment is had on Friday, March 14, 1975, it be to reconvene on Monday, March 24, 1975, at 10:00 a.m.
The motion prevailed and the resolution was adopted.

## REPORT OF COMMITTEE TO NOTIFY THE SENATE

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

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

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

## JOINT CONVENTION

The joint convention reconvened, President Neu presiding.
Senator Kinley of Polk moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

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

Senator Gallagher of Black Hawk moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor Robert D. Ray that the joint convention is ready to receive him.

The motion prevailed and the President appointed as such committee Senators Gallagher of Black Hawk, Nolin of Carroll and Briles of Adams, on the part of the Senate, and Representatives Husak of Tama, Brunow of Appanoose and Drake of Muscatine, on the part of the House.

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

President Neu then presented Governor Robert D. Ray who delivered the following address:
Mr. President, Mr. Speaker, Mr. Chief Justice, Senators and Representatives, State Officials, Distinguished Guests, Ladies and Gentlemen:
I am not going to deliver my budget recommendations to you until next week. But this morning I am going to give you a small preview.

One appropriation I will recommend contains a few dollars to the Iowa Historical Society for a compilation of all the messages and addresses of Iowa's governors over the last seventy years.

I admit I had some reservations about this undertaking only a few weeks ago when Peter Harstad, Director of the Historical Society, proposed it during the Governor's budget hearings.

As I said then, the work will never be a best seller.
But I had a change of heart during the preparation of this message and those that will follow.

For I had an opportunity to look back over the messages Iowa's early governors delivered to Iowa's pioneer legislatures, and their words often have special relevance to today's complex times.

Those early gubernatorial messages mention troubled economies, national unrest, adverse weather conditions, and concern about the leverage of great monopolies against individual people. In short, they deal with the same problems which we face today.

Our predecessors survived the hardships and overcame their many crises -just as we will do.

Those early messages illustrate so well that today's crises are tomorrow's history.

And a careful reading reaffirms the wisdom of approaching problems with perspective and judgment rather than with rhetoric bordering on hysteria.

Reading history made by those early governors and legislatures is good for yet another reason. It quickly inspires humility, something all of us in polities can use.

The names of R. P. Lowe, Buren R. Sherman or Frank D. Jackson are not exactly household words. But they all served as Governor of Iowa for at least four years.

Then again, neither do the names of Samuel L. Bestow or George R. Struble leap at us from the pages of history. But they distinguished themselves as leaders in the Iowa Senate and House of Representatives, respectively.

This would be well for us to consider at a time when the Sixty-sixth General Assembly is only hours old.

Iowans of the future will best remember what is accomplished by this legislature, not necessarily who it was who did it. It will be our deeds and not our names which will make lasting Iowa history.

Our people will look to us for results, not talk or game playing. And for those who might want to use this session for a political forum, remember the effect your actions have on the lives of people. It was Plutarch who reminds us from 2,000 years ago: "Though boys throw stones at frogs in sport, the frogs do not die in sport, but in earnest."

Another common thread runs through the messages of early governorsan appreciation for this place we call Iowa.

We are, yet today, a privileged people in Iowa-privileged in ways not shared by many in other states.

If you read the December 9, 1974, issue of Time Magazine you would have noted that Iowa, in the midst of a national recession, had the lowest unemployment rate in the country.

We know, however, the number of Iowans without jobs is increasingreminding us graphically that for all our advantages, we are an integral part of a national economy.

It tells us there are some people in Iowa today who are out of work, who do not have paychecks, who are living with the fear and uncertainty which can only be understood if you've ever been without a job.

This should remind us all that these are not times for reckless governmental spending on the hope that economic growth will continue to swell the state treasury with surplus funds.

1974 was a year of hardship for many of our farmers-still reeling from adverse weather and depressed livestock prices.

Yet in spite of these trials, Iowa's corn and soybean production in 1974 was the fourth largest crop in our history. Our total foreign exports of farm products amounted to $\$ 1.774$ billion last year, clearly demonstrating we have become a major economic force, not only in the United States, but in the world.

We are blessed with another condition in our state-Iowa is not experiencing the sharp growing pains of population explosion some other regions are. We have seen hopeful signs that our population is stabilizing and becoming more balanced between rural and urban settings.

1974 was a year that saw our energy woes-which had been building for decades-become a factor in the terrible economic toll of double-digit inflation.

And it was a year in which we weathered a change in national leadership under the most traumatic circumstances.

Now as we begin 1975, fraught as it may be with economic problems and threats of material scarcity, we in Iowa can list an inventory that can give us confidence.

We are, as a group, among the best educated of the world's peoples. We have just experienced one of the greatest growths in per capita income. Healthy industrial development, despite the money and energy crunches, has been moving forward.

Our environment is relatively free of pollution in comparison to other regions, and we can preserve it. We are one of the greatest food-producing areas of the world. Our government is open and stable.

These advantages should not be seen as gifts only to be enjoyed, but as opportunities to be used.

In a recent National Geographic magazine, there appeared an article entitled "The Family Farm Ain't What It Used To Be." Featured was Earl Zumbach from Delaware County, an excellent representative of Iowa's modern farming community. He knows running a farm business requires great management skills and careful planning.

In the article, Mr. Zumbach is quoted as saying: "I've always thought a guy should just sit down on a feed sack in the barn every so often and try to set some goals."

Serving in government today is a tough chore, too, requiring a sense of good management and goal-setting.

Every so often we should "sit down on the feed sack" and do some hard thinking about this state and our role in shaping its direction.

First, I think we have to realize we are operating in a period of great uncertainty. While this is no time to be timid or to withdraw, it is a time to exercise judgment and caution, particularly as you get down to the business of lawmaking and budget making.

Essentially, it is a time that will require great balance. I recognize the very human tendency to get caught up in the moment and to react within the confines of the moment-and so it is important that we keep our perspective.

Let me illustrate. There have been many kinds of material shortages recently. We even had a shortfall of carpenters' nails. We had been so successful in our emergency fuel oil pool that one legislator urged us to put the state into the nail business. If one followed his logic, soon government might be merchandising just about every commodity. This is not government's proper role.

Common sense, as well as conditions which will shape us, requires a balanced approach to state government.

Without much effort, you can give Iowans too much government. May I tell you again if government assumes too many functions, individual and private performance deteriorates.

On the other hand, if government assumes too little responsibility, private economic power may be exercised in ways detrimental to society as a whole;
disparities in wealth and income may become too great; and public services worthy of a great people may not be provided.

The most important priority for both the executive and legislative branches of Iowa state government is wise management of what we have . . . to make government work better.

That isn't fancy and it won't get you headlines back home. But if we are successful, there will be enough credit for all the politicians.

To members of both parties seeking to win favor in the eyes of your constituents I would suggest: He serves his party best who best serves Iowa and she serves her party best who best serves Iowa.

There is much within your power to do during this legislative session.
You can be a part of solving the most serious problem that confronts us as a nation. It is not inflation or the energy shortages or dwindling resources, as important as these are. Our most serious problem now is that many people in this country have lost their confidence. They fear the worst. People who fear the worst tend to invite it. Heads lowered in despair cannot scan horizons for new opportunities.

How do you help? You do it with performance, the kind of performance that can restore the confidence of people in their government, in themselves and in their future.

We approach our task with a shared affection for Iowa. And our behavior toward this state should be as J. B. Priestly once describedthat of a "loving wife toward her husband who would do anything on earth for him except stop criticizing him and trying to improve him." Our state deserves that same affectionate treatment, but also the same sharp glance.

I have spoken of Iowa in affectionate terms as I have discussed the Condition of the State. Let me also share with you some recommendations for improvement, derived from a sharp glance at the problems.

In addition to numerous pieces of management legislation which I will spell out in this message, and, in addition to specific measures which I will deliver to you next week in the budget address, I see especially three major areas that demand your attention during this session.

They have a commonality. All deal with the wise use and attention to that which we term our resources.

You should approach each with perspective and that sense of balance which is so necessary.

They deal with our human resources, our natural resources, and the financial resources of our state government.

## 1. HOUSING AUTHORITY

First, in the area of human resources: We in lowa are among the best fed, best clothed, best educated and most affluent of all the world's peoples. Yet there remain among us those who don't have a decent place to live. Shortage of capital for many, high construction costs and tight money have discouraged needed construction of housing. An Iowa Housing Authority would be in a position to attract federal funds and have the ability to encourage housing for low income, elderly and handicapped persons. Our Governor's Task Force has developed much additional information to assist you, and it is within your power now to take this important step by creating an Iowa Housing Authority.

## 2. LAND USE PLANNING

Second, in the area of natural resources: In Iowa, our land has to be one of our most important natural resources. Decisions are made each day that dictate for decades the way in which Iowa land is used. Each year, some 30,000 acres give way to urban demand, and this at a time when the world's needs for food production become ever greater. We must respect the right of individuals to own their land and to make determinations for its use. But it is also imperative that our land not be exploited, destroyed or used in such a way that other landowners are deprived of reasonable use of their property. In 1972, many of you were here when you enacted the nation's first soil conservancy law, pioneering the concept that our land, even though in private ownership, is still a public trust. It is a law working exceedingly well. This session you can again pioneer with solid land-use planning legislation.

## 3. IMPROVING THE INCOME TAX

Third, there is the matter of financial resources. In all your actions here do not forget for a moment that you are spending other people's money. Taxes are never easy to pay; they become even a greater hardship in times of economic downturn, precisely the same time when many turn to government for help.

It is a continual process to assure our people that taxes levied against them are imposed fairly and equitably. Much has been done already in this decade of the seventies to improve the fairness and mixture of Iowa's tax structure.

We have seen a major shift from regressive local property taxes to state revenues for school financing. Much of it has been phased in over the years, as we said it would be when we proposed the plan in 1971. Today, it is now an accomplished fact-more than half of the revenue supporting operations of our elementary and secondary school system comes from sources other than property taxes. When this shift was made, the progressivity of Iowa's income tax was also improved.

In 1973, basic costs of welfare were lifted from property taxes to state taxes. Property taxes on livestock were repealed. A phaseout of all personal property taxes began. A sweeping new elderly tax relief plan was enacted. The minimum income level for paying state income taxes was raised, benefiting low income people.

In 1974, the standard deduction in the income tax was doubled; the basic exemption on the inheritance tax was increased and we took the giant stride of eliminating the sales tax from food and prescription drugs.

The income tax is our most progressive tax. Its very progressivity makes it most reactive to inflation in the economy. We have seen people jump from one tax bracket to a higher one even though they're experiencing a drop in actual purchasing power.

It is apparent that another improvement is in order.
In my budget message next week I will spell out with a specific proposal how we can build greater equity into our state income tax.

I want to now mention other specific recommendations. Hopefully, a number of them will be somewhat familiar to you.
-WASHINGTON OFFICE. Federal actions strongly affect the interests of our state. We would do well to strengthen our relationship with our Congressional delegation in a concerted effort to assure our state of deriving
maximum benefits and protection from the federal government. An excellent way to do this would be to establish an office in the nation's capitol as 22 other states have already done.
-COMPETITIVE BIDDING LAW. In this session you should enact a competitive bidding law for other units of government similar to that which applies to state government.
-EMPLOYMENT SECURITY REORGANIZATION. Iowa state government has experienced broad reorganization in the 1970's. An additional step you can take in this session is to place the administration of our essential Employment Security Commission under a single director, with a review board, in lieu of the archaic three-member commission form.
-CRIMINAL CODE REVISION. Proposals to revise Iowa's criminal code have been under consideration for a long time and much groundwork is already done. Adopt or reject what you will, but do take action.
-LIQUOR OUTLETS. I want to again suggest that the Iowa Liquor Commission be allowed to establish, under its control, franchised outlets in our smaller communities in lieu of establishing state-owned facilities.
-SPEED LIMIT. We cannot permit the present fifty-five miles per hour speed limit to expire on June 30. Slower highway speeds have become a fact of life in a nation which must become increasingly energy conscious. Best of all, we have seen a savings of lives.
-DIVISION FOR THE DEAF. We believe a good way to aid our Iowans handicapped by deafness would be to provide a Division for the Deaf in the Iowa Department of Health.
-WAGE COLLECTION/WAGE PAYMENT LAW. It is shattering enough to lose a job; it is devastating to be denied wages owed. Now is the time to strengthen our law protecting workers.
-ABONDONED RAILROAD RIGHT-OF-WAY. Rail lines now considered for abandonment wind through some of Iowa's most scenic areas. It is in the public interest to preserve these routes for bicycling and hiking trails where feasible, or for other purposes that would otherwise take productive farmland. Units of government should have first option to obtain these routes.
-TAX EXEMPTION FOR HOME IMPROVEMENTS. I have long felt that in the interest of fairness, Iowans should provide a temporary exemption on the taxation of improvements and additions to a person's home.
-CABLE-TV TASK FORCE. Cable television has passed the infancy stage in Iowa and is growing. I would ask that you assist us in developing a special one-year Task Force to examine this important area which holds such great potential for public good.
-IMPROVE CAMPAIGN LAW. We now have a working campaign finance and disclosure commission. In addition to financial matters, we should broaden its scope to include unfair campaign practices.
-MOBILE HOME TIE-DOWN. There is solid evidence that tie-down of mobile homes can prevent loss of lives and reduce property damage in severe wind. Such tie-downs should be required by law.
-AREA SCHOOLS' ROLE DEFINED. Our area schools are the fastest growing segment of Iowa's educational system with a primary mission of providing career training for our people. This role should be strengthened and clarified by legislative expression.
-COUNTY GOVERNMENT. Government closest to the people can be the most efficient government of all, and proposals to unify the 42 funds now identified in county budgets into seven basic funds could provide county officials much more flexibility within workable and controllable limitations.
-UNFAIR TRADE PRACTICES/ANTI-TRUST. Iowa's present antitrust law is vague and antiquated. It should be updated and should cover services as well as products in a modern unfair trade practices law. Also, the possibility of civil sanctions in addition to purely criminal sanctions should be considered as a means to discourage price-fixing schemes.
-PARK USER FEE. A modest fee for use of Iowa's parks is a reasonable and fair way to assure Iowans attractive and well-kept recreational areas. In a related matter, I urge you to repeal the law making it mandatory to license such water craift as inflatable rafts and canoes. This provision went too far and we should correct it.
-NO-FAULT INSURANCE. While you should not curtail a victim's right to recover from a wrongdoer, there is merit in first-party insurance coverage for medical expenses and loss-of-earnings payments regardless of who is at fault in an accident. I recommend you adopt a reasonable no-fault insurance plan.
-CHILDHOOD DEVELOPMENT. I urge you to join us in exploring the potentials of increased efforts in early childhood development through
a funding measure to back up our Governor's Task Force that has already begun work.
-STRENGTHEN ENERGY POLICY COUNCIL. With twenty-five percent of all energy consumed in Iowa used in transportation, it makes sense to include the Director of the Department of Transportation as a member of the new Energy Policy Council.
-FOREIGN INVESTMENTS IN IOWA LAND. Iowa law now limits foreign alien investment in Iowa land to 640 acres. But you should strengthen it to assure there are not loopholes available to those who would circumvent this law for their own personal gain.
-CORPORATE FARMING. Large-scale corporations or conglomerates that take an unfair competitive advantage not only pose a threat to the family farm and the efficiency of our agricultural system, but also threaten the very basic social fiber of our Iowa communities. Legislation requiring curtailment of non-farm corporate involvement should be aimed at the right target and should not deny our farmers the necessary framework for continued efficient operation.

In this message I have not attempted to discuss the need of improving our Iowa Public Employees' Retirement System (IPERS), or how we must approach the important matters of highway financing, conservation, education and social services, or additional help for cities and towns. These, and numerous other matters, directly relate to the state budget and I will be detailing recommendations to you in that message next week.

As this session begins, much has been made of the change in control of this legislature. While it is true that different people must now assume responsibility for leading your two houses, the control has not been relinquished - it is still firmly in the hands of the people.

Each of you has been given a special opportunity to serve. For this privilege much is required of you.

You will be judged at some future date by history, which will take note whether in your brief span of service you fulfilled your responsibilities to your state and its people.

Your success or failure will be measured by the answers to four questions: First, were you people of courage?
Second, were you people of judgment?
Third, were you men and women of dedication?
And finally, were you men and women of integrity?
Though it is true that the quality of a product need not be judged by the length of time it takes to produce it, it is also true that our constituents would welcome a short session.

It is in their interest that you start with a minimum of partisanship and divisiveness, for, as Plato said: "The beginning is the most important part of the work."

Let us begin.
Governor Robert D. Ray was escorted from the House chamber by the committee previously appointed.

## CANVASS OF VOTES

President Neu announced that the time had arrived for the canvass of votes for the offices of Governor and Lieutenant Governor at the General Election held on November 5, 1974, and announced as teller, on the part of the Senate, Senator Rodgers of Dallas, and assistant tellers Senators Sovern of Linn and Schwengels of Jefferson, and as teller, on the part of the House, Representative Woods of Polk, and assistant tellers Representatives Rinas of Linn and Pellett of Cass.

President Neu further announced that, in accordance with statute, the six tellers just named would constitute the judges of said canvass.

The returns were opened in the presence of the joint convention and the tellers then proceeded to canvass the vote for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 5, 1974.

On motion by Fitzgerald of Webster, the joint convention recessed until 1:00 p.m., Thursday, January 16, 1975.

The House reconvened, Speaker Cochran in the chair.

## ASSIGNMENT OF DESKS IN PRESS GALLERY

The following named persons are accredited members of the press and are entitled to seats in the West Press Gallery :

## WEST PRESS GALLERY

[^10]Chuck Roberts, Associated Press, Des Moines
Dan Even, Associated Press, Des Moines
Margy McCay, Associated Press, Des Moines
Roxanne Ervasti, Associated Press, Des Moines
Norman Brewer, Des Moines Tribune, Des Moines
Richard Doak, Des Moines Tribune, Des Moines
Louise Swartzwalder, Des Moines Register, Des Moines
James Flansburg, Des Moines Register, Des Moines
Paul Stanfield, Des Moines Register \& Tribune, Des Moines
Kristelle Petersen, United Press International, Des Moines
Gordon Jackson, United Press International, Des Moines
Pamela Huey, United Press International, Des Moines
Roger Linehan, United Press International, Des Moines
Randy Minkoff, United Press International, Des Moines
Chuck Schoffer, United Press International, Des Moines
Otto Weber, Legislative Bulletin Service, Des Moines
Frank T. Nye, The Cedar Rapids Gazette, Cedar Rapids
Don Reid, Iowa Press Association, Des Moines
John McCormick, Quad-City Times, Davenport
Roger Munns, Quad-City Times, Davenport
Bill Severin, Waterloo Courier, Waterloo
Bob Case, Waterloo Courier, Waterloo
Jeff H. Withrow, Omaha World-Herald, Omaha
David Beeder, Omaha World-Herald, Omaha
Stephen Good, Dubuque Telegraph Herald, Dubuque
William Flannery, The Daily Iowan, Iowa City
Chuck Hawkins, The Daily Iowan, Iowa City
Jim Fleming, The Daily Iowan, Iowa City
Bill Roemerman, The Daily Iowan, Iowa City
Tim Ohsann, The Daily Iowan, Iowa City
Rodson L. Riggs, Ames Daily Tribune, Ames
Bill Wickersham, Ames Daily Tribune, Ames
Jerry B. Dickinson, Ames Daily Tribune, Ames
Jacquelyn King, Des Moines Area Community College Eclectic, Ankeny
Jan Link, Des Moines Area Community College Eclectic, Ankeny
Julie Rutz, Des Moines Area Community College Eclectic, Ankeny
James Craig, Des Moines Area Community College Eclectic, Ankeny
Steven Karr, Dysart Reporter, Dysart
John Marion, Keokuk Daily Gate City, Keokuk
Ronald L. Lindsay, Keokuk Daily Gate City, Keokuk
Charles W. Walk, Globe-Gazete, Mason City
Richard Sullivan, Globe-Gazette, Mason City
Thomas Still, Globe-Gazette, Mason City
Rebecca Christian, Globe-Gazette, Mason City
Richard Fatigati, Globe-Gazette, Mason City
Elwin Musser, Globe-Gazette, Mason City
Robert Nandell, Globe-Gazette, Mason City
Gary Grimmond, Globe-Gazette, Mason City
Carl Voss, Des Moines Register, Des Moines
Len
The following named persons represent accredited TV and radio stations and are entitled to seats in the East Press Gallery:

## EAST PRESS GALLERY

James Worthington, KCCI-TV, Des Moines
Alan Loots, KCCI-TV, Des Moines

Randy Schwager, KCCI-TV, Des Moines
Mark Threlkeld, KCCI-TV Des Moines
Bill Johnson, KCCI-TV, Des Moines
Mike Reynolds, KCCI-TV, Des Moines
Kevin Cooney, KCCI-TV, Des Moines
David Garms, KRNT Radio, Des Moines
George Davison, KRNT Radio, Des Moines
Douglas Brandt, WMT and WMT-TV, Cedar Rapids
Robert Bruner, WMT and WMT-TV, Cedar Rapids
Caroll Daringer, WMT and WMT-TV, Cedar Rapids
Kathie Grissom, WMT and WMT-TV, Cedar Rapids
Townsend Hoopes III, WMT and WMT-TV, Cedar Rapids
Roy Karon, WMT and WMT-TV, Cedar Rapids
Juri Muller, WMT and WMT-TV, Cedar Rapids
Charles Norton, WMT and WMT-TV, Cedar Rapids
Steve Olszyk, WMT and WMT-TV, Cedar Rapids
Dave Scheie, WMT and WMT-TV, Cedar Rapids
Jeff Thompson, WMT and WMT-TV, Cedar Rapids
Mark Doolin, WMT and WMT-TV, Cedar Rapids
Nancy Fushan, WOI AM-FM, Ames
Don Keeler, WOI-TV, Ames
Jim Gritzner, KWWL and KWWL-TV, Waterloo
John Dodge, KWWL and KWWL-TV, Waterloo
Sandy Yoder, KWWL and KWWL-TV, Waterloo
Ned Dermody, KMA Radio, Shenandoah
Bill Bone, KMA Radio, Shenandoah
Christy Hall, KMA Radio, Shenandoah
Cliff Adams, KMA Radio, Shenandoah
Max Lee, KGLO-TV-AM, Mason City
Larry Huegli, KGLO-TV-AM, Mason City
Roy Clark, KGLO-TV-AM, Mason City
John Flanzer, KGLO-TV-AM, Mason City
Carole Custer, KGLO-TV-AM, Mason City
Paul Miller, KGLO-TV-AM, Mason City
Sara Frasher, Iowa Educational Broadcasting Network, Des Moines
Jeff Ames, Iowa Educational Broadcasting Network, Des Moines
Joanne Strouf, Iowa Educational Broadcasting Network, Des Moines
Bob Bradsell, Iowa Educational Broadcasting Network, Des Moines
Donald Silcott, Iowa Radio Network, Des Moines
Dale Brodt, KCRG and KCRG-TV, Cedar Rapids
Andy Smith, KCRG and KCRG-TV, Cedar Rapids
Mike McCollum, KCRG and KCRG-TV, Cedar Rapids
Gary Galvin, KCRG and KCRG-TV, Cedar Rapids
Joe Kelly, KCBC Radio, Des Moines
Randy Parlett, KTVO-TV, Ottumwa
Terry Wollitz, KTVO-TV, Ottumwa
Ron Heller, KTVO-TV, Ottumwa
Gus Horn, WHO and WHO-TV, Des Moines
Phil Thomas, WHO and WHO-TV, Des Moines
Lloyd Patterson, WHO and WHO-TV, Des Moines
Jack Thomsen, WOC-AM, WOC-TV and KIIK-FM, Davenport
Alan Carter, WOC-AM, WOC-TV and KIIK-FM, Davenport
Frank Mazzocco, WOC-AM, WOC-TV and KIIK-FM, Davenport
John Popovich, WOC-AM, WOC-TV and KIIK-FM, Davenport
Arnold Klinsky, WOC-AM, WOC-TV and KIIK-FM, Davenport

Mike Gleason, KTIV-TV, Sioux City<br>Hank Kuhlmann, KTIV-TV, Sioux City<br>John Lytle, KTIV-TV, Sioux City<br>Michael Plews, KTIV-TV, Sioux City<br>Steve Saunders, KTIV-TV, Sioux City<br>Bruce Scheid, KTIV-TV, Sioux City<br>Jane Sewell, KTIV-TV, Sioux City<br>Dick Wait, KTIV-TV, Sioux City

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

To the House of Representatives of the Iowa General Assembly:
Pursuant to the provisions of section 68B.10, Code 1973, as amended, the undersigned, Chief Justice of the Iowa Supreme Court, hereby appoints Claire F. Carlson of Fort Dodge, and Robert E. Conley, of Des Moines, neither of whom is an employee of the General Assembly, as members of the Ethics Committee in the House of Representatives.

Dated this 12th day of December, 1974.

> C. EDWIN MOORE, Chief Justice Iowa Supreme Court

The original and a true copy of this Order have been filed with the Chief Clerk of the House of Representatives of the Iowa General Assembly on this 12th day of day of December, 1974.

DAVID L. WRAY, Chief Clerk

## APPOINTMENT TO HOUSE ETHICS COMMITTEE

Pursuant to chapter 68B.10, Code of Iowa, I hereby appoint the following members to serve on the House ethics committee for the Sixty-sixth General Assembly: Representative Mattie Harper of Davis; Representative Norman Jesse of Polk; and Representative Rollin Howell of Floyd.

JEROME FITZGERALD
House Majority Leader

## APPOINTMENT TO HOUSE ETHICS COMMITTEE

Pursuant to chapter 68B.10, Code of Iowa, I hereby appoint the following members to serve on the House ethics committee for the Sixty-sixth General Assembly: Representative Richard W. Welden of Hardin and Representative Lillian McElroy of Fremont.

FLOYD H. MILLEN<br>House Minority Leader

## COMMUNICATION FROM THE STATE APPEAL BOARD

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

January 14, 1975

Mr. David L. Wray<br>Chief Clerk<br>House of Representatives<br>State House<br>Local<br>Dear Mr. Wray:

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

These include 160 claims of a general nature.
Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.

Very truly yours,<br>MAURICE E. BARINGER<br>Chairman<br>State Appeal Board

Receipt of the above is hereby acknowledged.
DAVID L. WRAY, Chief Clerk

## OFFICE <br> STATE COMPTROLLER

| Claim Number | Name of Claimant Nature of Claim | Amount of Claim | Amount <br> Approved |
| :---: | :---: | :---: | :---: |
| 534-64-25 | Xerox Corporation Chicago, Illinois | 842.99 | Disapproved |
| 1884-64-25 | Lawrence Maasdam <br> d/b/a Maasdam Construction Co. <br> Sully, Iowa <br> County registration fee refund | 194.00 | Disapproved |
| 1890-64-25 | Ockenfeis Transfer Iowa City, Iowa County plate fee refund | 175.86 | Disapproved |
| 1966-64-25 | L. P. Ames Nevada, Missouri | 313.11 | Disapproved |
| 2314-64-25 | Prorate fee adjustment Chesterman Company Sioux City, Iowa | 219.67 | Disapproved |
| 2423-64-25 | Registration fee refund John R. Hink Davenport, Iowa | 37.50 | Disapproved |
| 2696-64-25 | County plate license refund Ivan L. Sanders Le Mars, Iowa Prorate refund | 566.02 | Disapproved |
| 240-65-25 | Addressograph-Multigraph Corp. Des Moines, Iowa Duplicated claim for equipment | 985.62 | Disapproved |
| 330-65-25 | Lloyd R. Knott Iowa Falls, Iowa License fee refund | 24.00 | Disapproved |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 355-65-25 | Lloyd W. Tindall | 164.00 | Disapproved |
|  | Athens, Georgia |  |  |
|  | Outdated expense claim |  |  |
| 402-65-25 | Estate of Dena Rietema c/o John Rietema, Executor | 91.85 | Disapproved |
|  | Kanawha, Iowa |  |  |
|  | Refund transfer tax |  |  |
| 435-65-25 | Roederer Transfer and Storage Co. Davenport, Iowa | 67.50 | Disapproved |
|  | Registration fee refund |  |  |
| 453-65-25 | Judith Ann Gimbel | 77.50 | Disapproved |
|  | Ute, Iowa |  |  |
|  | Merit pay adjustment |  |  |
| 462-65-25 | Ruth Warden | 55.50 | Disapproved |
|  | Omaha, Nebraska |  |  |
|  | Back salary |  |  |
| 467-65-25 | Elva Hansen | 52.00 | Disapproved |
|  | Woodward, Iowa |  |  |
|  | Merit pay adjustment |  |  |
| 479-65-25 | North American Van Lines | 110.00 | Disapproved |
|  | Fort Wayne, Indiana |  |  |
|  | Registration fee refund |  |  |
| 534-65-25 | Benefield Brothers | 24.00 | Disapproved |
|  | Cullman, Alabama |  |  |
|  | Trip permit refund |  |  |
| 574-65-25 | Glenn Breiland | 87.07 | Disapproved |
|  | Sioux City, Iowa |  |  |
|  | Registration fee refund |  |  |
| 610-65-25 | Sherry Gable | 217.49 | Disapproved |
|  | Waterloo, Iowa |  |  |
|  | Property damage |  |  |
| 678-65-25 |  | 95.52 | Disapproved |
|  | St. Cloud, Minnesota <br> Fine refund |  |  |
| 684-65-25 | Fern M. Hutcheson | 87.00 | Disapproved |
|  | Marshalltown, Iowa |  |  |
|  | Merit pay adjustment |  |  |
| 700-65-25 | Douglas L. Peters | 167.37 | Disapproved |
|  | Storm Lake, Iowa |  |  |
|  | Prorate fee refund |  |  |
| 734-65-25 | Ben Schwartz - d/b/a Schwartz | 242.16 | Disapproved |
|  | Marshalltown, Iowa |  |  |
|  | County license fee refund |  |  |
| 750-65-25 | Farmers Union Coop Elevator Kennebec, South Dakota | 53.00 | Disapproved |
|  | Special permit refund |  |  |
| 755-65-25 | Gleason Equipment, Inc. Undete | ermined | Disapproved |
|  | Chicago, Illinois |  |  |
|  | Duplicate registration fees |  |  |
| 756-65-25 | Burch Construction Company | 114.10 | Disapproved |
|  | Cedar Rapids, Iowa |  |  |
|  | License fee refund |  |  |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 757-65-25 | Arctic Transport, Inc. Council Bluffs, Iowa | 33.19 | Disapproved |
|  | Refund of trailer registration |  |  |
| 759-65-25 | James A. Clark Logan, Iowa | 200.00 | Disapproved |
|  | License refund |  |  |
| 947-65-25 | Hawaiian Flowers, Ltd. Stevens Point, Wisconsin | 24.00 | Disapproved |
|  | Fine refund |  |  |
| 1018-65-25 | Elmer Dykstra | 35.38 | Disapproved |
|  | Pella, Iowa |  |  |
|  | County plate license refund |  |  |
| 1040-65-25 | Mama Cookies Bakeries, Inc. Chicago, Illinois | 140.00 | Disapproved |
|  | Prorate refund |  |  |
| 1132-65-25 | M.B. \& B.G. Cuthbertson Toledo, Iowa | 90.00 | Disapproved |
|  | License fee refund |  |  |
| 1150-65-25 | Onley Refrigerated Transport Oakland, Iowa | 50.00 | Disapproved |
|  | Fine refund |  |  |
| 1155-65-25 | North American Van Lines, Inc. Fort Wayne, Indiana | 6.00 | Disapproved |
|  | License fee refund |  |  |
| 1190-65-25 | Jones \& McKnight Steel, Inc. Kankakee, Illinois | 20.00 | Disapproved |
|  | Fine refund |  |  |
| 2003-65-25 | Myron Roenfeld | 35.00 | Disapproved |
|  | Silver City, Iowa |  |  |
|  | Eyeglasses broken by patient |  |  |
| 2004-65-25 | Lester's of Minnesota, Inc. Lester Prairie, Minnesota | 28.00 | Disapproved |
|  | Fine refund |  |  |
| 2005-65-25 | Transport Service Company | 50.00 | Disapproved |
|  | Chicago, Illinois |  |  |
|  | Fine refund |  |  |
| 2023-65-25 | Schwartz Brothers Storage \& Van Chicago Heights, Illinois | 40.00 | Disapproved |
|  | Permit \& fine refund |  |  |
| 2027-65-25 | Shell Oil Company | 35.00 | Disapproved |
|  | Bettendorf, Iowa |  |  |
|  | Fine refund |  |  |
| 2028-65-25 | John E. Campbell | 240.00 | Disapproved |
|  | Guthrie Center, Iowa |  |  |
|  | Prorate registration fee refund |  |  |
| 2029-65-25 | Transport, Inc. of South Dakota | 19.00 | Disapproved |
|  | Sioux Falls, South Dakota |  |  |
|  | Permit \& fine refund |  |  |
| 2052-65-25 | Michael E. Gammon | 52.50 | Disapproved |
|  | Roland, Iowa |  |  |
|  | Broken eyeglasses |  |  |
| 2062-65-25 | Phil Weerheim | 99.80 | Disapproved |
|  | Rock Rapids, Iowa |  |  |
|  | Registration fee refund |  |  |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim of | of Claim | Approved |
| 2077-65-25 | W. A. LaBaube | 30.00 | Disapproved |
|  | Berger, Missouri |  |  |
|  | Fine refund |  |  |
| 2087-65-25 | Harold L. Gillette | 66.75 | Disapproved |
|  | Atlantic, Iowa |  |  |
|  | Damage of employee's eyeglasses |  |  |
| 2094-65-25 | Dean C. Lingle | 267.93 | Disapproved |
|  | Holstein, Iowa |  |  |
|  | Registration fee refund |  |  |
| 2105-65-25 | Gilmore-Tatge Mfg. Co., Inc. Clay Center, Kansas | 36.00 | Disapproved |
|  | Fine refund |  |  |
| 2107-65-25 | Abbas Trucking | 45.00 | Disapproved |
|  | Dakota City, Iowa |  |  |
|  | County license fee refund |  |  |
| 2109-65-25 | Pickens-Kane Moving \& Storage Chicago, Illinois | 40.00 | Disapproved |
|  | Fine \& trip permit |  |  |
| 2147-65-25 | Accoustical Spray Insulation Co. Norfolk, Nebraska | 48.00 | Disapproved |
|  | Fine refund |  |  |
| 2180-65-25 | Bulk Carriers, Inc. | 40.00 | Disapproved |
|  | Auburn, Nebraska |  |  |
|  | Fine refund |  |  |
| 2191-65-25 | Iowa-Illinois Concrete Products Corp | p. 28.00 | Disapproved |
|  | Bettendorf, Iowa |  |  |
|  | Fine refund |  |  |
| 2209-65-25 | Joseph Hottes | 407.50 | Disapproved |
|  | Des Moines, Iowa |  |  |
|  | Retroactive pay |  |  |
| 2217-65-25 | J. D. Westoff Transp. | 629.54 | Disapproved |
|  | New Vienna, Iowa |  |  |
|  | Registration fee refund |  |  |
| 2222-65-25 | Thomas Dean Heuertz | 473.24 | Disapproved |
|  | Le Mars, Iowa |  |  |
|  | Registration fee refund |  |  |
| 2230-65-25 | Coast Provision Company | 30.00 | Disapproved |
|  | Santa Fe Springs, California |  |  |
|  | Fine refund |  |  |
| 2231-65-25 | Palm Industries, Inc. Litchfield, Minnesota | 19.00 | Disapproved |
|  | Fine refund |  |  |
| 2232-65-25 | Wells Dairy Company | 170.00 | Disapproved |
|  | Le Mars, Iowa |  |  |
|  | County license fee refund |  |  |
| 2240-65-25 | Janssen \& Bartelson Milk Hauling Sibley, Iowa | 327.27 | Disapproved |
|  | License refund |  |  |
| 2247-65-25 | Sun'n Snow Sports, Inc. | 25.00 | Disapproved |
|  | Black River Falls, Wisconsin |  |  |
|  | Fine refund |  |  |
| 2249-65-25 | Bennett Box Company | 14.00 | Disapproved |
|  | Centerville, Iowa |  |  |
|  | Fine refund |  |  |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 2253-65-25 | Buske Lines, Inc. Litchfield, Illinois | 42.00 | Disapproved |
|  | Fine refund |  |  |
| 2264-65-25 | Mallinger Truck Line Fort Dodge, Iowa | 1,081.59 | Disapproved |
|  | Registration refund |  |  |
| 2267-65-25 | Higman Sand \& Gravel Akron, Iowa | 25.00 | Disapproved |
|  | License fee refund |  |  |
| 2272-65-25 | South Omaha Feed \& Supply Omaha, Nebraska | 27.50 | Disapproved |
|  | Fine refund | 30.00 | Disapproved |
| 2294-65-25 | Ocheyedan, Iowa |  |  |
|  | County registration refund |  |  |
| 2307-65-25 | Sutherland Farmers Coop Co. \& Boyd McGee | 30.00 | Disapproved |
|  | Peterson, Iowa |  |  |
|  | License fee refund |  |  |
| 2360-65-25 | Innovar Industries of Glasstite Dunnell, Minnesota | 32.00 | Disapproved |
|  | Fine refund |  |  |
| 2367-65-25 | Ford Truck Line Tipton, Iowa | 468.64 | Disapproved |
|  | License refund |  |  |
| 2368-65-25 | Steve Meyers Trucking Humeston, Iowa | 354.88 | Disapproved |
|  | Registration fee refund |  |  |
| 2403-65-25 | ADR Industries, Inc. | 210.00 | Disapproved |
|  | Adair, Iowa |  |  |
|  | License fee refund |  |  |
| 2405-65-25 | Welsey T. Payer Und | Undetermined | Disapproved |
|  | Wagner, South Dakota |  |  |
|  | Reciprocity fee refund |  |  |
| 2413-65-25 | Rodney G. Harkness | 30.00 | Disapproved |
|  | Chatsworth, Iowa |  |  |
|  | License refund |  |  |
| 2420-65-25 | Dealers Transport Co. | 150.00 | Disapproved |
|  | Kansas City, Missouri |  |  |
|  | Trip permit refund |  |  |
| 2433-65-25 | Harkers Wholesale Meat, Inc. Le Mars, Iowa | 115.00 | Disapproved |
|  | License fee refund |  |  |
| 2434-65-25 | Dix Greenhouse, Inc. | 44.00 | Disapproved |
|  | Flat River, Missouri |  |  |
|  | Refund fine \& fee |  |  |
| 2437-65-25 | Hove Truck Line | 526.65 | Disapproved |
|  | Stanhope, Iowa <br> License fee refund |  |  |
| 2448-65-25 | License fee refund Henry G. Nelson, Inc. | 25.00 | Disapproved |
|  | Avoca, lowa |  |  |
|  | Registration fee refund |  |  |



| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 2640-65-25 | Robert Lee Porter | 18.52 | Disapproved |
|  | Cherokee, Iowa |  |  |
|  | Clothing damaged by patient |  |  |
| 2661-65-25 | Takin Brothers Freight Line, Inc. Waterloo, Iowa | 233.75 | Disapproved |
|  | License refund |  |  |
| 2662-65-25 | Takin Brothers Freight Line, Inc. Waterloo, Iowa | 300.00 | Disapproved |
|  | License refund |  |  |
| (2) 2715-66-25 | Ihle Implement, Inc. | 62.72 | Disapproved |
|  | Nevada, Iowa |  |  |
|  | Outdated invoice already paid |  |  |
| (8) 2721-66-25 | O's Gold Seed Company | 330.00 | Disapproved |
|  | Parkersburg, Iowa |  |  |
|  | Reciprocity refund |  |  |
| (12) 2725-66-25 | Livestock Transport | 444.78 | Disapproved |
|  | Ossian, Iowa |  |  |
|  | Reciprocity refund |  |  |
| 35-66-25 | Lumbermans' Wholesale | 60.00 | Disapproved |
|  | Des Moines, Iowa |  |  |
|  | Reciprocity refund |  |  |
| 37-66-25 | Dorothy B. Cummings | 26.00 | Disapproved |
|  | Ainsworth, Iowa |  |  |
|  | Damage to glasses by patient |  |  |
| 39-66-25 | Warren D. Chemical | 756.00 | Disapproved |
|  | Omaha, Nebraska |  |  |
|  | Outdated invoice |  |  |
| 48-66-25 | David R. Pate | 25.00 | Disapproved |
|  | Mt. Pleasant, Iowa |  |  |
|  | Damage to clothing by patient |  |  |
| 59-66-25 | John F. Kneip | 6.00 | Disapproved |
|  | Cherokee, Iowa |  |  |
|  | Damage to clothing by patient |  |  |
| 61-66-25 | Atlantic Carrier, Inc. Undete | ermined | Disapproved |
|  | Atlantic, Iowa |  |  |
|  | Prorate refund |  |  |
| 64-66-25 | Nancy E. Roper | 22.95 | Disapproved |
|  | Independence, Iowa |  |  |
|  | Damage to eyeglasses by patient |  |  |
| 92-66-25 | Jerrold E. Groves Boone, Iowa | 46.80 | Disapproved |
|  | Windshield broken when performing | audit |  |
| 97-66-25 | Litton Automated Business Systems | 154.33 | Disapproved |
|  | Newark, New Jersey Outdated invoice |  |  |
| 155-66-25 | Lowry Enterprises, Inc. | 250.70 | Disapproved |
|  | St. Louis, Missouri |  |  |
|  | Registration fee refund |  |  |
| 167-66-25 | Tiona Truck Lines | 40.00 | Disapproved |
|  | Butler, Missouri |  |  |
|  | Fine \& trip fee refund |  |  |
| 174-66-25 | James C. Murphy | 27.90 | Disapproved |
|  | Independence, Iowa |  |  |
|  | Employee property damage by patient |  |  |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 181-66-25 | Glenn E. Randolph | 60.00 | Disapproved |
|  | Riverton, Iowa |  |  |
|  | County license fee refund |  |  |
| 199-66-25 | Elmer Gilbert | 25.00 | Disapproved |
|  | Van Wert, Iowa |  |  |
|  | County license fee refund |  |  |
| 202-66-25 | Abdul Ahad, M.D. | 121.32 | Disapproved |
|  | St. Joseph, Missouri |  |  |
|  | Outdated invoice for service (salary |  |  |
| 210-66-25 | Duane Smith | 91.00 | Disapproved |
|  | Davenport, Iowa |  |  |
|  | Property damage by patient |  |  |
| 211-66-25 | Duane Smith | 27.00 | Disapproved |
|  | Davenport, Iowa |  |  |
|  | Property damage by patient |  |  |
| 213-66-25 | Kiles Feed \& Grain | 387.00 | Disapproved |
|  | Nichols, Iowa |  |  |
|  | County license fee refund |  |  |
| 218-66-25 | Branson Truck Line | 20.00 | Disapproved |
|  | Lyons, Kansas |  |  |
|  | Fine refund |  |  |
| 278-66-25 | Bituminout Material \& Supply Co. Wheatland, Iowa | . 185.25 | Disapproved |
|  | Refund of unexpired license |  |  |
| 308-66-25 | Reuben Samani | 76.05 | Disapproved |
|  | Sioux Center, Iowa |  |  |
|  | Refund of registration fee penalty |  |  |
| 330-66-25 | Douglas Mordhorst | 82.36 | Disapproved |
|  | Hornick, Iowa |  |  |
|  | Replaced stolen property |  |  |
| 337-66-25 | Farmers Hybrid Co., Inc. | 20.00 | Disapproved |
|  | Hampton, Iowa |  |  |
|  | Fine refund |  |  |
| 339-66-25 | Rocket Transfer Company, Inc. Des Moines, Iowa | 180.00 | Disapproved |
|  | County license refund |  |  |
| 340-66-25 | Raymond A. Burris | 60.00 | Disapproved |
|  | Altoona, Iowa |  |  |
|  | License refund |  |  |
| 362-66-25 | Annabell E. Johnson | 40.00 | Disapproved |
|  | Cherokee, Iowa |  |  |
|  | Auto damage |  |  |
| 368-66-25 | Mrs. Stuart McCord | 500.00 | Disapproved |
|  | Maxwell, Iowa |  |  |
|  | Military exemption |  |  |
| 416-66-25 | Lock Trucking, Inc. | 120.00 | Disapproved |
|  | Wheatland, Wyoming |  |  |
|  | Trip permit refund |  |  |
| 426-66-25 | Rendell Owens 5 | 54,528.90 | Disapproved |
|  | Oskaloosa, Iowa |  |  |
|  | Employee expense reimbursement |  |  |
| 438-66-25 | Hennessey-Van Cleave-Hurley Funeral Home | 255.00 | Disapproved |
|  | Missouri Valley, Iowa |  |  |
|  | Outdated invoice |  |  |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 439-66-25 | Kiene Brothers | 441.68 | Disapproved |
|  | Washington, Iowa |  |  |
|  | License fee refund |  |  |
| 455-66-25 | Curt's Royal Blue, Inc. | 161.00 | Disapproved |
|  | Marshalltown, Iowa |  |  |
|  | Stopped warrant |  |  |
| 468-66-25 | Ruby V. Cavanaugh | 7.00 | Disapproved |
|  | Woodward, Iowa |  |  |
|  | Property damage |  |  |
| 475-66-25 | Ellerbrock Trucking | 67.03 | Disapproved |
|  | Auburn, Iowa |  |  |
|  | License fee refund |  |  |
| 488-66-25 | Terry Chitty | 154.96 | Disapproved |
|  | Toledo, Iowa |  |  |
|  | Property loss |  |  |
| 524-66-25 | Lois Kile | 165.83 | Disapproved |
|  | Yale, Iowa |  |  |
|  | Property damage |  |  |
| 569-66-25 | Holmes Freight Lines | 1,564.86 | Disapproved |
|  | Omaha, Nebraska |  |  |
|  | Prorate registration fee refund |  |  |
| 572-66-25 | Jill Oldham | 25.00 | Disapproved |
|  | Charles City, Iowa |  |  |
|  | Property damage |  |  |
| 582-66-25 | Kenneth C. Fuson | 59.50 | Disapproved |
|  | Granger, Iowa |  |  |
|  | Property damage |  |  |
| 604-66-25 | Karon K. Prindle | 25.00 | Disapproved |
|  | Pacific Junction, Iowa |  |  |
|  | Property damage |  |  |
| 613-66-25 | Warren D. Jones | 650.00 | Disapproved |
|  | West Des Moines, Iowa |  |  |
|  | Attorney's fees - merit employm | t appeal |  |
| 633-66-25 | Edward J. Staker | 50.00 | Disapproved |
|  | Woodward, Iowa |  |  |
|  | Property damage |  |  |
| 634-66-25 | Harold Stout | 45.00 | Disapproved |
|  | Granger, Iowa |  |  |
|  | Property damage |  |  |
| 701-66-25 | Wilson Concrete Company | 279.91 | Disapproved |
|  | Omaha, Nebraska |  |  |
|  | Prorate license fee refund |  |  |
| 702-66-25 | Confinement Livestock System | 325.21 | Disapproved |
|  | Eldora, Iowa |  |  |
|  | License fee refund |  |  |
| 708-66-25 | Barrett Mobile Home Transport, Inc. | 267.90 | Disapproved |
|  | Moorhead, Minnesota |  |  |
|  | License fee refund |  |  |
| 711-66-25 | Kenneth R. Daugherty, III | 166.35 | Disapproved |
|  | Newton, Iowa |  |  |
|  | Damage to auto |  |  |
| 775-66-25 | Weston K. Laing | 5.76 | Disapproved |
|  | Chariton, Iowa |  |  |
|  | Merit employment claim |  |  |



## COMMUNICATION FROM THE STATE COMPTROLLER

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

January 14, 1975
Mr. David Lh Wray
Chief Clerk
House of Representatives
State House
Local
Dear Mr. Wray:
In accordance with Section 25A.12, Code of Iowa, 1973, we are hereby submitting to the General Assembly all claims and judgments paid during 1974 by the State Appeal Board under Chapter 25A.

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

Very truly yours,
MARVIN R. SELDEN, JR. State Comptroller
Receipt of the above is hereby acknowledged.
DAVID L. WRAY, Chief Clerk

CHAPTER 25A GENERAL TORT CLAIMS APPROVED BY STATE APPEAL BOARD, 1974

| Claim No. | Claimant | Nature of Claim | Amount Claimed | Amount Approved |
| :---: | :---: | :---: | :---: | :---: |
| T-512-65 | Mrs. Robert Berry | Loss of filly horse ...................................................... $\$$ | 10,000.00 \$ | 4,500.00 |
| T-710-65 | Vera Bliesman | Injuries at State Fair | 165.70 | 50.00 |
| T-815-65 | Stephen Livingston | Wrongful termination of employment | 3,953.65 | 500.00 |
| T-967-65 | Jerry D. Showers | Wrongful death .... | 25,000.00 | 1,000.00 |
| T-2120-65 | Madeline Beth |  |  |  |
|  | Noble/Windauer | Hand injury | 6,800.00 | 2,700.00 |
| T-2125-65 | Ronald Haraminich | Property damage ......................................................... | 350.00-450.00 | $0 \quad 250.00$ |
| T-2278-65 | Rebecca Harding | Personal injury ......................................................... | 75,000.00 | 8,500.00 |
| T-34-66 | Dorothy D. Snyder | Auto damage | 37.60 | 37.60 |
| T-54-66 | Herman L. Wenman | Paint on auto | 49.96 | 49.96 |
| T-148-66 | Paul M. Leuch | Loss of property | 25.00 | 25.00 |
| T-161-66 | National Aviation Underwriters | Damage to radio tower and airplane ............................. | 1,538.53 | 1,538.53 |
| T-180-66 | Victor Lee Johnson | Disposal of personal property | 100.00 | 35.00 |
| T-192-66 | Elizabeth Coulter | Injury from fall | 985.97 | 985.97 |
| T-245-66 | Floyd E. Getman, O.D. | Damage to auto | 43.98 | 43.98 |
| T-299-66 | Steven W. Foster | Loss of watch | 72.31 | 35.00 |
| T-355-66 | Don Bezicek | Paint damage to clothing | 10.00 | 10.00 |
| T-356-66 | Jerome R. Lampe | Paint damage to clothing | 11.00 | 11.00 |
| T-364-66 | Greg Scott | Paint damage to clothing | 20.00 | 20.00 |
| T-365-66 | David L. Back | Paint damage to clothing | 10.00 | 10.00 |
| T-371-66 | Nancy Gipple | Paint damage to clothing | 10.98 | 10.98 |
| T-409-66 | Melford G. Robinson | Damage to auto due to gate malfunction | 35.00 | 35.00 |
| T-411-66 | Virgil Norman Smith | Loss of cow due to fatlure to maintain fence | 400.00 | 400.00 |
| T-532-66 | Raymond E. Roxroth | Damage to camper by a faulty parking lot gate .......... | 71.59 | 71.59 |
| T-566-66 | Danelle E. Lindahl | Auto damage due to gate malfunction ........................ | 30.90 | 30.90 |
| T-641-66 | City of Des Moines | Damage ozone monitoring unit ................................ | 684.40 | 684.40 |


| Claim No. | Claimant | Nature of Claim | Amount Claimed | Amount Approved |
| :---: | :---: | :---: | :---: | :---: |
| T-710-66 | Richard J. Wolken | Damage to auto sustained in parking lot | 32.07 | 32.07 |
| T-730-66 | Ginger Anne Heaberlin | Injuries due to fall at Fairgrounds .......... | 63.70 | 63.70 |
| T-817-66 | Rosenberg Auto Supply Co., Inc. | Auto damage .............................................................----- | 51.36 | 51.36 |
| T-945-66 | David Michael Bulgarelli <br> CHAPT | Auto damage at Iowa City $\qquad$ <br> ER 25A HIGHWAY TORT CLAIMS APPROVED BY STATE APPEAL BOARD, 1974 | 177.67 | 117.67 |
| Claim No. | Claimant | Nature of Claim | Amount Claimed | Amount Approved |
| H-30-65-T | Rex J. Ryden | Auto damage ............................................................. ${ }^{\text {¢ }}$ | 1,080.52 | 735.63 |
| H-118-65-T | Ray Nyemaster | Damage to land ......................................................... | 429,906.00 | 12,000.00 |
| H-125-65-T | Cynthia A. Byram | Auto accident ................................................................ | 11,893.10 | 3,725.00 |
| H-128-65-T | Sherman Bromley | Property damage ............................................................ | 1,758.37 | 930.00 |
| H-151-65-T | Henrietta Breese | Failure to cap water supply ...................................... | 101.46 | 101.46 |
| H-160-65-T | W. E. Lynch | Water damage to crop ....... | 612.50 | 300.00 |
| H-168-65-T | Richard E. Rykena | Loss of crops | 7,721.60 | 3,712.05 |
| H-171-65-T | John Gowdy | Crop damage | 288.55 | 288.55 |
| H-178-65-T | Clarence Creagan | Water damage ............................................................. | 434.62 | 434.62 |
| H-184-65-T | Lee Anne Snyder | Paint splattered vehicle ................................................ | 32.96 | 32.96 |
| H-9-66-T | Binn \& Stevens Explosives | Tractor-trailer damage ................................................ | 1,278.64 | 900.00 |
| H-15-66-T | William E Daum | Auto damage | 13.91 | 13.91 |
| H-23-66-T | Charles E. Hicks | Auto damage | 32.96 | 32.96 |
| H-25-66-T | Byron G. Hager | White highway paint on auto ....................................... | 31.54 | 31.54 |
| H-32-66-T | Delton Gruhn | Crop damage | 760.00 | 777.51 |
| H-39-66-T | Open Bible Church | Property damage | 983.00 | 983.00 |
| H-49-66-T | Joseph R. Grote | Property damage | 250.00 | 250.00 |
| H-56-66-T | Edwin F. Fangmann | Auto damage | 65.87 | 65.87 |
| H-62-66-T | Leo T. Hinsch | Auto damage .............................................................. | 106.09 | 106.09 |


| Claim No. | Claimant | Nature of Claim | Amount Claimed | Amount Approved |
| :---: | :---: | :---: | :---: | :---: |
| H-63-66-T | Reilly Construction | Tire damage | 2,330.83 | 2,330.83 |
|  | Company |  |  |  |
| H-69-66-T | Allen P. Johnson | Paint on auto | 87.85 | 87.85 |

## CHAPTER 25A-TORT CLAIMS <br> JUDGMENTS AND SETTLEMENTS AT OR BEFORE TRIAL-1974

| Claim No. | Claimant | Nature of Claim | Amount Claimed | Amount Approved |
| :---: | :---: | :---: | :---: | :---: |
| H-45-65-T | Thomas Hunt | Personal injury (Judgment) ....................................... $\$$ | 750,000.00 | 500,000.00 |
|  |  |  | (UND | APPEAL) |
| H-66-65-T | Mathilda Tananger | Wrongful death (Judgment) | 50,000.00 | 6,600.00 |
| H-67-65-T | J \& H Investment Co. | Property damage (Judgment) | 80,948.37 | 4,000.00 |
| T-515-65 | James Speed | Personal injury (Judgment) | 3,500,000.00 | 750,000.00 |
|  |  |  | (UNDE | APPEAL) |
| T-706-65 | Robert Bascom | Personal injury (Judgment) | 5,000.00 | 1,500.00 |
| T-929-65 | Marion Fetters Gustoff | Property damage (Judgment) | 1,544.20 | 1,158.98 |
| T-2025-65 | Lucille Gravenish | Personal injury (Judgment) | 15,000.00 | 1,567.20 |
| T-1143-63 | Paul Weaver | Personal injury (Settlement) | 200,000.00 | 8,000.00 |
| H-36-64-T | Leonard Stessman | Failing to adequately mark const. site (Settlement) .... | 1,283.85 | 550.00 |
| T-84-64 \& | Edith Squibb | Indemnity contribution (Settlement) ...........................- | 10,000.00 | 2,500.00 |
| T-459-65 |  |  |  |  |
| H-201-64-T | Raid Quarries Corp. | Indemnity-property damage (Settlement) | 144,000.00 | 10,000.00 |
| H-139-64-T | Iowa Southern Utilities |  |  |  |
| H-219-64-T | Robert L. Barnes | Personal injury (Settlement) | 123,579.35 | 2,500.00 |
| H-260-64-T | Frank \& Adora Jones | Property damage (Settlement) | 48,750.00 | 5,000.00 |
| T-1344-64 | Edward J. Milligan | Personal injury (Settlement) | 40,000.00 | 1,500.00 |
| H-79-65-T | Lonnie Mischler | Personal injury (Settlement) | 8,500.00 | 125.00 |
| H-106-65-T | James Kelley | Property damage (Settlement) | 4,927.52 | 200.00 |
| T-448-65 | Jayne Intelkofer | Personal injury (Settlement) | 50,000.00 | 2,500.00 |
| T-1019-65 | Kay Stroud Giles | Wrongful death (Settlement) | 250,000.00 | 25,000.00 |

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, January 15, 1975.

# JOURNAL OF THE HOUSE 

Third Calendar Day-Third Session Day<br>Hall of the House of Representatives Des Monnes, Iowa, Wednesday, Jandary 15, 1975

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

Prayer was offered by the Reverend Philip Thengvall, pastor of the Evangelical Free Church, Clinton, Iowa.

The Journal of Tuesday, January 14, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Wm. Castles, Dallas Center, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Nielsen of Polk on request of Fitagerald of Webster.

## PRESENTATION OF VISITORS

Middleswart of Warren presented to the House the Honorable Harold C. McCormick, former member of the House during the Sixty-third and Sixty-fifth General Assemblies, representing Clayton, Delaware, Dubuque and Fayette Counties.

## INTRODUCTION OF BILLS

House File 6, by Monroe, a bill for an act relating to political affiliations of highway safety patrol personnel.

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

House File 7, by Crabb, a bill for an act relating to leaves of absence for certain state officers and employees who become candidates for partisan elective office.

Read first time and referred to committee on state government.
House File 8, by Crabb, a bill for an act relating to access to vital statistics.

Read first time and referred to committee on state government.

House File 9, by Crabb, a bill for an act relating to savings involved in new state programs or procedures established by the general assembly.

Read first time and referred to committee on state government.
House File 10, by Crabb, a bill for an act relating to acquisition and use of the midwestern college campus site at Denison, Iowa.

Read first time and referred to committee on education.
House File 11, by Crabb, a bill for an act relating to the method of determining the composition of state educational boards.

Read first time and referred to committee on education.
House File 12, by Hansen, a bill for an act relating to the indemnification of county officers and employees.

Read first time and referred to committee on county government.

House File 13, by Junker, Scheelhaase, Doyle and Fullerton, a bill for an act relating to policies of the state board of public instruction relating to school desegregation plans.

Read first time and referred to committee on education.
House File 14, by Spear, a bill for an act to prescribe a minimum number of units of credit to be offered by approved high schools.

Read first time and referred to committee on education.

## MEMBER'S OATH OF OFFICE

The Chief Clerk administered the following oath of office to Representative M. Peter Middleton:
"I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa to the best of my ability, so help me God."

## ANNOUNCEMENT OF RESIGNATION

The Chief Clerk announced that he had received notification from Representative John H. Connors of his resignation from the Child Abuse Information Council.

## INAUGURAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following members of the inaugural committee on the part of the House: Avenson of Fayette, Chairman; Connors of Polk, Dunton of Keokuk, Den Herder of Sioux, Crabb of Crawford and Daggett of Adams.

## COMMUNICATION FROM THE CHIEF JUSTICE OF THE SUPREME COURT

The following reports were filed by the Honorable C. Edwin Moore, Chief Justice of the Supreme Court of Iowa:

## REPORT OF THE SUPREME COURT

## IN THE MATTER OF THE <br> RULES OF CIVIL PROCEDURE

To the 1975 Regular Session of the Sixty-sixth General Assembly of the State of Iowa:
Pursuant to sections 684.18 and 684.19 , Code 1973, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly changes in the existing Rules of Civil Procedure as follows:

Rule 48. COMMENCING ACTIONS.
That Rule 48 be stricken and the following substituted:
"48. COMMENCEMENT OF ACTIONS. A civil action is commenced by filing a petition with the court."

Rule 49. TOLLING LIMITATIONS.
That Rule 49 be stricken and the following substituted:
"49. ORIGINAL NOTICE: ISSUANCE AND FORM.
(a) Written directions for the service of the original notice and copy of petition shall be delivered to the clerk with the petition. There shall also be delivered to the clerk with the petition the original notice to be served and sufficient copies of both. The original notice shall contain the name of the court and the names of the parties, be directed to the defendant, state the name and address of the plaintiff's attorney, if any, otherwise the plaintiff's address, and the time within which these rules require the defendant to appear and defend, and shall notify defendant that in case of defendant's failure to do so judgment by default will be rendered against the defendant for the relief demanded in the petition.
(b) Upon the filing of the petition the clerk shall forthwith deliver for service the original notice and copies, copies of the petition, and the directions for service to the sheriff, to a person specially appointed to serve it, or other appropriate person. Upon request of the plaintiff, separate or additional original notices shall issue against any defendants.
(c) The original notice shall be signed by the clerk and be under the seal of the court. The clerk may require the party delivering the original notice to the clerk to advance reasonable costs of service."

Rule 50. CONTENTS OF ORIGINAL NOTICE.
That Rule 50 be stricken and the following substituted:
"50. SERVING COPIES OF ORIGINAL NOTICE AND PETITION. The original notice and copy of petition shall be served together except when service is by publication. If service is by publication the original notice alone shall be published and shall also contain a general statement of the cause or causes of action and the relief demanded, and, if for money, the amount thereof."

Rule 53. TIME FOR APPEARANCE.
That Rule 53 be stricken and the following substituted:
"53. TIME FOR APPEARANCE. A defendant served as provided in these rules by publication or by publication and mailing must appear on or before the date fixed in the notice as published, which date shall not be less than 20 days after the date of last publication.

A defendant served in a manner prescribed by a statute or order of court shall appear on or before the date fixed as provided by said statute or order of court.

In the event service of process is made by mail under Rule 56.2 the appearance date shall be on the date fixed in the original notice which shall not be less than 60 days following the date of mailing.

In all other cases the defendant shall apppear within 20 days after the service of the original notice and petition upon such defendant."

Rule 55. FAILURE TO FILE PETITION.
That Rule 55 be stricken and the following substituted:
" 55 . TOLLING LIMITATIONS. For the purpose of determining whether an action has been commenced within the time allowed by statutes for limitation of actions, whether the limitation inheres in the statutes creating the remedy or not, the filing of a petition shall be deemed a commencement of the action."

Rule 56. PERSONAL SERVICE.
That Rule 56 be designated Rule 56.1 and the following rule be adopted:
"56.2. ALTERNATE METHOD OF SERVICE. Every corporation, individual, personal representative, partnership or association that shall have the necessary minimum contact with the State of Iowa shall be subject to the jurisdiction of the courts of this state, and the courts of this state shall hold such corporation, individual, personal representative, partnership or association amenable to suit in Iowa in every case not contrary to the provisions of the constitution of the United States.

Service may be made on any such corporation, individual, personal representative, partnership or association (1) as provided in Rule 56.1 within or without the state, or (2) if such service cannot be so made, in any manner consistent with due process of law prescribed by order of the court in which the action is brought.

Nothing herein shall limit or affect the right to serve an original notice upon any corporation, individual, personal representative, partnership or association within or without this state in any manner now or hereafter permitted by statute or rule."

Rule 59. RETURNS OF SERVICE.
That Rule 59 be amended by adding the following:
"(d) The person serving the process shall make proof of service thereof to the court promptly and in any event within the time during which the person served must respond to the process. Failure to make proof of service does not affect the validity of the service.
(e) Where service includes notice by mail, proof of such mailing shall be by affidavit. The affidavit, with a duplicate copy of the papers referred to in the affidavit attached thereto, shall be forthwith filed with the court."

NEW RULE.
That the following rule be adopted:
"59.1. AMENDMENT OF PROCESS OR PROOF OF SERVICE. At any time in its discretion and upon such terms as it deems just, the court may allow any process or proof of service thereof to be amended, unless it clearly appears that material prejudice would result to the substantial rights of the party against whom the process issued.

Rule 82. SERVICE AND FILING OF PLEADINGS AND OTHER PAPERS.

That the first sentence of Rule $82(a)$ be stricken and the following substituted:
"Everything required by these rules to be filed, every order required by its terms to be served, every pleading subsequent to the original petition unless the court otherwise orders because of numerous defendants, every paper relating to discovery required to be served upon a party unless the court otherwise orders, every written motion other than one which may be heard ex parte, and every written notice, appearance, demand, offer of judgment, and similar paper shall be served upon each of the parties."

Rule 82. SERVICE AND FILING OF PLEADINGS AND OTHER PAPERS.

That the following be added after the first sentence in Rule 82(f):
"In the event a case involves an appeal or review relating to an administrative agency, officer, commissioner, board, administrator, or judge, the clerk shall mail without cost to the applicable administrative agency, officer, commissioner, board, administrator, or judge a copy of any remand order, final judgment or decision in the case and a copy of any procedendo from the Supreme Court."

Rule 83. ENLARGEMENT; ADDITIONAL TIME AFTER SERVICE BY MAIL.

That the following be added to Rule $83(\mathrm{~b})$ :
"Such additional time shall not be applicable where a court has prescribed the method of service of notice and the number of days to be given."

Rule 117. MOTION DAYS-DISPOSITION OF MOTIONS.
That Rule 117 (a) be amended by striking the word "five" in the fifth line thereof and substituting in lieu thereof the word "ten".

NEW RULE.
That the following rule be adopted:
"124.1. STIPULATIONS REGARDING DISCOVERY PROCEDURE. Unless the court orders otherwise, the parties may by written stipulation (1) provide that depositions may be taken before any person, at any time or place, upon any notice, and in any manner and when so taken may be used like other depositions, and (2) modify the procedures provided by these rules for other methods of discovery, except that stipulations extending the time provided in Rules 125, 127 and 130 for responses to discovery may be made only with the approval of the court."

Rule 126. INTERROGATORIES TO PARTIES.
That Rule 126 be amended by adding after the first sentence in the third paragraph of subdivision (a), the following:
"A party answering interrogatories must set out the interrogatory immediately preceding the answer thereto. A failure to comply with this rule shall be deemed a failure to answer and shall be subject to sanctions as provided in Rule 134."

Rule 215.1. UNIFORM RULE FOR DISMISSAL FOR WANT OF PROSECUTION.

That Rule 215.1 be amended by striking the phrase "( $d$ ) which have been filed but in which the plaintiff has been unable by due diligence to obtain service of original notice," by changing the designations of subparagraphs (e) and (f) to (d) and (e) respectively and by adding the following to the second paragraph of said rule: "The case shall not be dismissed if there is a timely showing that the original notice and petition have not been served and that the party resisting dismissal has used due diligence in attempting to cause process to be served."

Rule 237. ON WHAT CLAIMS.
That Rule 237 be amended by adding the following:
"(h) SUPPORTING STATEMENT AND MEMORANDUM. Upon any motion for summary judgment pursuant to Rule 237, there shall be annexed to the motion a separate, short and concise statement of the material facts as to which the moving party contends there is no genuine issue to be tried, including specific reference to those parts of the pleadings, depositions, answers to interrogatories, admissions on file and affidavits which support such contentions and a memorandum of authorities."

Rule. 260. LEVY ON PERSONALTY.
That Rule 260 (b) be amended by striking the words "equipment used in farming operations or farm products or".

Rule 335. TIME FOR APPEAL.
That Rule $335(b)$ be amended by striking the words "before the Appendix to the briefs is filed with said clerk.", and substituting the following in lieu thereof: "prior to ten days after the date on which the appeal is docketed."

Rule 336. HOW TAKEN.
That Rule 336 (a) be stricken and the following substituted:
"(a) Appeal other than those allowed by order under rule 332 or rule 335 is taken and perfected by filing a notice with the clerk of the court where the order, judgment or decree was entered, signed by the appellant or his attorney. It shall specify the parties taking the appeal, and the decree, judgment, order or part thereof appealed from. The appellant shall serve a copy of the notice on each other party or his counsel in the manner prescribed in rule $82(\mathrm{~b})$. The notice presented to the clerk of the trial court for filing shall be accompanied by a proof of service in the form prescribed in rule $82(\mathrm{~g})$. Promptly after filing the notice of appeal with the clerk of the trial court the appellant shall mail or deliver to the clerk of the supreme court an informational copy of such notice."

Respectfully submitted,
THE SUPREME COURT OF IOWA
C. EDWIN MOORE, Chief Justice

## Des Moines, Iowa

January 15, 1975

## ACKNOWLEDGEMENT

I, David L. Wray, Chief Clerk of the House of Representatives of the State of Iowa, hereby acknowledge delivery to me on this 15th day of January, 1975, of the foregoing report of the Supreme Court of Iowa pertaining to Rules of Civil Procedure.

DAVID WRAY<br>Chief Clerk of the House of Representatives, 1975 Regular Session of the Sixty-sixth General Assembly of the State of Iowa.

## REPORT OF THE SUPREME COURT

## IN THE MATTER OF SUPREME FEES

To the 1975 Regular Session of the Sixty-sixth General Assembly of the
State of Iowa:
Pursuant to Chapter 289 of the Acts of the 1973 Session of the Sixty-fifth General Assembly, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly a rule fixing fees to be charged by the Clerk of the Supreme Court, in lieu of all prior fees, as follows:

1. The fee for filing an application for permission to appeal or petition for certiorari shall be fifteen dollars. If an application for permission to appeal is granted, the applicant shall pay a docketing fee of twenty-five dollars within forty days. If a petition for certiorari is granted, the petitioner shall pay a docketing fee of twenty-five dollars within ten days.
2. The fee for filing an original proceeding other than certiorari shall be twenty-five dollars. No docketing fee shall be charged in such cases.
3. The fee for docketing an appeal from the final judgment or decree shall be twenty-five dollars.
4. The fee for providing copies of papers shall be forty cents for each page, except that copies of opinions of the court shall be furnished to the trial judge, counsel of record and to any unrepresented party in the case without cost.

> Respectfully submitted,
> THE SUPREME COURT OF IOWA C. EDWIN MOORE, Chief Justice

Des Moines, Iowa
January 15, 1975.

## ACKNOWLEDGEMENT

I, David L. Wray, Chief Clerk of the House of Representatives of the State of Iowa, hereby acknowledge delivery to me on this 15th day of January, 1975 of the foregoing report of the Supreme Court of Iowa pertaining to Supreme Court fees.

[^11]
## COMMUNICATIONS FROM THE OFFICE OF THE CITIZENS' AIDE

The following communications were received and placed on file in the office of the Chief Clerk of the House:
The Legislative Council:
The Secretary of the Senate:
The Chief Clerk of the House of Representatives:
The State Comptroller.
I, Thomas R. Mayer, the Citizens' Aide of Iowa do hereby appoint Ruth L. Mosher as Deputy Citizens' Aide effective January 7, 1975, at an annual salary as set by the Legislative Council.

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

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

This instrument is made by authority of Chapter 601G, 1973 Code of Iowa.

Signed this 7th day of January, 1975.

THOMAS R. MAYER Citizens' Aide

I, Thomas R. Mayer, the Citizens' Aide of Iowa do hereby appoint Douglas L. Hart as Second Deputy Citizens' Aide effective January 7, 1975, at an annual salary as set by the Legislative Council.

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

This instrument is made by authority of Chapter 601G, 1973 Code of Iowa.

Signed this 7th day of January, 1975.

THOMAS R. MAYER<br>Citizens' Aide

## COMMUNICATION FROM THE DEPARTMENT OF HISTORY AND ARCHIVES

There is on file in the office of the Speaker the Forty-second Biennial Report from the Department of History and Archives.

## COMMUNICATION FROM THE COMMISSION ON UNIFORM STATE LAWS

There is on file in the office of the Speaker a report of the Commission on Uniform State Laws submitted pursuant to section 5.4 of the Code of Iowa.

> COMMUNICATION FROM THE
> STATE BOARD OF TAX REVIEW

There is on file in the office of the Speaker a report from the State Board of Tax Review submitted pursuant to section 421.1 (6), Code of Iowa.

COMMUNICATION FROM THE
DEPARTMENT OF REVENUE
There is on file in the office of the Speaker a report from the Department of Revenue submitted pursuant to section 421.17(13) of the Code of Iowa.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, January 16, 1975.

# JOURNAL OF THE HOUSE 

Fourth Calendar Day-Fourth Session Day

hall of the House of Representatives
Des Moines, Iowa, Thursday, January 16, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Father Maurice Schulte, pastor of the St. Pius X Catholic Church, Des Moines, Iowa.

The Journal of Wednesday, January 15, 1975, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Frederic Ashler, Hamburg, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Middleton of Black Hawk on request of Hargrave of Johnson; Nielsen of Polk on request of Fitzgerald of Webster.

## PRESENTATION OF VISITORS

Stromer of Hancock presented to the House a foreign exchange student, Bengt Nellgard from Dio", Sweden, a student at GarnerHayfield High School, Garner, Iowa.

## INTRODUCTION OF BILLS

House File 15, by Wyckoff, a bill for an act changing the observance date of memorial day.

Read first time and referred to committee on state government.
House File 16, by Higgins (Shaw), a bill for an act authorizing counties to provide facilities and services for handicapped persons.

Read first time and referred to committee on human resources.

House File 17, by Higgins, a bill for an act to terminate the coal research project.

Read first time and referred to committee on energy.
House File 18, by Oakley, a bill for an act relating to expert witness fees.

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

House File 19, by Halvorson (Tieden), a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive.

Read first time and referred to committee on natural resources.
House File 20, by Doyle, Scheelhaase, Fullerton and Junker, a bill for an act relating to submission to school district voters of certain propositions concerning the number and manner of election of school district directors.

Read first time and referred to committee on state government.

## HOUSE CONCURRENT RESOLUTION 2 By Patchett

> Whereas, the city of Lisbon, Iowa is nearing the centennial anniversary of its incorporation as a city; and
> Whereas, the citizens of Lisbon, Iowa are preparing for a centennial celebration to commemorate the one-hundreth anniversary of the city's incorporation; Now Therefore,
> Be It Resolved by the House of Representatives, the Senate Concurring, That the membership of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Lisbon, Iowa in commemoration of the centennial anniversary of its incorporation; and
> Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Lisbon who are in charge of making preparations for the centennial celebration.

Laid over under Rule 25.

## ADOPTION OF REPORT OF COMMITTEE ON MILEAGE

Griffee of Chickasaw called up for consideration the report of the committee on mileage filed on January 13, 1975, and found on pages 31 through 33 of the House Journal and moved its adoption.

The motion prevailed and the report was adopted.

## INAUGURAL COMMITTEE CHANGE

The Speaker announced that Den Herder of Sioux would be replaced by Egenes of Story as a member of the inaugural committee.

On motion by Fitzgerald of Webster, the House was recessed until 12:45 p.m.

## AFTERNOON SESSION

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

Prelude music was presented by the Marshalltown High School Symphonic Band, Marshalltown, under the direction of Armon Adams, Director, and the State Employees Chorus of Iowa, under the direction of Katherine McClintic.

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

The motion prevailed and the Speaker appointed as such committee Harper of Davis, Patchett of Johnson and Oakley of Clinton.

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

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

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

## JOINT CONVENTION

The joint convention reconvened, President pro tempore Doderer presiding.

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

The motion prevailed.

President pro tempore Doderer declared a majority of the General Assembly present at the joint convention.
The report of canvass of the vote was read by the Secretary of the joint convention as follows:

Madame President and Gentlemen and Ladies of the Joint Convention :
Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 5, 1974, beg leave to make the following report of the total vote cast for Governor:

Robert D. Ray
534,518
Jim Schaben ................................................................................... 377,553
Ralph Scott .................................................................................... 8,323
Scattering ....................................................................................... 64
And the total vote cast for Lieutenant Governor at the election, held November 5, 1974:

Arthur A. Neu ............................................................................... 479,117
Charles P. Miller .........................................................................393,445
Merlin F. Glade ........................................................................... 7,078
Scattering ..................................................................................... 38
All of which is most respectfully submitted.

NORMAN RODGERS
Teller of the Senate JACK E. WOODS Teller of the House DAVID L. WRAY

STEVE SOVERN
FORREST V. SCHWENGELS
B. JOSEPH RINAS

WENDELL C. PELLETT
Assistant Tellers

Secretary of the Joint Convention
Senator Rodgers of Dallas moved that the report be adopted.
The motion prevailed and the report was adopted.
President pro tempore Doderer of the joint convention announced that the Honorable Robert D. Ray, having received the highest number of votes cast for Governor at the last general election, was duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified, and that the Honorable Arthur A. Neu, having received the highest number of votes cast for Lieutenant Governor at the last general election, was duly elected to the office of Lieutenant Governor of the State of Iowa for the ensuing term, or until his successor is duly elected and qualified.

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

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY
HALL OF THE HOUSE OF REPRESENTATIVES
Greeting:
This is to certify that upon a canvass in Joint Convention of the two Houses of the Sixty-sixth General Assembly of the State of Iowa, of all the votes cast at the general election held November 5, 1974, for the office of Governor of the State of Iowa, it appeared that Robert D. Ray received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until his successor is duly elected and qualified.

Signed in the presence of the Joint Convention this sixteenth day of January, A.D., 1975.

DALE M. COCHRAN
Speaker of the House
NORMAN RODGERS
Teller of the Senate
JACK E. WOODS
Teller of the House
DAVID L. WRAY
Clerk of the House and
Secretary of the Joint Convention

MINNETTE DODERER
President Pro Tempore of the Senate and President of the Joint Convention

## CERTIFICATE OF ELECTION STATE OF IOWA <br> GENERAL ASSEMBLY

HALL OF THE HOUSE OF REPRESENTATIVES
Greeting:
This is to certify that upon a canvass in Joint Convention of the two Houses of the Sixty-sixth General Assembly of the State of Iowa, of all the votes cast at the general election held November 5, 1974, for the office of Lieutenant Governor of the State of Iowa, it appeared that Arthur A. Neu received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until his successor is duly elected and qualified.

Signed in the presence of the Joint Convention this sixteenth day of January, A.D., 1975.

DALE M. COCHRAN
Speaker of the House
NORMAN RODGERS
Teller of the Senate
JACK E. WOODS
Teller of the House
DAVID L. WRAY
Clerk of the House and

MINNETTE DODERER
President Pro Tempore of the Senate and President of the Joint Convention

## Secretary of the Joint Convention

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

Senator Glenn of Wapello moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor-elect Robert D. Ray and Lieutenant Governor-elect Arthur A. Neu of the official result of the canvass of votes.

The motion prevailed and President pro tempore Doderer named as such committee Senators Glenn of Wapello, Merritt of Mitchell, and Rabedeaux of Muscatine, on the part of the Senate, and Representatives Middleswart of Warren, Hargrave of Johnson and O'Halloran of Black Hawk, on the part of the House.

A concert was presented by the Central College Concert Choir, Central College, Pella, under the direction of Laurence Grooters, Professor of Music.

## REPORT OF COMMITTEE

Senator Glenn of Wapello, from the joint committee appointed to notify Robert D. Ray and Arthur A. Neu of their election to the office of Governor and Lieutenant Governor of Iowa, respectively, submitted the following report and moved its adoption:

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

> Respectfully submitted,

| GENE GLENN | JAMES I. MIDDLESWART |
| :--- | :--- |
| MILO MERRITT | WILLIAM J. HARGRAVE |
| W. R. RABEDEAUX | MARY O'HALLORAN |

The motion prevailed and the report was adopted.
The Sergeant-at-Arms announced the arrival of Governor-elect Robert D. Ray and Lieutenant Governor-elect Arthur A. Neu.

Governor-elect Robert D. Ray and Lieutenant Governor-elect Arthur A. Neu were escorted to the rostrum by the inaugural committee consisting of Senators Bergman of Osceola, DeKoster of Sioux, Miller of Des Moines, Miller of Marshall, Redmond of Linn and Scott of Cerro Gordo, on the part of the Senate; and Representatives Avenson of Fayette, Connors of Polk, Daggett
of Adams, Egenes of Story, Crabb of Crawford and Dunton of Keokuk, on the part of the House.

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

The National Anthem was sung by John DeHaan, Choral Director, Clinton High School, Clinton, accompanied by Robert L. Burns, Associate Professor of Music, Simpson College, Indianola.

The invocation was delivered by the Reverend Mr. Joseph G. Grubbs, First Christian Church, Des Moines.

The oath of office was administered to Lieutenant Governorelect Arthur A. Neu by Chief Justice C. Edwin Moore of the Supreme Court of Iowa.
President pro tempore Doderer presented Lieutenant Governor Arthur A. Neu.

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

Lieutenant Governor Arthur A. Neu, President of the Senate, presiding, presented Governor Robert D. Ray, who delivered the following inaugural address:

Mr. President, Madame President Pro Tempore, Mr. Speaker, Mr. Chief Justice, Senators and Representatives, State Officials, Distinguished Guests, Ladies and Gentlemen:
Yesterday, our President gave the state of the nation address and started that message by saying that he had bad news. Today as I start this inaugural message, I want to give you some good news because I want to talk about Iowa.

This is a time when the answers to this country's problems do not come easily.

So I want to begin with a question.
Is there any place in this nation, any place in this world right now where people are any better suited, any better equipped, or any better situated to manage their problems than we are here in Iowa?

As grim as some forecast we in Iowa can have good reason for optimism; we can make a case for hope.
-We can be optimistic in the attitudes of our young people, in their questioning of many of the materialistic values of our society and in their sensitivities to inequities and injustices.
-We can be optimistic about the growing numbers of positive examples of the ways in which we are using our technology, and our political will, to produce a better environment.
-And we can be optimistic about the very nature of our Iowans and
the evidence in our past that Iowans can and will respond to appeals to higher values and larger concepts of enlightened public interest.

There is drift in this country today. There is a wedge of distrust between Americans and their government.

And these conditions give Iowans a special responsibility. We know we are in a favored position. But we must do more than simply enjoy it. As a people we must avoid self-indulgence.

The strength of this country-the strength of our federal system is the strength of the states. The future of the United States depends on the capacity of the states to move forward where there is indecision elsewhere . . . the future depends upon the ability of the people in states which are more fortunate to provide leadership.

There is no greater gift Iowa can give this country as it approaches its third century than the gift of hope.

We can do it with our deeds and with a charted direction.
Iowans have forged ahead in the way we make decisions. We are seeing the great value in finding better ways to determine the full consequences of decisions government makes before they're made.

We are moving in Iowa to face up to the energy problems. Instead of just talking about energy research, we have begun. Instead of just talking about encouraging energy-efficient transportation, we are doing something about it.

We are achieving population stability in Iowa to the envy of other political subdivisions around the globe. We are striking a rural-urban balance.

We have in Iowa a capacity for cooperation. Presently there is a political difference between the General Assembly and the Governor. But this can be an opportunity for us instead of an obstacle. For we have a chance now to show people everywhere that Republicans and Democrats can work constructively together for broad interests of our state.

We have a capacity for openness and candor in this state. The American people are fed up with untruth and lies. We will lead them by telling them the truth and entrusting them with it.

As a piece of side advice to those of you who are elected officials: Re-read the speeches you made during the last campaign and take another look at all the promises you might have made. If you can see now that you promised more than you can deliver, then say so. Our people will appreciate the candor a lot more than unkept promises.

Two days ago I presented to the General Assembly a series of specific legislative recommendations. Next week in another message to the legislature, I will spell out the Governor's budget recommendations.

Those speeches and this one are all a part of the responsibilities of the Governor. But this inaugural speech is particularly a part of the tradition.

So let me say to the newspeople that you can put away your checklists and to the legislators in the audience that you can stop figuring what recommendations the Governor made that you'll want to comment about. I'll give you plenty of specifics in the budget message.

But, I want to use this time to share with you a few observations I have
after being Governor of this state for six years and some thoughts I have about the next four.

First, I see us moving dangerously close to a time when some would have government do everything. More and more frequently people come to my office wanting government to handle their problems. That in itself is all right. We most certainly welcome that. What is distressing is that too of ten they have given little if any thought to how they could be handling those problems themselves.

Government cannot feed everyone, clothe everyone, house everyone, nor shield everyone from every economic fact of life. Yet there are some in our society who think it should. Government's primary role is to motivate, not maintain; to regulate, not control.

Second, states have become willing victims of well-intentioned federal programs. In many cases we have become dependent on them and now are seeing the cruelty of the withdrawal of federal funds. By making sacrifices, state government will be able to absorb some of the cutbacks. In other cases, all we'll be able to absorb will be the shock. State government just cannot afford to take over every single federal program.

Third, of all the enterprises we are involved in there is none that has a greater effect on the future than education. And none costs us more in state tax dollars.

Let me give you an example. In 1967, advocates of expanded state aid to education were saying that in order to fairly finance schools at the elementary and secondary level, state government should support them with an amount equivalent to at least half the money raised by the state income tax. In this coming year-less than a decade later-the equivalent of all the revenue generated by the state's income tax will go to finance elementary and secondary schools. And, many will tell you it still isn't enough.

Even as school enrollments decline, educational financing is still crucial. We have to continue to explore ways to strengthen and improve our educational system within our ability to pay for it.

Fourth, as we reflect upon the successes in state government in the past few years we can see most of them have come where we have taken relatively small amounts of money and large amounts of thought and leadership to encourage people to help themselves.

The tuition grant program has kept life in our private colleges while helping thousands of students. A branch rail line project shows more promise for saving railroads than any other undertaking of its kind in this country. A plan to solve fuel oil emergencies became a model for this nation. A work incentive program to help people get off welfare rolls became one of the most successful in the United States.

It's amazing what people can do with a little assistance and a lot of encouragement. That's how government should work.

Fifth, we must learn to say "no." Cause after cause has been presented to me-each one with a price tag on it. We cannot pay for all the government some would have us have. Legislators here today must continuously ask the question: How much government can people afford?

To pay one $\$ 10,000$ government employee only from sales tax, as an
example, the private enterprise economy must generate $\$ 330,000$ in retail sales at our present three percent rate.

And sixth, consider the modern wisdom in what Iowa Governor Horace Boies said in a speech to the General Assembly in 1892 ( 82 years ago): "I cannot avoid the conclusion that we legislate too much."

You members of this General Assembly have it within your power to prevent edging any closer to a full-time professionalized legislature.

Iowa must preserve the concept of the citizen legislator for it stems from the right of the electorate to self-government. Direct and personal involvement of people in their government-provided by citizen legislators-must not be replaced by preoccupied professionals responding more to a legislative body than to the constituency from which they spring.

Long legislative sessions limit the number of citizens who can or will take the time to serve in them.

Those are a few observations. I would like now to give you some thoughts about where we go from here.

First, listen to the remarks of one native Iowan who moved back to her home state after 18 years in California: Said Mrs. Ruth Jones to a newspaper reporter: "I wouldn't leave Iowa now, not even for a vacation. I'd be afraid they might close the borders while I was away and not let me back in."

We're not going to close lowa's borders, however appealing that might seem sometimes.

But Mrs. Jones makes a point.
We all should be sure what we are talking about when we say: "IowaA Place To Grow."

We don't need a big surge in population. We do have to provide opportunities for the people already here.

We need to know growth is more than smokestacks and freeways and shopping centers and big feedlots, as important as some of these things are in modern society.

We need to know that growth can be measured in opportunities for people, in the willingness to be tolerant of other views, of an appreciation for the kind of life we prize so much in Iowa.

We need to understand that kind of growth cannot be mandated by a Legislature or created by a Governor's executive order. But it is attainable if we work for it.

1975 is the 99th year of America's second century. We will be observing a bicentennial in 1976. But even more significant, we will be starting America's Third Century.

Beginnings can be much more exciting than anniversaries. We are approaching the opportune time for all of us to think about the directions this state of ours should take.

We have to start thinking now about Iowa in America's Third Century.
What do we want from our government?
Where is the trend toward more government leading us?
How should we educate our people?

How can we provide for those who need our help?
How can we most wisely use our resources?
How can we maintain the healthy balance of agriculture and industry?
What will be the role of religious and ethical values?
Fifty thousand Iowans began the thought process with the Iowa:2000 project in 1974. We should enlarge and build upon that effort in 1975.

There appeared very recently in the New York Times these words, written by the late Walter Lippmann.
"What is it that has shaken the nerves of so many? It is the doubt whether there exists among the people that trust in each other which is the first condition of intelligent leadership. It is not the facts of the crisis which we have to fear. They can be endured and dealt with. It is demoralization alone that is dangerous."

Though it is true that statement appeared recently it is also true that it was written some 40 years ago, in the 1930 's. Those were very, very dark times.

Some look ahead and see gloom and darkness today.
But I don't think we have to do that in Iowa.
I say that because we have the ability to live up to our moral capacity.
I say that because we have the brainpower. We have the technology. We have the resources.

I say that because, here in Iowa, we have a confidence in our history, a confidence in the ultimate power of ideas, and most of all, a confidence in ourselves.

I began this speech with a question.
I asked if there were any place in this nation, any place in this world where people are better suited, better equipped or better situated to manage their problems than we are here in Iowa? I think you not only know the answer; you are the answer.

The benediction was offered by Rabbi Albert A. Gordon, D.D., Mount Sinai Temple, Sioux City, and Instructor of Religion, Morningside College, Sioux City.

## Speaker Cochran in the chair.

The colors were retired.
Governor Robert D. Ray and Lieutenant Governor Arthur A. Neu were escorted from the rostrum by the committee previously appointed.

Senator Kinley of Polk moved that the reading of the minutes of the joint convention be dispensed with.

## The motion prevailed.

Fitzgerald of Webster moved that the joint convention be now dissolved.

The motion prevailed.
The House reconvened, Speaker Cochran in the chair.

## STANDING COMMITTEE CHANGE

The Speaker announced that Readinger of Polk would be changed from the committee on cities and towns to the committee on human resources and Lindeen of Henry would be changed from the committee on human resources to the committee on cities and towns.

In accordance with Senate Concurrent Resolution 7, duly adopted, Fitzgerald of Webster moved that the House adjourn until 10:00 a.m., Monday, January 20, 1975.

## JOURNAL OF THE HOUSE

Eighth Calendar Day-Fifth Session Day<br>Hall of the House of Representatives Des Moines, Iowa, Monday, January 20, 1975

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

Prayer was offered by the Reverend Alfred W. Burlingame, pastor of St. Mark's Episcopal Church, Maquoketa, Iowa.

The Journal of Thursday, January 16, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Larry Valin, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Jordan of Linn for the week of January 20 on request of Miller of Buchanan; Fullerton of Woodbury for January 20 and 21 on request of Junker of Woodbury; Drake of Muscatine on request of Varley of Adair; Welden of Hardin for January 20 and 21 on request of Crabb of Crawford.

## SPECIAL AWARD

Speaker Cochran announced that the Iowa General Assembly had received a Legislative Improvement Award from the Citizens Conference on State Legislatures "to honor the body's legislative reform efforts undertaken to more fully serve and better represent the people of the State of Iowa."

Accepting the award in Washington, D.C., January 17, 1975, were Speaker of the House Cochran, Senate President pro tempore Doderer, former Speaker of the House Varley and former Senate President pro tempore Shaff.

Speaker Cochran congratulated the members of the General Assembly for this honor and presented the plaque that was received.

## SPECIAL PRESENTATION

Jesse of Polk escorted to the Speaker's station and presented
to the House Miss Nancy Kelly who was named Iowa Junior Miss in a pageant held in Ottumwa Saturday. Miss Kelly, who is a student at Dowling High School, West Des Moines, will represent Iowa in the national pageant at Mobile, Alabama, May 5. She was accompanied by Mrs. Jeannette Hall.

The House rose and extended its welcome.
Miss Kelly briefly addressed the House.

## PETITION FILED

The following petition was received and placed on file:
By Stephens of Plymouth, from one hundred eighty-four residents of Plymouth County opposing any change in the law that would affect the present ambulance service.

## INTRODUCTION OF BILLS

House File 21, by Spear, Gilloon, Hines and Jochum, a bill for an act relating to designation of surnames to be used after marriage.

## Read first time and referred to committee on judiciary and law enforcement.

House File 22, by Oakley, a bill for an act to prohibit hunting adjacent to game breeding and shooting preserves and providing a penalty for violations.

Read first time and referred to committee on natural resources.
House File 23, by Spear, a bill for an act relating to use of the optional standard deduction on state income tax returns.

Read first time and referred to committee on ways and means.
House File 24, by Crabb, a bill for an act relating to pay toilets and providing a penalty.

Read first time and referred to committee on cities and towns.
House File 25, by Crabb, a bill for an act relating to the membership of the board of accountancy.

Read first time and referred to committee on state government.
House File 26, by Oakley, a bill for an act relating to jury trials under the Iowa Tort Claims Act.

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

House File 27, by Spear, Gilloon, Hines, Dieleman and Brandt, a bill for an act providing for the appointment of the clerk of the district court by the board of supervisors.

Read first time and referred to committee on county government.

House File 28, by Krause (Priebe), a bill for an act relating to the use of weed seed in commercial feed.

Read first time and referred to committee on agriculture.
House File 29, by Spear, a bill for an act relating to the requirements for a minimum program in grades nine through twelve.

Read first time and referred to committee on education.
House File 30, by Bortell, Woods, Daggett, Crabb, Husak, Wyckoff, Danker, Welden, Den Herder, Stephens, Halvorson, Brockett, Bennett, Harvey, Branstad, Drake, West, Nealson of Muscatine, Hansen, Pellett, Fullerton, Miller of Buchanan, Evans, Junker, Millen, Kreamer, Stromer, Varley and McElroy, a bill for an act relating to the payment of legislative expenses.

Read first time and referred to committee on state government.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Patchett of Johnson called up for consideration House Concurrent Resolution 2, filed on January 16, 1975, and found on page 75 of the House Journal, and moved its adoption.

Varley of Adair moved that the resolution be deferred.
The motion lost.
On the Patchett motion for adoption, roll call was requested by Kreamer of Polk and West of Marshall.

On the question "Shall the resolution be adopted?"
The ayes were, 64:

| Anderson | Crawford |
| :--- | :--- |
| Avenson | Cusack <br> Baker |
| Bina | Daggett |
| Bittle | Dieleman |
| Brandt | Doyle |
| Branstad | Dunton |
| Brunow | Dyrland |
| Byerly | Egenes |
| Caffrey | Fitzgerald |
| Clark | Gentleman |
| Connors | Gilloon |
| Griffee |  |


| Hargrave | Junker <br> Koogler |
| :--- | :--- |
| Harper | Hennessey | | Krause |
| :--- |
| Higgins |$\quad$| Lipsky |
| :--- |
| Hines |


| O'Halloran | Readinger | Spear | Wells |
| :---: | :---: | :---: | :---: |
| Patchett | Rinas | Spencer | Woods |
| Pavich | Scheelhaase | Tauke | Wyckoff |
| Perkins | Small | Walter | Mr. Speaker |
| The nays were, 24: |  |  |  |
| Bennett | Halvorson | McElroy | Schroeder |
| Bortell | Hansen | Menke | Stromer |
| Brockett | Harvey | Millen | Tofte |
| Danker | Kreamer | Nealson | Varley |
| Den Herder | Lageschulte | Oakley | West |
| Evans | Lindeen | Pellett | Wulff |
| Absent or not voting, 12: |  |  |  |
| Crabb | Hullinger | Monroe | Stephens |
| Drake | Jordan | Nielsen | Svoboda |
| Fullerton | Mennenga | Poncy | Welden |

The resolution was adopted.

## ELECTION CONTEST COMMITTEE APPOINTED

The Speaker announced the appointment of the following Representatives as members of the election contest committee in the matter of the contest by James W. Spradling, contestant, against Lyle R. Stephens, incumbent, for the office of State Representative from Representative District 2: Jesse of Polk, Middleswart of Warren, Hullinger of Decatur, Bittle of Polk and Crawford of Story.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 16, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 2, which provides for a joint subcommittee from the Senate and House of Representatives to determine the joint positions of employment for the Sixty-sixth General Assembly.

CLARK R. RASMUSSEN, Secretary

## ADOPTION OF SENATE CONCURRENT RESOLUTION 2

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 2 as follows and moved its adoption:

## SENATE CONCURRENT RESOLUTION 2 By Van Gilst

the committee on rules and administration, and three from
5 the house of representatives to be appointed by the chair-
6 man of the committee on administration-to determine
7 the additional joint positions of employment as may be
8 necessary for the work of the session and that the com-
9 mittee nominate such persons to fill the positions.
The motion prevailed and the resolution was adopted.
Wells of Linn appointed as such committee, on the part of the House, O'Halloran of Black Hawk, Chairman, Newhard of Jones and Daggett of Adams.

## REPORT OF JOINT ADMINISTRATION SUBCOMMITTEE

Mr. Speaker: Your joint administration subcommittee begs leave to submit the names of the following personnel for nomination as employees on the joint Senate-House payroll for the Sixty-sixth General Assembly:

## LEGISLATIVE INDEXING

Supervisor of Legislative Indexing Assistant Supervisor of Legislative Indexing ..................................................anita Swackhammer Maxine Gunton Index Clerk Juanita Swackhammer

Assistant Index Clerk Terry Pepper Thomas L. Thomas

## LEGISLATIVE SERVICE BUREAU

Bill Drafter ............................................................... Leroy Zeman, Mark Soldat
Senior Bill Clerk ................................................................................ Lois Carter
Bill Clerk ......................................................................................... Janet Johnson
Terminal Operator ..................................................................... Christene Juehrs
Proofreaders .......................................... Dorothy Bartholomew, Dorothy Kelly, Patricia A. Ryan, Jean L. Shirbroun
Assistant Bill Clerk $\qquad$
Xerox Operator
Lois Johnson
LEGISLATIVE FISCAL BUREAU
Legislative Fiscal Analyst I ......................................................... Eric L. Smith
JOINT EMPLOYEES
Mail Carrier
Francis J. Burns
Historical Building Clerk ...................................................... Michael McDonald
Law Library Clerk Michael Brien

## BUILDINGS AND GROUNDS

Matron .............................................................................................. Mary Parker
Elevator Operator ............................................ Evelyn Seaney, Agnes Bertogli
Parking Attendant ................................... John Jorgensen, Raymond Keeney, Frank Miller, Harold Missman, James Webb
Night Watchman Alex Moffatt, Pirl Stuart

BASS VAN GILST, Chairman LOWELL JUNKINS
W. R. RABEDEAUX

On the part of the Senate

MARY T. O'HALLORAN, Chairman
HORACE DAGGETT
SCOTT D. NEWHARD
On the part of the House

## SPONSOR ADDED

## (House File 16)

Cusack of Scott requested that he be added as a sponsor of House File 16.

## COMMUNICATION FROM THE ENERGY POLICY COUNCIL

There is on file in the office of the Speaker quarterly and annual reports from the Energy Policy Council submitted pursuant to Chapter 1113, Acts of the Regular Session of the Sixtyfifth General Assembly Session Laws.

## COMMUNICATION FROM THE

 COLLEGE OF MEDICINE OF THE UNIVERSITY OF IOWAThere is on file in the Office of the Speaker an annual report from the College of Medicine of the University of Iowa submitted pursuant to Chapter 168, Acts of the Regular Session of the Sixtyfifth General Assembly.

## COMMUNICATION FROM THE BOARD OF REGENTS

There is on file in the office of the Speaker a copy of the proposed Ten-Year Building Program of the Board of Regents for the three state universities, submitted in accordance with Section 262A.3, Code of Iowa.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, January 21, 1975.

# JOURNAL OF THE HOUSE 

Ninth Calendar Day-Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuespay, January 21, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Robert J. LeMont, pastor of the St. Luke Evangelical Lutheran Church, Traer, Iowa.

The Journal of Monday, January 20, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Moes, Waterloo, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Menke of O'Brien on request of Hansen of O'Brien; Drake of Muscatine on request of Varley of Adair.

## PRESENTATION OF VISITORS

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

Eight members of the Iowa politics and communications class from Buena Vista College, Storm Lake, Iowa, accompanied by Dr. Wikstrom and Mr. Madsen. By Baker of Buena Vista.

## PETITION FILED

The following petition was received and placed on file:
By Harper of Davis, from twenty-three members of the Retired Teachers Organization of Davis County opposing the combining of IPERS with Social Security.

## INTRODUCTION OF BILLS

House File 31, by Krause, a bill for an act relating to the establishment of a state shelter belt program and making an appropriation.

Read first time and referred to committee on natural resources.
House File 32, by Wells, a bill for an act prohibiting smoking in certain public areas, and providing a penalty.

Read first time and referred to committee on state government.
House File 33, by Woods and Bortell, a bill for an act relating to the assignment of students to attendance centers and to provide a penalty.

Read first time and referred to committee on education.
House File 34, by Wyckoff (Norpel), a bill for an act relating to office facilities for county conservation boards.

Read first time and referred to committee on county government.

House File 35, by Wyckoff, a bill for an act relating to the selection of a clerk of the conference board and the board of review.

Read first time and referred to committee on ways and means.
House File 36, by Lipsky, a bill for an act relating to discrimination in the renewal of automobile insurance.

Read first time and referred to committee on commerce.
House File 37, by Junker, a bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.

Read first time and referred to committee on commerce.
House File 38, by Lipsky, a bill for an act exempting the sale of medically prescribed oxygen from the sales and use tax.

Read first time and referred to committee on ways and means.
House File 39, by Junker, a bill for an act to exempt admission tickets sold by public school districts and nonpublic schools from the sales and use tax.

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

## REPORT OF JOINT ADMINISTRATION SUBCOMMITTEE ADOPTED

O'Halloran of Black Hawk asked and received unanimous consent for the immediate consideration of the Report of Joint Administration Subcommittee, filed on January 20, 1975, and found on page 90 of the House Journal, and moved its adoption.

The motion prevailed and the report was adopted.

## HOUSE CONCURRENT RESOLUTION 3 <br> By Fitzgerald and Millen

Be It Resolved by the House, the Senate Concurring: That a joint convention of the two houses of the Sixty-sixth General Assembly be held on Friday, January 24, 1975, at 9:30 a.m.

Be It Further Resolved: That Governor Robert D. Ray be invited to present his budget message at this joint convention of the two houses of the General Assembly and that the Speaker of the House and the President of the Senate be designated to deliver the invitation to him.

Laid over under Rule 25.
On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, January 22, 1975.

# JOURNAL OF THE HOUSE 

Tenth Calendar Day--Seventh Session Day

## Hall of the House of Representatives Des Moines, Lowa, Wenmisday, January 22, 1975

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

Prayer was offered by the Honorable Lillian McElroy, State Representative from Fremont County.

The Journal of Tuesday, January 21, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Thomas Altemeier, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Welden of Hardin on request of Kreamer of Polk; Howell of Floyd on request of Hennessey of Delaware; Fullerton of Woodbury on request of Crabb of Crawford; Bittle of Polk on request of Brockett of Marshall.

## INTRODUCTION OF BILLS

House File 40, by Drake, Lipsky, Millen, Small, Dov', 1 , O'Halloran, Dunton, Crabb, Crawford, Hargrave, Higgi,ns, Harper, Monroe, Jesse, Avenson, Patchett, Readinger, Nea'son of Muscatine and Griffee, a bill for an act relating to standards for ambulance services, authorizing county $\mathrm{b}_{\mathrm{s}}$ ards of supervisors to levy taxes to provide ambulance service, and providing penalties for violations.

Read first time and referred to committee on county government.

House File 41, by Danker, a bill for an act relating to sheriffs' salaries and office expenses.

Read first time and referred to committee on county government.

House File 42, by Brockett, a bill for an act making an appropriation for the planning and construction of a rotunda covering in the state capitol.

Read first time and referred to committee on appropriations.
House File 43, by Wells (Norpel), a bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ball parks.

Read first time and referred to committee on state government.
House File 44, by Clark, a bill for an act changing the date for licensing of dogs under six months of age.

Read first time and referred to committee on state government.
House File 45, by Crabb, a bill for an act relating to the licensing of funeral homes and providing a penalty.

Read first time and referred to committee on state government.
House File 46, by Drake, Lipsky, McElroy, Krause, Oakley, Millen, O'Halloran, Dunton, Avenson, Gilloon, Norland, Connors, Crabb, Varley, Brockett, Evans, Hennessey, West, Egenes, Crawford, Tauke, Nealson of Muscatine, Danker, Halvorson, Readinger, Griffee and Brunow, a bill for an act to impose a maximum fiftyfive mile per hour speed limit on the public highways of this state, subject to penalties provided by law.

Read first time and referred to committee on transportation.
House File 47, by Crawford and Hines (Murray), a bill for an act relating to sanitary disposal bonds.

Read first time and referred to committee on cities and towns.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 3, filed on January 21, 1975, and found on page 94 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

> HOUSE CONCURRENT RESOLUTION 4
> By Fitzgerald

1 Be It Resolved by the House, the Senate Conourring, That the
2 Joint Rules of the House and Senate as adopted by the 1974 session

3 of the Sixty-fifth General Assembly be adopted as the temporary
4 joint rules of the 1975 session of the Sixty-sixth General Assembly.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 5 <br> By Administration Committee

Whereas, Section two point eleven (2.11) of the Code provides that "The compensation of the chaplains, officers and employees of the general assembly shall be fixed by joint action of the house and senate by resolution at the opening of each session, or as soon thereafter as conveniently can be done."; Now Therefore,

Be It Resolved by the House, the Senate Concurring, That the compensation of David L. Wray, Chief Clerk of the House, shall be set at the rate of eighteen thousand dollars $(18,000)$, annually for the period commencing January 13, 1975, and ending January 11, 1976; that the compensation of Clark R. Rasmussen, Secretary of the Senate, shall be set at the rate of eighteen thousand dollars $(18,000)$, annually for the period commencing January 6,1975 , and ending January 11, 1976; and that the compensation of David L. Charles, Assistant Secretary of the Senate, shall be set at the rate of sixteen thousand dollars $(16,000)$, annually for the period commencing January 20, 1975 and ending January 11, 1976.

Be It Further Resolved, That the compensation of the other officers and employees of the sixty-sixth general assembly be set, effective January 13, 1975, in accordance with the pay grades and steps established in the following salary schedule.

IOWA GENERAL ASSEMBLY
SALARY SCHEDULE

| Grade 6 | Step | Step | Step | Step | Step | Step | Step | Step |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Annually | 4296 | 4512 | 4704 | 4920 | 5160 | 5400 | 5664 | 5928 |
| ge 2 |  |  |  |  |  |  |  |  |
|  | Step | Step | Step | Step | Step | Step | Step | Step |
| Grade 6 | A | B | C | D | E | F | G | H |
| Monthly | 358 | 376 | 892 | 410 | 430 | 450 | 472 | 494 |
| Grade 7 |  |  |  |  |  |  |  |  |
| Annually | 4512 | 4704 | 4920 | 5160 | 5400 | 5664 | 5928 | 6192 |
| Monthly | 376 | 392 | 410 | 430 | 450 | 472 | 494 | 516 |
| Grade 8 4 610 |  |  |  |  |  |  |  |  |
| Annually | 4704 | 4920 | 5160 | 5400 | 5664 | 5928 | 6192 | 6480 |
| Monthly | 392 | 410 | 430 | 450 | 472 | 494 | 516 | 540 |
| Grade 9 |  |  |  |  |  |  |  |  |
| Annually | 4920 | 5160 | 5400 | 5664 | 5928 | 6192 | 6480 | 6768 |
| Monthly | 410 | 430 | 450 | 472 | 494 | 516 | 540 | 564 |
| Grade 10 |  |  |  |  |  |  |  |  |
| Annually | 5160 | 5400 | 5664 | 5928 | 6192 | 6480 | 6768 | 7080 |
| Monthly | 430 | 450 | 472 | 494 | 516 | 540 | 564 | 590 |
| Grade 11 |  |  |  |  |  |  |  |  |
| Annually | 5400 | 5664 | 5928 | 6192 | 6480 | 6768 | 7080 | 7892 |
| Monthly | 450 | 472 | 494 | 516 | 540 | 564 | 590 | 616 |
| Grade 12 |  |  |  |  |  |  |  |  |
| Annually | 5664 | 5928 | 6192 | 6480 | 6768 | 7080 | 7892 | 7752 |


23 Grade 29

| 24 | Annually | 12288 | 12864 | 13488 | 14136 | 14856 | 15600 | 16368 | 17184 |
| :--- | :--- | ---: | ---: | ---: | ---: | ---: | ---: | ---: | ---: |
| 25 | Monthly | 1024 | 1072 | 1124 | 1178 | 1238 | 1300 | 1364 | 1432 |
| Page 5 |  |  |  |  |  |  |  |  |  |
| 1 |  | Step | Step | Step | Step | Step | Step | Step | Step |
| 2 | Grade 30 | A | B | C | D | E | F | G | H |
| 3 | Annually | 12864 | 13488 | 14136 | 14856 | 15600 | 16368 | 17184 | 18048 |
| 4 | Monthly | 1072 | 1124 | 1178 | 1238 | 1300 | 1364 | 1432 | 1504 |for employees of the State of Iowa as promulgated by the meritemployment commission pursuant to section 19A.9(2), Code 1973, asamended by Acts of the sixty-fifth general assembly, 1973 session,chapter 12, section 2, and Acts of the sixty-fifth general assembly,1974 session, chapter 1001, section 2, is revised upward at anytime during the sixty-sixth general assembly such revised schedulefor grades 6 through 30 shall simultaneously be adopted for thecompensation of officers and employees of the sixty-sixth generalassembly.Be It Further Resolved, That the officers and employees of thesixty-sixth general assembly be placed in the following pay grades:OFFICERS AND EMPLOYEES OF THE HOUSE

17
18Assistant Chief Clerk and Reading ClerkGrade 28
19 Legal Counsel ..... Grade 30
20 Executive Secretary to Speaker ..... Grade 22
21 Research Assistant to Speaker ..... Grade 24
22 Research Assistant to Majority Leader ..... Grade 24
23 Research Assistant to Minority Leader ..... Grade 24
24 Counsel to Majority Caucus ..... Grade 24
25 Counsel or Research Assistant to Minority Caucus ..... Grade 24
Page 61 Research AssistantsGrade 22
2 Executive Secretary to Chief Clerk ..... Grade 22
3 Clerk to Chief Clerk ..... Grade 14
4 Public Information Office Director ..... Grade 23
5 Clerk to Public Information Office Director ..... Grade 15
6 Supervisor of Clerks ..... Grade 20
7 Journal Editor ..... Grade 22
8 Journal Clerk ..... Grade 16
9 Assistant to the Legal Counsel ..... Grade 17
10 Finance Clerk ..... Grade 18
11 Engrossing Clerk ..... Grade 17
12 Assistant to the Legal Counsel and
Enrolling Clerk ..... Grade 17
13 Supply Clerk ..... Grade 12
15 Swing Clerk ..... Grade 13
16 Control Board Operator ..... Grade 10
17 Clerk to Majority and Minority Floor Leader Grade 15
18 Clerk to Speaker Pro Tempore Grade 15
19 Clerk to Committee Chairmen ..... Grade 14
20 Clerk to Appropriations Subcommittee Chairmen ..... Grade 14
21 Clerk to Assistant Floor Leaders ..... Grade 14
22 Clerk to Committee Ranking Majority and
Minority Members ..... Grade 13
23
Grade 12 24 Floor Clerks ..... Grade 12
25 Switchboard Operator Grade 13
Page 7
1 Bill Clerk Grade 12
2 Assistant Bill Clerk ..... Grade 11
3 File Clerk Grade ..... 8
4 Postmaster ..... Grade 10
5 Sergeant-at-Arms ..... Grade 15
6 Assistant Sergeant-at-Arms Grade ..... 13
7 Doorkeepers ..... Grade ..... 9
8 Janitor ..... Grade 8
9 Porter ..... Grade 8
10 Cloakroom Attendant ..... Grade 8
11 Pages ..... Grade 6
12 Aide to Public Information Office (2 maximum) ..... $\$ 2.00 / \mathrm{hr}$.
13 OFFICERS AND EMPLOYEES OF THE SENATE
14 Legal Counsel ..... Grade 30
15 Administrative Assistant to Majority Leader ..... Grade 24
16 Administrative Assistant to Minority Leader ..... Grade 24
17 Research Assistant to Majority Leader ..... Grade 24
18 Research Assistant to Minority Leader ..... Grade 24
19 Research Assistants ..... Grade 22
20 Executive Secretary to the Secretary ..... Grade 22
21 Secretary to the Secretary of Senate ..... Grade 18
22 Journal Editor ..... Grade 22
23 Journal Clerk ..... Grade 16
24 Assistant to the Legal Counsel ..... Grade 17
25 Finance Clerk ..... Grade 18
Page 8
1 Engrossing Clerk ..... Grade 17
2 Enrolling Clerk ..... Grade 17
3 Records and Supply Clerk ..... Grade 16
4 Special Clerk ..... Grade 14
5 Control Board Operator ..... Grade 10
6 Secretary to Majority and Minority Floor Leader ..... Grade 15
7 Secretary to President Pro Tempore ..... Grade 15
8 Secretary to Committee Chairmen ..... Grade 14
9 Secretary to Appropriations Subcommittee Chairmen ..... Grade 14
10 Secretary to Assistant Floor Leaders ..... Grade 14
11 Secretary to Committee Ranking Majority and
12 Minority Members ..... Grade 13
13 Floor Secretaries ..... Grade 12
14 Switchboard Operator ..... Grade 13
15 Bill Clerk ..... Grade 12
16 Assistant Bill Clerk ..... Grade 11
17 Postmaster ..... Grade ..... 10
18 Sergeant-at-Arms ..... Grade 15
19 Assistant Sergeant-at-Arms ..... Grade 13
20 Chief Doorkeeper ..... Grade 10
21 Doorkeepers ..... Grade ..... 9
22 Porter ..... Grade 8
23 Cloakroom Attendant ..... Grade 8
24 Pages ..... Grade 6
Page 9
1 Supervisor of Legislative Indexing2 Assistant Supervisor of Legislative IndexingGrade 16
3 Index Clerk ..... Grade 12
Assistant Index Clerk ..... Grade 11
LEGISLATIVE SERVICE BUREAU EMPLOYEES
Bill Drafter ..... Grade 28
7 Terminal Operator ..... Grade 17
8 Senior Bill Clerk ..... Grade 15
9 Bill Clerk ..... Grade 13
10 Proofreader ..... Grade 15
11 Assistant Bill Clerk ..... Grade 10
12 Xerox Operator ..... Grade 10
LEGISLATIVE FISCAL BUREAU EMPLOYEES ..... 1314 Legislative Fiscal Analyst IGrade 28
15 Secretary-Stenographer ..... Grade 15
16 JOINT EMPLOYEES
17 Mail Carrier ..... Grade 9
18 Historical Building Clerk ..... Grade 9
19 Law Library Clerk ..... Grade 9
20 BUILDING AND GROUNDS EMPLOYEES
21 Matron ..... Grade 8
22 Elevator Operator ..... Grade 8
23 Parking Attendant ..... Grade 9
24 Night Watchman Grade ..... 7Be It Further Resolved, That mobility within steps for
Page 10
1 clerks to representatives and secretaries to senators be deter-2 mined in accordance with the following schedule:
3 1) Step A

$\qquad$
During the first legislative session
4 2) Step B

$\qquad$
After one legislative session's experience5 3) Step C ..............................After two legislative sessions' experience
6 4) Step D ................................After four legislative sessions' experience
5) Step E ................................After six legislative sessions' experience6) Step F ........................After eight legislative sessions' ex
10 to representatives and secretaries to senators shall be at Step A
11 in the grade of the position held, and that mobility shall be on
12 the basis of years worked as a clerk to a representative or a
24 findings to the Senate and House on, or before, January 12, 1976; and
25secretary to a senator, except that individuals who have workedon the house or senate staff in a pay grade higher than or equalto that assigned the clerk or secretarial position may be givenfull credit in determining steps for the legislative sessionsserved in the staff position, andBe It Further Resolved, That the chairman of the Rules andAdministration Committee of the Senate and the Chairman of theAdministration Committee in the House each appoint three (3)members to a joint subcommittee on administration to study possiblealternative methods of providing secretarial assistants to Senators andRepresentatives. This committee shall be instructed to report its
Be It Further Resolved, That employees who work on a part-
25a time basis while assisting interim committees shall be compensated
25 b at the salary schedule rate for grade 14 at whatever step they
25 c would otherwise be entitled to, unless the grade at which they are

## Page 11

1 during the session is less than 14, in which case they shall be 2 compensated at that lower grade and appropriate step; and

2 forty-one (97B.41), subsection three (3), paragraph b, sub-
3 paragraph two (2) of the Code, which allow them to become
4 members of the Iowa public employees' retirement system upon
5 filing a written request with the employment security commission.
6 Be It Further Resolved, That the compensation of chaplains
7 officiating at the opening of the daily sessions of the house of
8 representatives and the senate of the sixty-sixth general
9 assembly be fixed at ten (10) dollars for each house of the
10 general assembly, and that mileage for chaplains be fixed at
11 the rate of fifteen (15) cents per mile to and from the State
12 Capitol.

## Laid over under Rule 25.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, January 23, 1975.

# JOURNAL OF THE HOUSE 

Eleventh Calendar Day-Eighth Session Day

Hall of the House 0f Representatives
Des Moines, Iowa, Thursday, January 23, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Father Jack Smith, Catholic Director of Quad City Center for Study of Peace and Nonviolence, Davenport, Iowa.

The Journal of Wednesday, January 22, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Stan Hougland, Lake Mills, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Bittle of Polk for January 23 and 24 on request of Brockett of Marshall; Welden of Hardin for January 23 and 24 on request of Kreamer of Polk.

## PRESENTATION OF VISITORS

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

Thirty-five fifth grade students from East Greene Community School, Grand Junction, accompanied by Dyanne Fiala and Leone Fritz. By Lonergan of Boone.

## INTRODUCTION OF BILLS

House File 48, by Avenson, Small, Harper, Cusack, O'Halloran, Wells, Horn, Newhard, Connors, Hargrave, Fitzgerald, Poncy, Higgins, Krause, Byerly, Hines, Dyrland, Miller of Cerro Gordo, Miller of Buchanan, Husak, Patchett, Brunow, Norland, Mennenga, Nielsen of Polk, Rinas, Jesse, Woods, Brandt, Dunton, Hinkhouse, Hutchins, Baker, Miller of Calhoun and Griffee
(Gluba, Heying, Culver, Rodgers, Junkins, Merritt, Scott, Carr, Nystrom, Sovern, Nolting, Miller of Des Moines, Redmond, Lamborn, Norpel, Gallagher, Kinley, Orr, Griffin, Andersen, Briles, Murray, Plymat and Palmer), a bill for an act relating to lifetime fishing and hunting licenses for resident senior citizens.

Read first time and referred to committee on natural resources.
House File 49, by Oakley, a bill for an act relating to the taxation of real estate transfers.

Read first time and referred to committee on ways and means.
House File 50, by Drake, McElroy, Crabb, Welden, West, Jesse, Lipsky, Krause, Doyle, Connors, Junker, Daggett, Hansen, Egenes, Cusack, Halvorson, Evans, Caffrey and Newhard, a bill for an act relating to the definition of snow tires.

Read first time and referred to committee on transportation.
House File 51, by Spear, Svoboda, Patchett, Gilloon, Hines, Jochum, Dieleman, Brandt, Avenson, Bina, Anderson, Dyrland, Monroe, Pavich, Walter and Middleton, a bill for an act relating to the appointment of the secretary of agriculture.

Read first time and referred to committee on state government.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 3, which provides for a joint convention of the two houses to be held on Friday, January 24, 1975, at $9: 30$ a.m. to extend an invitation to Governor Robert D. Ray to deliver his budget message.

CLARK R. RASMUSSEN, Secretary

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 4

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 4, filed on January 22, 1975, and found on pages 96 and 97 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 5

Wells of Linn asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 5, filed on January 22, 1975, and found on pages 97 through 103 of the House Journal.

O'Halloran of Black Hawk offered the following amendment $\mathrm{H}-3001$ filed by her from the floor and moved its adoption:
H-3001
Amend the House Concurrent Resolution 5, of the Journal of the House, January 22, 1975, as follows:

1. Page 101, by inserting after line 17 of page 10, the following new paragraph:
"Be It Further Resolved, That clerks to representatives and secretaries to senators be advanced one additional step if or when the clerk or secretary passes an eighty (80) word-per-minute stenographic examination; and".
2. Page 101, line 21 of page 9 , by striking the numeral " 8 " and inserting in lieu thereof the numeral " 9 ".

Amendment $\mathrm{H}-3001$ was adopted.
Wells of Linn moved the adoption of House Concurrent Resolution 5.

Roll call was requested by Wells of Linn and O'Halloran of Black Hawk.

On the question "Shall the resolution be adopted?"
The ayes were, 88:

| Anderson | Dyrland | Junker | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Koogler | Pavich |
| Baker | Evans | Krause | Pellett |
| Bennett | Fitzgerald | Lageschulte | Perkins |
| Bina | Fullerton | Lindeen | Poncy |
| Bortell | Gentleman | Lipsky | Readinger |
| Brandt | Ginloon | Lonergan | Rinas |
| Brockett | Halvorson | McElroy | Scheelhasse |
| Brunow | Hansen | Menke | Schroeder |
| Byerly | Hargrave | Mennenga | Small |
| Caffrey | Harper | Middleswart | Spear |
| Clark | Harvey | Middleton | Spencer |
| Connors | Hennessey | Millen | Stephens |
| Crabb | Higgins | Miller, A.V. | Tauke |
| Crawford | Hines | Miller, K. D. | Tofte |
| Cusack | Hinkhouse | Miller, O. L. | Walter |
| Daggett | Horn | Nealson | Wells |
| DenHerder | Howell | Newhard | West |
| Dieleman | Hullinger | Nielsen | Woods |
| Doyle | Husak | Norland | Wlff |
| Drake | Hutchins | Oakley | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr. Speaker |

The nays were, 3 :

| Branstad | Danker | Kreamer |  |
| :---: | :---: | :---: | :---: |
| Absent or not voting, 9: |  |  |  |
| Bittle | Jordan | Stromer | Varley |
| Griffee | Monroe | Svoboda | Welden |
| Jesse |  |  |  |

The motion prevailed and the resolution was adopted.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 1

Wells of Linn asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 1, filed on January 13, 1975, and found on pages 17 and 18 of the House Journal, and moved its adoption.

A non-record roll call was requested.
The ayes were 73 , nays 11.
The motion prevailed and the resolution was adopted.

## SPONSORS ADDED <br> (House File 24)

The following members request they be added as sponsors of House File 24: McElroy of Fremont, Husak of Tama, Fullerton of Woodbury, Lipsky of Linn, Lonergan of Boone, Pellett of Cass, Egenes of Story, Harper of Davis, Hansen of O'Brien and Danker of Pottawattamie.

## COMMUNICATION FROM THE STATE OF MAINE

There is on file in the office of the Chief Clerk a Joint Resolution adopted by the State of Maine memorializing the President, the Department of Agriculture and the Maine Congressional Delegation to withdraw food stamp Regulation No. 1975-1.2.

## SUBCOMMITTEES OF WAYS AND MEANS COMMITTEE

Norland of Worth, chairman of the committee on ways and means, announced the following subcommittee assignments:
Corporation
Hines, Chairman
Branstad
Mennenga
Walter
West
Sales and Use
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
Fees and Licensing
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
Local Option
Anderson, Chairman
Hennessey
Jochum
Nealson
Readinger
Property
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

Income
Norland, Chairman Bina
Dyrland
Egenes
Harvey
Svoboda
West

Bennett
Bittle
Danker
Pavich
Wyckoff

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 23, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 5, providing for the compensation of the chaplains, officers and employees of the Sixty-sixth General Assembly.

CLARK R. RASMUSSEN, Secretary
On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, January 24, 1975.

# JOURNAL OF THE HOUSE 

Twelfth Calendar Day-Ninth Session Day

hall of the House of Representatives
Drs Moines, Iowa, Friday, January 24, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Pastor Harold Naig of the St. Matthew's Lutheran Church, Monticello, Iowa.

The Journal of Thursday, January 23, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Rodney Carlson, Ankeny, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Oakley of Clinton and Bennett of Ida on request of Harvey of Scott; Fullerton of Woodbury on request of Newhard of Jones; Schroeder of Pottawattamie on request of Den Herder of Sioux.

## INTRODUCTION OF BILLS

House File 52, by Oakley, a bill for an act relating to penalties for operating a motor vehicle while intoxicated.

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

House File 53, by Husak and Pellett, a bill for an act relating to the registration of motor trucks pulling farm trailers.

Read first time and referred to committee on agriculture.
House File 54, by Pellett, Middleswart, Husak, Danker, Daggett, Bennett, Hutchins and Perkins, a bill for an act changing the manner of election of soil conservation district commissioners, and relating to the statutory provisions for establishment of soil conservation districts and for filling certain nonpartisan offices at the general election.

Read first time and referred to committee on natural resources.

House File 55, by Krause, a bill for an act relating to the appointment of the superintendent of banking.

Read first and referred to committee on state government.
House File 56, by committee on ways and means (committee on ways and means), a bill for an act relating to references to the Internal Revenue Code in the computation of individual and corporation income tax and the franchise tax.

Read first time and placed on the ways and means calendar.
House File 57, by Daggett, a bill for an act relating to the use of tax money for purchase and improvement of schoolhouse sites.

Read first time and referred to committee on education.

## SPONSOR ADDED <br> (House File 48)

Perkins of Greene requested that he be added as a sponsor of House File 48.

## COMMITTEE TO NOTIFY THE SENATE

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

The motion prevailed and the Speaker appointed as such committee Brunow of Appanoose, Scheelhaase of Woodbury and Gentleman of Polk.

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

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

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

## JOINT CONVENTION

In accordance with law and House Concurrent Resolution 3,
duly adopted, the joint convention was called to order, President Neu presiding.

President Neu announced a quorum present.
Senator Kinley of Polk moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor Robert D. Ray that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Hill of Jasper, Nolting of Black Hawk and Shaw of Scott, on the part of the Senate, and Representatives Hargrave of Johnson, Small of Johnson and McElroy of Fremont, on the part of the House.

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

President Neu then presented Governor Robert D. Ray who delivered the following budget address:
Mr. President, Mr. Speaker, Mr. Chief Justice, Senators and Representatives, State Officials, Distinguished Guests, Ladies and Gentlemen:
First, I want to thank those of you who reacted favorably to the proposals that I made to you in the Condition of the State last week.

Second, some of you expressed interest in specifics. This morning I want to give you specifics.

This is the third in a series of three messages I am charged with presenting to the General Assembly. The first-the Condition of the State-was intended as a perspective on Iowa's position today together with some recommendations for legislative action. The second, the Inaugural Message, was intended to share with you my perspective as I begin the first fouryear gubernatorial term since 1858.

Today's message is specific-though even then there is no way I can cover all the information contained in the five thick documents you will receive next week.

Details not covered in the time it takes to deliver these remarks you will find spelled out in the numerous handouts which will be given to you today and the documents that comprise the official "Governor's Budget for 1975-77."

This material will give you some interesting weekend reading.
Further, I want you to know that along with Comptroller Marvin Selden, members of his exceptional staff and those of my own, I look forward to working with you as you digest this material.

Let me start with the highlights of this budget.
This is a budget that offers special help for cities and towns, provides for improvements in our IPERS, relief for our road program, record financial support for local schools, special education, natural and human resources; more help for elderly Iowans, a means to maintain momentum in our energy
efforts and a plan to build a greater equity into the state's income tax, just to mention a few of the highlights.

This is a budget that requires no general tax increase and this is a budget designed so that with wisdom and restraint we can also avoid loading tax increases on people in the two years after this biennium.

It is a budget that tackles some extraordinary problems.
And, this budget, two years from now, ends with a solid $\$ 53$ million surplus in the state treasury.

As we developed this budget we made several assumptions and a lot of hard decisions.

First, we were confronted with the highest requests ever brought to an Iowa governor-and I want you to know that these askings have been slashed by more than $\$ 300$ million prior to my submitting this budget to you today.

Second, we listened with sympathy to the many pleas from people who look to state government for service, assistance or their livelihoods to let them "keep pace with inflation." We honestly have tried to respond as and when we could. But you should know, as I have concluded, that if it were possible for everyone to keep pace with inflation, inflation would hardly be a problem. We cannot expect the citizens who pay the taxes and who are punished by inflation too, to sacrifice more so that people in government can escape sacrificing at all.

Third, federal revenue sharing has been a boon to state and local governments. The present act expires with the January, 1977, payment, one quarter short of getting us through this biennium. Should the program end, the effect on this budget would be minimal; the effect on future state and local budgets could be devastating. We must, through our Congressional delegations and the organizations of the nation's governors, mayors, state legislators and county officers, press for early extension of the federal Revenue Sharing Act.

Fourth, agency requests to me would have swelled state employment by eight percent in the next two years. We have pruned that increase to only one percent. Nearly all of those have come where the state has had to pick up employees formerly paid with federal dollars, requirements imposed by the Federal Labor Standards Act, positions financed by trust funds in regulatory agencies, and because of legislative mandates. One of the supporting documents you will get today is a detailed listing of these positions.

Fifth, in consulting with state agencies, you will find, as we have, the status of federal funds is more confused and insecure than previously. Rather than react by increasing our state budget unrealistically, we have assumed that most of the federal dollars now considered in jeopardy will still be available to us.

However, it is also likely we will be faced with the possible destruction of some more essential programs. Therefore, this budget includes provision for a "federal contingency fund" of $\$ 3$ million to be available to meet possible cutoffs on a case-by-case basis.

And sixth, though Iowa's economic health remains considerably better than that of the nation, the forces at large in the economy make it imperative that we operate with the best possible information. As we prepared this budget, I asked our newly appointed Economic Advisory Committee to help us as we peered into the future. Our state comptroller can tell you
that revenue forecasting is a very lonely job. It is reassuring to know that our Economic Advisory Committee is in substantial agreement with the economic predictions that form the basis for the revenue projections in this budget.

Nevertheless, the estimation of revenues is far from an exact science, and, because of the uncertainties, we have leaned to the conservative side in our projections of state income for the next two years. I suggest you do likewise.

At the end of this last fiscal year the state surplus was $\$ 207$ million, a figure very familiar to all of you. At the end of this fiscal year, we estimate economic growth will have enlarged that balance to $\$ 221$ million and that is the starting figure for this new budget.

We project that the first year of the next biennium will flatten out as the current national recession pinches Iowans. A four-percent revenue growth is foreseen which is actually less than the rate of inflation expected in the economy and this will have the effect of a negative growth in so-called constant dollars.

Our advisors believe the 1976-77 fiscal year will be a time of some recovery and revenue projections are somewhat more optimistic as a result.

Even though the budgets are tight and the restraints upon you by an uncertain economy are real, there is much you can do to improve the condition of our people as you adopt the recommendations of this budget.

It is one thing to call for improvement; it is another matter to show how you can make improvement happen.

This is the fourth biennial budget I have submitted to an Iowa legislature. Like its predecessors, it does more than propose improvement; it spells out the details, ways, means and methods for financing the proposals and ideas I advance to you.

## INCOME TAX EQUITY

Ten days ago, in the Condition of the State Message, I told you that another improvement in our tax system is in order and that I would submit to you a specific proposal on how we can build greater equity into our state income tax.

The plan I outline would:

1. Exempt all those persons who earn less than $\$ 5,000$ adjusted gross income from having to pay any state income tax at all. This change would benefit some 50,000 low-income Iowans.
2. Increase the standard deduction from the present 10 percent/ $\$ 500$ limit to a 15 percent $/ \$ 750$ limit, an increase of 50 percent. With this change an additional 450,000 Iowans in the low and middle income brackets would experience income tax breaks. This will help offset the automatic tax increase these people experience as inflated earnings trip them into higher brackets.
3. Increase the progressivity of the present tax structure by moving the effective tax rate on higher income tax brackets from the present 7 percent to new rates of $8,9,10$ and 11 percent.

Only those with gross earnings of $\$ 25,000$ or more annually will be asked to absorb this adjustment. And, the impact on those in higher
income brackets will be eased by their ability to deduct their state taxes on their federal income tax returns.

There are three essential points to remember about this improvement in our tax system:
-This plan improves the fairness and equity of our income tax structure, reducing the taxes paid by a majority of those that pay Iowa income tax.
-Under this plan, Iowans now earning less than $\$ 25,000$ gross income a year will not be asked to absorb more in taxes.
-This proposal does not raise more state taxes.

## IMPROVEMENT IN IPERS

Last week I told you I would detail a plan to improve the Iowa Public Employees Retirement System, known as IPERS.

IPERS has not stood still since it was created in the early 1950's. Substantial changes were made in the 60's and 70's. Because of growth of the fund and prudent investments and returns, benefits have been increased at every opportunity. IPERS was designed to supplement, not to exist in lieu of federal social security. And unlike social security, IPERS continues to be actuarially sound.

Yet improvements are needed and-I offer the following plan-one within our means, and one which substantially upgrades the state's retirement program in a systematic manner.

1. This plan increases employer contributions from $31 / 2$ to 5 percent.
2. Employee contributions will go from $31 / 2$ to 4 percent.
3. The ceiling on the salary subject to the contribution will be removed.

With these improvements, the future retirement benefits will be markedly increased.

At the same time, we have found ways to improve benefits for those presently retired.

Only recently, the federal government passed legislation which required that private pensions be sound, employee vesting protected, and funds be available on retirement. We have steadfastly insisted on these principles for IPERS and they must be protected and must continue to be protected.

An IPERS plan which would cost upwards to $\$ 60$ million per year may also be before you this session. Unmistakably it would mean tax increases. It-the cost-would be equivalent to eight mills of property tax statewide per year, or the equivalent of nearly one additional cent of state sales tax.

While well-intentioned, the price tag is too high.

## TRANSPORTATION FINANCING

Perhaps no other subject you will deal with in this session is more fraught with unknowns than the issue of highway financing.

We saw state fuel tax revenues drop when the energy crisis first hit us, then swing upward again. Now, with new federal actions on energy imminent, we just do not know whether we will see another decline in fuel consumption and our state revenues, or to what extent, or of what duration.

The road construction industry suffers from one of the highest inflation rates anywhere, hamstringing efforts to keep pace.

A reduction in federal highway dollars, coupled with federal impoundments of funds that rightfully belong to Iowa, also contribute to the uncertainty.

Other forces are going to affect how we proceed-slower speed limits, lighter cars, the resurgence of alternatives for moving heavy goods and for transporting people, to name a few.

The answers to these problems will come with an overall approach to our transportation needs, not with bits and pieces reaction.

Iowans have not been miserly in their support of our road system. Though 25th among states in population and in area, we rank 9th nationally in per capita support for highways.

Fortunately, we now have a Department of Transportation charged with the responsibility of analyzing the effects of all this on the way we move our people and our products. We must be aware that in time additional sources of revenue may well have to be found for a viable transportation system in this state.

Some of you recall the battles up here over stopping the diversion of a portion of the sales tax into the road fund. The earmarking was poor public policy and at the time the diversion was stopped, additional revenues from user fees more than replaced those funds.

I repeatedly said during those discussions that while I opposed earmarking, I would not hesitate to finance special transportation needs from sources outside the road fund when special needs arose. Special needs exist today.

Therefore, I recommend an appropriation from our surplus be made directly to the new Department of Transportation for wise allocation in the amount of $\$ 20$ million-not a panacea, but a reprieve that we believe makes sense.

## EDUCATIONAL FINANCING

You have heard me say that of all the enterprises we are involved in there is none that has created more of an impact and had a greater effect on the future than education-and none costs us more in state tax dollars.

Before you discuss one appropriation bill, you should know that in the next two-year period, under our present school foundation aid program, state government will send to Iowa's elementary and secondary schools nearly eight-tenths of a billion dollars in direct aid.

Put another way, about 40 percent of the entire state budget is already committed for school aid. In just five years, our annual participation in local school support has nearly tripled-from $\$ 156$ million to $\$ 416$ million!

In this budget we continue to move toward the goal of a full 80 percent foundation plan and the financing of special education mandated last year.

I urge you, as you consider this school aid appropriation, not to lose sight of the concept of putting school aid dollars where the students are.

Financing local schools, as demanding as it is, is by no means all of the state's involvement in the education of our people.

Today more than one out of every four Iowans is a member of Iowa's
learning force. And education not only affects their lives, but touches all of the rest of us.

You are called upon to assure the continued vitality of a wide range of educational opportunities in our state.

This budget provides a 60 percent increase-to $\$ 9.6$ million eaoh yearfor Iowa's tuition grant program, raising the level of tuition grants from a maximum of $\$ 1,000$ to $\$ 1,200$ per student. Is it money well spent? I certainly believe so. Today, one Iowan out of every three attending an Iowa private college is doing so with the assistance of a state tuition grant.

What about our area schools? These schools serve over 24,000 full-time students and thousands of others in continuing educational programs of vocational skills and arts and sciences. My requests continue our strong support for this newest segment of our educational system, with particular emphasis on vocational training.

The influence of our state universities is felt far beyond the communities in which they're located and the lives they touch extend well beyond their enrollments. They give to Iowa a particular vibrancy and growth, often on the cutting edge of change and fresh ideas. This will again be vividly demonstrated in 1976 as we host a World Food Institute on the Ames campus. This budget underscores the importance of higher education, with emphasis on supporting existing faculty, staffs and services.

It is noteworthy that during this biennium several new facilities will open at university campuses-the Industrial Arts and Technology Building at the University of Northern Iowa and the new Veterinary Medicine Building at Iowa State University. These are significant additions to our regents institutions and legislators can take satisfaction in having shown foresight in authorizing them.

One reason for the quality of education in Lowa is its healthy balance. Non-public schools provide a choice and a yardstick. New ground was broken during the last session by offering tangible assistance through transportation to non-public students.

In this budget, we recommend $\$ 1.5$ million to complete the bus-purchase program and $\$ 3$ million annually for transportation assistance.

This budget assures that the Iowa Educational Broadcasting Network which has the potential of being a dynamic educational force will truly become a statewide system during the biennium.

I am quite aware there may be critics who would say we have placed too great an emphasis on education in this budget. It is true that over 55 percent of all our recommended appropriations relate to education.

But it is also true, as Plato said, that "the direction in which education starts a man will determine his future life."

The continued well being of our educational efforts in Iowa will determine Iowa life in the years ahead and I urge your support of the educational priorities we have outlined for you.

## ELDERLY TAX RELIEF

Not only do we have a responsibility to our young people, we also have an obligation to those who played a role in bringing Iowa to where we stand today.

Two years ago we established a sweeping new concept to provide property tax breaks for our elderly Iowans. Details of improvements in that pro-
gram are included in material that will be given you today. In addition to increased benefits for those already covered by the present program these improvements will give relief to some 11,000 more elderly citizens.

## HUMAN RESOURCES

Perhaps there is no area of involvement of state government that does more proportionately to sustain individual people, nor is more misunderstood, than those programs administered or monitored by our human resource agencies, especially the Department of Social Services.

For every "welfare cheater" there are scores of people who desperately want to be able to support themselves-but can't.

This budget funds at increased levels the many worthwhile human assistance programs including aid to dependent children and the service programs such as foster care, day care, homemaker and transportation aids.

Greatly affected by rising costs are the institutions operated by our Department of Social Services, which include facilities for Family and Children, Corrections, and Mental Health. In each area financial support is provided which includes additional staff where needed to handle increased patient load, particularly the Mental Retardation units at Glenwood and Woodward.

Those who operate and those who require the services of nursing homes will be pleased to find in this budget an increase of 15 percent in the daily maximum reimbursement rate.

Other human resource programs so important to their recipients and to the state continue to thrive in this budget request to you-agencies serving the handicapped and the aged and those working in civil rights, drug abuse and alcoholism.

So important also is the childhood diseases immunization program, formerly financed by the federal government but now withdrawn, that this budget provides for taking over the entire effort. We have also boosted our commitment to the renal disease program.

## MORE AID FOR CITIES AND TOWNS

The League of Iowa Municipalities seeks the authority to impose local option taxes. While I have supported the peoples' right to raise additional revenue on the local level if that be their choice, we have also looked for ways we can directly assist our cities and towns.

Therefore, in addition to federal revenue sharing for cities, our budget provides for an increase in state revenue sharing with municipalities-to help defray expenses-from $\$ 5$ million annually to $\$ 9$ million each of the next two years, an increase of 80 percent.

## OTHER PRIORITIES

When I began this morning, I mentioned that I was aware of the comments of some legislators regarding the Governor's proposals. One said he thought the Governor's priorities were acceptable because, as he put it: "they are consistent with my priorities."

While it pleases me to have the support, I also know that in a General

Assembly of 150 men and women, there are likely to be 150 different sets of priorities.

As the Governor, it is my duty to set priorities, too, weigh and develop them, for what I believe to be in the best interest of 2.8 million Iowans.

I hope it is often that our priorities can mesh harmoniously.
So that you may have the benefit of additional items of priority in this budget besides those already outlined, I will move rather quickly over a list I believe merits your support as you examine my budget recommendations.
-If your priority is to ease the doctor shortage, then I ask that you support my recommendation for additional aid to our Division of Family Practice at the University of Iowa and the increased funding of the innovative student aid program at the Osteopathic School in our capital city.
-If energy is your priority, then I ask that you support my recommendation for a $\$ 3$ million appropriation to the Energy Policy Council, an exciting new group that has translated talk of saving railroad service into action while also tackling other energy-related problems. Please support also the funding of a solar heating project on the state capitol complex, a relatively small budget item with enormous implications for the future.
-If protection of our environment and wise use of our natural resources are your priorities, I urge your support of our recommendations for the Conservation Commission, including $\$ 7$ million for acquisition and development of outdoor recreational facilities and open spaces, and for more assistance in soil conservancy-a program that works so very well.

*     *         * 

-If better law enforcement is your priority, then you can help by supporting this budget which strengthens the Bureau of Criminal Investigation and Fire Marshal's Office and provides the resources to operate the expanded Law Enforcement Academy.
-If vitality of our arts is your priority, then you will want to support the generous increase in funding which I have recommended for the Iowa Arts Council.
-If economic development is your priority, I ask your support for the Iowa Development Commission's efforts to enlarge world trade potentials for Iowa industry and agriculture.
-If your priorities-as the legislator said-coincide with those I outlined in the Condition of the State Message, then you'll be pleased to know that this budget anticipates your support of a Task Force for Childhood Development, creation of a land-use planning commission, a state housing authority and other points in that program.

Some suggested priorities could not be included in this budget, even though they may prove to be of merit. I refer especially to the desire of our National Guard to strengthen its appeal through educational incentives. I am one who firmly subscribes to the civilian soldier concept and I
strongly believe in the value of our Iowa National Guard. I will be asking a citizens group to take a hard look at the ways we can best maintain the strength of our Guard and make suggestions on how we can assure its long-range future.

This Governor's budget also meets our obligations to the people we employ and to the physical plant that houses this government.

This budget provides funds to complete the new state office building and the new agricultural building. There are funds for a needed liquor warehouse, for needed changes to meet OSHA standards, and $\$ 6$ million in capitals for Regents Institutions-including a seed lab at Iowa State University.

The summary of the budget which will be placed in your hands in a few minutes reflects more than a collection of numbers. It is a major statement of priorities. It is an ambitious program of work, a blueprint for state government over the next 24 months and even beyond.

While it is clearly labeled the "Governor's Budget," it is really the work of many people. Someone has calculated that the effort and time which have gone into preparing it for you is the equivalent of well over 35 years of work by an individual person.

It is a biennial budget. And, one of the beauties of annual sessions is that adjustments can be made, if need be, in your second session as we have done so effectively in the past. This budget looks ahead and sets a course for two years, a course that people whose lives are affected by it can know and plan for.

With this procedure we avoid the frustration and uncertainty which characterize the annual budgets of Congress-a federal government run by continuing resolution while people look to it, never quite knowing what they can or what they cannot count on.

I have spoken in my two previous messages of the importance of bipartisanship as we go about the business of lawmaking. Republicans and Democrats have their differences. But this should not prevent their working together in the best interests of our people.

There is yet another harmonious relationship that will benefit Iowans. And that is a cooperative spirit between the branches of government.

When a bill that has passed the legislature by majorities of both houses reaches my desk, I begin with a desire to approve it, for I know that it is the product of well-meaning people, striving diligently to represent their state.

There are times when I cannot approve a bill and thus our system of checks and balances comes into play. But the great majority of the time I do.

As you begin your deliberations on this budget, I would hope that you would view the recommendations and proposals of the executive branch with the same consideration your work receives in my office.

I now set before you a document that shows a way to meet needs of our people within our available resources.

I set it before you as a blueprint for educating our people, protecting our environment, feeding and caring for our less fortunate.
$I$ set it before you as a balanced budget, with the strength of prudent planning that extends even beyond this biennium.

I now ask you to analyze it. I now ask you to know it. And most of all, I ask you to support it.

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

Fitzgerald of Webster moved that the joint convention be now dissolved.

The motion prevailed.
The House reconvened, Speaker Cochran in the chair.

## COMMUNICATIONS FROM THE DEPARTMENT OF PUBLIC INSTRUCTION

There is on file in the office of the Speaker a copy of the approval standards submitted by the Department of Public Instruction in conformance with Section 257.25 (11), Code of Iowa, following procedures established in Chapter 17A.

There is also on file in the office of the Speaker from the Department of Public Instruction the Legislative report to the 1975 session of the Sixty-sixth General Assembly, as directed by Section 257.10 (9), Code of Iowa.

## OFFICERS AND EMPLOYEES OF THE HOUSE LIST OF PAY STEPS

| Name | Step |  | Designated Employment |
| :---: | :---: | :---: | :---: |
| Robert F. Davies | A |  | Session-only |
| Linda A. Tigges | E |  | Full-time |
| Terrie R. Groth | A |  | Full-time |
| Maryjo F. Welch | D |  | Full-time |
| Stephen J. Rapp | D |  | Session-only |
| Dolores Abels | D |  | Session-only |
| Joseph J. O'Hern | C |  | Session-only |
| Sandra L. Githens | F |  | Session-only |
| Gerald W. Crawford | A |  | Session-only |
| Robert E. Simpson | B |  | Session-only |
| Sharon R. Robinson | C |  | Full-time |
| Frances Ann Bernabe | C |  | Full-time |
| M. Maxine Mann | D |  | Full-time |
| William Hager | C |  | Session-only |
| Elizabeth A. Isaacson | G |  | Session-only |
| Evelyn K. Higginbottom | D |  | Session-only |
| Billie J. Walling | H |  | Full-time |


| Name | Step |  | Designated Employment |
| :---: | :---: | :---: | :---: |
| Sally Blanton | A |  | Session-only |
| Dan L. Dudley | D |  | Full-time |
| Pauline E. Kephart | H |  | Full-time |
| Elizabeth J. O'Connor | H |  | Full-time |
| Kay Markell | A |  | Session-only |
| Linda W. Elliott | A |  | Full-time |
| Christine Cardin | B |  | Session-only |
| Edris H. Owens | A |  | Session-only |
| Earl I. Bitting, | A |  | Session-only |
| Catherine B. Hol | C |  | Session-only |
| Phyllis J. Fraizer | H |  | Session-only |
| Madeline E. James | F |  | Session-only |
| Frances A. Stefani | A |  | Session-only |
| Betty C. Lawson | A |  | Session-only |
| Donna L. Waters | G |  | Session-only |
| Daniel K. Sterrett | A |  | Session-only |
| Karen Howland | A |  | Session-only |
| Clarence O. Ander | F |  | Session-only |
| Luman W. Bell | B |  | Session-only |
| Frank L. Christen | E |  | Session-only |
| Donald R. Emanuel | A |  | Session-only |
| Janet L. Horstman | A |  | Session-only |
| Harold W. Johnson | A |  | Session-only |
| Loren E. Perry | A |  | Session-only |
| John W. Russell | C |  | Session-only |
| Dale L. Marburger | B |  | Session-only |
| Calvin G. Pruitt | G |  | Full-time |
| Dale A. Green | E |  | Session-only |
| Bessie J. Bagby | A |  | Session-only |
| Deborah Cochran | A |  | Session-only |
| Dexter Brecht | A |  | Session-only |
| Merlin D. Bennett | A |  | Session-only |
| Constance Dearborn | A |  | Session-only |
| Brian Elder | A |  | Session-only |
| Mark L. Erick | A |  | Session-only |
| Dale Fleming | A |  | Session-only |
| Patricia P. Hagarty | A |  | Session-only |
| Debra K. Hammer | A |  | Session-only |
| Florence Hayes | A |  | Session-only |
| Denny Heeren | A |  | Session-only |
| Julie Horn | A |  | Session-only |
| Lee Ann Mitchell | A |  | Session-only |
| Cindy Owen | A |  | Session-only |
| Nancy Prater | A |  | Session-only |
| Jack Reed | A |  | Session-only |
| Sharon Smith | A |  | Session-only |
| Michelle L. Svejda | A |  | Session-only |
| Rick Tjaden | A |  | Session-only |
| Kay L. Vanderlinden | A |  | Session-only |
| Patsy Wilson | A |  | Session-only |

## SUBCOMMITTEE ASSIGNMENTS

House File 1
Wyckoff, Chairman
Perkins
Drake
House File 2
Nielsen of Polk, Chairman
Bittle
Gentleman
House File 4
Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens
House File 5
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 6
Woods, Chairman
Nealson of Muscatine
Higgins
House File 7
Connors, Chairman
Brandt
Drake
House File 8
Small, Chairman
Hines
Junker
House File 9
Fitzgerald, Chairman
Dieleman
McElroy
House File 10
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 11
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 12
Miller of Calhoun, Chairman
West
Hinkhouse

House File 13
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 14
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 15
Small, Chairman
Junker
Crawford
House File 16
Anderson, Chairman
Hansen
Lonergan
House File 18
Nielsen of Polk, Chairman
Bittle
Geintleman
House File 19
Hullinger, Chairman
Branstad
Spencer
House File 20
Hines, Chairman
Crawford
Woods
House File 21
Brandt, Chairman
Clark
Poncy
House File 22
Tofte, Chairman
Hines
Scheelhaase
House File 23
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 25
Svoboda, Chairman
Fullerton
Drake

House File 26
Nielsen of Polk, Chairman
Bittle
Gentleman
House File 28
Howell, Chairman
Stephens
Harper
House File 29
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 31
Avenson, Chairman
Pellett
Koogler
House File 32
Woods, Chairman
Brandt
Bittle
House File 33
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 35
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 38
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 39
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 43
Woods, Chairman
Harvey
Monroe
House File 44
Dieleman, Chairman
Hines
Fullerton

House File 45
Brandt, Chairman
Harvey
Hines

House File 51<br>Brandt, Chairman<br>Small<br>Crawford

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## HUMAN RESOURCES

1. Amending chapter 135 C of the Code so as to change the defined term "adult foster home" to "adult foster family home" and to make certain related changes in the use of that term.

Miller of Buchanan, Chairman<br>Caffrey<br>Crawford

2. Relating to management of institutions under the department of social services.

Den Herder, Chairman
Cusack
Hargrave
3. Relating to a payment of small claims by the department of social services.

Monroe, Chairman
Tofte
Newhard
4. Relating to corrective changes throughout Code sections dealing with the department of social services.

Caffrey, Chairman
Readinger
Middleton
5. To allow the courts to grant probation after commitment.

Brunow, Chairman
Hargrave
Lipsky
6. Relating to conditional release of inmates from correctional institutions.

Middleton, Chairman
Readinger
Newhard
7. Relating to the duration of work release programs for inmates of institutions.

Lipsky, Chairman
Cusack
Crawford
8. Relating to the criminal sexual psychopath law. Schroeder, Chairman Miller of Buchanan Monroe
9. Relating to the use of probation by the court.

Hargrave, Chairman
Tofte
Middleton
10. Relating to community-based corrections.

Cusack, Chairman
Den Herder
Anderson
11. Relating to eligibility requirements to the Iowa soldiers' home.

Hansen, Chairman
Brunow
Lonergan
12. Relating to changing the name of the Iowa soldiers' home.

Hansen, Chairman
Brunow
Lonergan
13. Relating to authorization for the department of social services to offer detention center services.

Lonergan, Chairman
Schroeder
Tofte
14. Relating to revisions in Chapter 239, Aid to Dependent Children.

Crawford, Chairman
Readinger
Middleton
15. Relating to transfer of residents for treatment purposes between institutions under the department of social services jurisdictions.

Miller of Buchanan, Chairman
Cusack
Den Herder
16. Relating to remedial eye care.

Readinger, Chairman
Schroeder
Newhard
17. Relating to mental commitment (proposed study based on the interim report of the legislative study committee).

Newhard, Chairman
Schroeder
Higgins

## COUNTY GOVERNMENT

1. Relating to expenditures of county office and department appropriations.

Jordan, Chairman
Bortell
Baker
2. To repeal the requirement that assessors conduct a crop census for the state department of agriculture.

Hinkhouse, Chairman
Lindeen
Miller of Calhoun
3. Relating to temporary closing of highways.

Gilloon, Chairman
Stromer
Middleswart
4. Relating to lights of road machinery.

Lonergan, Chairman
Tauke
Jordan
5. Relating to county contracts requiring bids.

Middleswart, Chairman
Stephens
Gilloon
6. Regulating the stopping of trains at railway crossings at grade and providing a penalty. Baker, Chairman
Danker
Spear
7. Relating to errors and omissions insurance for certain county officers and employees.

Miller of Calhoun, Chairman
West
Hinkhouse
8. Relating to effective dates of certain acts and resolutions.

Spear, Chairman
Pellett
Lonergan

## JUDICIARY AND LAW ENFORCEMENT

1. Relating to emergency vehicles.

Middleton, Chairman
Oakley
Spencer

## WAYS AND MEANS

1. Relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and franchise tax.

Miller of Buchanan,
Chairman
Readinger
Anderson
2. Relating to valuing and listing certain property granted exemption from property tax.

Bina, Chairman
Egenes
West
Wyckoff
Junker
Jochum
3. Providing for the full disclosure of the sales price in real estate transfers and providing penalties for violations of this act.

Bittle, Chairman
Danker
Hines
Middleton
Baker
Harvey
4. Relating to the date for notification of changes in valuation of property.

Mennenga, Chairman
Bennett
Gentleman
Clark
Pavich
5. Relating to the farm crop census reports.

Hennessey, Chairman
Branstad
Daggett
Walter
Husak
Dieleman
6. Relating to appeals by the director of revenue.

Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens
7. Relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited.

Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
8. Relating to the disposition of seized cigarettes.

Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, January 27, 1975.

# JOURNAL OF THE HOUSE 

Fifteenth Calendar Day-Tenth Session Day

Hall of the House of Representatives
Dis Moines, Iowa, Monday, Jandary 27, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Robert G. Clay, pastor of the St. Paul African Methodist Episcopal Church, Des Moines, Iowa.

The Journal of Friday, January 24, 1975, was approved.

## legislative physician for the day

Dr. Larry Valin, Des Moines, Iowa.

## Leave of absence

Leave of absence was granted as follows:
Lipsky of Linn on request of Millen of Van Buren; Walter of Pottawattamie on request of Pavich of Pottawattamie; Fullerton of Woodbury for January 27 and 28 on request of Junker of Woodbury.

## PRESENTATION OF VISITORS

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

Forty fifth grade students from Western Hills Elementary School, West Des Moines, accompanied by Amy Glotfelty. By Bittle of Polk.

## PETITION FILED

The following petition was received and placed on file:
By Bina of Scott, from twenty members of the St. Ambrose College Academic Council, Davenport, Iowa, in support of the proposed $\$ 1500.00$ tuition grant.

## INTRODUCTION OF BILLS

House File 58, by Middleswart, O'Halloran, Pellett, Tofte and Varley, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies.

Read first time and referred to committee on natural resources.
House File 59, by Woods, Wyckoff and Harper, a bill for an act exempting certain military personnel from obtaining a hunting or fishing license.

Read first time and referred to committee on natural resources.
House File 60, by Halvorson, Tofte, Avenson, Tauke and Dyrland, a bill for an act relating to the development of a program by the state conservation commission in regard to persons who have moved or constructed dwellings on land owned by the state.

Read first time and referred to committee on natural resources.
House File 61, by Higgins, a bill for an act relating to compensation of the clerk of the grand jury.

Read first time and referred to committee on county government.

House File 62, by Lipsky, a bill for an act relating to the academic education of law enforcement officers.

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

House File 63, by Brockett, West, Small and Branstad (Miller of Marshall), a bill for an act relating to public school employees' sick leave.

Read first time and referred to committee on state government.
House File 64, by Halvorson, a bill for an act to provide hunting and fishing licenses without charge to Iowa residents sixty-five years of age or older and making an appropriation.

Read first time and referred to committee on natural resources.
House File 65, by Brockett, Small, West, Branstad, Oakley, Varley, Cusack, Bittle, Crabb, Middleswart and Evans, a bill for
an act appropriating funds from the general fund of the state for a demonstration solar energy unit.

Read first time and referred to committee on energy.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 1, by Krause, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that members of the general assembly shall assume office on the first Monday in December next after their election.

Read first time and referred to committee on state government.
House Joint Resolution 2, by Spear, Hines, Jochum, Anderson, Dieleman, Gilloon, Bina, Dyrland, Monroe, Patchett, Pavich and Svoboda, a joint resolution proposing an amendment to the Constitution of the State of Iowa to require a treasurer of state be appointed by and serve at the pleasure of the governor.

Read first time and referred to committee on state government.
House Joint Resolution 3, by Spear, Hines, Patchett, Svoboda, Newhard, Jochum, Higgins, Dyrland, Anderson and Gilloon, a joint resolution proposing an amendment to the Constitution of the State of Iowa to allow the general assembly to prescribe by law when a person who is mentally ill or who is convicted of a felony shall be entitled to the privilege of an elector.

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

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
Fitzgerald of Webster asked and received unanimous consent to suspend the rules for the immediate consideration of House File 56, a bill for an act relating to references to the Internal Revenue Code in the computation of individual and corporation income tax and the franchise tax.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 69, Drake of Muscatine refrained from voting.

On the question "Shall the bill pass?" (H.F. 56)

The ayes were, 90 :

| Anderson | Dunton <br> Avenson <br> Baker |
| :--- | :--- |
| Bennett | Eyrland <br> Bina |
| Eittle | Evanes |
| Eortell | Fitzgerald |
| Brandt | Gentleman |
| Branstad | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
|  | Jesse |
|  | Jochum |

Jordan
Junker
Koogler
Kreamer
Lageschulte
Lindeen
Lonergan
McElroy
Menke
Middleswart
Middleton
Millen
Miller, A. $\mathbf{V}$.
Miller, K. D.
Miller, O. I.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran

Patchett
Pavich
Pellett
Perkins
Readinger
Rinas
Scheelhasse
Schroeder
Spear
Spencer
Stephens
Stromer
Tauke
Tofte
Varley
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 10:

| Drake | Krause | Poncy | Svoboda |
| :--- | :--- | :--- | :--- |
| Fullerton | Lipsky | Small | Walter |
| Gilloon | Mennenga |  |  |

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

## SPONSOR ADDED <br> (House File 52)

Cusack of Scott has requested that his name be added as a sponsor of House File 52.

COMMUNICATION FROM THE IOWA DEPARTMENT OF TRANSPORTATION
The following communication was received from the Iowa Department of Transportation and is on file in the office of the Speaker:

January 9, 1975

The Honorable Dale M. Cochran<br>Speaker of the House<br>State Capitol Building<br>Des Moines, Iowa 50819

Dear Mr. Speaker:
Chapter 1080, Laws of the Sixty-fifth General Assembly, 1974 Session,
allows the State Transportation Commission to adopt rules and regulations governing the length of vehicles and combinations of vehicles which may be operated on Iowa's roads.

Therefore, after careful consideration of the facts and testimony presented to us by various groups and individuals, the Transportation Commission has decided to make no changes at this time of the present limitations of Chapter 321, Code 1973, governing the length of vehicles. We expect issues such as this will, however, be considered as part of the multimodal state transportation system during its installation in the coming months.

> Very truly yours, ROBERT R. RIGLER Chairman

## COMMUNICATION FROM THE ENERGY AND MINERAL resources research institute IOWA STATE UNIVERSITY

There is on file in the office of the Chief Clerk a report of the Energy and Mineral Resources Research Institute, Iowa State University, for the period from May 17, 1974, to January 15, 1975, submitted in accordance with Chapter 1065, Section 6, Laws of the Sixty-fifth General Assembly, 1974 Session.

## SUBCOMMITTEES OF COMMITTEE ON EDUCATION

Patchett of Johnson, chairman of the committee on education, announced the following subcommittee assignments:

8CHOOL FLNANCE
John E. Patchett,
Chairman
Lowell E. Norland

Charles N. Poncy, Chairman

Terry Dyrland, Chairman

Keith Baker, Chairman

Jay Mennenga Richard L. Byerly Wally E. Horn
I.

Terry Dyrland William B. Griffee
$\underset{\text { Jay Mennenga }}{\text { Clay Spear }}$ Clay Spear

Opal Miller<br>Charles N. Poncy

Reid W. Crawford Delwyn Stromer Ingwer L. Hansen

Horace Daggett

Lester D. Menke
Wayne Bennett
Reid W. Crawford

Lester D. Menke
Henry C. Wulff

## EXPLANATION OF VOTE

(House File 56)
I was necessarily absent from the House chamber when the vote was taken on House File 56. Had I been present I would have voted "aye."

## REPORT OF COMMITTEE

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred House File 18, a bill for an act relating to expert witness fees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE OF POLK, Chairman
On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, January 28, 1975.

# JOURNAL OF THE HOUSE 

Sixteenth Calendar Day-Eleventh Session Day
hall of the House of Representatives Des Moines, Iowa, Turspay, January 28, 1975

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

Prayer was offered by the Reverend H. I. Thomas, pastor of the Union Baptist Church, Des Moines, Iowa.

The Journal of Monday, January 27, 1975, was approved.

## Legislative physician for the day

Dr. Larry Graheck, Oskaloosa, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Lipsky of Linn on request of Harper of Davis.

## PRESENTATION OF VISITORS

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

Twenty-five fifth grade students from Western Hills Elementary School, West Des Moines, accompanied by Mrs. Braswell. By Bittle of Polk.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 18, under Rule 35.

## INTRODUCTION OF BILLS

House File 66, by committee on transportation, a bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law.

Read first time and placed on the calendar.

House File 67, by McElroy and Bittle, a bill for an act to remove a certain species from the list of noxious weeds.

Read first time and referred to committee on agriculture.
House File 68, by Small, Hargrave and Patchett, a bill for an act relating to the maintenance and repair of extensions of roads and streets within state lands under the jurisdiction of the state conservation commission.

Read first time and referred to committee on transportation.
House File 69, by West, Brockett, Miller of Buchanan, Wyckoff, Bortell, Husak, Miller of Cerro Gordo, Evans, Daggett, Drake, Bennett, Egenes, Oakley, Newhard, Monroe, Koogler, Baker, Mennenga, Krause, Readinger, Tofte, Harper, Nealson of Muscatine, Brunow, Hargrave, Schroeder, Crawford, Hutchins, Caffrey, Miller of Calhoun, Perkins, Middleswart, Harvey, Crabb, Stephens, Branstad, Danker, Cusack and Halvorson, a bill for an act relating to eligibility requirements for admission to the Iowa soldiers home.

Read first time and referred to committee on state government.
House File 70, by Doyle and O'Halloran, a bill for an act relating to establishment of a trust to pay child support out of the assets of an estate.

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

House File 71, by Junker, Connors, Caffrey, Cusack, Wells, Krause, Readinger, Woods and Egenes, a bill for an act relating to taxation of United States civil service retirement and disability annuities.

Read first time and referred to committee on ways and means.
House File 72, by Bittle and Caffrey, a bill for an act relating to employees of juvenile courts in counties of more than two hundred fifty thousand population.

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

House File 73, by committee on transportation, a bill for an act relating to the duties of the counsel of the transportation regulation board.

Read first time and placed on the calendar.

House File 74, by committee on transportation, a bill for an act to require cities to give notice of annexation to the state department of transportation.

Read first time and placed on the calendar.
House File 75, by Bittle, a bill for an act relating to the dates for completion and delivery of the tax list.

Read first time and referred to committee on ways and means.
House File 76, by Wells (Redmond), a bill for an act relating to the signature of persons with physical disabilities.

Read first time and referred to committee on human resources.
House File 77, by Connors, Hutchins, Doyle, Junker, Tofte, West, Avenson, Caffrey, Middleton, Gilloon, Harper, Readinger, Brunow, Pavich, Jochum, O'Halloran, Lonergan, Husak, Scheelhaase and Howell, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties.

Read first time and referred to committee on state government.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 27, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 33, a bill for an act relating to sanitary disposal bonds.
CLARK L. RASMUSSEN, Secretary

## SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage for the members of the House submits the following supplemental report covering corrections:

|  | Miles <br> Round <br> Trip |
| :--- | :--- |
| Name |  |
| Jay Mennenga .......................................................................................... 386 |  |

Respectfully submitted,
WILLIAM B. GRIFFEE MAURICE HENNESSEY
JAMES D. JORDAN

## COMMUNICATION FROM THE FAMILY PRACTICE ADVISORY BOARD COLLEGE OF MEDICINE UNIVERSITY OF IOWA

There is on file in the office of the Speaker a report from the Family Practice Advisory Board, of the College of Medicine of the University of Iowa, submitted pursuant to Chapter 168, Acts of the 1973 Regular Session of the Sixty-fifth General Assembly.

## HOUSE CONCURRENT RESOLUTION 6 <br> By Committee on Agriculture

## Page 2

1 all livestock producers for all animals delivered for slaughter.

Be It Further Resolved, That copies of this resolution be forwarded to all members of the Iowa Congressional delegation and to the United States Secretary of Agriculture.

## Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION

## By Committee on Agriculture

Whereas, cattlemen in its West and Northwest counties provide a substantial portion of beef production in Iowa, and

Whereas, any serious disruption in the marketing of Iowa produced beef has a direct and far-reaching effect on the economy of Iowa, and

Whereas, producers in the Western and Northern counties of Iowa suffered heavy losses of livestock as a result of the blizzard of January 10, 1975, and

Whereas, in many instances, this represents a loss to individual producers so serious as to threaten their ability to continue as producers; Now Therefore

Be It Resolved by the House of Representatives, the Senate Concurring, That they urge the Iowa Congressional delegation to do everything in their power to secure federal disaster assistance in the form of direct relief, grants or other aid such as nominal interest loans should be made immediately available to producers shown to be victims of such calamity.

Be It Further Resolved, That copies of this resolution be forwarded to all members of the Iowa Congressional delegation and to the United States Secretary of Agriculture.
Laid over under Rule 25.

## REPORT OF COMMITTEE

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Speaker: Your committee on natural resources to whom was referred House File 1, a bill for an act relating to the storage of registered vessels, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MIDDLESWART of Warren, Chairman

## AMENDMENTS FILED

H-3002
with the state department of transportation a copy of
8 the plat and legal land description of each completed
9 annexation."
NIELSEN of Polk KOOGLER of Mahaska TAUKE of Dubuque KRAUSE of Palo Alto DOYLE of Woodbury
secular day of January" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday".
2. Page 2, line 35 , by inserting a period at the end of the line.
3. Page 3, by striking lines 1 through 11, inclusive, and that portion of line 12 before the word "Every".
4. Page 4, line 11, by striking the words "second secular day of January, 1977" and inserting in lieu thereof the words "first day of January, 1977 that is not a Sunday or holiday".
5. Page 4, line 17, by striking the words "second secular day of January, 1983" and inserting in lieu thereof the words "first day of January, 1983 that is not a Sunday or holiday".
6. Page 4, line 23 , by striking the words "second secular day of January, 1979"'and inserting in lieu thereof the words "first day of January, 1979 that is not a Sunday or holiday".
7. Page 4, line 28 , by striking the words "gecond secular day of January, 1981" and inserting in lieu thereof the words "first day of January, 1981 that is not a Sunday or holiday".
8. Page 4 , line 35 , by striking the words "second secular day of January of" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday in".

PELLETT of Cass

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, January 29, 1975.

# JOURNAL OF THE HOUSE 

## Seventeenth Calendar Day-Twelfth Session Day

Hall of the House of Representatives Des Moines, Iowa, Wemeresday, January 29, 1975

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

Prayer was offered by the Reverend Stan Wierson, pastor of the United Methodist Church, Crystal Lake, Iowa.

The Journal of Tuesday, January 28, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Perry Lee Weigel, Van Meter, Iowa.

LEAVE OF ABSENCE
Leave of absence was granted as follows:
Lipsky of Linn on request of Crawford of Story.

## PRESENTATION OF VISITORS

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

Thirty-nine fifth grade students from Western Hills Elementary School, West Des Moines, accompanied by Paul Linn, Carol Aunan, Ann Heidt and Joan Melbostad. By Bittle of Polk.

ADOPTION OF COMMITTEE REPORT
The Chief Clerk announced the adoption of report of committee on House File 1, under Rule 35.

## INTRODUCTION OF BILLS

House File 78, by Danker, West, Bortell, Woods, Bennett, Husak, Stephens, Daggett, Miller of Cerro Gordo, Den Herder, Lageschulte, Pellett, Wulff, Schroeder, Nealson of Muscatine,

Crabb, Wyckoff, Miller of Buchanan, Fullerton and Tofte, a bill for an act relating to the distribution of narcotic drugs to minors and providing a penalty.

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

House File 79, by Bittle (Shaw and Orr), a bill for an act relating to the regulation of the practice of massage, the establishment of a massage technicians examining board, and standards for massage establishments and providing a penalty for violation of the act.

Read first time and referred to committee on state government.
House File 80, by Drake and Monroe, a bill for an act relating to the membership and compensation of the beer and liquor control council.

Read first time and referred to committee on state government.
House File 81, by committee on transportation, a bill for an act relating to the payment of transportation expenses for moving household goods for employees of the highway division of the state department of transportation.

Read first time and placed on calendar.

## SENATE MESSAGE CONSIDERED

Senate File 33, a bill for an act relating to sanitary disposal bonds.

Read first time and referred to committee on cities and towns.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 27, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 5, a bill for an act relating to the membership and qualifications of the board of review.

CLARK I. RASMUSSEN, Secretary

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 1

Halvorson of Clayton offered the following House Memorial Resolution 1 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 1

Whereas, The Honorable Charles A. Palmer of Allamakee County, who was a member of the Fifty-first session of the General Assembly from Allamakee County, passed away on January 22, 1975; Now, Therefore,

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

The motion prevailed and the Speaker appointed as such committee Halvorson of Clayton, Tofte of Winneshiek and Dyrland of Clayton.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 2

Miller of Calhoun offered the following House Memorial Resolution 2 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 2

Whereas, The Honorable Theodore Michael Gleason of Humboldt County, who was a member of the Sixty-first General Assembly and Representative from Humboldt and Pocahontas Counties, passed away on January 3, 1975; Now Therefore,

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

The motion prevailed and the Speaker appointed as such committee Miller of Calhoun, Cochran of Webster and Krause of Palo Alto.

## SPONSOR ADDED <br> (House File 48)

Bina of Scott requested that he be added as a sponsor of House File 48.

## COMMUNICATION FROM THE IOWA DIVISION OF ALCOHOLISM

There is on file in the office of the Chief Clerk a legislative report from the Iowa Division on Alcoholism covering activities from July 1974 to January 1975.

## HOUSE RESOLUTION 4 <br> By Hutchins

Whereas, the citizens of Anita, Iowa are preparing for a centennial celebration to commemorate the one-hundredth anniversary of the city's incorporation; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Anita, Iowa in commemoration of the centennial anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Anita who are in charge of making preparations for the centennial celebration.

Laid over under Rule 25.

## HOUSE RESOLUTION 5 <br> By Hutchins

Whereas, the city of Marne, Iowa is nearing the centennial anniversary of its incorporation as a city; and

Whereas, the citizens of Marne, Iowa are preparing for a centennial celebration to commemorate the one-hundredth anniversary of the city's incorporation; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Marne, Iowa in commemoration of the centennial anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Marne who are in charge of making preparations for the centennial celebration.
Laid over under Rule 25.

## REPORT BY THE SENATE RULES AND ADMINISTRATION COMMITTEE AND THE HOUSE ADMINISTRATION COMMITTEE

Pursuant to House Concurrent Resolution 5, the Senate rules and administration committee and the House administration committee submit the following names of the joint employees for the Sixty-sixth General Assembly and their respective steps:

## LEGISLATIVE INDEXING



## LEGISLATIVE SERVICE BUREAU

Bill Drafter ................................Leroy Zeman ....................... D
D

LEGISLATIVE FISCAL BUREAU
Legislative Fiscal Analyst I ... Eric L. Smith .................... B .... Full-time

## JOINT EMPLOYEES

Mail Carrier ............................. Francis L. Burns .............. A .... Session-only
Historical Building Clerk ........ Michael McDonald ........... A .... Session-only
Law Library Clerk ................. Michael Brien ................. A... Session-only

## BUILDINGS AND GROUNDS

|  | (1)................ G | Session-only |
| :---: | :---: | :---: |
| Elevator Oper | Evelyn M. Seaney .............. E | Session-only |
| Elevator Operator | Agnes Bertogli ................. D | Session-only |
| Parking Attendant | John Jorgensen ................. E | Session-only |
| Parking Attenda | Raymond Keeney .............. G | Session-only |
| Parking Attendan | Frank Miller .................... F | Session-only |
| Parking Attenda | Harold Missman ............... C | Session-only |
| Parking Attenda | James Webb ..................... F | Session-only |
| Night Watchman | Alex Moffatt .................... E | Session-only |
| Night Watchman | Pirl Stuart ........................ F | Session-only |

## REPORT OF COMMITTEE

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House File 43, a bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ballparks, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MONROE of Des Moines, Chairman

## AMENDMENT FILED

## H- 3004

Page 1, line 14, by striking the comma ",". 3 Page 1, line 15, by striking the words "on a full
4 time basis,".
5 Page 2, by striking lines 23 through 31 and in-
6 serting in lieu thereof the following:
7 A uniform license fee commensurate with the costs
8 of administration of this act shall be set by the
9 department and such revenues collected shall be 10 deposited in the general fund of the state.

Page 3, by striking lines 16 and 17.
KRAUSE of Palo Alto
EXPLANATION OF BRACKETS AND ITALICS
IN AMENDMENTS PRINTED IN THE JOURNALS
When bills are drafted to amend existing sections of the Code or session laws, words to be stricken are indicated by a line through such words, and words to be inserted are underlined. Amendments to such bills may also contain strike-throughs and underlines, but when they appear in the Journals, the form is different from the original amendment. Words to be stricken are enclosed in brackets, and underlined words are printed in italics.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, January 30, 1975.

## JOURNAL OF THE HOUSE

Eighteenth Calendar Day-Thirteenth Session Day
Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 30, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Edward English, pastor of the West Branch Friends Church, West Branch, Iowa.

The Journal of Wednesday, January 29, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. M. Lee McClenahan, Sigourney, Iowa.

## LeAve of Absence

Leave of absence was granted as follows:
Lipsky of Linn for January 30 and 31 on request of Crawford of Story.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 43, under Rule 35.

## INTRODUCTION OF BILLS

House File 82, by committee on ways and means, a bill for an act relating to the date for notification of changes in valuation of property.
Read first time and placed on ways and means calendar.
House File 83, by Miller of Cerro Gordo, O'Halloran, West, Stromer, Monroe, Krause, Woods, Griffee, Byerly, Tofte, Branstad, Wulff, Readinger, Dieleman, Brandt and Dyrland, a bill for an act relating to the licensing and regulation of social workers, certified social workers, and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.

Read first time and referred to committee on state government.

House File 84, by Poncy, a bill for an act creating an Iowa rural development commission and providing tax rebates.

Read first time and referred to committee on ways and means.
House File 85, by Harper, a bill for an act relating to the open season for bobwhite quail.

Read first time and referred to committee on natural resources.
House File 86, by Wyckoff, a bill for an act relating to a public access for property which has no access to a road.

Read first time and referred to committee on transportation.
House File 87, by Cusack, a bill for an act to repeal the special fifteen percent tax imposed on retail liquor licensees.

Read first time and referred to committee on ways and means.
House File 88, by Cusack, a bill for an act to repeal bounties on certain wild animals.

Read first time and referred to committee on natural resources.
House File 89, by Bortell, a bill for an act relating to deduction of the mobile home tax in computing the Iowa income tax.

Read first time and referred to committee on ways and means.
House File 90, by committee on judiciary and law enforcement, a bill for an act relating to emergency vehicles.

Read first time and placed on calendar.
House File 91, by committee on transportation, a bill for an act relating to fees for posting business signs on informational panels and advertising permits.

Read first time and placed on calendar.
House File 92, by Oakley, Danker, Hargrave, Lipsky, Daggett, Harvey, Mennenga, Schroeder and Rinas (Shaw, Hansen and Hultman), a bill for an act relating to termination of parental rights and adoption and providing penalties.

Read first time and referred to committee on human resources.
House File 93, by Halvorson, a bill for an act to limit payment of expenses of members of the general assembly.

Read first time and referred to committee on state government.

House File 94, by Crabb, Husak, Wyckoff, Hansen and Menke, a bill for an act relating to cost of living adjustments for public employees, and making appropriations.

Read first time and referred to committee on appropriations.
House File 95, by Halvorson, a bill for an act relating to the licensing of insurance consultants, and providing penalties.

Read first time and referred to committee on state government.
House File 96, by Daggett, Den Herder, Stephens, Bennett and Pellett, a bill for an act to require a public hearing before adoption of the budget of an area education agency.

Read first time and referred to committee on education.
House File 97, by Monroe, a bill for an act relating to the leasing of property owned by the county.

Read first time and referred to committee on county government.

## SENATE MESSAGE CONSIDERED

Senate File 5, a bill for an act relating to the membership and qualifications of the board of review.

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

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 3

Hansen of O'Brien offered the following House Memorial Resolution 3 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 3

Whereas, the Honorable G. H. Hesse of O'Brien County, who was a member of the Forty-fourth General Assembly from O'Brien County, passed away on January 28, 1975; Now, Therefore,

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

The motion prevailed and the Speaker appointed as such committee Hansen of O'Brien, Menke of O'Brien and Baker of Buena Vista.

SUBCOMMITTEE OF APPROPRIATIONS COMMITTEE
Dunton of Keokuk, chairman of the committee on appropriations, announced the following subcommittee assignment:

CLAIMS
Carl V. Nielsen, Chairman
Elmer H. Den Herder
Keith H. Dunton
Lester D. Menke
Russell L. Wyckoff
On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

> SPONSOR ADDED
> (House File 79)

Readinger of Polk requested that he be added as a sponsor of House File 79.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 6
Husak of Tama called up for consideration House Concurrent Resolution 6, filed on January 28, 1975, and found on page 135 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 7

Husak of Tama called up for consideration House Concurrent Resolution 7, filed on January 28, 1975, and found on pages 135 and 136 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 18, a bill for an act relating to expert witness fees, with report of committee recommending passage, was taken up for consideration.

Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

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

The ayes were, 66:

| Avenson <br> Baker <br> Bennett | Dunton <br> Evans <br> Bina |
| :--- | :--- |
| Bittle | Fitzgerald <br> Gentleman |
| Brandt | Gilloon |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Danker | Howell |
| Dieleman | Jesse |
| Doyle | Jochum |
| Drake | Koogler |
|  | Krause |

The nays were, 26 :

| Anderson | Fullerton |
| :--- | :--- |
| Byerly | Hargrave |
| Caffrey | Harper |
| Crabb | Horn |
| Daggett | Hullinger |
| Dyrland | Husak |
| Egenes | Hutchins |

Absent or not voting, 8:

| Bortell | Griffee | Mennenga | Stromer |
| :--- | :--- | :--- | :--- |
| Den Herder | Lipsky | Schroeder | Svoboda |

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

House File 1, a bill for an act relating to the storage of registered vessels, with report of committee recommending passage, was taken up for consideration.

Wyckoff of Benton offered the following amendment H-3005 filed by him from the floor and moved its adoption:

H-3005
1 Amend House File 1, page 1, line 3, by inserting
2 after the word " $a$ " the word "currently".
Amendment H-3005 was adopted.
Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 1)
The ayes were, 93 :

| Anderson | Bina | Brockett | Clark |
| :--- | :--- | :--- | :--- |
| Avenson | Bittle <br> Brandt | Brunow | Connors |
| Bennertt | Branstad | Caffrey | Crabb |
|  |  | Crawford |  |


| Cusack | Higgins <br> Daggett | Hines <br> Danker | Middleswart |
| :--- | :--- | :--- | :--- |
| Hinkhouse | Middleton | Readinger <br> Rinas |  |
| Dieleman | Horn | Milheelhaase |  |
| Doyle | Howell | Millen, A.V. | Schroeder |
| Drake | Hullinger | Miller, K. D. | Small |
| Dunton | Husak | Miller, O. L. | Spencer |
| Dyrland | Hutchins | Monroe | Stephens |
| Egenes | Jesse | Nealson | Tauke |
| Evans | Jochum | Newhard | Tofte |
| Fitzgerald | Jordan | Nielsen | Varley |
| Fullerton | Junker | Norland | Walter |
| Gentleman | Koogler | Oakley | Welden |
| Gilloon | Krause | O'Halloran | Wells |
| Halvorson | Kreamer | Patchett | West |
| Hansen | Lagenschulte | Pavich | Woods |
| Hargrave | Lindeen | Pellett | Wulff |
| Harper | Lonergan | Perkins | Wyckoff |
| Harvey | McElroy | Poncy | Mr. Speaker |

The nays were, none.
Absent or not voting, 7:
Bortell Griffee

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

## REREFERRED TO COMMITTEE ON TRANSPORTATION <br> (House File 66)

House File 66, a bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law, was taken up for consideration.

Krause of Palo Alto moved that House File 66 be rereferred to the committee on transportation.

The motion prevailed and House File 66 was rereferred to the committee on transportation.

## REPORTS OF COMMITTEES

Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Speaker: Your committee on human resources to whom was referred House File 16, a bill for an act authorizing counties to provide facilities and services for handicapped persons, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

Rinas of Marion, from the committee on cities and towns, submitted the following report:

Mr. Speaker: Your committee on cities and towns to whom was referred House File 47, a bill for an act relating to sanitary disposal bonds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## RINAS of Linn, Chairman

Husak of Tama, from the committee on agriculture, submitted the following report:

Mr. Speaker: Your committee on agriculture to whom was referred House File 53, a bill for an act relating to the registration of motor trucks pulling farm trailers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3008

Amend House File 53, page 1, by inserting after line 16 the following new sections:
"Sec. 2. NEW SUBSECTION. Any person who has paid registration fees for a motor truck or truck tractor and farm trailer for the calendar year 1975 in an amount in excess of the registration fees computed on a motor truck or truck tractor and farm trailer pursuant to section one (1) of this Act may file an application for refund of the excess fee with the county treasurer of the county in which the motor truck or truck tractor and farm trailer are registered. Claims for refund filed under the provisions of this section shall be filed in the same manner as provided under section three hundred twenty-one point one hundred twenty-six (321.126) of the Code for refunds for other registration fees.

Sec. 3. The provisions of sections one (1) and two (2) of this Act shall be retroactive to December 1, 1974 for registration fees collected for registration plates issued for the calendar year 1975.

Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Grinnell HeraldRegister, a newspaper published in Grinnell, Iowa, and in the Atlantic News Telegraph, a newspaper published in Atlantic, Iowa."

HUSAK of Tama, Chairman

## AMENDMENTS FILED

## $\mathrm{H}-3007$

1 Amend House File 66 as follows:
2 1. Page 1, line 4, by striking the word "fifty3 five" and inserting in lieu thereof the word "fifty-six".
2. Page 1, line 5, by striking the word "fifty$f v e "$ and inserting in lieu thereof the word "fifty-six".
3. Page 1 , line 7, by striking the word "fiftyfive" and inserting in lieu thereof the word "fifty-six".
4. Page 1, line 32, by striking the word "fiftyfive" and inserting in lieu thereof the word "fifty-six".
5. Page 2, line 16, by striking the word "fifty-five" and inserting in lieu thereof the word "fifty-six".
6. Page 2 , line 25 , by striking the word "fifty-five" and inserting in lieu thereof the word " $f i f t y$-six".
7. Page 2, line 32, by striking the word "fifty-five" and inserting in lieu thereof the word "fifty-six".
8. Amend the title by striking the word "fiftyfive" and inserting in lieu thereof the word "fifty-six".

HINES of Story
NOTE: For explanation of brackets and italics see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, January 31, 1975.

# JOURNAL OF THE HOUSE 

Nineteenth Calendar Day-Fourteenth Session Day
Hall of the House of Representatives Des Monnes, Iowa, Frimay, Janoary 81, 1975

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

Prayer was offered by the Reverend Jerry Palmer, pastor of the Christian Church, Guthrie Center, Iowa.

The Journal of Thursday, January 30, 1975, was approved.
legislative physician for the day
Dr. Mary Perraud, Des Moines, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Jordan of Linn on request of Miller of Buchanan; Oakley of Clinton on request of Newhard of Jones; Junker of Woodbury on request of Fullerton of Woodbury.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 16, 47 and 53, under Rule 35.

## INTRODUCTION OF BILLS

House File 98, by committee on education, a bill for an act relating to enrollment under the school foundation program.

Read first time and placed on calendar.
House File 99, by committee on county government, a bill for an act relating to temporary closing of highways.

Read first time and placed on calendar.
House File 100, by Cusack, a bill for an act relating to the hours during which alcoholic beverages and beer may be sold,
and to the fees required for the issuance of certain liquor control licenses and beer permits.

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

House File 101, by committee on county government, a bill for an act relating to county contracts requiring bids.

Read first time and placed on calendar.
House File 102, by committee on county government, a bill for an act relating to lights of road machinery.

Read first time and placed on calendar.
House File 103, by Nealson of Muscatine, a bill for an act relating to assaulting and obstructing a law enforcement officer and providing penalties.

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

House File 104, by committee on ways and means, a bill for an act to eliminate reporting of nonessential items on abstracts of assessment.

Read first time and placed on ways and means calendar.
House File 105, by committee on transportation, a bill for an act relating to registration and registration fees for airmen, aeronautics instructors, and aircraft used for the application of herbicides and pesticides.

Read first time and placed on calendar.
House File 106, by committee on transportation, a bill for an act relating to assignment of Iowa highway safety patrol personnel by the director of transportation.

Read first time and placed on calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 4, by Spear, Hines, Jochum, Higgins, Middleton, Anderson, Gilloon and Newhard, a joint resolution proposing an amendment to the Constitution of the State of Iowa to allow persons eighteen years of age or older to hold state elective office.

Read first time and referred to committee on state government.

House Joint Resolution 5, by Brandt, Jochum, Dyrland, Crawford, Cusack, Rinas, Fitzgerald, Higgins, Patchett and Bina, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to persons disqualified from being electors.

Read first time and referred to committee on state government.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 4

Bortell of Madison offered the following House Memorial Resolution 4 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 4

Whereas, The Honorable Rev. Arthur Weed of Madison County, who was a member of the Forty-fifth, Forty-fifth Extra and Forty-sixth General Assemblies and Representative from Madison County, passed away on January 10, 1975; Now, Therefore,

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

The motion prevailed and the Speaker appointed as such committee Bortell of Madison, Hullinger of Decatur and Middleswart of Warren.

## ADOPTION OF SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Griffee of Chickasaw called up for consideration the supplemental report of the committee on mileage, filed on January 28, 1975, and found on page 134 of the House Journal, and moved its adoption.

The motion prevailed and the supplemental report was adopted.

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 73, a bill for an act relating to the duties of the counsel of the transportation regulation board, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 73)

| The ayes were, 84: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson Evans Koogler | Perkins |  |  |
| Avenson | Fitzgerald | Krause | Poncy |
| Baker | Fullerton | Kreamer | Readinger |
| Bennett | Gentleman | Lageschulte | Rinas |
| Bina | Gilloon | Lindeen | Scheelhaase |
| Brandt | Griffee | Lonergan | Small |
| Brockett | Halvorson | McElroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Hargrave | Mennenga | Stephens |
| Clark | Harper | Middleswart | Stromer |
| Connors | Hennessey | Middleton | Tauke |
| Crabb | Higgins | Miller, A.V. | Tofte |
| Crawford | Hines | Miler, K. D. | Varley |
| Cusack | Hinkhouse | Monroe | Walter |
| Daggett | Horn | Nealson | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Nielsen | West |
| Dieleman | Husak | O'Halloran | Woods |
| Dunton | Hutchins | Patehett | Wulff |
| Dyrland | Jesse | Pavich | Wyckoff |
| Egenes | Jochum | Pellett | Mr. Speaker |

The nays were, none.
Absent or not voting, 16 :

| Bittle | Doyle | Junker | Norland |
| :--- | :--- | :--- | :--- |
| Bortell | Drake | Lipsky | Oakley |
| Branstad | Harvey | Millen | Schroeder |
| Caffrey | Jordan | Miller, O. L. | Svoboda |

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

House File 74, a bill for an act to require cities to give notice of annexation to the state department of transportation, was taken up for consideration.

Nielsen of Polk offered the following amendment H-3002 filed by Nielsen, et al., and moved its adoption:

H—3002
Amend House File 74, page 1, as follows:

1. Lines 5 and 6, by striking the words "the state department of transportation."
2. Line 18 , by inserting after the period the following: "The clerk of each city incorporated or involved in a boundary adjustment shall also file with the state department of transportation a copy of
the plat and legal land description of each completed
annexation."
Amendment H—3002 was adopted.
Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 74)
The ayes were, 88:

| Anderson | Evans <br> Avenson <br> Baker |
| :--- | :--- |
| Fitzgerald |  |
| Bennett | Fullerton |
| Bina | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Hennessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Egenes | Jochum |
|  | Koogler |

Krause
Kreamer
Lageschulte
Lindeen
Lonergan
McEIroy
Menke
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Monroe
Nealson
Newhard
Nielsen
Norland
O'Halloran
Patchett
Pavich
Pellett
$\underset{\text { Lipsky }}{\text { Miller, O. L. }}$

Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods Wulff Wyckoff Mr. Speaker

Oakley Svoboda

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

House File 43, a bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ball parks, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3009$ filed by him from the floor and moved its adoption:

H-3009
1 Amend House File 43, page 1, by striking the
2 comma after the word "premises" in line 9, all of
3 lines 10, 11, 12 and 13, and inserting in lieu
4 thereof a period.
Amendment H-3009 was adopted.
Wells of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 43)
The ayes were, 62 :

| Anderson | Gentleman | Lonergan | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Middleton | Rinas |
| Baker | Hargrave | Miller, A.V. | Schroeder |
| Bina | Harvey | Miller, K. D. | Small |
| Brandt | Hennessey | Miller, O.L. | Spear |
| Brockett | Higgins | Monroe | Spencer |
| Brunow | Hines | Nealson | Stromer |
| Byerly | Horn | Newhard | Tauke |
| Caffrey | Husak | Nielsen | Walter |
| Clark | Hutchins | Norland | Wells |
| Connors | Jesse | O'Halloran | West |
| Crawford | Jochum | Patchett | Woods |
| Cusack | Koogler | Pavich | Wulff |
| Dyrland | Krause | Perkins | Wyckoff |
| Egenes | Kreamer | Poncy | Mr. Speaker |

The nays were, 28:

| Bennett | Dunton | Hinkhouse | Millen |
| :---: | :---: | :---: | :---: |
| Bortell | Evans | Howell | Pellett |
| Crabb | Fullerton | Hullinger | Scheelhaase |
| Daggett | Griffee | Lageschulte | Stephens |
| Danker | Halvorson | McElroy | Tofte |
| Den Herder | Hansen | Menke | Varley |
| Dieleman | Harper | Mennenga | Welden |
| Absent or not voting, 10: |  |  |  |
| Bittle | Drake | Lipsky | Oakley |
| Branstad | Jordan | Middleswart | Svoboda |
| Doyle | Junker |  |  |

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

House File 81, a bill for an act relating to the payment of transportation expenses for moving household goods for employees of the highway division of the state department of transportation, was taken up for consideration.

Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 81)
The ayes were, 67 :

| Anderson | Clark | Griffee | Hullinger <br> Avenson |
| :--- | :--- | :--- | :--- |
| Baker | Connors | Hansen | Husak |
| Bina | Crabb | Hargrave | Hutchins |
| Bortell | Crawford | Harper | Jesse |
| Brandt | Cusack | Hennessey | Jochum |
| Brockett | Dunton | Higgins | Koogler |
| Brunow | Egenes | Hines | Krause |
| Caffrey | Fitzgerald | Hinkhouse | Lageschulte |


| McElroy | Newhard | Rinas | Walter |
| :---: | :---: | :---: | :---: |
| Menke | Nielsen | Scheelhaase | Welden |
| Mennenga | Norland | Small | Wells |
| Middleton | O'Halloran | Spear | West |
| Millen | Patchett | Spencer | Woods |
| Miller, A. V. | Pavich | Tauke | Wulff |
| Miller, O. L. | Perkins | Tofte | Mr. Speaker |
| Monroe | Readinger | Varley |  |
| The nays were, 24: |  |  |  |
| Bennett | Dyrland | Howell | Pellett |
| Byerly | Evans | Kreamer | Poncy |
| Daggett | Fullerton | Lindeen | Schroeder |
| Danker | Gentleman | Middleswart | Stephens |
| Den Herder | Halvorson | Miller, K. D. | Stromer |
| Dieleman | Harvey | Nealson | Wyckoff |
| Absent or not voting, 9: |  |  |  |
| Bittle | Drake | Junker | Oakley |
| Branstad | Jordan | Lipsky | Svoboda |
| Doyle |  |  |  |

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

## HOUSE CONCURRENT RESOLUTION 8

By Welden of Hardin

[^12]
## Page 2

bills.
4. The eleventh legislative day preceding the date set for adjourmment is the final day either house may pass bills originating in that house, except appropriation bills.
5. The fifth legislative day preceding the date set for adjournment is the final day committees may report bills originating in the other house, except appropriation bills.
6. Appropriation bills may be reported by a committee on appropriations through the fifth legislative day preceding the date set for adjournment, and may be passed by either house through the second legislative day preceding the date set for adjournment.
7. The day set for adjournment and the day preceding it shall be devoted solely to conference committee meetings and reports, consideration of amendments of the other house, and final consideration of appropriation bills which have passed both houses in some form.
8. The time of adjournment may be changed and bills be brought up for consideration after the expiration of the above deadlines only by concurrent resolution passed by a majority of the membership of both houses.
9. A "legislative day" as used in this section means any day both houses of the general assembly are in session during any part of the day.
Laid over under Rule 25.

## EXPLANATION OF VOTE

(House Files 1 and 18)
I was necessarily absent from the House chamber when the vote was taken on House Files 1 and 18. Had I been present, I would have voted "aye."

GRIFFEE of Chickasaw

## SUBCOMMITTEE ASSIGNMENTS

House File 3
Gilloon, Chairman
Rinas
Wulff
House File 17
Avenson, Chairman
Doyle
Gentleman
House File 27
Gilloon, Chairman
Stromer
Middleswart
House File 34
Gilloon, Chairman
Stromer
Middleswart

House File 36
Doyle, Chairman
Krause
McElroy
House File 37
Doyle, Chairman
Krause
McElroy
House File 41
Baker, Chairman
Danker
Spear
House File 46
Drake, Chairman
Krause
Pavich

House File 48
Hines, Chairman
Halvorson
O'Halloran
House File 49
Bittle, Chairman
Danker
Hines
Middleton
Baker
Harvey
House File 50
Drake, Chairman
Koogler
Krause

House File 52
Newhard, Chairman
Higgins
Nealson of Muscatine
House File 53
Hutchins, Chairman
Miller of Calhoun
Pellett
Harper
House File 54
Hullinger, Chairman
Millen
Koogler
House File 55
Small, Chairman
McElroy
Junker
House File 58
Varley-O'Halloran, Co-Chairmen
Wyckoff
Tofte
Spencer
House File 59
Hines, Chairman
Egenes
Hinkhouse
House File 60
Wyckoff, Chairman
Branstad
Perkins
House File 61
Spear, Chairman
Pellett
Lonergan
House File 62
Nielsen of Polk, Chairman
Bittle
Dakley
House File 63
Patchett, Chairman
Hines
Crawford
House File 64
Hines, Chairman
Egenes
Hinkhouse
House File 65
Hullinger, Chairman
Griffee
Evans
Perkins
Den Herder

House File 67
Harper, Chairman
Stephens
Danker
House File 68
Welden, Chairman
Koogler
Rinas
House File 69
Crawford, Chairman
McElroy
Woods
House File 70
Nielsen of Polk, Chairman
Bittle
Oakley
House File 71
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 72
Bittle, Chairman
Higgins
Gentleman
House File 75
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 76
Tofte, Chairman
Lipsky
Caffrey
House File 77
Woods, Chairman
Junker
Norland
House File 78
Newhard, Chairman
Higgins
Nealson of Muscatine

House File 84
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 87
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 89
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 92
Middleton, Chairman
Lipsky
Hargrave
Readinger
Cusack
House Joint Resolution 1
Dieleman, Chairman
Patchett
Bittle
House Joint Resolution 2
Dieleman, Chairman
Crawford
Connors
House Joint Resolution 3
Dyrland, Chairman
Evans
Hennessey
Senate File 5
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## COMMERCE

1. To provide mandatory benefits for victims of motor vehicle accidents without regard to fault, etc.

Small, Chairman
Krause
Hennessey
Bina
Kreamer
Egenes
Evans

2. Relating to the regulation of securities, etc. Jesse, Chairman Bina<br>Halvorson

## COUNTY GOVERNMENT

9. Relating to the transfer of county funds.

Spear, Chairman
Pellett
Lonergan
10. Relating to the provision of office space for the department of social services personnel assigned to counties.

Baker, Chairman
Danker
Spear
11. To allow the county treasurer to stamp warrants for drainage districts with a comparable rate of interest as paid on deposits of county funds.

Hinkhouse, Chairman
Lindeen

## Miller of Calhoun

12. Relating to claims for the reimbursement for property taxes paid by persons sixty-five yrs. of age and older or totally disabled.

Lonergan, Chairman
Tauke
Jordan
13. Relating to the establishment and operation of sanitary disposal projects.

Spear, Chairman
Pellett
Lonergan
14. Relating to the effective date of certain acts of the general assembly.

Spear, Chairman
Pellett

## Lonergan

16. Providing for the full disclosure of the sales price in real estate transfers and providing penalties for violations of this act. Baker, Chairman
Danker
Spear
17. Relating to the advertisement, lettering, and approval of secondary road contracts.

Jordan, Chairman
Bortell
Baker
18. Defining simple and aggravated littering and providing a penalty.

Lonergan, Chairman
Tauke
Jordan
19. Relating to the cost of construction and repairs when a drainage or levee district drain crosses a public highway.

Stephens, Chairman
Middleswart
Gilloon
20. Relating to the creation of a county budget review committee, specifying the powers and duties, providing for consolidation of county funds and the limitation of certain budget expenditures for counties.

Gilloon, Chairman
Stromer
Middleswart
21. Relating to the creation of a county finance committee and specifying its powers and duties.

Bortell, Chairman
Jordan
Baker
22. Relating to county administrators.

Danker, Chairman
Baker
Spear

## HUMAN RESOURCES

18. To abolish certain liens and provide procedures for determining liability for payment of charges for care and treatment at certain institutions or facilities.

Lipsky, Chairman
Newhard
Den Herder
19. To establish a Clarinda mental health institute advisory board, to define extension services by the Clarinda mental health institute, and to prescribe the conditions under which extension services may be made available.

Anderson, Chairman
Monroe
Crawford
20. To amend chapter two hundred forty-seven, Code 1973, to provide subpoena power for the board of parole, and to provide power to administer oaths and affirmations by the members of the board of parole and by those of its officers designated by it.

Brunow, Chairman
Hargrave
Hansen
21. To amend chapter two hundred forty-seven, Code 1973, to provide for the appointment of legal counsel in parole revocation hearings.

Caffrey, Chairman
Den Herder
Monroe
22. Relating to the use of state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of the patients thereof. Cusack, Chairman
Lonergan
Tofte
23. Relating to the establishment of a service bureau for the deaf.

Hargrave, Chairman
Miller of Buchanan
Crawford
24. Relating to neglected, dependent, and delinquent children.

Higgins, Chairman
Middleton
Readinger
Lipsky
25. Relating to the transfer of a child from the juvenile court to the criminal court.

Middleton, Chairman
Monroe
Readinger
26. Relating to the right of a child to have his or her case transferred to the criminal court.

Middleton, Chairman
Monroe
Readinger
27. Relating to the detention of a child prior to the adjudicative hearing.

Anderson, Chairman
Newhard
Lipsky
28. Relating to the supervision of probationers and parolees.

Caffrey, Chairman
Brunow
Hansen
TRANSPORTATION

1. To review adopted and proposed changes in the Department of Transportation and Department of Public Safety Departmental Rules.

Koogler, Chairman
Woods
Gilloon
Lageschulte
Tauke
WAYS AND MEANS
9. Relating to interest payments and interest penalties under the retail sales and income taxes.

Miller of Buchanan,
Chairman
Clark
Husak
Jochum
Stephens
10. To eliminate reporting of nonessential items on abstracts of assessment.

Miller of Buchanan,
Chairman
Clark
Husak
Jochum
Stephens
11. Relating to the issuance of permits for the sale of cigarettes. Dieleman, Chairman Clark
Gentleman
Hennessey
Howell

## REPORT OF COMMITTEE

Krause of Palo Alto, from the committee on transportation, submitted the following report:

Mr. Speaker: Your committee on transportation to whom was referred House File 50, a bill for an act relating to the definition of snow tires, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3013
1 Amend House File 50 as follows:
2 1. Page 1, line 12, by striking the word
3 "requirements" and inserting in lieu thereof the
4 words "[requirements] standards".
5 2. Page 1, by inserting after line 13 the

6 following: "The standards promulgated by the direct-
7 or shall require that snow tires be so designed to
provide adequate traction to maintain reasonable
movement of the motor vehicle on highways under snow
conditions."
11 3. Page 1, by striking lines 22 through 26.
KRAUSE of Palo Alto, Chairman

## AMENDMENTS FILED

H-3010
1 Amend House File 53, page 1, by inserting after
2 line 11 the following: "used by a person to trans-
3 port horses or".
WEST of Marshall
H-3011
1 Amend House File 90 as follows:
2 1. Page 1, line 6, by inserting after the
3 first word "red" the words "or blue".
4 2. Page 1, line 6, by inserting after the
5 second word "red" the words "or blue".
HUTCHINS of Guthrie
H-3012
1 Amend House File 90, page 1, by striking all of lines 17
2 and 18.
HARGRAVE of Johnson
NOTE: For explanation of brackets and italics see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, February 3, 1975.

## JOURNAL OF THE HOUSE

## Twenty-second Calendar Day-Fifteenth Session Day

hall of the house of Representatives Des Moines, Iowa, Monday, February 3, 1975

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

Prayer was offered by the Honorable Horace Daggett, State Representative from Adams County, Iowa.

The Journal of Friday, January 31, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. B. Widmer, Iowa City, Iowa.
ADOPTION OF COMMITTEE REPORT
The Chief Clerk announced the adoption of report of committee on House File 50, under Rule 35.

## INTRODUCTION OF BILLS

House File 107, by Doyle, Junker and Scheelhaase, a bill for an act relating to the use of flashing lights on emergency vehicles.

Read first time and referred to committee on transportation.
House File 108, by Small, a bill for an act relating to rape and providing penalties.

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

House File 109, by Horn, a bill for an act relating to a person entering upon school property and providing a penalty.

Read first time and referred to committee on education.
House File 110, by Bittle, Brockett, Cusack and Junker, a bill for an act relating to muffling devices for motorcycles.

Read first time and referred to committee on transportation.

House File 111, by Doyle, Junker and Scheelhaase, a bill for an act to repeal provisions relating to dog licensing, vaccination exemptions, and the domestic animal fund.

Read first time and referred to committee on county government.

House File 112, by committee on appropriations, a bill for an act to repeal chapter five hundred sixty-eight (568) of the Code relating to the sale of certain islands and abandoned river channels.

Read first time and placed on appropriations calendar.
House File 113, by Kreamer, a bill for an act relating to eligibility to receive the benefits of certain welfare programs.

Read first time and referred to committee on labor and industrial relations.

House File 114, by committee on appropriations, a bill for an act to modify certain accounting procedures of the office of auditor of state.

Read first time and placed on appropriations calendar.
House File 115, by Bittle, a bill for an act relating to director districts of school districts.

Read first time and referred to committee on education.
House File 116, by West and Husak, a bill for an act to increase the percentage of supervisors required to change, amend, or repeal a county zoning ordinance.

Read first time and referred to committee on county government.

House File 117, by Kreamer, a bill for an act relating to speed limits in school districts.

Read first time and referred to committee on transportation.
House File 118, by Krause, a bill for an act to require savings and loan associations to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit.

Read first time and referred to committee on commerce.
House File 119, by Brandt, Patchett, Gilloon, Jochum, Dyrland, Lonergan, Middleton, Small, Krause, Koogler, Cusack, O’Halloran,

Monroe, Newhard and Middleswart (Gluba, Gallagher, Rodgers, Willits and Carr), a bill for an act to repeal the limited property tax exemption for property used to control air or water pollution.

Read first time and referred to committee on ways and means.
House File 120, by Kreamer, a bill for an act relating to the election of officers in school districts.

Read first time and referred to committee on state government.
House File 121, by Harper, Newhard, Miller of Calhoun, Avenson, Hennessey, Horn, Baker, Doyle, Cusack, Poncy, Lindeen, Miller of Buchanan, Stephens, Byerly, Woods, Griffee, Dyrland, Bortell, Menke, Wulff, Brunow, West, Tauke, Branstad, Koogler, Scheelhaase, Hinkhouse, Hines, Jordan, Crabb, O'Halloran, Wyckoff, Jochum, Clark, Middleton, Harvey, Drake, Millen, Nealson of Muscatine, Hargrave, Pavich, McElroy, Hansen, Kreamer, Stromer, Connors, Husak, Anderson, Brockett, Halvorson, Den Herder, Miller of Cerro Gordo, Perkins, Crawford, Wells, Evans, Caffrey, Gilloon and Pellett, a bill for an act relating to the taxation of coin-operated laundries.

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

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 6, by Brandt, Avenson, Gilloon, Jochum, Cusack, Pavich, Higgins, Patchett and Bina, a joint resolution proposing an amendment to the Constitution of the State of Iowa to change the methods in which executive officers of the state are selected.

Read first time and referred to committee on state government.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 75, a bill for an act relating to the date for notification of changes in valuation of property.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGE CONSIDERED

Senate File 75, a bill for an act relating to the date for notification of changes in valuation of property.

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

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster. Roll call revealed ninety members present, ten absent.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
SENATE FILE 33 SUBSTITUTED FOR HOUSE FILE 47
Hines of Story asked and received unanimous consent to substitute Senate File 33 for House File 47.

Senate File 33, a bill for an act relating to sanitary disposal bonds, was taken up for consideration.

Hines of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 69, Bittle of Polk refrained from voting.

On the question "Shall the bill pass?" (S.F. 33)
The ayes were, 90 :

| Anderson | Dyrland | Jochum | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Jordan | Patchett |
| Baker | Evans | Junker | Pavich |
| Bennett | Fitzgerald | Koogler | Perkins |
| Bina | Fullerton | Krause | Poncy |
| Bortell | Gentleman | Lageschulte | Readinger |
| Brandt | Gilloon | Lindeen | Scheelhaase |
| Brockett | Griffee | Lipsky | Schroeder |
| Brunow | Halvorson | Lonergan | Small |
| Byerly | Hansen | McElroy | Spear |
| Caffrey | Hargrave | Middleswart | Spencer |
| Clark | Harper | Middleton | Stephens |
| Connors | Harvey | Millen | Tauke |
| Crabb | Hennessey | Miller, A. V. | Tofte |
| Crawford | Higgins | Miller, K. D. | Varley |
| Cusack | Hines | Miller, O. L. | Welden |
| Daggett | Hinkhouse | Monroe | Wells |
| Danker | Horn | Nealson | West |
| Den Herder | Howell | Newhard | Woods |
| Dieleman | Hullinger | Nielsen | Wulff |
| Doyle | Husak | Norland | Wyckoff |
| Drake | Hutchins | Oakley | Mr. Speaker |
| Dunton | Jesse |  |  |
| The nays were, 3: |  |  |  |
| Menke | Stromer | Walter |  |


| Absent or not voting, 7: |  |
| :--- | :---: |
| Bittle | Kreamer |
| Branstad | Mennenga |

Pellett $\quad$ Svoboda
Rinas

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

## HOUSE FILE 47 WITHDRAWN

Crawford of Story asked and received unanimous consent to withdraw House File 47 from further consideration by the House.

House File 16, a bill for an act authorizing counties to provide facilities and services for handicapped persons, with report of committee recommending passage, was taken up for consideration.

Jesse of Polk offered the following amendment H-3015 filed by him from the floor:
H-3015

## Amend House File 16 as follows:

1. Page 1, by inserting after line 7 the fol-
lowing:
"Sec. 2. Section three hundred forty-five point one (345.1), Code 1975, is amended to read as follows:
345.1 EXPENDITURES-WHEN VOTE NECESSARY. The board of supervisors shall not order the erection of, or the building of an addition or extension to, or the remodeling or reconstruction or relocation and replacement of a courthouse, jail, county hospital, county home or any other county building or facility, except as otherwise provided, when the probable cost will exceed ten thousand dollars, nor the purchase of real estate for county purposes exceeding ten thousand dollars in value, until a proposition therefor shall have been first submitted to the qualified electors of the county, and voted for by a majority of all persons voting for and against such proposition at a general or special election, notice of the same being given as in other special elections. However, such a proposition need not be submitted to the voters if any such erection, construction, remodeling, reconstruction, relocation and replacement, or purchase of real estate may be accomplished from funds on hand or from federal revenue-sharing funds or federal matching funds and without the levy of additional taxes [and if the probable cost of the entire project will not exceed one hundred thousand dollars. If a project should be determined to cost in excess of one hundred thousand dollars, the proposition must be submitted to the qualified electors of the county without regard to the source from which such funds may be derived. However], and a proposition need not be submitted to the qualified electors when a relocation and replacement is made necessary by the acquisition of county property for a federal or state
project, and the cost of the relocation does not exceed the amount of the award of damages by the state or federal government. When the probable project cost exceeds fifty thousand dollars, the board shall provide notice and hold a public hearing on the project."
2. Amend the title, line 2, by inserting before the period the words ", and removing election requirements for facilities provided by the county from funds on hand or federal funds".

Lipsky of Linn rose on a point of order that amendment $\mathrm{H}-3015$ was not germane.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-3015$ germane.

Jesse of Polk moved the adoption of amendment H-3015.
Roll call was requested by Jesse of Polk and Kreamer of Polk.
On the question "Shall amendment H-3015 be adopted?"
The ayes were, 49 :

| Anderson | Dunton | Jochum | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Jordan | Patchett |
| Bina | Egenes | Krause | Pavich |
| Bittle | Fitzgerald | Lipsky | Readinger |
| Brunow | Gentleman | Middleton | Scheelhaase |
| Byerly | Griffee | Miller, A. V. | Schroeder |
| Caffrey | Hargrave | Miller, K. D. | Small |
| Clark | Higgins | Monroe | Spencer |
| Connors | Hines | Newhard | Walter |
| Crawford | Hinkhouse | Nielsen | Wells |
| Cusack | Horn | Norland | Mr. Speaker |
| Dieleman | Hullinger | Oakley |  |

The nays were, 45:

| Baker | Gilloon | Lageschulte | Spear <br> Sennett |
| :--- | :--- | :--- | :--- |
| Halvorson | Lindeen |  |  |
| Bortell | Hansen | Lonergan | Stromer |

Higgins of Scott offered the following amendment H-3014 filed by him from the floor and moved its adoption:
H-3014
1 Amend House File 16 by inserting after line 7
the following new section:
Sec. ..... This Act, being deemed of immediate importance, shall take effect, and be in force from and after its publication in The Newton Daily News, a newspaper published in Newton, Iowa, and in The QuadCity Times, a newspaper published in Davenport, Iowa.
Amendment H-3014 was adopted.
Small of Johnson moved to reconsider the vote by which the Jesse amendment H-3015 was adopted by the House.

A non-record roll call was requested.
The ayes were 55 , nays 37 .
The motion prevailed and the House resumed consideration of amendment H-3015.

Jesse of Polk moved the adoption of amendment H-3015.
Roll call was requested by Bittle of Polk and Brunow of Appanoose.

On the question "Shall amendment H- 3015 be adopted ?"
The ayes were, 39 :

| Bina | Dyrland | Jesse | O'Halloran |
| :--- | :--- | :--- | :--- |
| Bittle | Egenes | Jochum | Patchett |
| Brunow | Fitzgerald | Lipsky | Pavich |
| Caffrey | Gentleman | Middleton | Readinger |
| Clark | Griffee | Miller, A. V. | Scheelhaase |
| Connors | Higgins | Monroe | Schroeder |
| Crawford | Hines | Newhard | Walter |
| Cusack | Hinkhouse | Nielsen | Wells |
| Dieleman | Horn | Norland | Mr. Speaker |
| Doyle | HuIlinger | Oakley |  |
| The nays were, | 54: |  |  |
| Anderson | Fullerton |  |  |
| Avenson | Gilloon | Krause | Small |
| Baker | Halvorson | Lageschulte | Spear |
| Bennett | Hansen | Lindeen | Spencer |
| Bortell | Hargrave | McElroy | Stephens |
| Brandt | Harper | Menke | Stromer |
| Brockett | Harvey | Middleswart | Tauke |
| Crabb | Hennessey | Millen | Varley |
| Daggett | Howell | Miller, K. D. | Welden |
| Danker | Husak | Miller, O. L. | West |
| Den Herder | Hutchins | Nealson | Woods |
| Drake | Jordan | Perkins | Wulff |
| Dunton | Junker | Poncy | Wyckoff |
| Evans | Koogler |  |  |

Absent or not voting, 7:

| Branstad | Kreamer | Pellett | Svoboda |
| :--- | :--- | :--- | :--- |
| Byerly | Mennenga | Rinas |  |

Amendment H-3015 lost.
Anderson of Jasper moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 16)
The ayes were, 95:

| Anderson | Dyrland | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Junker | Pavich |
| Baker | Evans | Koogler | Perkins |
| Benett | Fitzgerald | Krause | Poncy |
| Bina | Fullerton | Kreamer | Readinger |
| Bittle | Gentleman | Lageschulte | Scheelhaase |
| Bortell | Gilloon | Lindeen | Schroeder |
| Brandt | Griffee | Lipsky | Small |
| Brockett | Halvorson | Lonergan | Spear |
| Brunow | Hansen | McElroy | Spencer |
| Byerly | Hargrave | Menke | Stephens |
| Caffrey | Harper | Middleswart | Stromer |
| Clark | Harvey | Middleton | Tauke |
| Connors | Hennessey | Millen | Tofte |
| Crabb | Higgins | Miller, A.V. | Varley |
| Crawford | Hines | Miller, K.D. | Walter |
| Cusack | Hinkhouse | Miller, O. L. | Welden |
| Daggett | Horn | Monroe | Wells |
| Danker | Howell | Nealson | West |
| DenHerder | Hullinger | Newhard | Woods |
| Dieleman | Husak | Nielsen | Wulff |
| Doyle | Hutchins | Norland | Wyckoff |
| Drake | Jesse | Oakley | Mr. Speaker |
| Dunton | Jochum | O'Halloran |  |

The nays were, none.
Absent or not voting, 5:
Branstad Pellett Mennenga

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

## MESSAGE FROM THE SENATE

## The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 30, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 56, a bill for an act relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and the franchise tax.

CLARK R. RASMUSSEN, Secretary

## AMENDMENTS FILED

$\mathrm{H}-3023$
Amend House File 72 as follows:
1. Page 1 , by striking lines 4 and 5 and inserting
in lieu thereof the following:
"[In counties having a population of more than two
hundred fifty thousand, the] The judge of the juvenile
court may appoint".
2. Amend the title, line 1, by striking the words
"in counties" and by striking line 2.
HANSEN of O'Brien
MENKE of O'Brien
DEN HERDER of Sioux

Amend House File 90 as follows:

1. Page 1, by adding after line 26 the following:
"Sec. 2. Section three hundred twenty-one point four hundred twenty-three (321.423), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. All authorized emergency vehicles may use flashing blue or flashing red lights or a combination of flashing blue and flashing red lights."
2. Renumber the remaining section.

DOYLE of Woodbury JUNKER of Woodbury SCHEELHAASE of Woodbury
H-3019

H-3016
1 Amend House File 91 as follows:
Amend House File 90, page 1, by striking all of lines 27 through 31.

1. Page 1, line 5, by striking the words "[and maintain]" and inserting in lieu thereof the words "and replace".
2. Page 1, line 9, by striking the word "specific".
3. Page 1, line 9, by inserting after the word "panels" the following:
"selected by the commercial vendor. The department shall not post a business sign at any location if an advertising device advertises the activity of that vendor is visible from the traveled portion of any interstate or primary highway, except advertising devices concerning activities conducted on the property on which the device is located".
4. Page 1, by striking lines 13 through 18 and inserting in lieu thereof the words "[panels] business signs on eligible informational panels. There is created in the office of the".

WYCKOFF of Benton.

H—3022
1 Amend House File 101 as follows:
2 Page 1, by striking lines 3, 4 and 5 and insert-
3 ing in lieu thereof the following:
4 "332.7 CONTRACTS AND BIDS REQUIRED. [No building
5 shall be erected or repaired when the probable cost
6 thereof will exceed two thousand dollars except under
7 an express] Construction of or repair of any building
8 in an amount exceeding five thousand dollars shall
be only under an express".
WELDEN of Hardin
H-3021
Amend House File 104 by inserting after the word "revenue" in line 8 the following:
", including facts pertaining to the actual value of
electric municipal generating and distribution
facilities or municipal electric facilities".
SCHROEDER of Pottawattamie
STROMER of Hancock
CLARK of Lee
PAVICH of Pottawattamie
DOYLE of Woodbury
JESSE of Polk
BENNETT of Ida
CUSACK of Scott
NEWHARD of Jones
WOODS of Polk
JUNKER of Woodbury
CAFFREY of Polk
MILLEN of Van Buren

H-3017
1 Amend Rule 48 of the Temporary Rules of the House, as adopted January 14, 1975, by adding the following new paragraph:
"The committee shall not make a report on a bill until the membership has adopted a list of major issues which the committee will consider during the session."

VARLEY of Adair
H-3018
Amend the temporary rules of the House as adopted
January 14, 1975, by adding the following new rule:
"Smoking shall not be permitted in the House
Committee Rooms while a committee is meeting."
PONCY of Wapello
H-3020
Amend the Joint Rules of the Senate and House
by adding the following rule:
RULE 17
ADJOURNMENT PROCEDURE
During the first sixty legislative days of the
farst regular session and the first thirty legislative
days of the second regular session of the general
assembly a concurrent resolution may be passed setting an adjournment date not less than twenty legislative days following passage of the concurrent resolution by both houses of the general assembly.

If a concurrent resolution setting a different date is not passed prior to the sixtieth legislative day of the first regular session, or the thirtieth legislative day of the second regular session, the first session of the general assembly shall proceed to adjourn the eightieth legislative day and the second regular session shall proceed to adjourn sine die on the fiftieth legislative day of the session.

The sixteenth legislative day preceding the date set for adjournment is the final day committees may report bills to the house in which they originated, except appropriation bills.

The eleventh legislative day preceding the date set for adjournment is the final day either house may pass bills originating in that house, except appropriation bills.

The fifth legislative day preceding the date set for adjournment is the final day committees may report bills originating in the other house, except appropriation bills.

Appropriation bills may be reported by a committee on appropriations through the fifth legislative day preceding the date set for adjournment, and may be passed by either house through the second legislative day preceding the date set for adjournment.

The day set for adjournment and the day preceding it shall be devoted solely to conference committee meetings and reports, consideration of amendments of the other house, and final consideration of appropriation bills which have passed both houses in some form.

The time of adjournment may be changed and bills be brought up for consideration after the expiration of the above deadlines only by concurrent resolution passed by a majority of the membership of both houses.

A "legislative day" as used in this rule means any day both houses of the general assembly are in session during any part of the day.

WELDEN of Hardin
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, February 4, 1975.

# JOURNAL OF THE HOUSE 

Twenty-third Calendar Day-Sixteenth Session Day

Hall of the House of Representatives Des Moinbs, Iowa, Tursday, Frbruary 4, 1975

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

Prayer was offered by the Reverend Richard D. Hogan, pastor of the First Christian Church, Council Bluffs, Iowa.

The Journal of Monday, February 3, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Seidler, Jamaica, Iowa.

## PRESENTATION OF VISITORS

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

Fifty elementary school students from Clegg Park School, West Des Moines, accompanied by Mrs. Blakely and Mrs. Scott. By Bittle of Polk.

## INTRODUCTION OF BILLS

House File 122, by Cusack, Higgins, Bina and Dyrland, a bill for an act to prohibit discrimination in education.

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

House File 123, by West and Brockett (Miller of Marshall), a bill for an act to change the name of the Iowa soldiers home.

Read first time and referred to committee on state government.
House File 124, by Cusack, Wulff, Harper, Fullerton, Junker, Gilloon and O'Halloran (Gluba, Griffin, Norpel, Schwengels and Hansen), a bill for an act to establish the license and qualifications of real estate apprentice salesmen.

Read first time and referred to committee on commerce.

House File 125, by Doyle, a bill for an act permitting pleas of no contest in the trial of nonindictable motor vehicle offenses.

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

House File 126, by Doyle, a bill for an act relating to the opening arguments of the attorney for the defense in criminal cases.

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

House File 127, by committee on transportation, a bill for an act to revise and repeal obsolete provisions of the railroad laws.

Read first time and placed on calendar.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:


#### Abstract

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 30, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 6, providing for the joint rules of the Senate and House of Representatives for the Sixty-sixth General Assembly.


CLARK R. RASMUSSEN, Secretary

## SENATE CONCURRENT RESOLUTION 6 <br> By Committee on Rules and Administration

Be It Resolved by the Senate, the House Concurring: That the joint rules of the senate and house in the sixty-fifth general assembly as adopted by the house on February 8, 1973, and by the senate on February 19, 1973, be amended to read as follows and adopted as the permanent joint rules of the senate and house for the sixty-sixth general assembly: JOINT RULES OF THE SENATE AND HOUSE ([Sixty-fifth] Sixty-sixth General Assembly) Rule 1
Suspension of Joint Rules
The joint rules of the general assembly may be suspended by concurrent resolution, duly adopted by a constitutional majority of the senate and the house.

Rule 2
Designation of Sessions
Each regular session of a general assembly shall be designated by the year in which such regular session commences.

Rule 3
Sessions of a General Assembly
The organization and standing committees in each house of the general assembly and action taken by each house shall carry over from the first to the second regular session of
the same general assembly. The status of each bill and resolution shall be the same at the beginning of the second regular session as it was immediately before adjournment of
the first regular session, except that the rules of either house may provide for re-referral of some or all bills and resolutions to standing committees upon adjournment of the first session or at the beginning of the second regular session.

Rule 4
Presentation of Messages
All messages between the two houses shall be sent by the secretary of the senate or the chief clerk of the house of representatives, shall be announced [by the reading clerk] and [shall be] communicated to the chair.

Rule 5
Printing and Forms of Bills and Other Documents
Bills and joint resolutions shall be introduced, numbered, prepared, and printed as provided by law, or in the absence of such law, in a manner determined by the secretary of the senate and the chief clerk of the house of representatives.

All bills and joint resolutions introduced shall be in a form and number approved by the secretary of the senate and chief clerk of the house.

Before introduction all bills must be reviewed by the [law clerk] legal counsel of that house.

Rule 6
Companion Bills
When identical bills are introduced in each house, they shall be called companion bills. Each house shall designate the sponsor in the usual way followed in parentheses by the sponsor of the companion bill in the other house. The house where the bill is first introduced shall print the complete text. The printed companion bill shall contain the title, enacting clause, and a statement that the bill is a companion bill. However, if the bill is not more than four pages in length, the complete text shall be printed in both houses. Rule 7
Reprinting of Bills
Whenever any bill has been substantially amended by either house, the secretary of the senate or the chief clerk shall order the bill reprinted on paper of a different color. All adopted amendments shall be distinguishable.

The secretary of the senate or the chief clerk may order the printing of a reasonable number of additional copies of any bill, resolution, amendment, or journal.

Rule 8
Daily Clip Sheet
The secretary of the senate and the chief clerk shall prepare a daily clip sheet covering all amendments filed.

Rule 9

## Page 4

1 rejected in the other, it shall not be again introduced during the general assembly.

## Rule 10

Certification of Bills and Other Enrollments
When any bill or resolution which has passed one house is rejected or adopted in the other, notice of such action and the date thereof shall be given to the house of origin in writing signed by the secretary or the chief clerk.

$$
\text { Rule } 11
$$

Amendments by Other House
I. When a bill which originated in one house is amended in the other house, the house originating the bill may amend the amendment, concur in full in the amendment, or refuse to concur in full in the amendment. Precedence of motions shall be in that order.
A. If the house originating the bill concurs in the amendment, the bill shall then be read for the last time as amended, and placed upon its final passage.
B. If the house originating the bill refuses to concur in the amendment, the bill shall be returned to the amending house which shall either:

1. Recede, after which the bill shall be read for the last time and placed upon its final passage; or
2. Insist, which will send the bill to a conference committee.

## Page 5

C. If the house originating the bill amends the amendment, that house shall concur in the amendment as amended and the bill shall be read for the last time as amended, shall be placed on final passage, and shall be returned to the other house. The other house cannot further amend the bill.

1. If the amending house which gave second consideration to the bill concurs in the amendment to the amendment, the bill shall then be read for the last time as finally amended, and placed upon its final passage.
2. If the amending house refuses to concur in the amendment to the amendment, the bill shall be returned to the house originating the bill which shall either:
a. Recede, after which the bill shall be read for the last time as amended and placed upon its final passage; or
b. Insist; which will send the bill to a conference committee.
II. A motion to recede has precedence over a motion to insist. Failure to recede means to insist; and failure to insist means to recede.
III. A motion to lay on the table or to indefinitely postpone shall be out of order with respect to motions to recede from or insist upon and to amendments to bills which have passed both houses.
IV. A motion to concur, refuse to concur, recede, insist, or adopt a conference committee report is in order even though

## Page 6

1 the subject matter has previously been acted upon. Rule 12
Conference Committee

1. Within one legislative day after either house insists upon an amendment to a bill, the presiding officer of [each] the house shall appoint five members to a conference committee. The majority leader of the senate, the president pro-tempore of the senate and the two assistant majority leaders of the senate shall appoint three members to a conference committee. The president of the senate shall appoint two members to a conference committee. The papers shall remain with the house that originated the bill.
2. The conference committee shall meet before the end of the next legislative day after their appointment, shall select a chairman and shall discuss the controversy.
3. The authority of the committee shall cover free conference during which the committee has authority to propose any amendments within the scope of the title of the bill.
4. An agreement on recommendations must be approved by at least three members from each house. The committee shall submit two originals of the report signed by at least three members of each house with one signed original and three copies to be submitted to each house. The report shall first be acted upon in the house originating the bill. Such action, including all papers, shall be immediately referred by the secretary of the senate or the chief clerk of the house of representatives to the other house.
5. The report of agreement is debatable, but cannot be amended. If the report contains recommended amendments to
Pag
age
the bill, adoption of the report shall automatically adopt all amendments contained therein. After the report is adopted, there shall be no more debate, and the bill shall immediately be placed upon its final passage.
6. Refusal of either house to adopt the conference committee report has the same effect as if the committee had disagreed.
7. If the conference committee fails to reach agreement, a report of such failure signed by at least three members of each house shall be given promptly to each house. The bill shall be returned to the house that originated the bill and the members of the committee shall be immediately discharged and a new conference committee appointed by the presiding [officers] officer of the house
from members who have not previously served on a conference committee on the bill under consideration. The majority leader of the semate, the president pro-tempore of the senate and the two assistant majority leaders of the senate shall appoint three members and the president of the sonate shall appoint two mombers all of whom shall not have previously served on a conference committee on the bill under consideration.

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Rule 13
Enrollment and Authentication of Bills
When a bill has passed both houses, it shall be enrolled in the house of origin under the direction of either the secretary or the chief clerk
and its house of origin shall be certified by the endorsement of the secretary or the chief clerk.
[When bills are enrolled, they shall be examined by a joint standing committee of two from each house who shall compare the enrollment with the engrossed bills, correct any errors, and report immediately to their respective houses.]

After enrollment, each bill shall be signed by the president and by the speaker.

Rule 14
Concerning other Enrollments
All resolutions and other matters which are to be presented to the governor for his approval shall be enrolled, examined, signed, and presented in the same manner as bills.

Rule 15
Transmission of Bills to the Governor
After a bill has been signed in each house, it shall be presented to the governor by the secretary or the chief clerk of the house of origin. The secretary or the chief clerk shall report the date of presentation, which shall be entered upon the journal of the house of origin.

Rule 16
Fiscal Notes
A fiscal note shall be attached to any bill or joint resolution which might have an annual effect or a combined total effect within five years after enactment of fifty thousand dollars or more on the revenues, expenditures or fiscal liability of the state or its subdivisions. This rule does not apply to appropriation measures where the total effect is stated in dollar amounts.

## 9

The preliminary determination of whether the bill appears to require a fiscal note shall be made by the legislative service bureau which shall indicate that a bill requires a fiscal note by stamping "FISCAL NOTE REQUIRED" prominently on the bill jacket. Upon completion of the bill draft, the legislative service bureau shall immediately send a copy to the legislative fiscal director for his review.

The fiscal note shall be printed on the bill before introduction if practicable; and in any event attached to the bill before the bill is reported out by a committee.

The legislative fiscal director shall prepare the fiscal note within a reasonable time after receiving the request. A copy of the fiscal note shall be filed by the legislative fiscal director with the secretary of the senate and the chief clerk of the house. The legislative fiscal director may request the cooperation of the state comptroller or any state department or agency. If a fiscal note is prepared by the
comptroller or any state department or agency at the request of the fiscal director, that fact shall be stated in the note.

Each fiscal note shall state in dollars the estimated effect of the bill on the revenues, expenditures, and fiscal liability of the state during each of the first five years after enactment. Sources of funds for expenditures under the bill shall be stated, including federal funds. If the fiscal director cannot make an accurate estimate, he shall

## Page 10

state his best available estimate or shall state that no dollar estimate can be made and state concisely the reason.

The fiscal note shall be attached or printed in the bill following the explanation or shall be printed in the daily clip sheet.

A revised fiscal note may be requested by a committee chairman or a sponsor of the bill if the fiscal effect of the bill has been changed by adoption of an amendment. However, a request for a revised fiscal note shall not delay action on a bill unless so ordered by the presiding officer of the house in which the bill is under consideration.

If a date for adjournment has been set, then a constitutional majority of the house in which the bill is under consideration may waive the fiscal note requirement during the three days prior to the date set for adjournment. Rule 17

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1 or his designee; the director of the legislative service
2 bureau or his designee; a person from each of the three state 3 universities selected by each of the universities; a person 4 representing the Drake University College of Law selected 5 by Drake University; and two persons from Iowa private colleges selected by the other members of the committee.

The members of the joint legislative intern committee, except the two persons from Iowa private colleges, shall be named by the appropriate appointing authorities within twenty
days after the convening of the first regular session of each general assembly. The two persons from Iowa private colleges will be selected at the committee's first meeting, or as soon as practical. Members shall serve until their successors have been duly appointed or selected. The committee shall elect a chairman and vice chairman from its membership. A vacancy shall be filled in the same manner as the original appointment.

The purpose of the legislative intern program shall be: 1) to provide useful staff services to legislators not otherwise provided by the general assembly; 2) to give interested college, graduate, and law school students practical experience in the legislative process as well as providing a meaningful educational experience; and 3) to enrich the curriculum of participating colleges and universities.

The joint legislative intern committee shall have the
12
following duties and responsibilities:

1. Provide procedures for the recruitment, selection, assignment, and supervision of all interns in each house.
2. Establish the duties of interns.
3. Provide orientation and seminar programs for interns.
4. Consult and work with faculty and staff at Iowa colleges and universities to encourage participation in the legislative intern program.
5. Prepare and distribute materials designed to explain the legislative intern program.
6. Prescribe all necessary forms.
7. Make recommendations to the general assembly regarding the legislative intern program.
8. Such other duties and responsibilities as are necessary to effectively organize and supervise the legislative intern program.

The joint legislative intern committee shall report to the general assembly in January of each year. The report shall include a description of the results of the legislative intern program during the last preceding session and the proposed legislative intern program for the session convening during the month the report is submitted.

## SENATE MESSAGE CONSIDERED

Senate Concurrent Resolution 6, providing for the joint rules of the Senate and House of Representatives for the Sixty-sixth General Assembly.

Read first time and referred to committee on rules.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 9

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following concurrent resolution and moved its adoption:

# HOUSE CONCURRENT RESOLUTION 9 <br> By Fitzgerald 

$$
\begin{aligned}
& \text { Be It Resolved by the House, the Senate Concurring, That a } \\
& \text { joint convention of the two houses of the Sixty-sixth General } \\
& \text { Assembly be held in the House chamber on Wednesday, February 12, } \\
& \text { at 1:00 p.m. } \\
& \text { Be It Further Resolved, That the Honorable William B. Griffee, } \\
& \text { a student on the life and works of Abraham Lincoln, be invited to } \\
& \text { deliver an address in observance of Lincoln's birthday. }
\end{aligned}
$$

The motion prevailed and the resolution was adopted.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## HOUSE JOINT RESOLUTION 5 REREFERRED

The Speaker announced that House Joint Resolution 5, previously referred to the committee on state government, is rereferred to the committee on judiciary and law enforcement.

## COMMITTEE ASSIGNMENTS

The Speaker announced that Hargrave of Johnson has been appointed as a member of the committee on county government and Mennenga of Clinton has been appointed as a member of the committee on commerce.

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR <br> SENATE FILE 75 SUBSTITUTED FOR HOUSE FILE 82

Norland of Worth asked and received unanimous consent to substitute Senate File 75 for House File 82.

Senate File 75, a bill for an act relating to the date for notification of changes in valuation of property, was taken up for consideration.

Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 75)

The ayes were, 91 :

| Anderson | Drake <br> Avenson <br> Bunton <br> Bennett |
| :--- | :--- |
| Dyrland <br> Bina | Evans <br> Bittle |
| Bortell | Fitzgerald |
| Fullerton |  |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Connors | Harey |
| Crabb | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husk |
| Hutchins |  |

The nays were, none.
Absent or not voting, 9 :
Egenes
Millen

Miller, A. V. Nielsen

Pavich
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Spear
Spencer
Stephens
Stromer
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

Small
Svoboda

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

## HOUSE FILE 82 WITHDRAWN

Norland of Worth asked and received unanimous consent to withdraw House File 82 from further consideration by the House.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 90, a bill for an act relating to emergency vehicles, was taken up for consideration.

Hutchins of Guthrie offered the following amendment H-3011 filed by him and moved its adoption:

H-3011
1 Amend House File 90 as follows:

1. Page 1, line 6, by inserting after the first word "red" the words "or blue".
2. Page 1, line 6 , by inserting after the second word "red" the words "or blue".

Amendment H-3011 was adopted.

Hargrave of Johnson offered the following amendment H-3012 filed by him and moved its adoption:
H-3012
1 Amend House File 90, page 1, by striking all of lines 17
2 and 18.
A non-record roll call was requested.
The ayes were 55 , nays 40 .
Amendment $\mathrm{H}-3012$ was adopted.
Doyle of Woodbury offered the following amendment $\mathrm{H}-3023$ filed by Doyle, et al., and moved its adoption:

H—3023
1 Amend House File 90 as follows:
2 1. Page 1, by adding after line 26 the following:
3 "Sec. 2. Section three hundred twenty-one point
4 four hundred twenty-three (321.423), Code 1975, is
5 amended by adding the following new subsection:
6 NEW SUBSECTION. All authorized emergency vehicles
7 may use flashing blue or flashing red lights or a
8 combination of flashing blue and flashing red lights."
9 2. Renumber the remaining section.
A non-record roll call was requested.
The ayes were 38 , nays 50 .
Amendment H-3023 lost.
Wyckoff of Benton offered the following amendment filed by him and moved its adoption:

H-3019
1 Amend House File 90, page 1, by striking all of
2 lines 27 through 31.
A non-record roll call was requested.
The ayes were 61, nays 29 .
Amendment H-3019 was adopted.
Middleton of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 90)
The ayes were, 91 :

| Anderson | Bina <br> Avenson |
| :--- | :--- |
| Bittle |  |
| Baker | Bortell |
| Bennett | Brandt |


| Branstad | Caffrey |
| :--- | :--- |
| Brockett | Clark |
| Brunow | Connors |
| Byerly | Crabb |


| Crawford | Harvey | Menke | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Cusack | Hennessey | Mennenga | Schroeder |
| Daggett | Higgins | Middleswart | Small |
| Dieleman | Hines | Middleton | Spear |
| Doyle | Hinkhouse | Millen | Spencer |
| Drake | Horn | Miller, A. V. | Stephens |
| Dunton | Howell | Miller, O.L. | Stromer |
| Dyrland | Hullinger | Monroe | Tauke |
| Egenes | Husak | Nealson | Tofte |
| Evans | Hutchins | Newhard | Varley |
| Fitzgerald | Jesse | Norland | Walter |
| Fullerton | Jochum | Oakley | Welden |
| Gentleman | Jordan | O'Halloran | Wells |
| Gilloon | Junker | Patchett | West |
| Griffee | Krause | Pavich | Woods |
| Halvorson | Lageschulte | Perkins | Wulff |
| Hansen | Lindeen | Poncy | Wyckoff |
| Hargrave | Lonergan | Readinger | Mr. Speaker |
| Harper | McElroy | Rinas |  |
| The nays were, $5:$ |  |  |  |
| Danker | Kreamer | Lipsky | Miller, K. D. |
| Koogler |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Den Herder | Nielsen | Pellett | Svoboda |

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

## HOUSE CONCURRENT RESOLUTION <br> 10

By Schroeder

Whereas, Iowa farmers and ranchers have incurred great financial losses because of the recent disastrous snow storm; and

Whereas, American Beefpackers, Incorporated is not able to meet financial obligations to many farmers and ranchers and such farmers and ranchers are suffering economic losses and may be forced out of business; and

Whereas, the disastrous snow storm coupled with the inability of American Beefpackers, Incorporated to meet its financial obligations is jeopardizing the economy of the state of Iowa; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Congress and the President of the United States are urged to establish a program for the purpose of making loans to qualified farmers and ranchers who have not been able to collect moneys due to them by American Beefpackers, Incorporated, which program would provide for low interest loans to farmers and ranchers payable in no more than eight years or at such time as American Beefpackers, Incorporated is able to meet its financial obligations; and

Be It Further Resolved, That copies of this resolution be forwarded to members of the Iowa Congressional delegation and the President of the United States.

Laid over under Rule 25.

## HOUSE ${ }^{\text {C }}$ CONCURRENT RESOLUTION 11

## By Committee on Agriculture

Whereas, the production and distribution of food necessary to provide adequate nutrition for an expanding population is one of the gravest problems facing the world, and

Whereas, the Iowa State University of Science and Technology for more than a century has asserted leadership through significant contributions to increased agricultural production and improved food quality and has made its new information and expertise available throughout the world, and

Whereas, the State of Iowa and its highly productive agricultural economy will continue to be vital to the world's food supply, and

Whereas, the Iowa State University of Science and Technology will bring together scientists and scholars from many nations for the World Food Conference of 1976 to share their knowledge and bring new vigor to the search for better methods of food production, distribution and preparation capable of meeting world food demands and nutritional needs, and

Whereas, the American Revolution Bicentennial Administration and the Iowa American Revolution Bicentennial Commission have endorsed the World Food Conference of 1976 as a Bicentennial project of national and international significance, Therefore,

## Page 2

1 Be It Resolved, that the Sixty-sixth General Assembly of the
2 State of Iowa commends the Iowa State University of Sci-
3 ence and Technology for its initiative in taking up the
4 challenge of world food problems and endorses the World
5 Food Conference of 1976, to be held from June 27 through
6 July 1, 1976, at the Iowa State Center in Ames.
Laid over under Rule 25.

## COMMUNICATION FROM THE STATE CODE EDITOR

There is on file in the office of the Speaker, pursuant to Section 14.6, subsection 1, Code of Iowa, a copy of a corrective bill relating to "correcting erroneous, inconsistent and obsolete sections of the Code," submitted by the State Code Editor.

## COMMUNICATION FROM THE GOVERNOR'S SPANISH SPEAKING TASK FORCE

There is on file in the office of the Chief Clerk a copy of the proposed study and preliminary findings of the Spanish speaking people of Iowa.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. SpEAKER: I am directed to inform your honorable body that the Senate has on February 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive.

Also: That the Senate has on February 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 40, a bill for an act relating to fair trade practices.
Also: That the Senate has on February 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 70, a bill for an act relating to lights of road machinery.

## CLARK R. RASMUSSEN, Secretary

## REPORT OF COMMITTEE

Husak of Tama, from the committee on agriculture, submitted the following report:

Mr. Speaker: Your committee on agriculture to whom was referred House File 67, a bill for an act to remove a certain species from the list of noxious weeds, begs leave to report it has had the same under consideration has instructed me to report the same back to the House with the recommendation that the same do pass.

HUSAK of Tama, Chairman

## AMENDMENTS FILED

H—3025
1 Amend House File 91 as follows:

2
3

1. Page 1 , line 4 , by striking the word "informational" and inserting in lieu thereof the words "[informational] information".
2. Page 1, line 5, by striking the word "[and]" and inserting in lieu thereof the words "and replace".
3. Page 1, line 9 , by striking the words
"informational panels" and inserting in lieu thereof the following: [informational panels] information panels selected by the commercial vendor. The department shall not post a business sign at any location if an advertising device advertising the activity of the vendor is visible from the traveled portion of any interstate highway or freeway primary highway, except advertising devices concerning activities conducted on the property on which the device is located".
4. Page 1, by striking lines 13 through 18 and inserting in lieu thereof the following:
"[panels] business signs on eligible specific information

## 20

21

## 22

23
24
25

## 26

27
panels [and the commercial vendor shall not be required to remove any advertising device, except any advertising device which was unlawfully erected in violation of this section or section 306C.13, as a condition precedent to the posting of such informational panels by the department]. There is created in the office of the".
5. Page 1 , line 21 , by striking the word
"informational" and inserting in lieu thereof the words "[informational] specific information".

VARLEY of Adair DRAKE of Muscatine<br>KRAUSE of Palo Alto

H-3026
1 Amend House File 99, page 1, by inserting after the period in line 14 the following:
"Agencies or contractors doing construction, reconstruction, or maintenance on highways where a road closed sign is erected shall also erect a separate sign with letters not less than two inches in height stating the following: 'No person shall be denied access to his property'."

DANKER of Pottawattamie
H-3027
1 Amend Senate File 14, as amended and passed by the Senate, 2 as follows:

1. Page 1 , line 11 , by inserting after that line the following new section:

Sec. ..... Section one hundred ten point ten (110.10), Code 1975, is amended to read as follows:
110.10 TENURE OF LICENSE. Every license shall expire on

December 31 following its issuance, or the end of the open season if that period extends beyond December 31.
2. By renumbering the appropriate sections.

SCHROEDER of Pottawattamie
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, February 5, 1975.

# JOURNAL OF THE HOUSE 

Twenty-fourth Calendar Day-Seventeenth Session Day

## Hall of the House of Representatives Des Moines, Iowa, Whonesday, Ferruary 5, 1975

The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend Kenneth Grosch, Assistant to President of Iowa Synod, Lutheran Church of America, Des Moines, Iowa.

The Journal of Tuesday, February 4, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Loren F. Parker, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Griffee of Chickasaw on request of Anderson of Jasper.

## PRESENTATION OF VISITOR

Den Herder of Sioux presented to the House the Honorable Walter W. Kruse, former member of the House during the Sixtythird and Sixty-fourth General Assemblies representing Clay and O'Brien Counties.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 67, under Rule 35.

## INTRODUCTION OF BILLS

House File 128, by Kreamer, a bill for an act making an appropriation to the municipal assistance fund.

Read first time and referred to committee on appropriations.
House File 129, by Husak, Crabb, Menke, Hutchins and Bennett, a bill for an act relating to the location and operation
of livestock feed lots, and defining nuisance as the term relates thereto.

Read first time and referred to committee on agriculture.
House File 130, by Cusack, a bill for an act making an appropriation to the commission on the aging for nutrition programs for persons sixty years of age and older.

Read first time and referred to committee on appropriations.
House File 131, by Caffrey, a bill for an act relating to a committee supervising steel trade practice.

Read first time and referred to committee on commerce.
House File 132, by Nielsen of Polk, Welden and Griffee (Tieden, Hultman and Taylor), a bill for an act permitting certain discounts for early payment in consumer credit sales.

Read first time and referred to committee on commerce.
House File 133, by Horn, a bill for an act relating to protective headgear for motorcycle operators, and failure of operators to comply therewith.

Read first time and referred to committee on transportation.
House File 134, by Wells, a bill for an act relating to exemptions from automobile registration fees for certain vehicles used by churches and consolidating the exemption for churches with the existing exemption for seriously disabled veterans.

Read first time and referred to committee on transportation.
House File 135, by Monroe, a bill for an act to allow the board of supervisors to call for a public referendum on county zoning.

Read first time and referred to committee on county government.

House File 136, by Kreamer, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations.

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

House File 137, by Kreamer, Bittle, Woods and Jesse, a bill for an act relating to registration of motor vehicles.

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

House File 138, by Doyle, a bill for an act relating to the solicitations of churches and expenditures of organizations soliciting public donations and increasing the penalty for violations.

Read first time and referred to committee on state government.
House File 139, by Nielsen of Polk (Palmer), a bill for an act to increase the tax levy in certain townships for fire protection.

Read first time and referred to committee on ways and means.
House File 140, by Nielsen of Polk (Palmer), a bill for an act to increase the tax levy for township fire protection.

Read first time and referred to committee on ways and means.
House File 141, by Crabb, Husak, Wyckoff, Hansen, Miller of Calhoun, Pellett and Menke, a bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.

Read first time and referred to committee on appropriations.
House File 142, by Bittle, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities.

Read first time and referred to committee on transportation.
House File 143, by Cusack, a bill for an act relating to a property tax exemption for property used to control air and water pollution.

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

## SENATE MESSAGES CONSIDERED

Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive.

Read first time and referred to committee on natural resources.
Senate File 40, a bill for an act relating to fair trade practices.
Read first time and referred to committee on commerce.
Senate File 70, a bill for an act relating to lights of road machinery.

Read first time and referred to committee on county government.

## HOUSE RESOLUTION 6 <br> By Welden, Millen and Kreamer

> Whereas, There seems to be no budget for the House Information Office, and
> Whereas, The cost of operating the House of Representatives appears to be increasing very materially;
> Now, Therefore, Be It Resolved by the House of Representatives: That the Chief Clerk be instructed to approve expenditure of not more than one thousand five hundred dollars for the House Information Office for each calendar month that the House is in session.

Read first time and referred to the administration committee.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 13, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses.

Also: That the Senate has on February 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive.

Also: That the Senate has on February 5, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 9, providing for a joint convention to be held on February 12 in observance of Abraham Lincoln's birthday.

CLARK R. RASMUSSEN, Secretary

## SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE

Mr. Speaker: Your committee on House administration reports the following appointments to the officers and employees of the House:

William Hager-Counsel to Minority Caucus, effective January 22, 1975
Dolores Abels-Research Assistant, effective January 13, 1975
Bessie J. Bagby-Cloakroom Attendant, effective January 16, 1975
Robert L. Bennett-Aide to Public Information Office, effective January 22,1975
Perre P. Pedersen-Aide to Public Information Office, effective January 13, 1975
Also Mr. Speaker: Your committee on House administration reports the following resignation from the officers and employees of the House:

Janet L. Horstman-Doorkeeper, effective January 16, 1975
WELLS of Linn, Chairman

On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Byerly of Polk for the afternoon and February 6 on request of Nielsen of Polk.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 50, a bill for an act relating to the definition of snow tires, with report of committee recommending amendment and passage, was taken up for consideration.

Drake of Muscatine offered the following amendment H-3013 filed by the committee on transportation and moved its adoption:

H-3013
1 Amend House File 50 as follows:

1. Page 1, line 12, by striking the word
"requirements" and inserting in lieu thereof the words "[requirements] standards".
2. Page 1, by inserting after line 13 the following: "The standards promulgated by the director shall require that snow tires be 80 designed to provide adequate traction to maintain reasonable movement of the motor vehicle on highways under snow conditions."
3. Page 1, by striking lines 22 through 26.

Amendment H - 3013 was adopted.
Drake of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 50)
The ayes were, 91:

| Anderson | Branstad | Daggett | Evans |
| :--- | :--- | :--- | :--- |
| Avenson | Brunow <br> Baker | Caffrey | Danker <br> Den Herder |
| Bennett | Clark | Fitzgerald |  |
| Bina | Connors | Dieleman | Gentleman |
| Bittle | Crabe | Drake | Gilloon |
| Bortell | Crawford | Dunton | Dyrland |
| Brandt | Cusack | Egaivorson |  |
|  |  |  | Hansen |
|  |  |  | Hargrave |


| Harper | Kreamer | Nealson | Spear |
| :---: | :---: | :---: | :---: |
| Harvey | Lageschulte | Newhard | Spencer |
| Hennessey | Lindeen | Nielsen | Stromer |
| Higgins | Lipsky | Oakley | Tauke |
| Hines | Lonergan | O'Halloran | Tofte |
| Hinkhouse | McElroy | Patchett | Varley |
| Howell | Menke | Pavich | Walter |
| Hullinger | Mennenga | Pellett | Welden |
| Husak | Middleswart | Perkins | Wells |
| Hutchins | Middleton | Poncy | West |
| Jochum | Millen | Readinger | Woods |
| Jordan | Miller, A. V. | Rinas | Wulff |
| Junker | Miller, K. D. | Scheelhaase | Wyckoff |
| Koogler | Miller, O. L. | Schroeder | Mr. Speaker |
| Krause | Monroe | Small | (Jesse) |
| The nays were, 1: |  |  |  |
| Horn |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Brockett | Cochran | Griffee | Stephens |
| Byerly | Doyle | Norland | Svoboda |

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

## HOUSE FILE 98 DEFERRED

House File 98, a bill for an act relating to enrollment under the school foundation program, was taken up for consideration.

Patchett of Johnson asked and received unanimous consent that House File 98 be temporarily deferred.

House File 99, a bill for an act relating to temporary closing of highways, was taken up for consideration.

Danker of Pottawattamie offered the following amendment $\mathrm{H}-3026$ filed by him and moved its adoption:

H-3026
1 Amend House File 99, page 1, by inserting after
the period in line 14 the following:
"Agencies or contractors doing construction, re-
construction, or maintenance on highways whore a road
5 closed sign is erected shall also orect a separats
6 sign with letters not less than two inchos in hoight
7 stating the following: 'No person shall be denied
8 access to his property'."
A non-record roll call was requested.
The ayes were 30 , nays 64 .
Amendment H-3026 lost.
Gilloon of Dubuque moved that the bill be read a last time now
and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 99)
The ayes were, 80 :

| Anderson | Gilloon | Lageschulte | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Hansen | Lindeen | Poncy |
| Baker | Hargrave | Lonergan | Readinger |
| Bennett | Harper | McElroy | Rinas |
| Bina | Harvey | Menke | Scheelhaase |
| Bittle | Hennessey | Mennenga | Schroeder |
| Bortell | Higgins | Middleswart | Small |
| Brandt | Hines | Middleton | Spear |
| Branstad | Hinkhouse | Millen | Spencer |
| Brockett | Horn | Miller, A. V. | Stephens |
| Caffrey | Howell | Miller, K. D. | Stromer |
| Clark | Hullinger | Miller, O.L. | Tauke |
| Crawford | Husak | Nealson | Tofte |
| Cusack | Hutchins | Newhard | Walter |
| Den Herder | Jochum | Norland | Welden |
| Dieleman | Jordan | Oakley | Wells |
| Drake | Junker | O'Halloran | West |
| Dyrland | Koogler | Patchett | Wulff |
| Egenes | Krause | Pavich | Mr. Speaker |
| Fitzgerald | Kreamer | Pellett | (Jesse) |
| Gentleman |  |  |  |
| The nays were, 15: |  |  |  |
| Brunow | Doyle | Halvorson | Varley |
| Crabb | Dunton | Lipsky | Woods |
| Daggett | Evans | Monroe | Wyckoff |
| Danker | Fullerton | Nielsen |  |
| Absent or not voting, 5: |  |  |  |
| Byerly Cochran | Connors | Griffee | Svoboda |

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

## PENDING AT ADJOURNMENT (House File 91)

House File 91, a bill for an act relating to fees for posting business signs on informational panels and advertising permits, was taken up for consideration.

Varley of Adair asked and received unanimous consent that amendment H-3016 filed by Varley, et al., on February 3, 1975, and found on page 173 of the House Journal and amendment H-3025 filed by Varley, et al., on February 4, 1975, and found on pages 189 and 190 of the House Journal be withdrawn.

Junker of Woodbury offered amendment $\mathrm{H}-3032$ filed by

Varley, Junker, Drake and Krause from the floor and requested division of the amendment as follows:

H-3032
1 Amend House File 91 as follows:
H-3032A

1. Page 1 , by striking all of lines 4 through

39 and inserting in lieu thereof the following:
["Commercial vendors using informational signs shall furnish and maintain informational panels to the department and the commercial vendor shall pay an annual fee of twenty-five dollars for each informational panel to the department for posting such informational panels.]

Business signs supplied to the department by commercial vendors shall be on panels, with dimensional and material specifications established by the department. No business sign included under the provisions of this Act shall be posted unless it is in compliance with these specifications. The commercial vendor shall pay to the department an annual fee of fifty dollars for each business sign supplied for posting."
3032B
2. Page 1 , by inserting after line 9 the following new sentence: "The department shall not post a business sign at any location if an advertising device advertising the activity of the vendor is visible from the traveled portion of any interstate highway or freeway primary highway, except advertising devices concerning activities conducted on the property on which the device is located."
3. Page 1, by striking lines 13 through 18 and inserting in lieu thereof the following:
"[panels] business signs on eligible specific information panels [and the commercial vendor shall not be required to remove any advertising device, except any advertising device which was unlawfully erected in violation of this section or section 306C.13, as a condition precedent to the posting of such informational panels by the department]. There is created in the office of the".
H-3032C
36 4. Page 1, line 21, by striking the word 37 "informational" and inserting in lieu thereof the 38 words "[informational] specific information".
5. Amend the title by striking from lines 1 and 2 the word "informational" and inserting in lieu thereof the words "specific information".

Junker of Woodbury moved the adoption of amendment H-3032A.

Amendment $\mathrm{H}-3032 \mathrm{~A}$ was adopted.

Nielsen of Polk rose on a point of order that amendment H-3032B was not germane.

The Speaker ruled the point not well taken and amendment H-3032B germane.

Daggett of Adams rose on a point of order and invoked Rule 31.
The Speaker ruled the point well taken and House File 91 referred to the committee on ways and means.

Krause of Palo Alto moved that the rules be suspended for the consideration of House File 91.

A non-record roll call was requested.
The ayes were 62 , nays 31 .
The motion prevailed and the House resumed consideration of House File 91 and amendment H-3032B.
(House File 91 and amendment $\mathrm{H}-3032 \mathrm{~B}$ pending at adjournment.)

SPONSOR ADDED
(House File 121)
Bina of Scott has requested that he be added as a sponsor of House File 121.

## COMMUNICATION FROM THE COMMISSION ON THE STATUS OF WOMEN

There is on file in the office of the Speaker the third annual report dated February 1, 1975, from the State of Iowa Commission on the Status of Women.

## REPORTS OF COMMITTEES

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred House File 6 , a bill for an act relating to political affiliations of highway safety patrol personnel, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## JESSE of Polk, Chairman

Monroe of Polk, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House File 69, a bill for an act relating to eligibility requirements for admission to the Iowa soldiers home, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

## H-3035

Amend House File 69 as follows:

1. Page 1, line 4, by striking the word "soldiers" and inserting in lieu thereof the word "veterans".
2. Page 1, by inserting after line 13 the

## following:

Sec. 2. Section two hundred nineteen point five (219.5), Code 1975, is amended to read as follows:
"219.5 SURVIVING SPOUSES OF VETERANS. If any
deceased [soldier, sailor or marine] veteran, who would
be entitled to admission to the home if the deceased [soldier, sailor or marine] veteran were living, has left a surviving spouse, such spouse shall be entitled to admission to the home with the same rights, privileges and benefits as though the [soldier, sailor or marine spouse] veteran were living and a member of the home, provided, however, that such spouse has been married to said veteran for at least one year immediately prior to the veteran's death, and has reached the age of fifty years or is found by the commandant to be totally and permanently disabled and the spouse does not have sufficient means or does not possess sufficient funds for support and maintenance, and provided further that the surviving spouse has been for the three years preceding the date of application, a resident of the state of Iowa, and has not married at any time since the death of the veteran spouse except to a member of the home.

Sec. 3. Section two hundred nineeen point eight (219.8), Code 1975, is amended to read as follows:
219.8 QUALIFICATIONS OF COMMANDANT. The commandant shall be a resident of the state of Iowa who [has an honorable discharge from the United States army, navy or marine corps] is an honorably discharged veteran and who has served in the military or naval forces of the United States in any war, including the Korean conflict at any time between June 27, 1950, and July 27,1953 , both dates inclusive, and including the Vietnam conflict at any time between August 5, 1964, and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates inclusive.

Sec. 4. Section two hundred nineteen point twentythree (219.23), Code 1975, is amended to read as follows:
219.23 "SOLDIER" INCLUDES AIR FORCE. Wherever

47 the word "[soldier] veteran" appears in this chapter, of the United States air force.

Sec. 5. Section one hundred twenty-three point

## Page 2

1 twenty-nine (123.29), subsection two (2), Code 1975,

## MONROE of Des Moines, Chairman

## AMENDMENTS FILED

H-3033

## PATCHETT of Johnson

## H-3034

Amend House File 102, page 1, by adding after
point three hundred ninety-eight (321.398), Code 1975, is amended to read as follows:
321.398 LAMPS ON OTHER VEHICLES AND EQUIPMENT.
All vehicles, including animal-drawn vehicles, road
machinery and including those referred to in section
321.383 not hereinbefore specifically required to be equipped with lamps, shall at the times specified in section 321.384 be equipped with at least one lighted lamp or lantern exhibiting a white light visible from a distance of five hundred feet to the front of such vehicle and with a lamp or lantern exhibiting a red light visible from a distance of five hundred feet to the rear."

MILLEN of Van Buren

H

## H-3036

Amend House File 127 as follows:

1. Page 1, line 9, by inserting after that line the following new section:
"Sec. ..... Section three hundred twenty-one point one (321.1) is amended by adding the following new subsection.
"Railroad Corporation means any corporation organized under the laws of this state or any other state for the purpose of operating the railroad within this state."
2. By renumbering the appropriate sections.

SCHROEDER of Pottawattamie
H-3028
Amend Senate File 77 as follows:
2 Page 1, by striking lines 3, 4 and 5 and insert-
3 ing in lieu thereof the following:
"332.7 CONTRACTS AND BIDS REQUIRED. [No building
shall be erected or repaired when the probable cost
thereof will exceed two thousand dollars except under
an express] Construction of or repair of any building
in an amount exceeding five thousand dollars shall
be only under an express".
WELDEN of Hardin
H-3029
1 Amend the Welden amendment H-3028, filed February
2 5, 1975, to Senate File 77 by striking from line 9
3 the words "an express".
SMALL of Johnson

## H-3031

1 Amend Senate File 77, as passed by the Senate, 2 page 1, by striking from line 5 the words "an express"
3 and inserting in lieu thereof the words "[an express]".
SMALL of Johnson
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, February 6, 1975.

# JOURNAL OF THE HOUSE 

Twenty-fifth Calendar Day-Eighteenth Session Day
Hall of the House of Representatives
Des Moines, Iowa, Thursday, Frbruary 6, 1975
The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by Reverend Monsignor Clarence E. Farrelly, pastor of the St. Thomas Catholic Church, Emmetsburg, Iowa.

The Journal of Wednesday, February 5, 1975, was approved.

> LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hennessey, Manilla, Iowa.

## SPECIAL PRESENTATION

Monroe of Des Moines presented to the House David Baker of Burlington, Iowa's 1975 Easter Seal Poster Child. David, an eight-year-old, represents the 14,000 handicapped Iowa children and adults who received services from the Easter Seal Society during the past year.

David was accompanied by his father, Richard, his mother, Carol, and Don Warren of Des Moines, 1975 Iowa Easter Seal Campaign chairman. The entire Baker family, including sisters Elaine, 17, and Sarah, 13, are looking forward to David's participation in the campaign.

A picture of David will be carried on all campaign appeal letters mailed to Iowa households. He has been aided by Easter Seals in the purchase of braces and a wheelchair and plans are being made for him to vacation this summer with other children his age at Camp Sunnyside. The "plucky little boy" has made great strides in overcoming his disabilities and leads a full life. On weekdays, he attends second grade classes at Burlington's Lincoln School where he particularly enjoys music. After school he rides his big tricycle, plays with "Buttons," the family dog, and watches "Gilligan's Island" on television.

The House rose and extended its welcome to David who expressed his thanks.

## PRESENTATION OF VISITORS

Hutchins of Guthrie presented to the House the Honorable Adrian Brinck, former member of the House during the Fiftyeighth, Sixty-first, Sixty-third and Sixty-fifth General Assemblies representing Des Moines and Lee Counties.

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

Sixty students of Lincoln Community School at Stanwood and Mechanicsville accompanied by Miss Kristi Wendt. By Hinkhouse of Cedar and Newhard of Jones.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 6 and 69, under Rule 35.

## INTRODUCTION OF BILLS

House File 144, by Nealson of Muscatine, a bill for an act to prohibit acceptance and use of out-of-state contributions subject to a penalty provided by law.

Read first time and referred to committee on state government.
House File 145, by Nealson of Muscatine, a bill for an act relating to the eligibility for parole and suspended sentence by a person who displays a firearm in a threatening manner during the commission of a felony.

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

House File 146, by committee on transportation, a bill for an act relating to provisions for suspension of the license and registration or nonresident's operating privilege.

Read first time and placed on calendar.
House File 147, by Horn, a bill for an act relating to the Iowa state flag.

Read first time and referred to committee on state government.
House File 148, by Menke, a bill for an act relating to the description of property on an assessor's tax list.

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

House File 149, by committee on state government, a bill for an act relating to qualifications of county public hospital trustees.

Read first time and placed on calendar.
House File 150, by Miller of Buchanan, Wyckoff, Jordan, Jochum, Schroeder, Bennett, Hennessey, West, Danker and Dieleman, a bill for an act to regulate the modification of the height of motor vehicles from the ground.

Read first time and referred to committee on transportation.
House File 151, by Patchett, Anderson, Hines, Avenson, Gilloon, Jochum, Rinas, Walter, Hargrave, Brandt, Cusack, Griffee, Jordan, Bina, Horn, Dunton, Connors and Svoboda, a bill for an act relating to advertising by public utilities.

Read first time and referred to committee on commerce.
House File 152, by Patchett, Avenson, Griffee, O'Halloran, Horn, Dunton and Middleswart, a bill for an act creating state park advisory committees, providing for the election of members, and specifying their duties.

Read first time and referred to committee on natural resources.
House File 153, by Patchett, a bill for an act to authorize trustees of benefited fire districts to purchase, own, rent or maintain ambulances, and to transport patients therein.

Read first time and referred to committee on human resources.
House File 154, by Patchett, Koogler, Hines, Dieleman, Jochum, Pavich, Jordan, Horn, Griffee, Dunton and Middleswart, a bill for an act to authorize members of organized ambulance services to display flashing blue lights upon vehicles operated by them.

Read first time and referred to committee on transportation.

## message from the senate

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 77, a bill for an act relating to county contracts requiring bids.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate File 44, a bill for an act relating to the registration of
motor trucks and trailers or semitrailers and making the Act retroactive.

Read first time and referred to committee on agriculture.
Senate File 77, a bill for an act relating to county contracts requiring bids.

Read first time and passed on file.

## HOUSE FILE 45 WITHDRAWN

Crabb of Crawford asked and received unanimous consent to withdraw House File 45 from further consideration by the House.

## HOUSE FILE 35 WITHDRAWN

Wyckoff of Benton asked and received unanimous consent to withdraw House File 35 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## INTRODUCTION OF BILLS

House File 155, by Small, a bill for an act relating to requirements for storm sewer grates.

Read first time and referred to committee on transportation.
House File 156, by Horn, a bill for an act relating to the disposition of certain game by the state conservation commission.

Read first time and referred to committee on natural resources.
House File 157, by Horn, a bill for an act relating to mandatory school attendance.

Read first time and referred to committee on education.
House File 158, by Stromer, a bill for an act relating to premium tax on accident and health insurance companies.

Read first time and referred to committee on ways and means.
House File 159, by Daggett, Miller of Cerro Gordo, Krause and Varley, a bill for an act relating to powers of a board of directors of an insurance company other than life.

Read first time and referred to committee on commerce.

House File 160, by Caffrey, a bill for an act relating to canvas of vote for governor.

Read first time and referred to committee on state government.
House File 161, by Schroeder, a bill for an act relating to public auction of abandoned vehicles.

Read first time and referred to committee on transportation.
House File 162, by Welden, Millen, Tofte, Junker, Bittle, McElroy, Brockett, Danker, Harvey, Lageschulte, Bennett, Kreamer, Schroeder, Daggett, Stromer, Hansen, Wulff, Branstad, Crabb, Stephens, West, Lindeen, Fullerton, Nealson of Muscatine, Halvorson, Pellett, Menke, Drake, Wyckoff, Readinger, Middleton, Evans and Den Herder, a bill for an act relating to the adjournment of the general assembly.

Read first time and referred to committee on state government.
House File 163, by Tauke, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund for additional twenty-five percent grants.

Read first time and referred to committee on appropriations.
House File 164, by Lipsky, Crawford and Dunton, a bill for an act to extend certain fringe benefits to elected state officials, including members of the general assembly.

Read first time and referred to committee on state government.
House File 165, by Lipsky, a bill for an act relating to the payment of wages and providing a penalty.

Read first time and referred to committee on labor and industrial relations.

House File 166, by Wyckoff, Harper, Brunow, Husak, Junker, McElroy, Hutchins, Crabb, Jordan and Miller of Buchanan, a bill for an act relating to holidays for state employees.

Read first time and referred to committee on state government.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

[^13]Also: That the Senate has on February 6, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 115, a bill for an act to provide for payment of the lieutenant governor's salary and expenses from funds specifically appropriated to the office of the lieutenant governor.

Also: That the Senate has on February 6, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 116, a bill for an act relating to the compensation paid to members of the board of law examiners and temporary examiners appointed by the supreme court.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate File 13, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses.

Read first time and referred to committee on state government.
Senate File 109, a bill for an act to eliminate reporting of nonessential items on abstracts of assessment.

Read first time and passed on file.

## CONSIDERATION OF BILLS <br> BUSINESS PENDING CALENDAR

The House resumed consideration of House File 91, a bill for an act relating to fees for posting business signs on informational panels and advertising permits, and amendments $\mathrm{H}-3032 \mathrm{~B}$ and $\mathrm{H}-3032 \mathrm{C}$ as follows:

H-3032B
19 2. Page 1, by inserting after line 9 the following new sentence: "The department shall not post a business sign at any location if an advertising device advertising the activity of the vendor is visible from the traveled portion of any interstate highway or freeway primary highway, except advertising devices concerning activities conducted on the property on which the device is located."
3. Page 1, by striking lines 13 through 18 and inserting in lieu thereof the following:
"[panels] business signs on eligible specific information panels [and the commercial vendor shall not be required to remove any advertising device, except any advertising device which was unlawfully erected in violation of this section or section 306C.13, as a condition precedent to the posting of such informational panels by the department]. There is created in the office of the".

H-3032C
36 4. Page 1, line 21, by striking the word 37 "informational" and inserting in lieu thereof the 38 words "[informational] specific information".
39 5. Amend the title by striking from lines 1 and 2
40 the word "informational" and inserting in lieu thereof
41 the words "specific information".
Varley of Adair moved the adoption of amendment H-3032B.
A non-record roll call was requested.
The ayes were 61, nays 29.
Amendment $\mathrm{H}-3032 \mathrm{~B}$ was adopted.
Varley of Adair moved the adoption of amendment $\mathrm{H}-3032 \mathrm{C}$.
Amendment H—3032C was adopted.
Gilloon of Dubuque moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 91)
The ayes were, 85:

| Anderson | Fitzgerald | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Fullerton | Kreamer | Poncy |
| Baker | Gentleman | Lageschulte | Readinger |
| Bennett | Gilloon | Lindeen | Rinas |
| Bina | Griffee | Lipsky | Scheelhaase |
| Bittle | Halvorson | Lonergan | Schroeder |
| Bortell | Hansen | McElroy | Small |
| Brandt | Hargrave | Menke | Spear |
| Branstad | Harper | Mennenga | Spencer |
| Brockett | Hennessey | Middleswart | Stephens |
| Brunow | Higgins | Middleton | Stromer |
| Connors | Hines | Miller, A. V. | Tauke |
| Crabb | Hinkhouse | Miller, K. D. | Tofte |
| Crawford | Horn | Miller, O. L. | Varley |
| Cusack | Howell | Newhard | Walter |
| Daggett | Hullinger | Norland | Wells |
| Danker | Husak | Oakley | West |
| Den Herder | Hutchins | O'Halloran | Wulff |
| Dieleman | Jochum | Patchett | Wyckoff |
| Drake | Jordan | Pavich | Mr. Speaker |
| Dunton | Junker | Pellett | (Jesse) |
| Dyrland | Koogler |  |  |
| The nays were 9: |  |  |  |
| Clark | Harvey | Nealson | Welden |
| Doyle | Millen | Nielsen | Woods |

Absent or not voting, 6:
Byerly Cochran
Caffrey Egenes
Monroe
Svoboda

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

## CONSIDERATION OF BILLS

## REGULAR CALENDAR <br> (House File 98 Deferred)

The House resumed consideration of House File 98, a bill for an act relating to enrollment under the school foundation program.

Patchett of Johnson offered the following amendment H-3033 filed by him:

H-3033
1 Amend House File 98 as follows:

1. Page 1, line 13, by striking the word "For" and inserting in lieu thereof the words "Effective January 1, 1975 for".
2. Page 1, by striking lines 25 through 29 and inserting in lieu thereof the following:
"Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa City PressCitizen, a newspaper published in Iowa City, Iowa, and in the Globe-Gazette; a newspaper published in Mason City, Iowa."
3. Amend the title, line 2, by inserting after the word "program" the words "and making the Act retroactive".

Avenson of Fayette in the chair at 2:00 p.m.
Dunton of Keokuk offered the following amendment $\mathrm{H}-3041$, to amendment H-3033, filed by him from the floor:

H-3041
1 Amend the Patchett amendment, H-3033, to House File 98, as follows:
3 1. Strike lines 2, 3 and 4 and insert in lieu
thereof the following:
5

9 2. Strike lines 13, 14 and 15.
Speaker pro tempore Jesse in the chair at 2:04 p.m.
Stromer of Hancock moved that House File 98 be rereferred to the committee on education.

Patchett of Johnson asked and received unanimous consent
that House File 98 be deferred and retain its place on the calendar.
(Amendments $\mathrm{H}-3033$ and $\mathrm{H}-3041$ pending.)

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR

SENATE FILE 109 SUBSTITUTED FOR HOUSE FILE 104
Norland of Worth asked and received unanimous consent to substitute Senate File 109 for House File 104.

Senate File 109, a bill for an act to eliminate reporting of nonessential items on abstracts of assessment, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3038$ filed by him from the floor :

1 Amend Senate File 109, as passed by the Senate, by inserting
after the word "revenue" in line 8 the following:
", including facts pertaining to the actual value of electric
4 municipal generating and distribution systems."
O'Halloran of Black Hawk rose on a point of order that amendment H-3038 was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3038$ not germane.

Schroeder of Pottawattamie moved that the rules governing germaneness be suspended for the consideration of amendment H-3038.

Roll call was requested by Krause of Palo Alto and Hansen of O'Brien.

On the question "Shall the rules be suspended to consider amendment H-3038?"

The ayes were, 28:

| Bennett | Higgins | Nielsen | Stromer |
| :---: | :---: | :---: | :---: |
| Brockett | Junker | Oakley | Tauke |
| Clark | Kreamer | Pavich | Tofte |
| Cusack | Lipsky | Pellett | Varley |
| Evans | McElroy | Rinas | Walter |
| Gentleman | Millen | Schroeder | Welden |
| Harvey | Newhard | Stephens | Woods |
| The nays were, 66: |  |  |  |
| Anderson | Bina | Brandt | Caffrey |
| Avenson | Bittle | Branstad | Connors |
| Baker | Bortell | Brunow | Crabb |

Crawford
Daggett
Danker
Den Herder
Dieleman
Drake
Dyrland Fitzgerald
Fullerton
Gilloon
Griffee
Halvorson
Hansen
Hargrave

Harper
Hennessey
Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan
Koogler
Krause
Lageschulte
Lindeen
Lonergan
Menke
Mennenga
Middleswart
Middleton
Miller, A.V.
Miller, K.D.
Miller, O. L.
Monroe
Nealson
Norland
O'Halloran
Patchett

Egenes

Perkins
Poncy
Readinger
Scheelhaase
Smail
Spear
Spencer
Wells
West
Wulff
Wyckoff
Mr. Speaker (Jesse)

Svoboda

Byerly Doyle
Cochran Dunton

The motion lost.
Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 109)
The ayes were, 94

Anderson
Avenson
Bennett
Bina
Bittle
Bortell
Brandt
Branstad
Brockett
Brunow
Caffrey
Clark
Connors
Crabb
Crawford
Cusack
Daggett
Danker
Den Herder
Dieleman
Doyle
Drake
Dyrland

Evans
Fitzgerald
Fullerton
Gentleman
Gilloon
Griffee
Halvorson
Hansen
Hargrave
Harper
Harvey
Hennessey
Higgins
Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan
Junker
Koogler

The nays were none.
Absent or not voting, 6:

| Byerly <br> Cochran$\quad$ Dunton |  |
| :--- | :--- | :--- | :--- |
| Egenes | Lipsky |

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

## SENATE FILE 77 SUBSTITUTED FOR HOUSE FILE 101

Middleswart of Warren asked and received unanimous consent to substitute Senate File 77 for House File 101.

Senate File 77, a bill for an act relating to county contracts requiring bids, was taken up for consideration.

Welden of Hardin offered the following amendment H-3028 filed by him:
$\mathrm{H}-3028$
1 Amend Senate File 77 as follows:
2 Page 1, by striking lines 3, 4 and 5 and insert-
ing in lieu thereof the following:
'332.7 CONTRACTS AND BIDS REQUIRED. [No building
shall be erected or repaired when the probable cost
6 thereof will exceed two thousand dollars except under
7 an express] Construction of or repair of any building
8 in an amount exceeding five thousand dollars shall
9 be only under an express".
Small of Johnson offered the following amendment H-3029 to amendment $\mathrm{H}-3028$ filed by him and moved its adoption:
H-3029
1 Amend the Welden amendment H-3028, filed February
2 5, 1975, to Senate File 77 by striking from line 9
3 the words "an express".
Amendment $\mathrm{H}-3029$ was adopted.
Welden of Hardin moved the adoption of amendment H—3028, as amended.

Amendment $\mathrm{H}-3028$, as amended, was adopted.
Small of Johnson asked and received unanimous consent that amendment H-3031, filed by him on February 5, 1975, and found on page 203 of the House Journal, be withdrawn.

Middleswart of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 77)
The ayes were, 92:

| Anderson | Branstad <br> Brunow | Danker <br> Den Herder | Fitzgerald <br> Fullerton |
| :--- | :--- | :--- | :--- |
| Baker | Caffrey | Dieleman | Gentleman |
| Bennett | Connors | Doyle | Gilloon |
| Bina | Crabb | Drake | Halvorson |
| Bittle | Crawford | Dunton | Hansen |
| Bortell | Cusack | Dyrland | Hargrave |
| Brandt | Daggett | Evans | Harper |


| Harvey | Lageschulte |
| :--- | :--- |
| Hennessey | Lindeen |
| Higgins | Lipsky |
| Hines | Lonergan |
| Hinkhouse | McElroy |
| Horn | Menke |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Husak | Middleton |
| Hutchins | Millen |
| Jochum | Miller, A.V. |
| Jordan | Miller, K.D. |
| Junker | Miller, O.L. |
| Koogler | Monroe |
| Krause | Nealson |
| Kreamer |  |

Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

Spear
Stephens
Stromer
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulfi
Wyckoff
Mr.Speaker
(Jesse)

The nays were, 2 :
Clark Spencer
Absent or not voting, 6:

| Brockett | Cochran | Griffee | Svoboda |
| :--- | :--- | :--- | :--- |
| Byerly | Egenes |  |  |

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

HOUSE FILE 101 WITHDRAWN
Middleswart of Warren asked and received unanimous consent to withdraw House File 101 from further consideration by the House.

## HOUSE FILE 104 WITHDRAWN

Norland of Worth asked and received unanimous consent to withdraw House File 104 from further consideration by the House.

SPONSOR ADDED
(House File 121)
Walter of Pottawattamie requested that he be added as a sponsor of House File 121.

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Spanker: Your committee on natural resources to whom was referred House File 48, a bill for an act relating to lifetime fishing and hunting licenses for resident senior citizens, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

```
H-3042
    1 Amend House File 48 as follows:
    1. Page 1, by inserting after line 14 the
    following: "Lifetime hunting and fishing, or lifetime
    combination hunting and fishing licenses shall be
    validated annually, on or before January 31st by the
    county recorder."
    2. Page 1, by adding the following new section:
    "Sec. ..... NEW SECTION: A certification state-
    ment 'I declare and certify I am 65 or older and
    that my annual income does not exceed \(\$ 5,000.00\).'
    shall precede the applicant's signature on the li-
cense form."
```


## MIDDLESWART of Warren, Chairman

Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Speaker: Your committee on human resources to whom was referred House File 76, a bill for an act relating to the signature of persons with physical disabilities, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3045
1 Amend House File 76, page 1, by striking from
2 line 7 the word "signatue" and inserting in lieu
3 thereof the word "signature".
HIGGINS of Scott, Chairman

## AMENDMENTS FILED

H-3044
Amend House File 58 as follows:

1. Page 14, by inserting after line 29 the following:
"..... Prevention of discrimination on the basis of race, color, creed, sex, or economic status in the occupancy of land."
2. By numbering subsections to conform to this amendment.

MONROE of Des Moines
H-3037
Amend the committee on state government amendment H-3035, to House File 69, filed February 5, 1975, as follows:

1. By striking from lines 36 and 37 , on page 1 , the following: "July 27, 1953" and inserting in lieu thereof the following: "[July 27, 1953] January 31, 1955".
2. By striking lines 39 through 41, on page 1, and inserting in lieu thereof the following: "[and ending on the date the armed forces of the United States are
directed by formal order of the government of the
United States to cease hostilities] and August 15, 1973, both dates".
3. By inserting after line 42 , on page 1 , the
following:
"For purposes of this Act, World War II shall be any time between December 7, 1941 and December 31, 1946, both dates inclusive."

WYCKOFF of Benton

H-3043
1 Amend House File 127 as follows:
2 1. Page 3, line 10, by inserting after the 3 word "cars" the words ", engines or locomotives".
4 2. Page 3, line 12, by inserting after the
5 word "car" the words ", engines or locomotives".

## DRAKE of Muscatine KRAUSE of Palo Alto

## H-3039

Amend House Joint Resolution 2, page 1, by striking everything in lines 3 through 14 inclusive and inserting in lieu thereof the following:
"Article IV of the Constitution of the State of Iowa is amended by adding the following new section, which section shall be denominated section twentythree (23) of Article IV:

Section 23. Notwithstanding the provisions of section twenty-two (22) of this Article, a Treasurer of State shall not be elected, but rather shall be appointed by and serve at the pleasure of the Governor. The Treasurer shall perform such duties as may be prescribed by law."

SPEAR of Lee
H-3040
1 Amend House Joint Resolution 3 as follows:
2 1. Page 1, line 3, by inserting after the word
3 "ill" the words "or who is mentally retarded".
4 2. Title page, line 3, by inserting after the
5 word "or" the words "who is mentally retarded or".
SPEAR of Lee
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, February 7, 1975.

# JOURNAL OF THE HOUSE 

## Twenty-sixth Calendar Day-Nineteenth Session Day

## Hall of the House of Representatives Des Moines, Iowa, Fridat, Fubrdary 7, 1975

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

Prayer was offered by the Reverend Anthony Pick, pastor of the Sacred Heart Church, Boone, Iowa.

The Journal of Thursday, February 6, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Eklund, Des Moines, Iowa.

## Leave of absence

Leave of absence was granted as follows:
Oakley of Clinton on request of Schroeder of Pottawattamie; Kreamer of Polk for February 7 and 10 on request of Welden of Hardin.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 48 and 76, under Rule 35.

## INTRODUCTION OF BILLS

House File 167, by Cusack, a bill for an act relating to the participation of persons in abortions.

Read first time and referred to committee on human resources.
House File 168, by Daggett, a bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol.

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

House File 169, by Cusack, Higgins and Bina, a bill for an act relating to the payment of the excise tax on motor fuel by cities.

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

House File 170, by Horn, a bill for an act relating to an employee of the state or its political subdivisions.

Read first time and referred to committee on state government.
House File 171, by Horn, a bill for an act relating to the purchase of schoolhouse sites.

Read first time and referred to committee on education.
House File 172, by Kreamer, a bill for an act relating to actions for breach of contract to marry.

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

House File 173, by committee on county government, a bill for an act relating to contracts let by county officers.

Read first time and placed on calendar.
House File 174, by Cusack, Oakley, Bina Jochum, Harvey, Clark, Doyle and Mennenga, a bill for an act making an appropriation to the municipal assistance fund.

Read first time and referred to committee on appropriations.
House File 175, by Avenson, a bill for an act to require completion of first aid courses by certain school employees.

Read first time and referred to committee on education.
House File 176, by committee on human resources, a bill for an act relating to payment of small claims by the department of social services.

Read first time and placed on calendar.
House File 177, by Patchett, a bill for an act relating to the membership of the state historical board.

Read first time and referred to committee on state government.

## SENATE MESSAGES CONSIDERED

Senate File 115, a bill for an act to provide for payment of the lieutenant governor's salary and expenses from funds specifically appropriated to the office of the lieutenant governor.

Read first time and referred to committee on appropriations.
Senate File 116, a bill for an act relating to the compensation paid to members of the board of law examiners and temporary examiners appointed by the supreme court.

Read first time and referred to committee on appropriations.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 11
Scheelhaase of Woodbury called up for consideration House Concurrent Resolution 11, filed on February 4, 1975, and found on page 18 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## HOUSE FILE 53 REREFERRED

Husak of Tama asked and received unanimous consent that House File 53, currently on the regular calendar, be rereferred to the committee on agriculture.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 10

Schroeder of Pottawattamie called up for consideration House Concurrent Resolution 10, filed on February 4, 1975, and found on page 187 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 114, a bill for an act to modify certain accounting procedures of the office of auditor of state, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 114)
The ayes were, 88:

| Anderson | Den Herder <br> Avenson | Hinkhouse <br> Dieleman | Middleswart <br> Henn |
| :--- | :--- | :--- | :--- |
| Bennett | Doyle | Howell | Middleton |
| Bina | Drake | Husak | Miller, A. V. |
| Bittle | Dunton | Hutchins | Miller, O. L. |
| Bortell | Dyrland | Jesse | Monroe |
| Brandt | Egenes | Jochum | Nealson |
| Brockett | Evans | Jordan | Newhard |
| Brunow | Fitzgerald | Junker | Nielsen |
| Byerly | Fullerton | Koogler | Orland |
| Caffrey | Gentleman | Krause | Patcheran |
| Clark | Griffee | Lageschulte | Pavich |
| Connors | Halvorson | Lindeen | Pellett |
| Crabb | Hansen | Lipsky | Perkins |
| Crawford | Hargrave | Lonergan | Poncy |
| Cusack | Harper | McEloy | Readinger |
| Daggett | Harvey | Menke | Rinas |
| Danker | Hennessey | Mennenga | Scheelhaase |

Schroeder
Spear Spencer Stephens

Stromer Tauke Tofte Varley

Walter
Welden Wells West

Kreamer Millen Miller, K. D.

Woods
Wulff
Wyckoff
Mr. Speaker

Oakley
Small
Svoboda

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

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

The House resumed consideration of House File 98, a bill for an act relating to enrollment under the school foundation program, and amendments $\mathrm{H}-3033$ and $\mathrm{H}-3041$.

Dunton of Keokuk asked and received unanimous consent that amendment H-3041 to amendment H-3033, filed by him on February 6, 1975, and found on page 211 of the House Journal, be withdrawn.

Patchett of Johnson asked and received unanimous consent that amendment H-3033, filed by him on February 5, 1975, and found on page 201 of the House Journal, be withdrawn.

Dunton of Keokuk offered the following amendment H-3046 filed by him from the floor and moved its adoption:

```
H-3046
    1 Amend House File 98, page 1, line 19, by inserting
    2 after the period the following: "However, pupils
    3 enrolled in prekindergarten programs in January of
    4 1975 may be counted only in the January, 1975
    5 enrollmont."
```

Roll call was requested by Dunton of Keokuk and Poncy of Wapello.

On the question "Shall amendment H-3046 be adopted?"
The ayes were, 20:

| Brunow | Dunton | Junker | Nielsen |
| :--- | :--- | :--- | :--- |
| Byerly | Harper | Krause | Perkins |
| Caffrey | Hennessey | Lipsky | Wells |
| Connors | Higgins | Miller, K. D. | Woods |
| Doyle | Horn | Newhard | Wulff |

The nays were, 75:

| Anderson | Egenes | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Lageschulte | Readinger |
| Baker | Fitgerald | Lindeen | Rinas |
| Bennett | Fullerton | Lonergan | Scheelhaase |
| Bina | Gentleman | McElroy | Schroeder |
| Bittle | Gilloon | Menke | Small |
| Bortell | Griffee | Mennenga | Spear |
| Brandt | Halvorson | Middleswart | Spencer |
| Brockett | Hansen | Middleton | Stephens |
| Clark | Hargrave | Millen | Stromer |
| Crabb | Harvey | Miller, A. V. | Tauke |
| Crawford | Hines | Miller, O. L. | Tofte |
| Cusack | Hinkhouse | Monroe | Varley |
| Daggett | Howell | Nealson | Walter |
| Danker | Husak | Norland | Welden |
| Den Herder | Hutchins | O'Halloran | West |
| Dieleman | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan | Pellett |  |
| Absent or not voting, 5: |  |  |  |
| Branstad | Kreamer | Oakley | Svoboda |
| Hullinger |  |  |  |

Amendment H—3046 lost.
Patchett of Johnson offered the following amendment H-3047 filed by him from the floor and moved its adoption:

```
H-3047
```

1 Amend House File 98 as follows:
2 1. Page 1, by striking lines 25 through 29 and inserting in lieu thereof the following:
"Sec. 2. Section one (1) of this Act shall be retroactive to January 1, 1975.

Sec. 3. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa City PressCitizen, a newspaper published in Iowa City, Iowa, and in the Globe-Gazette, a newspaper published in Mason City, Iowa."
2. Amend the title, line 2, by inserting after the word "program" the words "and making the Act retroactive".

Amendment H-3047 was adopted.
Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 98)

The ayes were, 94 :

Anderson
Avenson
Baker
Bennett
Bina
Bittle
Bortell
Brandt
Brockett
Brunow
Byerly
Caffrey
Clark
Connors
Crabb
Crawford
Cusack
Daggett
Danker
Den Herder
Dieleman
Doyle
Drake
Dyrland

Egenes
Evans
Fitzgerald
Fullerton
Gentleman
Gilloon
Griffee
Halvorson
Hansen
Hargrave
Harper
Harvey
Hennessey
Higgins
Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jesse
Jochum
Jordan

The nays were, 1:
Dunton
Absent or not voting, 5 :
Branstad
Kreamer

| Junker | Pellett |
| :--- | :--- |
| Koogler | Perkins |
| Krause | Poncy |
| Lageschulte | Readinger |
| Lindeen | Rinas |
| Lipsky | Scheelhaase |
| Lonergan | Schroeder |
| McElroy | Small |
| Menke | Spear |
| Mennenga | Spencer |
| Middleton | Stephens |
| Millen | Stromer |
| Miller, A. V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Monroe | Walter |
| Nealson | Welden |
| Newhard | Wells |
| Nielsen | West |
| Norland | Woods |
| O'Halloran | Wulff |
| Patchett | Wyckoff |
| Pavich | Mr. Speaker |

Oakley

Pellett
Perkins
Poncy
Readinger
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Tauke
Tofte
arley
Wen
Welden
West
Woods
Wulff
Wyckoff
Mr. Speaker

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

House File 105, a bill for an act relating to registration and registration fees for airmen, aeronautics instructors, and aircraft used for the application of herbicides and pesticides, was taken up for consideration.

Rinas of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 105)
The ayes were, 90:

| Anderson | Byerly | Doyle | Halvorson |
| :--- | :--- | :--- | :--- |
| Avenson | Clark | Drake | Hansen |
| Baker | Connors | Dyrland | Harper |
| Bennett | Crabb | Egenes | Hennessey |
| Bina | Crawford | Evans | Higgins |
| Bittle | Cusack | Fitzgerald | Hines |
| Bortell | Daggett | Fullerton | Hinkhouse |
| Brandt | Danker | Gentleman | Howell |
| Brockett | Den Herder | Gilloon | Hullinger |
| Brunow | Dieleman | Griffee | Hutchins |


| Jesse | Middleswart | Pavich | Stromer |
| :---: | :---: | :---: | :---: |
| Jochum | Middleton | Pellett | Tauke |
| Jordan | Millen | Perkins | Tofte |
| Junker | Miller, A. V. | Poncy | Varley |
| Koogler | Miller, K. D. | Readinger | Walter |
| Krause | Miller, O. L | Rinas | Welden |
| Lageschulte | Monroe | Scheelhaase | Wells |
| Lindeen | Nealson | Schroeder | West |
| Lipsky | Newhard | Small | Woods |
| Lonergan | Nielsen | Spear | Wulff |
| McElroy | Norland | Spencer | Wyckoff |
| Menke | O'Halloran | Stephens | Mr. Speaker |
| Mennenga | Patchett |  |  |
| The nays were, 4: |  |  |  |
| Dunton | Harvey | Horn | Husak |
| Absent or not voting, 6: |  |  |  |
| Branstad | Hargrave | Oakley | Svoboda |
| Caffrey | Kreamer |  |  |

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

House File 106, a bill for an act relating to assignment of Iowa highway safety patrol personnel by the director of transportation, was taken up for consideration.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 106)
The ayes were, 93:

| Anderson | Egenes | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Perkins |
| Baker | Fitzgerald | Koogler | Poncy |
| Bina | Fullerton | Krause | Readinger |
| Bittle | Gentleman | Lageschulte | Rinas |
| Bortell | Gilloon | Lindeen | Scheelhaase |
| Brandt | Griffee | Lonergan | Schroeder |
| Brockett | Halvorson | McElroy | Small |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Caffrey | Harper | Middleswart | Stephens |
| Clark | Harvey | Middleton | Stromer |
| Connors | Hennessey | Millen | Tauke |
| Crabb | Higgins | Miller, A. V. | Tofte |
| Crawford | Hines | Miller, K. D. | Varley |
| Cusack | Hinkhouse | Miller, O. L. | Walter |
| Daggett | Horn | Monroe | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Nielsen | West |
| Dieleman | Husak | Norland | Woods |
| Doyle | Hutchins | O'Halloran | Wulff |
| Drake | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, 2:
Bennett Lipsky
Absent or not voting, 5:
Branstad Nealson Oakley Svoboda Kreamer

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

House File 67, a bill for an act to remove a certain species from the list of noxious weeds, with report of committee recommending passage, was taken up for consideration.

McElroy of Fremont moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 67)
The ayes were, 93:

| Anderson | Egenes | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Pellett |
| Baker | Fitzgerald | Koogler | Perkins |
| Bennett | Fullerton | Krause | Poncy |
| Bina | Gentleman | Lageschulte | Readinger |
| Bittle | Gilloon | Lindeen | Rinas |
| Bortell | Griffee | Lipsky | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Brockett | Hansen | McElroy | Small |
| Brunow | Hargrave | Menke | Spear |
| Byerly | Harper | Mennenga | Spencer |
| Caffrey | Harvey | Middleswart | Stephens |
| Clark | Hennessey | Middleton | Tauke |
| Connors | Higgins | Millen | Tofte |
| Crabb | Hines | Miller, A.V. | Varley |
| Crawford | Hinkhouse | Miller, K. D. | Walter |
| Cusack | Horn | Miller, O. L. | Welden |
| Daggett | Howell | Monroe | Wells |
| Den Herder | Hullinger | Newhard | West |
| Dieleman | Husak | Nielsen | Woods |
| Doyle | Hutchins | Norland | Wulff |
| Drake | Jesse | O'Halloran | Wyckoff |
| Dunton | Jochum | Patchett | Mr. Speaker |
| Dyrland |  |  |  |
|  |  |  |  |

The nays were, none.
Absent or not voting, 7:
Branstad Kreamer
Danker Nealson
Oakley Svoboda

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

House File 127, a bill for an act to revise and repeal obsolete provisions of the railroad laws, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3036$ filed by him and moved its adoption:

H-3036
Amend House File 127 as follows:

1. Page 1, line 9 , by inserting after that line the following new section:
"Sec. ..... Section three hundred twenty-one point one (321.1) is amended by adding the following new subsection.
"Railroad Corporation means any corporation organized under the laws of this state or any other state for the purpose of operating the railroad within this state."
2. By renumbering the appropriate sections.

Amendment H - 3036 was adopted.
Drake of Muscatine offered the following amendment H-3043 filed by him and Krause of Palo Alto and moved its adoption:

H-3043
1 Amend House File 127 as follows:

1. Page 3, line 10 , by inserting after the word "cars" the words ", engines or locomotives".
2. Page 3, line 12, inserting after the
word "car" the words ", engines or locomotives".
Amendment H-3043 was adopted.
Drake of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 127)
The ayes were, 95:

| Anderson | Dieleman | Hinkhouse | Middleton |
| :---: | :---: | :---: | :---: |
| Avenson | Doyle | Horn | Millen |
| Baker | Drake | Howell | Miller, A. V. |
| Bennett | Dunton | Hullinger | Miller, K. D. |
| Bina | Dyrland | Husak | Miller, O.L. |
| Bittle | Egenes | Hutchins | Monroe |
| Bortell | Evans | Jesse | Newhard |
| Brandt | Fitzgerald | Jochum | Nielsen |
| Brockett | Fullerton | Jordan | Norland |
| Brunow | Gentleman | Junker | O'Halloran |
| Byerly | Gilloon | Koogler | Patchett |
| Caffrey | Griffee | Krause | Pavich |
| Clark | Halvorson | Lageschulte | Pellett |
| Connors | Hansen | Lindeen | Perkins |
| Crabb | Hargrave | Lipsky | Poncy |
| Crawford | Harper | Lonergan | Readinger |
| Cusack | Harvey | McElroy | Rinas |
| Daggett | Hennessey | Menke | Scheelhaase |
| Danker | Higgins | Mennenga | Schroeder |
| Den Herder | Hines | Middleswart | Small |


| Spear | Tauke | Welden | Wulff |
| :--- | :--- | :--- | :--- |
| Spencer | Tofte | Wells | Wyckoff |
| Stephens | Varley | West | Mr. Speaker |
| Stromer | Walter | Woods |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Branstad Nealson | Oakley | Svoboda |  |

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

House File 6, a bill for an act relating to political affiliations of highway safety patrol personnel, with report of committee recommending passage, was taken up for consideration.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 6)
The ayes were, 95 :

| Anderson | Dyrland | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Junker | Perkins |
| Baker | Evans | Koogler | Poncy |
| Bennett | Fitzgerald | Krause | Readinger |
| Bina | Fullerton | Lageschulte | Rinas |
| Bittle | Gentleman | Lindeen | Scheelhaase |
| Bortell | Gilloon | Lipsky | Schroeder |
| Brandt | Griffee | Lonergan | Small |
| Brockett | Halvorson | McElroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Hargrave | Mennenga | Stephens |
| Caffrey | Harper | Middleswart | Stromer |
| Clark | Harvey | Middleton | Tauke |
| Connors | Hennessey | Millen | Tofte |
| Crabb | Higgins | Miller, A. V. | Varley |
| Crawford | Hines | Miller, K. D. | Walter |
| Cusack | Hinkhouse | Miller, O. L. | Welden |
| Daggett | Horn | Monroe | Wells |
| Danker | Howell | Newhard | West |
| Den Herder | Hullinger | Nielsen | Woods |
| Dieleman | Husak | Norland | Wulft |
| Doyle | Hutchins | O'Halloran | Wyckoff |
| Drake | Jesse | Patchett | Mr. Speaker |
| Dunton | Jochum | Pavich |  |
| The nays were, | none. |  |  |
| Absent or not voting, 5: |  |  |  |
| Branstad | Nealson |  | Oakley |

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

House File 69, a bill for an act relating to eligibility requirements for admission to the Iowa soldiers home, with report of committee recommending amendment and passage, was taken up for consideration.

West of Marshall offered the following amendment H-3035 filed by the committee on state government:

H-3035
1 Amend House File 69 as follows:
2 1. Page 1, line 4, by striking the word "soldiers" and inserting in lieu thereof the word "veterans".
2. Page 1, by inserting after line 13 the following:

Sec. 2. Section two hundred nineteen point five (219.5), Code 1975, is amended to read as follows:
"219.5 SURVIVING SPOUSES OF VETERANS. If any
deceased [soldier, sailor or marine] veteran, who would
be entitled to admission to the home if the deceased
[soldier, sailor or marine] veteran were living, has
left a surviving spouse, such spouse shall be entitled to admission to the home with the same rights, privileges and benefits as though the [soldier, sailor or marine spouse] veteran were living and a member of the home, provided, however, that such spouse has been married to said veteran for at least one year immediately prior to the veteran's death, and has reached the age of fifty years or is found by the commandant to be totally and permanently disabled and the spouse does not have sufficient means or does not possess sufficient funds for support and maintenance, and provided further that the surviving spouse has been for the three years preceding the date of application, a resident of the state of Iowa, and has not married at any time since the death of the veteran spouse except to a member of the home.

Sec. 3. Section two hundred nineteen point eight (219.8), Code 1975, is amended to read as follows:
219.8 QUALIFICATIONS OF COMMANDANT. The commandant shall be a resident of the state of Iowa who [has an honorable discharge from the United States army, navy or marine corps] is an honorably discharged veteran and who has served in the military or naval forces of the United States in any war, including the Korean conflict at any time between June 27, 1950, and July 27, 1953, both dates inclusive, and including the Vietnam conflict at any time between August 5, 1964, and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates inclusive.

Sec. 4. Section two hundred nineteen point twentythree (219.23), Code 1975, is amended to read as follows:

1 twenty-nine (123.29), subsection two (2), Code 1975, is amended to read as follows:
2. To a [soldiers] veterans home, sanitarium, hospital, college, or home for the aged which will entitle the holder to purchase and import alcohol from distillers and wholesalers or from the state liquor stores for use for medicinal, laboratory, and scientific purposes only.

Sec. 6. Section two hundred eighteen point nine (218.9), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

The director of the division of child and family services of the department of social services, subject to the approval of the commissioner of such department shall appoint the superintendents of The Iowa Annie Wittenmyer Home, the juvenile home, the training school for boys, the training school for girls and the commandant of the [soldiers] veterans home."
3. Amend the title by striking all after the word "Act" and inserting in lieu thereof the words "to change the name of the Iowa soldiers home and relating to eligibility requirements for admission thereto."
Wyckoff of Benton offered the following amendment H-3037 to amendment $\mathrm{H}-3035$ filed by him and moved its adoption:

H-3037
Amend the committee on state government amendment H-3035, to House File 69, filed February 5, 1975, as follows:

1. By striking from lines 36 and 37 , on page 1 , the following: "July 27, 1953" and inserting in lieu thereof the following: "[July 27, 1953] January 31, 1955".
2. By striking lines 39 through 41, on page 1, and inserting in lieu thereof the following: "[and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities] and August 15, 197s, both dates".
3. By inserting after line 42 , on page 1 , the following:
"For purposes of this Act, World War II shall be any time between December 7, 1941 and December 31, 1946, both dates inclusive."
Amendment H-3037 was adopted.
West of Marshall moved the adoption of the committee amendment H-3035, as amended.

Amendment $\mathrm{H}-3035$, as amended, was adopted.
West of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 69)
The ayes were, 94:

| Anderson | Egenes | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Perkins |
| Baker | Fitzgerald | Krause | Poncy |
| Bennett | Fullerton | Lageschulte | Readinger |
| Bina | Gentleman | Lindeen | Rinas |
| Bittle | Gilloon | Lipsky | Scheelhaase |
| Brtell | Griffee | Lonergan | Schroeder |
| Brandt | Halvorson | McElroy | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harper | Middleswart | Stephens |
| Caffrey | Harvey | Middleton | Stromer |
| Clark | Hennessey | Millen | Tauke |
| Connors | Higgins | Miller, A. V. | Tofte |
| Crabb | Hines | Miller, K. D. | Varley |
| Crawford | Hinkhouse | Miller, O. L. | Walter |
| Cusack | Horn | Moroe | Welden |
| Daggett | Howell | Newhard | Wells |
| Danker | Hullinger | Nielsen | West |
| Den Herder | Husak | Norland | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan |  |  |
|  |  |  |  |

The nays were, none.
Absent or not voting, 6:

| Branstad | Kreamer | Oakley | Svoboda |
| :--- | :--- | :--- | :--- |
| Dunton | Nealson |  |  |

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

## MOTION TO RECONSIDER

(House File 98)
I move to reconsider the vote by which House File 98 passed the House on February 7, 1975.

HORN of Linn

## HOUSE CONCURRENT RESOLUTION 1 By Patchett and Avenson

Whereas, the lowering of the pool level of the Coralville
2 Reservoir by the United States Corps of Engineers during in-
3 clement weather to repair a damaged flood gate accidently
4 eaused the lowering of the pool level below the recommended
minimum depth; and
Whereas, the extensive lowering of the pool level may have caused substantial losses to fish populations, commercial fishing, game fishing and related businesses; and

Whereas, the restocking of the Coralville Reservoir by the state conservation commission will have a serious impact on the fish management program throughout the state; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-sixth General Assembly of the State of Iowa urges the United States Corps of Engineers to provide full funding and cooperation to the State Conservation Commission for the restocking of game fish in the Coralville Reservoir.

Be It Further Resolved, That a copy of this resolution be forwarded to the United States Corps of Engineers.
Laid over under Rule 25.

## SPONSORS ADDED

(House File 38)
The following members request they be added as sponsors of House File 38: Howell of Floyd and Readinger of Polk.

## ANNOUNCEMENT BY THE SPEAKER

The following is on file in the office of the Speaker:

The Honorable Dale M. Cochran<br>Speaker of the House<br>Local

Dear Mr. Speaker:
The House committee on Ethics for the Sixty-sixth General Assembly, as provided for under chapter sixty-eight B, Code 1975, submits the enclosed Code of Ethics and rules for lobbyists to the House of Representatives and recommends their adoption:

Respectfully yours,
MATTIE HARPER
Ethics Committee Chairman

## HOUSE CODE OF ETHICS

## Members of the House of Representatives

Recognizing that members of the General Assembly are honorable citizens who are active in the business, religious and public service affairs of their community, state, and nation, the following rules were adopted pursuant to chapter 68B, Code 1975, to assist the members in the conduct of their legislative affairs.

1. No member of the House shall accept economic or investment opportunity under circumstances where he/she knows, or should know, that there is a reasonable possibility that the opportunity is being afforded with the intent to influence his/her conduct in the performance of official duties.
2. No member of the House may charge to or accept from a person, corporation, partnership, or corporation known to have a legislative interest, a price, fee, compensation, or other consideration for the sale or lease of any property or the furnishing of services which is in excess of that which such member would ordinarily charge another.
3. No member of the house, in order to further his/her own economic interests, or those of any other person, may disclose or use confidential information acquired in the course of their official duties.
4. A member of the House may appear before a state agency in any representation case, except that the member shall not appear before a state agency if the matter is subject to legislative review. Whenever a member of the House appears before a state agency the member shall carefully avoid all conduct which might in any way lead members of the general public to conclude that $s /$ he is using his/her official position to further his/her professional success or general interest.
5. In order to permit the General Assembly to function effectively, members of the House will, of necessity, be required to vote on bills and participate in committee work which will affect their employment and other areas in which they may have a monetary interest. Action on bills and in committee work which specifically deal with a member's specific employment or specific investment, as opposed to a profession, trade, or business in general. should be avoided. In making a decision relating to a member's activity on particular bills or in committee work which are subject to this code, the following factors should be considered:
a. Whether a substantial threat to the member's independence of judgment has been created by the conflict situation.
b. The effect of the member's participation on public confidence in the integrity of the legislature.
c. Whether the member's participation is likely to have any significant effect on the disposition of the matter.
d. The need for the member's particular contribution, such as special knowledge of the subject matter, to the effective functioning of the legislature.

The member may, however, decide to participate in a manner contrary to the economic interest which creates the conflict situation, but if $s / h e$ abstains, s/he should disclose that fact to the legislative body.
6. Each legislator shall file with the office of the chief clerk of the house within ten days after the adoption of this paragraph to the Code of Ethics a statement providing the following information:

1. The general nature of the major sources of income for each legislator.
2. The general nature of all other major investments.
3. All offices and directorships held with the following exceptions:
a. religious organizations
b. fraternal organizations
c. service organizations

Disclosures required under these rules shall be as of the date filed unless provided to the contrary, and shall be amended to include interests and changes encompassed by this rule that occur while the General Assembly is in session. All filings under this rule shall be open to public inspection in the office of the chief clerk. The chief clerk shall inform the ethics committee of the statements which are filed and shall report to the ethics committee the names of any members who appear not to have filed complete statements.
7. Members of the House are urged to familiarize themselves with chapter sixty-eight $B$ (68B) and chapter seven hundred thirty-nine (739) of the Code.
8. Members of the House shall not charge any amount or item to any charge account to be paid for by any lobbyist or any organization they represent.
9. Complaints against any member of the House or any lobbyist operating in the House shall be in writing, made under oath and filed with the ethics committee of the House. If the ethics committee determines that the complaint sets out an apparent violation of the law or code of ethics or rules regulating lobbyists, it shall set the matter for hearing, notify the accused of the right to appear in person, to be represented by counsel, to present statements and evidence and to cross-examine witnesses. The committee shall hold a hearing and consider all relevant evidence and shall make its recommendations to the House.
10. Advisory opinions may be rendered as set out in section sixty-eight B point ten (68B.10), Code 1975, upon request of a member of the General Assembly.

## LOBBYISTS

1. "Lobbyist" means a person, except members of the Iowa Legislature who:
a. Is paid compensation for encouraging the defeat, passage, or modification of legislation; or
b. Whether or not compensated seeks to, in the House, or before any of its committees, encourage the defeat, passage or modification of legislation on a regular basis; or
c. Encourages the defeat, passage or modification of legislation on a regular basis as a representative of an organization which has as one of its purposes the encouragement of the defeat, passage or modification of legislation.
d. The term "lobbyist" shall not include within its definition a political party, or any of its employees, organized in the state of Iowa representing more than two percent of the total votes cast for governor in the last preceding general election. Nor shall it mean employees of federal, state or local government requested or required to appear before a House committee or representatives of the news media engaged only in the reporting and the dissemination of news.
2. All federal, state, and local employees or officials representing the official positions of their agencies are required to present to the Chief Clerk of the House a letter of authorization from their department or agency heads prior to any lobbying activity by them. Such employees or officials who wish to lobby in opposition to the official policy may do so by registering as a lobbyist and need not submit a letter of authorization.
3. Lobbyists shall not be permitted on the floor of the House one-half hour prior to the Call to Order, while it is in session, or one-half hour after adjournment.
4. Lobbyists are prohibited from providing to members of the House and members may not accept, open-end accounts paid for by the lobbyist or employer.
5. No fee or bonus shall be paid to any lobbyist with reference to any legislative action that is conditioned wholly or in part upon the results attained by the lobbyist.
6. No lobbyist, or employer of a lobbyist, shall offer economic or investment opportunity or promise of employment to any member of the House with intent to influence conduct in the performance of official duties.
7. All lobbyists shall, on or before the day their lobbying activity begins, register with the Chief Clerk of the House by filing a lobbyist registration statement listing:
a. Name, permanent business and residential address, temporary residential and business addresses during the legislative session, and telephone numbers.
b. The name and address of each individual, company, firm, corporation, union, association, or cause for which he or she lobbies.
c. The general subjects of legislation in which the lobbyist is or may be interested, the number of the bills and resolutions (if known) which will be lobbied, and whether the lobbyist intends to lobby for or against each bill (if known).
d. A detailed description of any agreement, arrangement, or understanding concerning contingent fees.
*** Only one registration statement need be filed by each lobbyist listing each client represented at the time of registration and to which would be added any additional clients. Any change in or addition to the foregoing information shall be registered with the Chief Clerk within ten days after the change or addition is known to the lobbyist.
8. For each month that the legislature is in session, each lobbyist shall file with the Chief Clerk of the House, not later than the twentieth calendar day of the month, a report concerning lobbying activities during the preceding calendar month. Not later than the twentieth calendar day of January a report shall be filed covering the interim months of the preceding year. The monthly report shall list the totals of all expenditures made or incurred by the lobbyist and their employer in the performance of lobbying service.

The report shall list the amounts expended directly upon representatives, and shall include subtotals recorded for the following categories:
a. food and refreshment,
b. entertainment (including the cost of providing a hospitality room),
c. the provision of travel for representatives.

The report shall also include a listing of the representatives or their immediate families, upon whom reported expenditures in excess of twentyfive dollars per month are made.
9. Separate monthly lobbyist activity reports shall be filed for each individual, company, firm, corporation, union, association or cause for which the lobbyist lobbies. However, when no expenses are incurred for one or more clients, the lobbyist may file a joint report for such clients. Monthly lobbyist activity reports shall be filed regardless of whether or not a lobbyist incurred expenses during the preceding calendar month.
10. Any lobbyist who fails to file a monthly lobbyist activity report as required by these rules shall be deemed to have voluntarily cancelled their registration. The Chief Clerk of the House shall notify the lobbyist of such cancellation. Such lobbyist shall be prohibited from engaging in lobbying activity for the remainder of that calendar year on behalf of any employer, client, or cause without re-registering to lobby and filing all delinquent reports. If however, within 10 days of notice of cancellation a monthly activity report is filed the registration shall be automatically reinstated.
11. No employee of the House of Representatives shall at any time engage in lobbying activities. Such activity will result in dismissal by the Chief Clerk.

## SUBCOMMITTEE ASSIGNMENTS

House File 66
Krause, Chairman
Doyle
Wulff
House File 80
Hines, Chairman
Connors
Drake
House File 83
Svoboda, Chairman
Drake
Dieleman
House File 85
Millen, Chairman
Hullinger
Scheelhaase
House File 86
Woods, Chairman
Welden
Harper
House File 88
Wyckoff, Chairman
Varley
Egenes
House File 95
Small, Chairman
McElroy
Svoboda
House File 96
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 100
Newhard, Chairman
Higgins
Hennessey
House File 103
Higgins, Chairman
Brandt
Clark
House File 108
Gentleman, Chairman
Newhard
Brandt
House File 109
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 110
Harper, Chairman
Doyle
Wulff

House File 113
Jochum, Chairman
Pavich
Brockett
House File 115
Poncy, Chairman
Griffee
Dyrland
Daggett
Menke
House File 117
Krause, Chairman
Drake
Pavich
House File 119
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 120
Patchett, Chairman
Monroe
Junker
House File 121
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 122
Poncy, Chairman
Lageschulte
Middleton
House File 124
Hennessey, Chairman
Walter
Tauke
House File 125
Nielsen of Polk, Chairman
Bittle
Dyrland
House File 126
Nielsen of Polk, Chairman
Bittle
Dyrland
House File 129
Howell, Chairman
Hinkhouse
Bennett
House File 133
Krause, Chairman
Drake
Tauke

House File 139
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 140
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 142
Pavich, Chairman
Fullerton
Woods
House File 143
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 153
Tofte, Chairman
Schroeder
Anderson
House Joint
Resolution 4
Woods, Chairman
Norland
Fullerton
House Joint
Resolution 5
Bittle, Chairman
Nielsen of Polk
Evans
House Joint
Resolution 6
Hines, Chairman
Monroe
Bittle
Senate File 40
Brockett, Chairman
Lonergan
Millen
Senate File 44
Hutchins, Chairman
Harper
Pellett
Miller of Calhoun

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## COUNTY GOVERNMENT

23. Relating to contracts let by
county officers.
Hutchins, Chairman
Jordan
Stephens

## WAYS AND MEANS

12. Relating to uniformity of time limits in the inheritance and estate tax laws.
Miller of Buchanan, Chairman Clark
Husak
Jochum
Stephens
13. Relating to the sale and exchange of cigarette stamps.

Dieleman, Chairman Clark Gentleman Hennessey Howell
14. Relating to the definitions of cigarette and package of cigarettes.
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
15. Relating to the procedures for obtaining plats for assessment and taxation purposes.
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

## AMENDMENTS FILED

H-3049
1 Amend House File 30, page 1, lines 33 and 34, by striking the words "except that" and inserting in lieu thereof the words "for any member of the general assembly who filed a state income tax return for the preceding year in which the taxable income was twenty thousand dollars or more. However'.

MONROE of Des Moines
H-3050
Amend House File 76 as follows:

1. Page 1, by inserting after line 17 the following new section:
"Sec. ..... Chapter seven hundred eighteen (718), Code 1975, is amended by adding the following new section:

NEW SECTION. UNAUTHORIZED USE OF RUBBER STAMP.
Any person who without authorization uses a rubber stamp reproduction of a handicapped person's name or facsimile of the actual signature as provided in section one (1) of this Act with the intent to defraud another person shall upon conviction be guilty to

13 the same extent as if the person had forged another
14 person's signature."
15 2. Amend the title, line 2, by inserting after
16 the word "disabilities" the words "and providing
17 penalties".
MIDDLETON of Black Hawk LONERGAN of Boone
H-3048
1 Amend House File 121 as follows:
2 1. Page 1, lines 11 and 12, by striking the word
3 "coin-operated" and inserting in lieu thereof the word
4 "self-service".
5 2. Amend the title by striking from line 1 the
6 word "coin-operated" and inserting in lieu thereof the
7 word "self-service".
HARPER of Davis
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, February 10, 1975.

# JOURNAL OF THE HOUSE 

Twenty-ninth Calendar Day-Twentieth Session Day

Hall of the House of Representatives Des Moines, Iowa, Monday, Febrdary 10, 1975

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

Prayer was offered by the Reverend Vern Elder, pastor of the United Methodist Churches of West Grove and Drakesville, Iowa.

The Journal of Friday, February 7, 1975, was approved.

## Legislative physician for the day

Dr. C. E. Douglas, Belle Plaine, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Millen of Van Buren on request of Stromer of Hancock.

## PRESENTATION OF VISITORS

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

Fifty ninth grade students from Central Junior High, Ames, accompanied by Mrs. Avis Moody, Bill Carlson and John Hilgorson. By Crawford of Story and Hines of Story.

Sixty fifth grade students from Hanawalt Elementary School, Des Moines, accompanied by Mrs. Renaud and Mrs. Winterberg. By Gentleman of Polk.

Thirty-three eighth grade students from Trinity Lutheran School, Davenport, accompanied by Mrs. Arnold Marolf. By Higgins of Scott and Bina of Scott.

## INTRODUCTION OF BILLS

House File 178, by Bittle, Byerly, Patchett, Menke, Oakley,

Varley, O'Halloran, Stromer, Brunow, Gentleman and Readinger, a bill for an act providing that persons under eighteen years of age and not attending school shall take drivers' education courses.

Read first time and referred to committee on transportation.
House File 179, by Drake, a bill for an act to provide for a uniform classified operator's license system and amending certain penalty provisions.

Read first time and referred to committee on transportation.
House File 180, by Kreamer, a bill for an act to prohibit the expansion of certain curricula at area vocational schools and area community colleges.

Read first time and referred to committee on education.
House File 181, by Krause, Bortell, Oakley, Wells, and Caffrey (Robinson and Curtis), a bill for an act relating to the organization, powers and duties of credit unions.

Read first time and referred to committee on commerce.
House File 182, by committee on ways and means, a bill for an act relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited.

Read first time and placed on ways and means calendar.
House File 183, by Hines, a bill for an act relating to tuition fee increases of institutions of higher learning by the state board of regents.

Read first time and referred to committee on education.
House File 184, by committee on cities and towns (committee on cities), a bill for an act relating to an appropriation from the general fund of the state to sewage works treatment construction fund.

Read first time and placed on calendar.
House File 185, by Husak, Crabb, Menke, Hutchins and Bennett (Shaff, Priebe, Bergman, Scott and Tieden), a bill for an act relating to the transporting of cattle, and providing penalties.

Read first time and referred to committee on agriculture.
House File 186, by Daggett (Briles), a bill for an act relating to granular surface highways and providing for an appropriation.

Read first time and referred to committee on appropriations.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. SPEAKER: I am directed to inform your honorable body that the Senate has on February 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 78, a bill for an act relating to claims for reimbursement for property taxes paid by persons sixty-five years of age and older or totally disabled.

CLARK R. RASMUSSEN, Secretary

## CONSIDERATION OF BILLS

REGULAR CALENDAR
SENATE FILE 70 SUBSTITUTED FOR HOUSE FILE 102
Hutchins of Guthrie asked and received unanimous consent to substitute Senate File 70 for House File 102.

Senate File 70, a bill for an act relating to lights of road machinery, was taken up for consideration.

Hutchins of Guthrie offered the following amendment H-3051 filed by him from the floor and moved its adoption: H-3051
1 Amend Senate File 70 as follows:
2 1. Page 1, after line 4, add the following:
3 "Sec. 2. Section three hundred twenty-one point three hundred eighty-three (321.383), subsection one
(1), Code 1975, is amended to read as follows:

1. The provisions of this chapter with respect to equipment on vehicles shall not apply to implements of husbandry, road machinery, bulk spreaders and other fertilizer and chemical equipment defined as special mobile equipment, road machinery, road rollers, or farm tractors except as herein made applicable."
2. Title page, line 1, strike the words "lights of".

Amendment H-3051 was adopted.
Lonergan of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 70)
The ayes were, 92 :

| Anderson | Brandt | Clark | Danker |
| :--- | :--- | :--- | :--- |
| Avenson | Branstad | Connors | Den Herder <br> Baker |
| Brockett | Crabb | Dieleman |  |
| Bennett | Brunow | Crawford | Doyle |
| Bina | Byerly | Cusack | Drake |
| Bortell | Caffrey | Daggett | Dunton |


| Dyrland | Howell <br> Egenes | Hullinger | Middleton <br> Eviller, A.V. |
| :--- | :--- | :--- | :--- |
| Evans | Husak | Schroeder <br> Small |  |
| Fitzgerald | Hutchins | Miller. K. D. | Spear |
| Fullerton | Jesse | Miler, O. L. | Spencer |
| Gentleman | Jochum | Monroe | Stephens |
| Griffee | Jordan | Nealson | Stromer |
| Halvorson | Junker | Newhard | Tauke |
| Hansen | Koogler | Oakley | Tofte |
| Hargrave | Krause | Patcheran | Varley |
| Harper | Lageschulte | Pavich | Walter |
| Harvey | Lindeen | Pellett | Welden |
| Hennessey | Lonergan | Perkins | Wells |
| Higgins | McElroy | Poncy | West |
| Hines | Menke | Readinger | Woods |
| Hinkhouse | Mennenga | Rinas | Wulf |
| Horn | Middleswart | Scheelhaase | Mr. Speaker |

The nays were, none.
Absent or not voting, 8:

| Bittle | Kreamer | Millen | Norland |
| :--- | :--- | :--- | :--- |
| Gilloon | Lipsky | Nielsen | Svoboda |

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

## HOUSE FILE 102 WITHDRAWN

Hutchins of Guthrie asked and received unanimous consent to withdraw House File 102 from further consideration by the House.

House File 76, a bill for an act relating to the signature of persons with physical disabilities, with report of committee recommending amendment and passage, was taken up for consideration.

Higgins of Scott offered the following amendment H-3045 filed by the committee on human resources and moved its adoption:

H-3045
1 Amend House File 76, page 1, by striking from
2 line 7 the word "signatue" and inserting in lieu
3 thereof the word "signature".
Amendment H-3045 was adopted.
Middleton of Black Hawk offered the following amendment H- 3050 filed by Middleton and Lonergan and moved its adoption:
H-3050
1 Amend House File 76 as follows:
2 1. Page 1, by inserting after line 17 the follow-
3 ing new section:

```
    "Sec. ..... Chapter seven hundred eighteen (718),
Code 1975, is amended by adding the following new
section:
            NEW SECTION. UNAUTHORIZED USE OF RUBBER STAMP.
Any person who without authorization uses a rubber
stamp reproduction of a handicapped person's name
or facsimile of the actual signature as provided in
section one (1) of this Act with the intent to defraud
another person shall upon conviction be guilty to
the same extent as if the person had forged another
person's signature."
            2. Amend the title, line 2, by inserting after
the word "disabilities" the words "and providing
penalties".
```

Amendment H—3050 was adopted.
Wells of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 76)
The ayes were, 92 :

| Anderson | Dunton | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Jordan | Pellett |
| Baker | Egenes | Junker | Perkins |
| Bennett | Evans | Koogler | Poncy |
| Bina | Fitzgerald | Krause | Readinger |
| Bortell | Fullerton | Lageschulte | Rinas |
| Brandt | Gentleman | Lindeen | Scheelhaase |
| Branstad | Griffee | Lonergan | Schroeder |
| Brockett | Halvorson | McElroy | Small |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Caffrey | Harper | Middleswart | Stephens |
| Clark | Harvey | Middleton | Stromer |
| Connors | Hennessey | Miller, A.V. | Tauke |
| Crabb | Higgins | Miller, K. D. | Tofte |
| Crawford | Hines | Miller, O.L. | Varley |
| Cusack | Hinkhouse | Monroe | Walter |
| Daggett | Horn | Nealson | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Norland | West |
| Dieleman | Husak | Oakley | Woods |
| Doyle | Hutchins | O'Halloran | Wulf |
| Drake | Jesse | Patchett | Mr. Speaker |

The nays were, 1:
Wyckoff
Absent or not voting, 7:

| Bittle | Kreamer | Millen | Svoboda |
| :--- | :--- | :--- | :--- |
| Gilloon | Lipsky | Nielsen |  |

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

House File 146, a bill for an act relating to provisions for suspension of the license and registration or nonresident's operating privilege, was taken up for consideration.

Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 146)
The ayes were, 92:

| Anderson | Dyrland <br> Egenes | Jordan <br> Junker | Pellett <br> Perkins |
| :--- | :--- | :--- | :--- |
| Baker | Evans | Koogler | Poncy |
| Bennett | Fitzgerald | Krause | Readinger |
| Bena | Fullerton | Lageschulte | Rinas |
| Bortell | Gentleman | Lindeen | Scheelhaase |
| Brandt | Griffee | Lonergan | Schroeder |
| Branstad | Halvorson | McElroy | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harper | Middleswart | Stephens |
| Caffrey | Harvey | Middleton | Stromer |
| Clark | Hennessey | Miller, A.V. | Tauke |
| Connors | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Varley |
| Crawford | Hinkhouse | Monroe | Walter |
| Daggett | Horn | Nealson | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Norland | West |
| Dieleman | Husak | Oakley | Woods |
| Doyle | Hutchins | O'Halloran | Wulff |
| Drake | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |

The nays were, none.
Absent or not voting, 8:
Bittle Gilloon
Cusack
Kreamer

Lipsky
Millen

Nielsen Svoboda

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

House File 48, a bill for an act relating to lifetime fishing and hunting licenses for resident senior citizens, with report of committee recommending amendment and passage, was taken up for consideration.

Halvorson of Clayton offered the following amendment H-3052 filed by him and Wyckoff of Benton from the floor:
H-3052
1 Amend House File 48 by striking everything after
2 the enacting clause and inserting in lieu thereof
3 the following:
4 "Section 1. Section one hundred ten point one
(110.1), lines one (1) to forty-four (44), inclusive, Code 1975, are amended to read as follows:

Except as otherwise provided in this chapter, no person shall fish, trap, hunt, pursue, catch, kill or take in any manner, or use or have possession of, or sell or transport all or any portion of any wild animal, bird, game or fish, the protection and regulation of which is desirable for the conservation of the resources of the state, without first procuring a license or certificate so to do and the payment of a fee as follows:
Fishing licenses:
All persons legal residents of the state, except as otherwise provided \$4.00
All persons legal residents of the state, whose annual income is $\$ 5,000$ or less, and sixty-five years of age or older, except as otherwise provided $\qquad$ [3.00] none
No person, resident or nonresident, required to have a fishing license, shall have in his possession, trout, unless at the time of such possession he has on his person an unexpired special trout license stamp validated by his signature written across the face of the stamp in ink or a receipt or other evidence showing that such trout was acquired lawfully. A person who has not reached his sixteenth birthday is not required to have a trout license stamp.

Special trout license stamp
The proceeds from the sale of this stamp shall be used exclusively to restock the 'trout waters' designated by the state conservation commission. Hunting licenses:

All persons legal residents of the state except as otherwise provided5.00

All persons legal residents of the state whose annual income is $\$ 5,000$ or less, and sixty-five years of age or older, except as otherwise provided $\qquad$ [3.00] none Hunting and fishing combined licenses:

All persons legal residents of the state, except as otherwise provided 8.00

All persons legal residents of the state, whose annual income is $\$ 5,000$ or less, and sixty-five years of age or older, except as otherwise provided [5.00] none
Sec. 2. Chapter one hundred ten (110), Code 1975, 2
is amended by adding the following new section:
NEW SECTION. CERTIFICATION STATEMENT. A certification statement shall precede the applicants signature on all applications for non-fee licenses provided under section one hundred ten point one (110.1), Code 1975, to legal residents sixty-five

[^14]Hansen of O'Brien rose on a point of order and invoked Rule 31 on House File 48.

The Speaker ruled the point well taken and House File 48 referred to the committee on ways and means.

Hargrave of Johnson moved that the rules be suspended for the consideration of House File 48.

Roll call was requested by Branstad of Winnebago and Varley of Adair.

On the question "Shall the rules be suspended for the consideration of House File 48 ?"

The ayes were, 67:

| Anderson | Evans | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Junker | Perkins |
| Baker | Griffee | Koogler | Poncy |
| Bina | Halvorson | Krause | Rinas |
| Brandt | Hargrave | Lageschulte | Scheelhase |
| Brockett | Harper | Lonergan | Schroeder |
| Brunow | Hennessey | Mennenga | Small |
| Byerly | Higgins | Middleswart | Spear |
| Caffrey | Hines | Middleton | Spencer |
| Clark | Hinkhouse | Miller, A.V. | Stromer |
| Connors | Horn | Miller, K. D. | Walter |
| Crawford | Howell | Miller, O.L. | Wells |
| Cusack | Hullinger | Monroe | Woods |
| Dieleman | Husak | Newhard | Wulff |
| Doyle | Hutthins | Norland | Wyckoff |
| Dunton | Jesse | O'Halloran | Mr. Speaker |
| Dyrland | Jochum | Patchett |  |

The nays were, 26 :

| Bennett | Drake | McEiroy | Stephens |
| :---: | :---: | :---: | :---: |
| Bortell | Egenes | Menke | Tauke |
| Branstad | Fullerton | Nealson | Tofte |
| Crabb | Gentleman | Oakley | Varley |
| Daggett | Hansen | Pellett | Welden |
| Danker | Harvey | Readinger | West |
| Den Herder | Lindeen |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle Gilloon | Kreamer Lipsky | Millen Nielsen | Svoboda |

The motion prevailed and the House resumed consideration of House File 48 and amendment H-3052.

Halvorson of Clayton moved the adoption of amendment H-3052.

Roll call was requested by Wyckoff of Benton and Higgins of Scott.

On the question "Shall amendment $\mathrm{H}-3052$ be adopted ?"
The ayes were, 30:

| Bennett | Dyrland <br> Bortell |
| :--- | :--- |
| Egenes |  |
| Branstad | Evans |
| Brockett | Fullerton |
| Crabb | Halvorson |
| Daggett | Hansen |
| Den Herder | Junker |
| Drake | Lageschulte |

The nays were, 64:

| Anderson | Fitzgerald <br> Gentleman | Jesse | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Jochum | Pavich |  |
| Baker | Gilloon | Jordan | Perkins |
| Bina | Griffee | Koogler | Poncy |
| Brandt | Hargrave | Krause | Readinger |
| Brunow | Harper | Lonergan | Rinas |
| Byerly | Harvey | Mennenga | Scheelhaase |
| Caffrey | Hennessey | Middleswart | Schroeder |
| Clark | Higgins | Middleton | Small |
| Connors | Hines | Miller, A.V. | Spear |
| Crawford | Hinkhouse | Miller, K. D. | Spencer |
| Cusack | Horn | Miller, O. L. | Walter |
| Danker | Howell | Monroe | Wells |
| Dieleman | Hullinger | Newhard | Woods |
| Doyle | Husak | Norland | Wulff |
| Dunton | Hutchins | O'Halloran | Mr. Speaker |
| Absent or not voting, 6: |  |  |  |
| Bittle | Lipsky | Nielsen | Svoboda |
| Kreamer | Millen |  |  |

Amendment H—3052 lost.

Welden of Hardin offered the following amendment $\mathrm{H}-3053$ filed by him from the floor and moved its adoption:
H-3053
1 Amend House File 48, page 1, by striking lines
5 through 14 and inserting in lieu thereof the following:
"Special fishing licenses for legal residents of the state over 65 years of age ...................................... 1.00.

Each such resident shall be eligible for such special license by making the following certification preceding the applicant's signature on the license form: 'I declare and certify I am 65 years old or older and that my annual income does not exceed $\$ 5,000.00^{\prime}$."

A non-record roll call was requested.
The ayes were 29, nays 61.
Amendment H-3053 lost.
Middleswart of Warren offered amendment H-3042 filed by the committee on natural resources and requested division as follows:
H-3042
1 Amend House File 48 as follows:
H-3042A
2 1. Page 1, by inserting after line 14 the
3 following: "Lifetime hunting and fishing, or lifetime
4 combination hunting and fishing licenses shall be
5 validated annually, on or before January 31st by the
6 county recorder."
H--3042B
7 2. Page 1, by adding the following new section:
"Sec. ..... NEW SECTION: A certification statement 'I declare and certify I am 65 or older and that my annual income does not exceed $\$ 5,000.00$.' shall precede the applicant's signature on the license form."
Higgins of Scott rose on a point of order that amendment $\mathrm{H}-3042 \mathrm{~A}$ was not in order.

The Speaker ruled the point not well taken, and amendment $\mathrm{H}-3042 \mathrm{~A}$ in order.

Wyckoff of Benton moved the adoption of the committee amendment H -3042A.

Amendment H—3042A lost.
Halvorson of Clayton moved the adoption of amendment H—3042B.

Higgins of Scott rose on a point of order that the subject matter contained in amendment $\mathrm{H}-3042 \mathrm{~B}$ was previously considered.

The Speaker ruled the point well taken and amendment H-3042B out of order.

Hines of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 67 and 68 were invoked.
Under the provisions of Rule 69, Crabb of Crawford, Brockett of Marshall, and Fullerton of Woodbury refrained from voting.

On the question "Shall the bill pass" (H.F. 48)
The ayes were, 75:

| Anderson | Dyrland | Jochum | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Jordan | Perkins |
| Baker | Gentleman | Koogler | Poncy |
| Bina | Gilloon | Krause | Rinas |
| Bortell | Griffee | Lageschulte | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Brunow | Hargrave | Mennenga | Small |
| Byerly | Harper | Middleswart | Spear |
| Caffrey | Harvey | Middleton | Spencer |
| Clark | Henessey | Miller, A.V. | Stromer |
| Connors | Higgins | Miller, K. D. | Tauke |
| Crawford | Hines | Miller, O. L. | Varley |
| Cusack | Hinkhouse | Monroe | Walter |
| Daggett | Horn | Newhard | Wells |
| Den Herder | Howell | Norland | West |
| Dieleman | Hullinger | Oakley | Woods |
| Doyle | Husak | O'Halloran | Wulff |
| Drake | Hutchins | Patchett | Mr. Speaker |
| Dunton | Jesse | Pavich |  |

The nays were, 15:

| Bennett | Evans | Menke | Tofte <br> Branstad |
| :--- | :--- | :--- | :--- |
| Hansen | Nealson | Weden |  |
| Danker | Lindeen | Readinger | Wyckoff |
| Egenes | McElroy | Stephens |  |
| Absent or not voting, 10: |  |  |  |
| Bittle Fullerton | Lipsky | Nielsen |  |
| Brockett | Junker | Millen | Svoboda |
| Crabb | Kreamer |  |  |

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

## EXPLANATIONS OF VOTE

(House Files 6, 67, 69, 98, 105, 106, 114 and 127)
I was necessarily absent from the House chamber when the vote was
taken on House Files 6, 67, 69, 98, 105, 106, 114 and 127. Had I been present, I would have voted "aye."

OAKLEY of Clinton
(House Files 48 and 76)
I was necessarily absent from the House chamber when the vote was taken on House Files 48 and 76. Had I been present, I would have voted "aye" on House File 48 and "nay" on House File 76.

BITTLE of Polk

## COMMUNICATION FROM THE IOWA BEER AND LIQUOR CONTROL DEPARTMENT

There is on file in the office of the Chief Clerk, in accordance with Chapter 123.55, Code 1975, the annual report of the Iowa Beer and Liquor Department covering its activities for the fiscal year ended June 30, 1974.

## COMMUNICATION FROM THE IOWA EMPLOYMENT SECURITY COMMISSION

There is on file in the office of the Speaker the thirty-eighth annual report from the Iowa Employment Security Commission covering the fiscal year 1974.

## HOUSE CONCURRENT RESOLUTION 13

By Middleton and Hargrave
(Hill of Polk and Gluba)

Whereas, February 9th through the 14th is National Black History Week; and

Whereas, the United States and the State of Iowa has been enriched by the combined and unified endeavors of all their people and their varied contributions; and

Whereas, the health and vigor of this nation and the representative form of government have been enhanced by the members of the black race; and

Whereas, the desire to recognize and bring forth the achievements, contributions, enhancements, and development of the black race was highly spirited in the decade past; Now Therefore, Be It Resolved by the House of Representatives, the Senate Concurring, That the State of Iowa and the appropriate authorities of all private, parochial and public schools observe February 9th through the 14th as National Black History Week and encourage in their selection of educational materials, the continued attention and consideration to the degree to which educational materials fairly include recognition of the accomplishments and contributions of black people throughout history and that the endeavors and goals set in the decades past be the challenge of the seventies and the future.

Laid over under Rule 25.

## REPORT OF COMMITTEE

Fitzgerald of Webster, from the committee on rules, submitted the following report:
Mr. Speaker: Your committee on rules to whom was referred Senate Concurrent Resolution 6, a resolution relating to the joint rules of the Senate and House for the Sixty-sixth General Assembly, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the resolution do pass:
H-3057
1 Amend Senate Concurrent Resolution 6 as found on page 177 in the February 4, 1975 House Journal as follows:

1. Page 6, by striking lines 10,11 and 12
and inserting in lieu thereof the following: "appoint
five members to a conference committee. The papers shall".
2. Page 7, by striking lines 19, 20, 21 and 22
and inserting in lieu thereof the following: "majority
leaders of the senate shall appoint five members all
of whom shall not have previously served on a conference committee on the bill under consideration."
3. Page 8, line 10, by inserting after the word "All" the word "joint".
4. Page 8 , line 11, by striking the word "approval" and inserting in lieu thereof the words "[approval] signature".
5. Page 10, by striking lines $22,23,24$ and 25
and inserting in lieu thereof the words "to the bill.".
FITZGERALD of Webster, Chairman

## AMENDMENTS FILED


nated in paragraph 2 of this rule shall file a report with the Chief Clerk's Office detailing the following information:
a. The names and a brief description of all companies or businesses in which the representatives of the news media hold stock or other positions of ownership.
b. The names and a brief description of all companies, boards, and foundations whether organized for profit or not for profit in which the representative of the news media holds the position of director or officer.

The following designated representatives of the news media shall report. Designated representatives of the news media shall include those persons who hold themselves out as representing the public trust in reporting the proceedings of the general assembly. Included among those representatives shall be each publisher, managing or executive editor, or editorial staff writer of every newspaper, each managing or executive news editor or director, each editorial and or news staff member, or each person owning twentyfive percent or more interest in a television or a radio station, and each employee of the news media; who reports or has taken an editorial position in promoting and opposing the introduction, passage, defeat, or modification of any legislation before the general assembly, legislative committees, or members of the general assembly."
(Reported out without recommendation.)
ETHICS COMMITTEE
HARPER of Davis, Chairman
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, February 11, 1975.

# JOURNAL OF THE HOUSE 

Thirtieth Calendar Day-Twenty-First Session Day

Hall of the House of Representatives
Des Moines, Lowa, Tumsday, February 11, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Bruce Pilcher, pastor of the Congregational Church, Cresco, Iowa.

The Journal of Monday, February 10, 1975, was approved.

## Legislative physician for the day

Dr. Charles Sokol, State Center, Iowa.

## PRESENTATION OF VISITORS

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

Fifty ninth grade students from Central Junior High, Ames, Iowa, accompanied by Mrs. Avis Moody, Helen McCord and Bill Carlson. By Crawford of Story and Hines of Story.

Sixty junior and senior students from Central Dallas High School, Minburn, Iowa, accompanied by William Rucker and Charles Garwood. By Varley of Adair.

Seventy-five fifth grade students from Jackson Elementary School, Des Moines, Iowa, accompanied by Mrs. Risewick, Mrs. Couch and Mrs. Hubbard. By Woods of Polk.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate Concurrent Resolution 6, under Rule 35.

## INTRODUCTION OF BILLS

House File 187, by Lipsky, Fitzgerald, Newhard and Den Herder, a bill for an act relating to use of state funds to assist
counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of patients thereof.

Read first time and referred to committee on appropriations.
House File 188, by Brockett, a bill for an act authorizing the director of the department of general services with approval of the state executive council to proceed with the acquisition of additional land for the extension of the state capitol grounds.

Read first time and referred to committee on state government.
House File 189, by Schroeder, Griffee and Monroe (Gluba), a bill for an act to allow a fishing, hunting or trapping license to lapse at the end of the season.

Read first time and referred to committee on natural resources.
House File 190, by Doyle, a bill for an act relating to waiver of jury trial in criminal cases.

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

House File 191, by Daggett, a bill for an act relating to the issuance of high school equivalency diplomas.

Read first time and referred to committee on education.
House File 192, by Crawford, a bill for an act relating to qualifications of civil service employees.

Read first time and referred to committee on state government.
House File 193, by Cusack, a bill for an act prohibiting smoking in certain public areas, and providing a penalty.

Read first time and referred to committee on state government.
House File 194, by Avenson, a bill for an act to exempt school superintendents from the continuing contracts law.

Read first time and referred to committee on education.

## SENATE MESSAGE CONSIDERED

Senate File 78, a bill for an act relating to claims for the reimbursement for property taxes paid by persons sixty-five years of age and older or totally disabled.

Read first time and referred to committee on county government.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 5

Danker of Pottawattamie offered the following House Memorial Resolution 5 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 5


#### Abstract

Whereas, The Honorable Jay C. Colburn of Shelby County, who was a member of the Forty-ninth, Fiftieth, Fiftieth Extra, Fifty-first and Fiftysixth General Assemblies as a Representative from Shelby County and a member of the Fifty-second, Fifty-second Extra, Fifty-third, Fifty-fourth and Fifty-fifth General Assemblies as a Senator from Shelby County, passed away on October 24, 1974, Now Therefore,

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


The motion prevailed and the Speaker appointed as such committee Danker of Pottawattamie, Bortell of Madison and Crabb of Crawford.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 13

Middleton of Black Hawk asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 13, filed on February 10, 1975, and found on page 249 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.
On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Griffee of Chickasaw.

Rules 67 and 68 were invoked.
Roll call revealed ninety-one members present, nine absent.

## SENATE CONCURRENT RESOLUTION 6 ADOPTED

Fitzgerald of Webster called up for consideration Senate Concurrent Resolution 6, received from the Senate on February 4, 1975, and found on pages 177 through 183 of the House Journal.

Fitzgerald of Webster offered amendment $\mathrm{H}-3057$ filed by the committee on rules and requested division of the amendment as follows:
H- 3057
1 Amend Senate Concurrent Resolution 6 as found
2 on page 177 in the February 4, 1975 House Journal
as follows:
$\mathrm{H}-3057 \mathrm{~A}$
4 1. Page 6, by striking lines 10, 11 and 12
5 and inserting in lieu thereof the following: "appoint
6 five members to a conference committee. The papers shall".
7 2. Page 7, by striking lines 19, 20, 21 and 22
8 and inserting in lieu thereof the following: "majority
9 leaders of the senate shall appoint five members all
10 of whom shall not have previously served on a con-
11 ference committee on the bill under consideration."
H-3057B
12 3. Page 8, line 10, by inserting after the word
13 "All" the word "joint".
14 4. Page 8, line 11, by striking the word "approval"
15 and inserting in lieu thereof the words "[approval]
16 signature".
H-3057C
17 5. Page 10, by striking lines 22, 23, 24 and 25
18 and inserting in lieu thereof the words "to the bill.".
Fitzgerald of Webster moved the adoption of amendment H—3057A.

Roll call was requested by Oakley of Clinton and Branstad of Winnebago.

On the question "Shall amendment H-3057A be adopted?"
The ayes were, 55 :

| Anderson | Hargrave | Koogler | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Harper | Krause | Pavich |
| Baker | Hennessey | Lonergan | Perkins |
| Brandt | Higgins | Mennenga | Poncy |
| Brunow | Hines | Middleswart | Rinas |
| Byerly | Hinkhouse | Middleton | Scheelhaase |
| Caffrey | Horn | Miller, A.V. | Small |
| Connors | Howell | Miller, K. D. | Spear |
| Dieleman | Hullinger | Miller, O. L. | Spencer |
| Dunton | Husak | Monroe | Walter |
| Dyrland | Hutchins | Newhard | Wells |
| Fitzgerald | Jesse | Nielsen | Wyckoff |
| Gilloon | Jochum | Norland | Mr. Speaker |
| Griffee | Jordan | O'Halloran |  |
| The nays were, | 89: |  |  |
| Bennett | Clark |  |  |
| Bittle | Crabb | Den Herder | Gentleman |
| Bortell | Crawford | Drake | Egenes |
| Branstad | Daggett | Evans | Harverson |
| Brockett | Danker | Fullerton | Junker |
|  |  |  | Kreamer |


| Lageschulte | Millen | Schroeder | Varley |
| :--- | :--- | :--- | :--- |
| Lindeen | Nealson | Stephens | Welden |
| Lipsky | Oakley | Stromer | West |
| McEEroy | Pellett | Tauke | Wulff |
| Menke | Readinger | Tofte |  |
| Absent |  | nor | noting, 6: |
| Bina | Doyle |  |  |
| Cusack | Hansen | Svoboda | Woods |

Amendment $\mathrm{H}-3057 \mathrm{~A}$ was adopted.
Fitzgerald of Webster asked and received unanimous consent that amendment H-3057B be withdrawn.

Oakley of Clinton offered the following amendment H-3062 filed by Millen, Varley, Kreamer, Stromer, Crabb and Oakley from the floor, and moved its adoption:

H-3062
1 Amend Senate Concurrent Resolution 6 as found
2 on page 177 in the February 4, 1975 House Journal
3 as follows:
4 1. Page 10, by striking all of Rule 17.
5 2. By renumbering the subsequent rules.
Roll call was requested by Oakley of Clinton and Harvey of Scott.

On the question "Shall amendment H-3062 be adopted?"
The ayes were, 35:

| Bennett | Egenes <br> Bittle |
| :--- | :--- |
| Bortell | Fullerton |
| Gentleman |  |

The nays were, 60:

| Anderson | Fitzgerald | Jesse | Norland |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Jochum | O'Halloran |
| Baker | Griffee | Jordan | Patchett |
| Brandt | Halvorson | Koogler | Pavich |
| Branstad | Hargrave | Krause | Perkins |
| Brunow | Harper | Lonergan | Poncy |
| Byerly | Hennessey | Mennenga | Rinas |
| Caffrey | Higgins | Middleswart | Scheelhaase |
| Connors | Hines | Middleton | Smal |
| Den Herder | Hinkhouse | Miller, A.V. | Spear |
| Dieleman | Horn | Miller, K. D. | Spencer |
| Doyle | Howell | Miller, O. L. | Walter |
| Dunton | Hullinger | Monroe | Wells |
| Dyrland | Husak | Newhard | Wyckoff |
| Evans | Hutchins | Nielsen | Mr. Speaker |

Absent or not voting, 5:
Bina Cusack Svoboda Woods
Brockett
Amendment H-3062 lost.
Fitzgerald of Webster moved the adoption of amendment H-3057C.

Amendment $\mathrm{H}-3057 \mathrm{C}$ was adopted.
Byerly of Polk offered the following amendment H--3075 filed by him from the floor:

H-3075
1
Amend Senate Concurrent Resolution 6, as passed
by the Senate, page 2, by inserting after line 21
the following new unnumbered paragraph:
"NEW UNNUMBERED PARAGRAPH. An individually-
sponsored bill shall not be printed for general
distribution until the bill has been reported
favorably by the standing committee to which it
was referred. If the standing committee to which
the bill was referred recommends that the bill be
amended, the standing committee shall introduce a
bill incorporating the amendments into the
individually-sponsored bill. The amendments of the
standing committee shall be distinguishable. Fol-
lowing introduction of a committee bill or an
individually-sponsored bill reported favorably
without amendment, the chief clerk of the house
or the secretary of the senate shall order that
an appropriate number of copies of the bill be
printed."

Byerly of Polk asked and received unanimous consent that amendment $\mathrm{H}-3075$ be withdrawn.

Oakley of Clinton offered the following amendment H-3066 filed by Fitzgerald and Oakley from the floor and moved its adoption:
H-3066
Amend Senate Concurrent Resolution 6, as found on page 177 in the February 4, 1975 House Journal as follows:
4 Page 8, by striking all of Rule 14.
Amendment H-3066 was adopted.
Welden of Hardin offered the following amendment H-3020 filed by him:
$\mathrm{H}-3020$
1 Amend the Joint Rules of the Senate and House
2 by adding the following rule:

## RULE 17

## ADJOURNMENT PROCEDURE

During the first sixty legislative days of the first regular session and the first thirty legislative days of the second regular session of the general assembly a concurrent resolution may be passed setting an adjournment date not less than twenty legislative days following passage of the concurrent resolution by both houses of the general assembly.

If a concurrent resolution setting a different date is not passed prior to the sixtieth legislative day of the first regular session, or the thirtieth legislative day of the second regular session, the first session of the general assembly shall proceed to adjourn the eightieth legislative day and the second regular session shall proceed to adjourn sine die on the fiftieth legislative day of the session.

The sixteenth legislative day preceding the date set for adjournment is the final day committees may report bills to the house in which they originated, except appropriation bills.

The eleventh legislative day preceding the date set for adjournment is the final day either house may pass bills originating in that house, except appropriation bills.

The fifth legislative day preceding the date set for adjournment is the final day committees may report bills originating in the other house, except appropriation bills.

Appropriation bills may be reported by a committee on appropriations through the fifth legislative day preceding the date set for adjournment, and may be passed by either house through the second legislative day preceding the date set for adjournment.

The day set for adjournment and the day preceding it shall be devoted solely to conference committee meetings and reports, consideration of amendments of the other house, and final consideration of appropriation bills which have passed both houses in some form.

The time of adjournment may be changed and billa be brought up for consideration after the expiration of the above deadlines only by concurrent resolution passed by a majority of the membership of both houses.

A "legislative day" as used in this rule means any day both houses of the general assembly are in session during any part of the day.
By unanimous consent the following corrective amendment $\mathrm{H}-3081$ to amendment H-3020 filed by Welden of Hardin from the floor was adopted:

H-3081
1 Amend the Welden amendment H-3020, filed Feb-
2 ruary 3, 1975, to the Joint Rules of the House and

3 Senate, by striking from line 3 the following "RULE 4 17".

Welden of Hardin moved the adoption of amendment H—3020, as amended.

Roll call was requested by Welden of Hardin and Branstad of Winnebago.

On the question "Shall amendment H-3020, as amended, be adopted?"

The ayes were, 39:

| Bennett | Egenes <br> Bittle | Lindeen <br> Evans | Readinger <br> Bortell |
| :--- | :--- | :--- | :--- |
| Surky |  |  |  |

The nays were, 55:

| Anderson | Gilloon | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Koogler | Perkins |
| Baker | Hargrave | Krause | Poncy |
| Brandt | Harper | Lonergan | Rinas |
| Brunow | Hennessey | Mennenga | Scheelhaase |
| Caffrey | Higgins | Middleswart | Small |
| Clark | Hines | Miller, A.V. | Spear |
| Connors | Hinkhouse | Miller, O. L. | Spencer |
| Crawford | Horn | Monroe | Tauke |
| Dieleman | Hullinger | Newhard | Walter |
| Dunton | Husak | Nielsen | Wells |
| Dyrland | Hutchins | Norland | Wyckoff |
| Fitzgerald | Jesse | O'Halloran | Mr. Speaker |
| Gentleman | Jochum | Patchett |  |
| Absent or not voting, 6: |  |  |  |
| Bina Cusack <br> Brockett Doyle | Svoboda | Woods |  |

Amendment H-3020, as amended, lost.
Junker of Woodbury offered the following amendment $\mathrm{H}-\mathbf{3 0 7 9}$ filed by him and Rinas of Linn from the floor:

H-3079
1 Amend Senate Concurrent Resolution 6, as found
2 on page 177 of the February 4, 1975 House Journal by
3 adding the following new rule:
4 "No business of the House or Senate may be
5 conducted after 10:00 p.m."
Junker of Woodbury asked and received unanimous consent that amendment H-3079 be withdrawn.

Fitzgerald of Webster moved the adoption of Senate Concurrent Resolution 6, as amended.

The motion prevailed and the resolution as amended was adopted.

## CONSIDERATION OF AMENDMENTS TO THE TEMPORARY RULES OF THE HOUSE

Fitzgerald of Webster called up for consideration the temporary rules of the House.

Egenes of Story offered the following amendment H-3065 filed by her from the floor and moved its adoption:
Amend the report of the committee on rules and
administration by adding the following:
Rule five (5), subsection three (3) is amended
to read as follows:
3. Bills and proposed bills to be introduced.

Rule eight (8) is amended to read as follows:
RULE 8
AMENDMENT AND SUSPENSION OF RULES
APPOINTMENT OF STEERING COMMITTEE
A motion to change or rescind a standing rule or order of the House requires one day's notice. A motion to suspend a rule, to table or take from the table, a matter requires an affirmative vote of at least a constitutional majority. Postponing or changing the order of business requires an affirmative vote of at least a constitutional majority except that the steering committee which may be appointed by the Speaker of the House on or after the final date for filing bills or proposed bills as provided in Rule 28 shall have charge of all bills that are on the calendar and shall daily arrange the bills for consideration of the House.

Rule seventeen (17), unnumbered paragraph one (1), is amended to read as follows:

RULE 17
DUTIES OF OFFICERS AND EMPLOYEES
CHIEF CLERK-The Chief Clerk of the House shall have charge of the Clerk's desk and shall see that no one is permitted therein except himself and those assisting him and those invited by the Speaker. He shall be responsible for the custody and safekeeping of all bills, proposed bills, resolutions and other matters laid before or introduced into the House, except while the same are in possession of the committee to whom the same shall have been referred, and when delivering the same to said committee he shall take a proper receipt therefor. He shall see
that the journal of each day's proceedings is correctly and fully kept and fully made up before the next day's session, and be responsible for its safekeeping.
He shall have control of rooms two, three, four, five and eight, which are assigned to said Chief Clerk for the use of himself and his assistants. He shall endorse on every bill, proposed bill, joint resolution or concurrent resolution, the date of its introduction and by what member, or of its receipt from the Senate, and, except for proposed bills, also what action relating thereto is taken by the House. He shall serve as parliamentarian for the House. All of the assisting clerks on his staff shall be under his

## Page 2

1 direction, and he shall assign to them their several
2 duties in connection with the work of the office of 3 the Chief Clerk.

Rule twenty-six (26) is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Proposed bills may be introduced by one or more members of the House in the same manner as bills. The number of copies required shall be the same as the number of bills required. The proposed bill shall contain a title and the proposal expressed in informal language setting forth the purpose of the proposal, the statutes affected if known, the estimated time of preparation of a bill to carry out the proposal, and research which may be required to develop the bill proposed. The chief clerk of the House shall print sufficient quantities of the proposed bill to provide individual members and committees with a copy of the proposal as well as interested citizens of this state. The proposed bill shall be prepared by the legislative service bureau and shall be numbered and referred to a standing committee in the same manner as a bill. If a committee approves a proposed bill and introduces a bill based on the proposed bill, the bill shall retain the same number as the proposed bill. Proposed bills shall be treated in the same manner as bills except as provided by rules of the House.

Rule twenty-eight (28) is amended to read as follows:

## RULE 28 <br> TIME OF INTRODUCTION OF BILLS

The final day for the introduction of bills shall be the [sixty-first] fortieth calendar day and for proposed bills the sixty-first calendar day of the first regular session of a General Assembly unless a written request for drafting [the] a bill or proposed bill has been filed with the Legislative Service Bureau before that time. After adjournment of the first regular session, [bills] a bill or proposed bill may be prefiled at any time before the convening of the

## 3

> second regular session. No bill shall be filed after the fifteenth calendar day or proposed bill after the thirtieth calendar day of the second regular session of a General Assembly unless a written request for drafting the bill or proposed bill has been filed with the Legislative Service Bureau before that time. However, standing committees may introduce bills at any time when not in conflict with Rule 36.

> Rule twenty-nine (29) is amended to read as follows: RULE 29

INTRODUCTION AND READING OF BILLS
All bills, proposed bills, and joint resolutions to be introduced in the House may be typed into proper form by the Legislative Service Bureau and shall be filed with the Chief Clerk not later than 4:30 p.m. on the preceding legislative day. When the time for introducing bills and proposed bills is reached in the regular order of business, the Chief Clerk will proceed in the same manner as if the bills and proposed bills were introduced from the floor. This rule does not deny a member the right to introduce a bill or proposed bill from the floor if the bill or proposed bill has previously been typed in proper form by the Legislative Service Bureau.

Every bill shall receive two readings but no bill shall receive its first and last readings on the same day. A proposed bill shall receive one reading.

A "reading of a bill" as required by these rules shall consist of a reading of the title and enacting clause unless otherwise demanded by a member. $A$ reading of a proposed bill shall consist of a reading of the title of the proposed bill.

Rule thirty (30) is amended to read as follows:
RULE 30
FIRST READING, COMMITMENT AND AMENDMENT
Upon a first reading of the bill, or reading of
a proposed bill, the Speaker shall state that it is ready for commitment or amendment; and the speaker shall commit it to the standing or select committee, or, except for a proposed bill, to a committee of the whole House. If to a committee of the whole House, the House shall determine on what day.

All amendments offered to bills on file or on the calendar shall be accompanied by three carbon or correct copies and shall be filed with the Chief Clerk.

Such amendments shall give the number of the bill sought to amend and the Chief Clerk shall designate each such amendment thus: Amendment to House File. $\qquad$ or Senate File. $\qquad$ ...., by $\qquad$
A new bill [proposed] introduced by a standing committee of the House shall go directly to the calendar unless it covers subject matter more properly

## Page 4

1 considered by the membership of the House without a copy of said amendment to rule, resolution, bill or amendment to a bill being on the desks of the entire membership of the House prior to consideration.

Rule thirty-one (31) is amended to read as follows:
RULE 31
COMMITMENT OF APPROPRIATION
AND REVENUE BILLS
All bills or proposed bills to appropriate money shall be referred to the appropriations committee, and all bills or proposed bills pertaining to the levy, assessment or collection of taxes shall be referred to the committee on ways and means.

Rule thirty-nine (39) is amended to read as follows:
RULE 39
PRINTING OF BILLS AND JOINT RESOLUTIONS
Bills, proposed bills, and joint resolutions shall be printed in form as provided by law and by rule. Each house may direct the printing of an additional number of its own bills or proposed bills. A substitute for a bill or proposed bill offered by a member or by a committee, where it is entirely or substantially a complete substitute for the particular bill, unless otherwise ordered, shall be printed as a substitute for the original bill or proposed bill (and the caption shall so indicate, giving the substitute the same number as the original bill or proposed bill, but reciting "substitute for" such bill or proposed bill), and such substitute or proposed bill shall by the file clerk be included in the bill or proposed bill file next to the original bill or proposed bill and such substitute bill or proposed bill shall not be printed in the journals.

Legalizing bills of a local or private nature shall be printed in bill form and placed in the files of the members, the same as other bills, in the order of their introduction. The cost of such printing shall be deposited with the Treasurer of State, in advance at a rate to be fixed, and the newspaper publication of the same shall be without cost to the state and the same shall not be published until the cost of same shall be paid to the Secretary of State. No legalizing act may be introduced until all of the provisions of law shall have been complied with.

Rule forty-eight (48) is amended by adding the following new paragraph:

## Page 5

1 recommendation.

NEW PARAGRAPH. If a subcommittee approves a proposed bill for consideration by the full committee membership, it shall submit a complete bill draft to the full committee with a report of its

Rule fifty-one (51) is amended to read as follows:
RULE 51
TIME LIMIT ON COMMITTEE POSSESSION OF BILLS
After a bill has been in committee eighteen (18)
legislative days following notation in the Journal of referral to said committee, the bill may be withdrawn from the committee and placed on the calendar by an affirmative vote of not less than fiftyone (51) members of the House. This rule shall not apply to the committee on appropriations and the committee on ways and means or to proposed bills.

Roll call was requested by Egenes of Story and Crawford of Story.

Rules 67 and 68 were invoked.
On the question "Shall amendment H-3065 be adopted?"
The ayes were, 37:

| Bennett | Evans | Lindeen | Small |
| :--- | :--- | :--- | :--- |
| Bortell | Fullerton | Lipsky <br> Branstad | Gentleman |
| McElroy | Stephens |  |  |
| Clark | Halvorson | Menke | Stromer |
| Crabb | Hansen | Millen | Tauke |
| Crawford | Harvey | Nealson | Tofte |
| Danker | Junker | Oarley |  |
| Den Herder | Kreamer | Readinger | Welden |
| Drake | Lageschulte | Schroeder | West |
| Wulff |  |  |  |

Egenes
The nays were, 54:

| Anderson | Griffee | Jordan | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Hargrave | Koogler | Patchett |
| Baker | Harper | Krause | Pavich |
| Brandt | Hennessey | Lonergan | Perkins |
| Brunow | Higgins | Mennenga | Poncy |
| Byerly | Hines | Middleton | Rinas |
| Caffrey | Hinkhouse | Miller, A. V. | Scheelhaase |
| Connors | Horn | Miller, K. D. | Spear |
| Dieleman | Howell | Miller, O. L. | Spencer |
| Doyle | Hullinger | Monroe | Walter |
| Dunton | Husak | Newhard | Wells |
| Dyrland | Hutchins | Nielsen | Wyckoff |
| Fitzgerald | Jesse | Norland | Mr. Speaker |

Absent or not voting, 9:

| Bina | Cusack | Middleswart | Svoboda <br> Bittle |
| :--- | :--- | :--- | :--- |
| Doods |  |  |  |

Amendment H-3065 lost.

Fitzgerald of Webster offered amendment H-3058 filed from the floor by the committee on rules and requested division of the amendment as follows:

## H—3058

1 Amend the Temporary Rules of the House as follows:
H-3058A

1. Rule 5 is amended by striking subsection two (2), and renumbering the remaining subsections.
2. Rule 15 is amended to read as follows:

RULE 15
PUTTING THE QUESTION
Questions shall be distinctly put in this form,
to wit: "As many as are of the opinion that (as the question may be) say 'aye' "; and after the affirmative voice is expressed, "As many as are of a contrary opinion say 'no'." If the Speaker doubts, or a [division is called for, the House shall be divided] member of the House requests, a nonrecord roll call vote may be taken. [Those in the affirmative of the question shall first rise from their seats, and afterwards those in the negative. A nonrecord roll call is permitted.]

## 3058B

3. Rule 17 is amended by adding the following new unnumbered paragraph after unnumbered paragraph one (1) :
"Legal Counsel-the legal counsel shall be an employee of the House under the guidance of the Chief Clerk. The legal counsel shall:
4. Be the chief legal adviser of the House.
5. Supervise the office of the legal counsel and approve the form of all bills, resolutions, and amendments prior to introduction.
6. Provide assistance to standing committees of the House." $-3058 \mathrm{C}$
7. Rule 20, unnumbered paragraph three (3), is amended to read as follows:
[During] Except as otherwise provided in this rule for registered lobbyists, during a legislative day while the House is in session, and one-half hour before the House convenes and one-half hour after the House recesses or adjourns, no person shall be admitted to the floor of the House except: -3058A
38 5. Rule 20 is amended by striking subsection five
39 (5), and inserting in lieu thereof the following:
40 " 5 . Legislative interns assigned by the joint
41 legislative intern committee or approved by the Chief
42 Clerk."
H-3058C
43 6. Rule 20, by inserting after unnumbered para-

## Page 2

1 after the House adjourns or until 4:30 p.m., whichever is later, except to gain access to a committee room,
graph four (4), the following new unnumbered paragraph:
'NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this rule regarding admission to the floor of the House, a registered lobbyist shall not be admitted to the floor of the House from one-half
hour before the House convenes until one-half hour
or when the House is not in session upon the invitation of a member of the House for the purpose of visiting only with that member of the House."
H-3058D
7. Rule 26 is amended to read as follows:

RULE 26
FORMS OF BILLS AND JOINT RESOLUTIONS
Every house bill shall be introduced by one or
more members or by any standing or specially authorized committee of the House. All bills and joint resolutions introduced shall be of typewritten copy with title, enacting clause, and body of bill as directed by the Chief Clerk of the House. One copy of each bill shall be presented in a bill cover and be accompanied by three correct copies thereof, and by three copies of the title alone on separate sheets of paper. No bill shall be introduced nor shall the Chief Clerk accept the same unless an adequate explanation thereof is included at the end of each bill[; this provision shall not apply to appropriation bills for any agency or department of the state government]. 3058 H
8. Rule 29 , unnumbered paragraph one (1), is amended to read as follows:

All bills and joint resolutions to be introduced in the House [may] shall be typed into proper form by the Legislative Service Bureau and shall be filed with the Chief Clerk not later than $4: 30$ p.m. on the preceding legislative day. When the time for introducing bills is reached in the regular order of business, the Chief Clerk will proceed in the same manner as if the bills were introduced from the floor. This rule does not deny a member the right to introduce a bill from the floor if the bill has previously been typed in proper form by the Legislative Service Bureau. 3058A
9. Rule 36 is amended by striking the rule and inserting in lieu thereof the following:

RULE 36
CONSIDERATION OF BILLS
Privately sponsored bills originating in the House shall not be reported out of committee after April 4,1975 , unless the bill is an appropriation bill or ways and means bill. Committee bills originating

44 in the House shall not be reported out of committee
45 after April 18, 1975, unless the bill is an
46 appropriation bill or a ways and means bill. Senate
47 bills shall not be reported out of committee after
48 April 25, 1975, unless the bill is an appropriation
49 bill or a ways and means bill.
H—3058E
50 10. Rule 52 is amended by adding the following

## Page 3

1 new unnumbered paragraph:
"NEW UNNUMBERED PARAGRAPH. At least five days
notice shall be given before a public hearing is held.
However, this requirement shall not apply after the steering committee is appointed."

11. Rule 66 is amended by striking the rule and inserting in lieu thereof the following: RULE 66
RECONSIDERATION
When a motion has been made and carried or lost, or when a bill has passed or failed to pass the House, it shall be in order for any member voting with the prevailing side, on the same or succeeding day, to move for a reconsideration thereof, except that the member who handled the measure on the floor shall have the first right to reconsider, and such motion shall take precedence of all other questions except the consideration of a conference report, a motion to fix the day to which the House shall adjourn, to adjourn, or to take a recess, and shall not be withdrawn after the said succeeding day without the consent of the House; and thereafter any member may call it up for consideration, provided that such motion, if made during the last six days of the session, shall be disposed of when made. A motion to reconsider any vote by which a bill has passed or failed to pass the House shall require a constitutional majority to be sustained.

A motion to reconsider the vote by which a motion to lay on the table was adopted shall be considered in all respects as a motion to take from the table and requires an affirmative vote of at least a constitutional majority of the members. -3058G
12. Amend Rule 73 by striking the rule and inserting in lieu thereof the following:

RULE 73
METHOD OF CALLING THE ROLL
Upon calls of the House, or in taking the ayes and nays on any question, the electrical roll call system shall be used. In the event the electrical roll call system is not in operating order when it is necessary to take a vote, the presiding officer shall order that the aye and nay votes be taken by
calling the roll in alphabetical order, except that
the name of the Speaker of the House shall be called
last.
During the casting of the vote with the voting
machine, the individual votes and the vote totals
shall be shown on the display boards.

Fitzgerald moved the adoption of amendment $\mathrm{H}-3058 \mathrm{~A}$.
Amendment H -3058A was adopted.
Schroeder of Pottawattamie moved the adoption of amendment $\mathrm{H}-3058 \mathrm{H}$.

Amendment H-3058H lost.
Fitzgerald of Webster moved to reconsider the vote by which amendment $\mathrm{H}-3058 \mathrm{H}$ failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 55 , nays 34 .
The motion prevailed and the House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{H}$.

Fitzgerald of Webster moved the adoption of amendment H-3058H.

A non-record roll call was requested.
The ayes were 55 , nays 32 .
Amendment $\mathrm{H}-3058 \mathrm{H}$ was adopted.
Junker of Woodbury offered the following amendment H-3083 filed by Junker, Rinas, Krause and Mennenga from the floor and moved its adoption:

Amend Rule 2, of the Temporary Rules of the House
by striking all of that rule and inserting in lieu thereof the following:
"TIME OF CONVENING AND ADJOURNING
The House shall convene each legislative day at 9:00 a.m. unless otherwise ordered by the House, and shall adjourn as ordered by the House no later than 10:00 p.m.

The Speaker may call for roll to be taken to determine those present and absent. This roll call shall be taken on the voting machine."

A non-record roll call was requested.
The ayes were 62 , nays 28 .
Amendment $\mathrm{H}-3083$ was adopted.

Fitzgerald of Webster moved the previous question on all amendments and motions to the temporary rules of the House.

A non-record roll call was requested.
The ayes were 57 , nays 31 .
The motion prevailed.
Oakley of Clinton offered amendment H- 3061 filed by Millen, Varley, Kreamer, Stromer, Crabb, and Oakley from the floor and division was requested as follows:

H-3061
1 Amend the temporary rules of the House as
2 adopted January 14, 1975 as follows:
H-3061A
3 1. Rule 6, lines 1 and 2, by striking the
4 following: "Robert's Revised Rules of Order and".
H-3061B
5 2. Rule 8, line 7, by inserting a period after
6 the word "majority" and striking all of lines 8
7 through 13 and inserting in lieu thereof the follow-
8 ing: "A steering committee shall be appointed by the
9 Speaker of the House within twenty (20) legislative
10 days of the convening of the House, which shall have
11 charge of all bills that are on the regular calendar
12 and shall at least weekly arrange the bills for
13 consideration of the House."
$\mathrm{H}-3061 \mathrm{C}$
14 3. Rule 48 , line 3 , by inserting after the word
15 "and" the following: "the committee chairman shall
16 immediately assign the bill to a subcommittee. The
17 chairman shall give one day's notice before any bill
18 receives final action of the committee unless waived
19 by a two-thirds vote. Notation in the minutes of
20 the committee's deliberations shall be sufficient
21 notice. The chairman or clerk of the committee
22 shall cause to be typed the minutes of the delibera-
23 tions of the committee which shall be posted within
24 one day of the meeting in the House cloak room and
25 be made available upon request in the office of the
26 Public Information Officer."
27 4. Rule 48, line 3, by striking the word "it"
28 and inserting in lieu thereof the word "It".
H-3061D
29 5. Rule 73, by adding the following: "Before
30 the voting machine is closed, the presiding officer
31 shall inquire of the House, 'Have you all voted?'."
Oakley of Clinton moved the adoption of amendment H-3061A.
A non-record roll call was requested.
The ayes were 37, nays 51 .

Amendment H-3061A lost.
Oakley of Clinton moved the adoption of amendment H-3061B.
Roll call was requested by Stromer of Hancock and Harvey of Scott.

On the question "Shall amendment $\mathrm{H}-3061 \mathrm{~B}$ be adopted?"
The ayes were, 31:

| Bennett | Drake | Kreamer | Readinger <br> Bortell |
| :--- | :--- | :--- | :--- |
| Branstad | Egenes | Lageschulte | Stephens |

The nays were, 56:

| Anderson | Hargrave |
| :--- | :--- |
| Avenson | Harper |
| Baker | Hennessey |
| Brandt | Higgins |
| Brunow | Hines |
| Byerly | Hinkhouse |
| Caffrey | Horn |
| Connors | Howell |
| Dieleman | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Fitzgerald | Jesse |
| Gilloon | Jochum |
| Griffee | Jordan |

Absent or not voting, 13:

| Bina | Daggett <br> Bittle <br> Brockett |
| :--- | :--- |
| Doyle |  |

Brockett
Cusack
Junker

| Koogler | Pavich |
| :--- | :--- |
| Krause | Perkins |
| Lonergan | Poncy |
| Mennenga | Rinas |
| Middleton | Scheelhaase |
| Miller, A. V. | Schroeder |
| Miller, K.D. | Small |
| Miller, O. L. | Spear |
| Monroe | Spencer |
| Newhard | Walter |
| Nielsen | Welden |
| Norland | Wells |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |

Middleswart Nealson
Pellett

Svoboda
West
Woods

Amendment H—3061B lost.
(Amendments to the temporary rules of the House pending at adjournment.)

## EXPLANATION OF VOTE

(House Files 48 and 76)
I was necessarily absent from the House chamber when the vote was taken on House Files 48 and 76. Had I been present, I would have voted "aye."

SVOBODA of Iowa

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following reports:

Mr. Speaker: Your committee on natural resources to whom was referred House File 59, a bill for an act exempting certain military personnel from obtaining a hunting or fishing license, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3086
1 Amend House File 59 as follows:
2 1. Page 1, line 11, by inserting after the 3 word "person" the following: "who is on active 4 duty with the Armed Forces of the United States, 5 on authorized leave".
6 2. Page 1, lines 12,13 , and 14 by striking
7 the following: "who is a member of the military
8 or naval forces of the United States on active
9 duty excluding members of the Iowa national guard"
10 and inserting in lieu thereof the following: "[who
11 is a member of the military or naval forces of the 12 United States on active duty]".

## MIDDLESWART of Warren, Chairman

Also:
Mr. Speaker: Your committee on natural resources to whom was referred House File 54, a bill for an act changing the manner of election of soil conservation district commissioners, and relating to the statutory provisions for establishment of soil conservation districts and for filling certain nonpartisan offices at the general election, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House File 54 as follows:

1. Page 2, line 16, by striking the words "second secular day of January" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday".
2. Page 2 , line 35 , by inserting a period at the end of the line.
3. Page 3, by striking lines 1 through 11, inclusive, and that portion of line 12 before the word "Every".
4. Page 4, line 11, by striking the words "second secular day of January, 1977" and inserting in lieu thereof the words "first day of January, 1977 that is not a Sunday or holiday".
5. Page 4, line 17, by striking the words "second secular day of January, 1983" and inserting in lieu thereof the words "first day of January, 1983 that is not a Sunday or holiday".
6. Page 4, line 23, by striking the words "second secular day of January, 1979" and inserting in lieu thereof the words "first day of January, 1979 that
is not a Sunday or holiday".
7. Page 4, line 28 , by striking the words "second secular day of January, 1981" and inserting in lieu thereof the words "first day of January, 1981 that is not a Sunday or holiday".
8. Page 4, line 35, by striking the words "second secular day of January of" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday in".

MIDDLESWART of Warren, Chairman

Also:
Mr. Speaker: Your committee on agriculture to whom was referred Senate File 44, a bill for an act relating to the registration of farm trailers, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3082
Amend Senate File 44, as amended and passed by the Senate, by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), subsection five (5), Code 1975, is amended to read as follows:
5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and the trailer or semitrailer ; except that motor trucks registered for six tons or less [pulling trailers, as defined in section 321.1, subsection 9 , registered as provided in this section shall not be subject to registration for the gross weight of such trailer], not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner or livestock owned by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixtysix (321.466) of the Code.

Sec. 2. Any person who has paid registration fees for a motor truck and trailer or semitrailer for the combined gross weight of the motor truck and trailer or semitrailer for the calendar year 1975 in an amount in excess of the registration fees computed on a motor truck and trailer or semitrailer pursuant to section one (1) of this Act may file an application for refund of the full amount of the excess fee with the county treasurer of the county in which the motor truck and

## Page 2

1 a newspaper published in Swea City, Iowa, and in The
2 Forest City Summit, a newspaper published in Forest
3 City, Iowa."

HUSAK of Tama, Chairman

## AMENDMENTS FILED

H-3089
Amend House File 71 as follows:

1. Page 1, by inserting after line 19 the
following:
"A person who receives retirement or disability benefits for former service as a member of the armed forces of the United States, and whose net income, as defined in section four hundred twenty-two point seven (422.7) of the Code, is sufficient to require that tax be imposed upon it under section four hundred twenty-two point five (422.5) of the Code, may determine final taxable income for purposes of imposition of the tax under section four hundred twenty-two point five (422.5) of the Code, by excluding the amount of retirement or disability benefits received for former service as a member of the armed forces of the United States, which has not already been excluded in determining net income, as defined in section four hundred twenty-two point seven (422.7) of the Code."
2. Amend the title, line 2, by inserting before the period the words ", and retirement or disability benefits for former service as a member of the armed forces of the United States".

WYCKOFF of Benton WELLS of Linn HARPER of Davis HUSAK of Tama BAKER of Buena Vista HINES of Story

H-3087
1 Amend House File 149, page 1, by striking everything 2 after the period in line 16 and all of lines $17,18,19$, 3 and 20.

MONROE of Des Moines HINES of Story NORLAND of Worth KRAUSE of Palo Alto NIELSEN of Polk SCHROEDER of Pottawattamie

H-3091
1 Amend House File 149 by striking lines 17
2 through 20 and inserting in lieu thereof the follow-
3 ing:
4 "hospital and licensed practitioners under Title
5 VIII of the Code who have contractual relationships
6 with the hospital are not eligible to hold office
7 as trustees. Not more than one practitioner
8 licensed under Title VIII of the Code who is eligible
9 under this section may serve at any one time."
DRAKE of Muscatine VARLEY of Adair AVENSON of Frayette HARPER of Davis
H-3088
1 Amend House File 176 by inserting in line 7
2 after the period the following new sentence:
3 "However, the reimbursement shall not exceed seventy-
five dollars for each item."
VARLEY of Adair
MONROE of Des Moines
H-3090
1 Amend the House Code of Ethics amendment H-3056 to the House Code of Ethics report, appearing in the February 7, 1975 House Journal as follows:

1. Line 26 , by inserting after the word "newspaper" the words "or news wire service".

JUNKER of Woodbury
H-3059
1 Amend Rule 68 of the Temporary Rules of the
2 House, page 102, by inserting at the end of that
3 rule the following: "The display of the vote shall
4 not be visible to the members of the House until
5 after the vote has been announced by the Speaker."

## MENKE of O'Brien

H-3060
1 Amend Rule 68 of the Temporary Rules of the
2 House, page 102, by inserting at the end of that
3 rule the following: "The final vote tabulation
4 shall not be visible to the members of the House

5 until after the vote has been announced by the
6 Speaker."
STROMER of Hancock
H-3063
1 Amend the Report of the Committee on Rules
2 amending the Temporary Rules of the
3 House, page 1, line 27, by striking the words "prior
4 to introduction".

MILLEN of Van Buren VARLEY of Adair KREAMER of Polk STROMER of Hancock CRABB of Crawford OAKLEY of Clinton

H—3064
1 Amend Rule 74 of the Temporary Rules of the
2 House as follows:

## SCHROEDER of Pottawattamie

H-3067

1
"A majority of the members shall constitute a quorum, and upon demand of any two members the ayes and nays shall be ordered; the members demanding the ayes and nays [shall arise for that purpose, and their] names shall be entered in the journal."

Amend Rule 67 of the Temporary Rules of the House, page 102, by striking the period at the end of that rule and inserting in lieu thereof the following: ", except as follows:

1. A vote on any bill may be recorded any time within ten minutes after the vote has been announced, providing the vote does not change the outcome of the vote on that bill.
2. Members meeting in a conference committee at the time a vote is taken on a bill may have their vote recorded any time prior to 4:30 p.m. or adjournment, whichever is later, of that same legislative day, providing the vote does not change the outcome of the vote on that bill."

FITZGERALD of Webster JESSE of Polk

## H-3068

2 H-3058 as follows:
H-3069
Amend the Report of the Committee on Rules
$\mathrm{H}-3058$ as follows:
1. Page 3, line 40 , by inserting after the
period the following: "When the electrical roll
call system is used the display of the vote shall not
be visible to the members of the House until after
the vote has been announced by the Speaker."
2. Page 3, by striking all of lines 47,48 and
49.

MENKE of O'Brien

## H- 8070

Amend the Amendment $\mathrm{H}-3058$, filed by the committee on rules to the Temporary Rules of the House as follows:

Page 2, by inserting on line 5 the following new sentence: "For the purpose of this rule, the members of the press, radio and television media will be considered registered lobbyists."

NIELSEN of Polk
H-3071
Amend the Report of the Committee on Rules, $\mathrm{H}-3058$, amending the Temporary Rules of the House as follows:

1. Page 2, line 4, after the word "member" insert the words "or members".
2. Page 2, line 5, after the word "member" insert the words "or members".

SCHROEDER of Pottawattamle H-3072

Amend the Committee on Rules Report H-3058
amending the Temporary Rules of the House as follows:
Page 3, line 16, by striking the words ", and such motion" and inserting the words "if the motion is filed on the day that the legislative action is taken and printed in the journal of that day's action, but if the motion is not filed on the day of legislative action by the floor manager then the first person filing the motion to reconsider shall have the first right to reconsider which".

SCHROEDER of Pottawattamie TAUKE of Dubuque OAKLEY of Clinton STROMER of Hancock GENTLEMAN of Polk HARVEY of Scott BRANSTAD of Winnebago

## H-3073

1 Amend the Report of the Committee on Rules,
2 filed February 11, 1975, amending the Temp-
orary Rules of the House, by adding the following amendment:

Rule 30, unnumbered paragraph five (5), is amended by striking the paragraph and inserting in lieu thereof the following:
"An amendment to the Rules of the House or to any resolution or bill shall not be considered by the membership of the House until the amendment has been printed in the journal. However, an amendment to an amendment or an amendment which is corrective in nature may be considered by the House without having been printed in the journal upon the approval of the Speaker.

Amendments to amendments and corrective amendments shall not be considered by the membership of the House unless a copy of the amendment to the amendment or corrective amendment has been distributed to the membership of the House prior to consideration.

This rule shall not apply whenever the rules are suspended to consider a bill not otherwise eligible for consideration."

BYERLY of Polk NIELSEN of Polk

H
1

## 3074

Amend the House Rules of Procedure by adding the following new rule after Rule 25:
"NEW RULE. A unanimous consent calendar is established for house and concurrent resolutions not containing an appropriation.

Any house or concurrent resolution not containing an appropriation, which has been laid over under Rule 25 may, at the written request of three members to the speaker, be placed on the unanimous consent calendar.

The speaker may accept or reject such a request.
If the speaker chooses to place such a resolution on the unanimous consent calendar, it shall remain on the calendar for the next five legislative days unless it is removed at the written request of a member of the house to the speaker. If the resolution is not removed from the calendar by a member after five legislative days, the chief clerk shall call up the resolution and, without debate, the speaker shall pronounce that it has passed by unanimous consent.

If the resolution is removed from the unanimous consent calendar, the speaker may again lay the resolution over under Rule 25, place it on a different calendar or refer the resolution to any of the standing committees of the house".

Amend the Fitzgerald, Jesse amendment H-3067 to the Temporary Rules of the House as follows:

1. Line 8 by inserting after the period the following: "The Speaker shall announce the names of persons so recorded after the ten minute period."

## SCHROEDER of Pottawattamie

## H-3077

1 Amend Rule 74 of the Temporary Rules of the 2 House as follows:
3 "A majority of the members shall constitute
4 a quorum, and upon demand of any two members the ayes
5 and nays shall be ordered; the names of the members
6 demanding the ayes and nays [shall arise for that
7 purpose, and their names] shall be entered in the
8 journal."
SCHROEDER of Pottawattamie
H—3078
1 Amend the Committee on Rules Report amending the
2 Temporary Rules of the House and filed February 11,
31975 as follows:
4 Page 3, line 16, by inserting after the word
5 "reconsider" the following: "if the motion to reconsider is placed before any other legislative action is conducted following passage or defeat of said measure, if the motion is not placed before any other legislative action is conducted then the first person filing the reconsideration motion shall take precedence".

STROMER of Hancock

## H-3080

Amend the Poncy amendment H-3018 to the temporary rules of the House by inserting after line 4 the following:
"Smoking shall not be permitted in the Chamber of the House while the House is in session."

PATCHETT of Johnson

## H-3084

Amend the Temporary Rules of the House by 2 adding the following new rule after Rule 25:
"NEW RULE. The Speaker may, upon the request of three members, place on a unanimous consent calendar any House Resolution or Concurrent Resolution which does not contain an appropriation and which has been laid over under Rule 25.

If such resolution is placed on the unanimous consent calendar it may be removed only upon a written request submitted to the Speaker by a member of the House.
12 If not removed after five legislative days, the

13 Chief Clerk shall call up the resolution and
14 without debate the Speaker shall pronounce that it
15 has passed by unanimous consent.
16 If the resolution is removed from the
17 unanimous consent calendar, the Speaker may again
18 lay the resolution over under Rule 25, place it on
19 a different calendar, or refer the resolution to any
20 of the standing committees of the House."
KRAUSE of Palo Alto
SPENCER of Clay
HUTCHINS of Guthrie
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, February 12, 1975.

# JOURNAL OF THE HOUSE 

Thirty-first Calendar Day-Twenty-second Session Day

hall of the House of Representatives
Des Moines, Iowa, Wmonesday, February 12, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend C. Kent Wever, pastor of the Northern Allamakee Parish, a cooperative fellowship of Grace United Methodist Church, New Albin; Mount Hope United Presbyterian Church, Union City Township; and Saint John's United Church of Christ, Union City Township.

The Journal of Tuesday, February 11, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. L. Bendixen, Denison, Iowa.

## PRESENTATION OF VISITORS

Bittle of Polk presented to the House the Honorable Don D. Alt, former member of the House during the Sixty-third and Sixty-fourth General Assemblies representing Polk County.

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

Fifty students from Central Junior High, Ames, Iowa, accompanied by Mrs. Avis Moody, Bill Carlson and Lyle Liedman. By Crawford of Story and Hines of Story.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 54 and 59 and Senate File 44, under Rule 35.

## INTRODUCTION OF BILLS

House File 195, by Hutchins and Husak, a bill for an act relating to statewide fire protection.

Read first time and referred to committee on county government.

House File 196, by Doyle, a bill for an act relating to the speed restriction for motor vehicles towing disabled vehicles.

Read first time and referred to committee on transportation.
House File 197, by Avenson, a bill for an act to exempt nonmotorized vessels from state conservation commission registration.

Read first time and referred to committee on natural resources.
House File 198, by Caffrey (Kinley), a bill for an act to permit pari-mutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.

Read first time and referred to committee on state government.

## message from the senate

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 10, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 99, a bill for an act relating to temporary closing of highways. CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 99

H-3094
1 Amend House File 99, page 1, line 10, by
2 inserting after the word "signs" the words "and
3 'detour' signs".
On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Crabb of Crawford for the afternoon session on request of Husak of Tama.

## COMMITTEE TO NOTIFY THE SENATE

The hour for the joint convention having arrived, Connors of Polk moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed the following committee: Connors of Polk, Dieleman of Marion and Clark of Lee.

## REPORT OF COMMITTEE TO NOTIFY THE SENATE

Connors of Polk, chairman of the committee to notify the Senate that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.
The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

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

## JOINT CONVENTION

## LINCOLN'S BIRTHDAY OBSERVANCE

In accordance with House Concurrent Resolution 9 duly adopted, the joint convention was called to order, President Neu presiding.

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

Senator Orr of Poweshiek moved that a committee of six consisting of three members from the Senate and three members from the House, be appointed to escort Representative William B. Griffee to the rostrum to deliver an address in observance of Lincoln's birthday.

The motion prevailed and the President appointed as such committee Senators Orr of Poweshiek, Merritt of Mitchell and Taylor of Hardin, on the part of the Senate, and Representatives Spencer of Clay, Scheelhaase of Woodbury and Poncy of Wapello, on the part of the House.

The committee waited upon Representative Griffee and escorted him to the Speaker's station.

President Neu introduced Representative William B. Griffee of Chickasaw County who addressed the joint convention as follows:

Mr. President, Mr. Speaker, Distinguished Members of the General Assembly, Ladies and Gentlemen:
It is of the nature of the human family that we draw from certain rituals and traditions the very spirit of meaning which gives our lives substance.

So it is with a nation that it may pause in the midst of the hurry and rush of its life to return for a moment to an event or a man which has come to symbolize something they wish to remember.

Today, February 12, is such a day, when through some mystery of destiny the child of Nancy Hanks and Tom Lincoln, grew from the wilderness boy to the country lawyer with his bag of jokes to the courthouse politician to become the dark horse candidate, the small town lawyer the powerbrokers thought they could control and finally the sad leader of a nation torn by civil war, the statesman, the martyred president.

Today he is remembered and in remembering something deep is kindled in us as to our own destiny and growth as one people, and one nation.

We might wonder for a moment, why it is that such a man as Abraham Lincoln became the symbol for remembrance. An explanation that may be offered is that fact that he was a martyred president and stood in the midst of a troubled time in the life of this nation.

As Alistair Cooke writes in his America, "The overwhelming aspect of his reputation is that he was assassinated and so he was canonized, because a halo descends on all the martyred presidents and on Lincoln most of all."

Having said this, there is still something there, not quite explained, for there have been other martyred presidents, and other leaders in war time who have not penetrated so deeply into the soul of America.

Perhaps that something we have not quite grasped has to do with power and its use by an individual in a democracy at war internally, when brother fought against brother and the young paid the price more dearly than others.

I think it was the special character that evolved out of this interaction which draws us to Lincoln.

Great power is often callously sought and ruthlessly used, and those who deal in it tend to become hardened to suffering and egotistically selfrighteous as they take on the mantle of a semi-god in steering the ship of state.

For Abraham Lincoln the exercise of power became an agony of soul which brought personal suffering to which few men are exposed. He was shaken by the Presidency, Richard Hofstadter writes of Lincoln "Back in Springfield, politics had been sort of an exhilarating game, but in the White House politics was power, and power was responsibility."

In the end he stood alone, with agonizing decisions which, as he came to know were the sentence of life and death to men he would never know, but felt as a brother and father to. This deciding of life and death for others was immensely sobering to Lincoln for he had enjoyed politics as a pastime back in the Illinois State Legislature. Now he was confronted with grave responsibility which became a working out of the destiny of a nation and its people through the awful travail of war.

The presidency which he had so arduously sought became ashes in his mouth. He was a sensitive man caught in a whirlwind of death, with
diverse counsel urging this way and that, who finally had to rely upon something deep within himself.

When Aeschylus the ancient Greek poet wrote, "In our sleep, pain that cannot forget, falls drop by drop upon the heart and in our own despair, against our will, comes wisdom through the awful grace of God." He was speaking of a man born centuries later, who felt that pain in the marrow of his bones.

The measure of the man's greatness is in Lincoln's response to that wisdom which he came to know drop by drop through four long bloody years of war.

He was moved by the wounded and dying boys as no man in a high position can afford to be moved. Lincoln came to know that for a man of sensitivity and compassion to exercise power in a time of crisis is a grim and agonizing ordeal. Hofstadter says of Lincoln, "As the months passed a deathly weariness settled over him." Once when Noah Brooks suggested that he rest he replied: "I suppose it is good for the body, but the tired part of me is inside and out of reach."

Lincoln was a humbled man, the great prose of the presidential years came from a soul that had been humbled. Lincoln's utter lack of personal malice during these years, his humane detachment, his tragic sense of life, have no parallel in political history.

So it was, that when that small ball of lead, the trajectory of the bullet and the path of a man's life crossed, then as Carl Sandburg wrote, "The pale horse had come. To a deep river, to a far country, to a by and by whence no man returns, had gone the child of Nancy Hanks and Tom Lincoln, the wilderness boy who found far lights and tall rainbows to live by, whose name even before he died had become a legend interwoven with men's struggle for freedom the world over."

He belongs to the ages now, but ever so often as we pause to hear again the familiar words, the meaning is reborn:
. . . Government of the people, by the people, for the people shall not perish from the earth.
. . . I pray that our heavenly Father may assuage the anguish of your bereavement and leave you only the cherished memory of the loved and lost, and the solemn pride that must be yours to have laid so costly a sacrifice upon the altar of freedom.
With malice toward none, with charity for all, with firmness in the right, as God gives us to see the right, let us strive on to finish the work we are in; to bind up the nation's wounds; to care for him who shall have borne the battle, and for his widow and his orphan, to do all which may achieve and cherish a just and lasting peace among ourselves and with all nations.
In these turbulent times it is good to have something upon which we can look and still draw hope. To believe that there is still more to be admired in men than to despise.

This Union has been blessed with some men who at perilous times in her history have come forth and taken the helm to steer, and guide us as a people.

And if in the process we come to cherish the memory of that man who held the Union together, at times making the legend more than life-size, well perhaps we could do worse than to choose such a man as embodying
the best in a free people. For in the final analysis each of us is better for it. Abraham Lincoln was such a man.

Fitzgerald of Webster moved that the joint convention be now dissolved.

The motion prevailed.
The House reconvened, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
House File 182, a bill for an act relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited, was taken up for consideration.

Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 182)
The ayes were, 82 :

| Anderson | Fitzgerald |
| :--- | :--- |
| Baker | Fullerton |
| Bennett | Gentleman |
| Bina | Gilloon |
| Bittle | Halvorson |
| Bortell | Hansen |
| Branstad | Harper |
| Brockett | Harvey |
| Brunow | Hennessey |
| Byerly | Higgins |
| Clark | Hines |
| Connors | Horn |
| Crawford | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Dieleman | Hutchins |
| Doyle | Jochum |
| Drake | Jordan |
| Dyrland | Junker |
| Egenes | Koogler |
| Evans | Krause |

The nays were, none.
Absent or not voting, 18:

| Avenson | Den Herder | Jesse | Stephens |
| :--- | :--- | :--- | :--- |
| Brandt | Dunton | Kreamer | Stromer |
| Caffrey | Griffee | Miller, A. V. | Svoboda |
| Crabb | Hargrave | Newhard | Tofte |
| Cusack | Hinkhouse |  |  |

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

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 173, a bill for an act relating to contracts let by county officers, was taken up for consideration.

Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 173)
The ayes were, 84 :

| Anderson | Evans | Krause | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Lageschulte | Pellett |
| Bennett | Fullerton | Lindeen | Perkins |
| Bina | Gentleman | Lipsky | Poncy |
| Bittle | Gilloon | Lonergan | Readinger |
| Bortell | Halvorson | McElroy | Rinas |
| Brandt | Hansen | Menke | Scheelhaase |
| Branstad | Harper | Mennenga | Schroeder |
| Brockett | Harvey | Middleswart | Small |
| Brunow | Hennessey | Middleton | Spear |
| Byerly | Higgins | Millen | Spencer |
| Clark | Hines | Miller, K. D. | Tauke |
| Connors | Horn | Miller, O. L. | Varley |
| Crawford | Howell | Monoe | Walter |
| Daggett | Hullinger | Nealson | Welden |
| Danker | Husak | Newhard | Wells |
| Dieleman | Hutchins | Nielsen | West |
| Doyle | Jochum | Norland | Woods |
| Drake | Jordan | Oakley | Wulff |
| Dyrland | Junker | O'Halloran | Wyckoff |
| Egenes | Koogler | Patchett | Mr. Speaker |

The nays were, none.
Absent or not voting, 16:

| Avenson | Den Herder | Hinkhouse | Stephens |
| :--- | :--- | :--- | :--- |
| Caffrey | Dunton | Jesse | Stromer |
| Crabb | Griffee | Kreamer | Svoboda |
| Cusack | Hargrave | Miller, A.V. | Tofte |

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

House File 176, a bill for an act relating to payment of small claims by the department of social services, was taken up for consideration.

Varley of Adair offered the following amendment H-3088 filed by him and Monroe of Des Moines, and moved its adoption:
H-3088
1 Amend House File 176 by inserting in line 7
2 after the period the following new sentence:
3 "However, the reimbursement shall not exceed seventy-
4 five dollars for each item."

Amendment H—3088 was adopted.
Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 176)
The ayes were, 75:

| Anderson | Evans <br> Bennett |
| :--- | :--- |
| Fitzgerald |  |
| Bina | Fullerton |
| Bitlle | Gentleman |
| Bortell | Gilloon |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Harper |
| Brunow | Harvey |
| Byerly | Hennessey |
| Clark | Higgins |
| Connors | Hines |
| Crawford | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dyrland | Jochum |
| Egenes | Jordan |

The nays were, 10:

| Baker | Koogler | Nielsen | Perkins |
| :---: | :---: | :---: | :---: |
| Daggett | Miller, K. D. | Pellett | Wyckoff |
| Danker | Nealson |  |  |
| Absent | ting, 15: |  |  |
| Avenson | Dunton | Jesse | Stromer |
| Caffirey | Griffee | Kreamer | Svoboda |
| Crabb | Hargrave | Middleswart | Tofte |
| Cusack | Hinkhouse | Miller, A. V. |  |

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

## SPONSORS ADDED

(House File 163)
The following members request they be added as sponsors of House File 163: Dyrland of Clayton, Gilloon of Dubuque and Jochum of Dubuque.

## EXPLANATIONS OF VOTE <br> (Amendments to Senate Concurrent Resolution 6 and Temporary Rules of the House)

I was necessarily absent from the House chamber when the vote was taken on amendments to Senate Concurrent Resolution 6; had I been
present I would have voted "aye" on H-3057A and "nay" on H-3020 and H-3062.

I would also have voted "nay" on amendments H-3061B and H-3065 to the Temporary Rules of the House.

BINA of Scott
(House Files 173, 176 and 182)
I was necessarily absent from the House chamber when the vote was taken on House Files 173, 176 and 182. Had I been present, I would have voted "aye."

TOFTE of Winneshiek
(House File 176)
I was in the Governor's office attending the presentation of the Coldwater Cave Report when House File 176 was passed. Had I been present I would have voted "aye".

MIDDLESWART of Warren
STATE HOUSING AGENCY PROGRAM RECOMMENDATIONS FROM THE GOVERNOR'S HOUSING TASK FORCE

There is on file in the office of the Chief Clerk state housing agency program recommendations from the Governor's Housing Task Force.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 12, 1975, he approved and transmitted to the Secretary of State the following bill:

Senate File 33, an act relating to sanitary disposal bonds.

## REPORT OF COMMITTEE

Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Speaker: Your committee on county government to whom was referred Senate File 78, a bill for an act relating to claims for the reimbursement for property taxes paid by persons sixty-five years of age and older or totally disabled, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

HUTCHINS of Guthrie, Chairman

## AMENDMENTS FILED

H-3093
1 Amend the House Code of Ethics report appearing
2 on page 231 of the February 7, 1975 House Journal
8 as follows:
4 1. Page 234, by striking in line 1 of Rule 11
of the Lobbyist Rules the words "at any time" and inserting in lieu thereof the words "while performing their duties as employees of the House".
2. Page 234, by adding to Rule 11 of the Lobbyist Rules the sentence "This shall not be construed to curtail their Constitutional rights as citizens to express their own views on their own time."

3108
Amend House File 155 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Chapter three hundred sixty-four (364), Code 1975, is amended by adding the following new section:

NEW SECTION. STORM SEWER GRATES. Storm sewer grates which are installed on the driving surface of a city street on or after July 1, 1975 shall be constructed so that either:

1. The long dimension of the grate openings between the bars parallel to the direction of traffic does not exceed seven inches; or
2. The long dimension of the grate openings between the bars makes an angle of at least fortyfive degrees from the direction of traffic flow at that location on the street.
Where a storm sewer grate in place on January 1, 1976 does not conform to the requirements of this section, the curb face, from the driving surface to the back of the curb, adjacent to the storm sewer grate casting shall be painted with red paint for a distance of at least three feet in each direction along the street from the grate. This section shall not apply to storm sewer inlets the only openings to which are constructed flush with the curb face."

SMALL of Johnson
H-3095
1 Amend House File 184, page 1, line 21, by
2 striking the words "Times-Democrat" and inserting in
3 lieu thereof the words "Quad-City Times".
OAKLEY of Clinton HARVEY of Scott

H-3092
Amend the committee on agriculture amendment
H-3082 to Senate File 44 as amended and passed by the Senate, as follows:

1. Page 1 , line 20, by inserting after the word

4
5 "operation" the words "or used by any person to
6 horses".

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, February 13, 1975.

## JOURNAL OF THE HOUSE

Thirty-second Calendar Day-Twenty-third Session Day
Hall of the House of Representatives
Des Moines, Iowa, Thursday, Frbruary 13, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Alex Ayers, pastor of the Riverside Presbyterian Church, Linn Grove, Iowa.

The Journal of Wednesday, February 12, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald J. Ottilie, Oelwein, Iowa.

## SPECIAL PRESENTATION

Harper of Davis rose on a point of personal privilege to introduce Denny Heeren, House Page. Denny presented to the Speaker, Representatives, Clerks and the entire House staff a lovely bouquet of flowers for Valentine's Day as a gift from the Pages of the House.

The House expressed their thanks.

## PRESENTATION OF VISITORS

Poncy of Wapello presented to the House the Honorable Tom Dougherty, former member of the House during the Sixtieth Extra, Sixty-first, Sixty-third and Sixty-fourth General Assemblies, representing Marion and Monroe Counties.

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

Fifty ninth grade students from Central Junior High School, Ames, accompanied by Miss Marine, Mrs. Moody and Mr. Carlson. By Crawford of Story and Hines of Story.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 78, under Rule 35.

## INTRODUCTION OF BILLS

House File 199, by Husak, Crabb, Menke, Hutchins and Bennett, a bill for an act relating to the marketing of livestock and providing penalties.

Read first time and referred to committee on agriculture.
House File 200, by Patchett, Monroe and Krause, a bill for an act relating to the labeling of prescription drugs, requiring that certain information regarding prescription drugs be made available to the board of pharmacy examiners and to pharmacists and practitioners in this state, and clarifying the right of a wholesale drug salesman to possess prescription drugs.

Read first time and referred to committee on state government.
House File 201, by Lipsky, a bill for an act to provide that insurers must offer optional coverage for hospital outpatient services in conjunction with every contract of insurance insuring against loss as a result of hospitalization.

Read first time and referred to committee on commerce.
House File 202, by Doyle, Bortell and Clark (Gallagher and Winkelman), a bill for an act relating to maintenance of law enforcement communications with local law enforcement agencies.

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

House File 203, by Patchett, a bill for an act relating to maintenance of abandoned fuel stations and providing a penalty for violation of the act.

Read first time and referred to committee on transportation.
House File 204, by committee on labor and industrial relations, a bill for an act to amend the occupational safety and health act including the penalty provided by law.

Read first time and placed on the calendar.

## HOUSE FILE 192 REREFERRED

The Speaker announced that House File 192 referred to the committee on state government is rereferred to the committee on cities and towns.

## HOUSE CONCURRENT RESOLUTION 14 By Hargrave

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 15 <br> By Committee on Education

Whereas, Quality health care is a right of every human being; and

Whereas, Health insurance rates have become so high that many of those who have the greatest economic need for this kind of protection can no longer afford its cost; and

Whereas, Many legislative proposals in the respective states will be affected by, and the disposition of these proposals is therefore awaiting Congressional action on, adoption of some form of national health insurance; and

Whereas, Concern has arisen that the economic difficulties presently confronting the United States will be cited as a reason to delay action on the adoption of national health insurance, when in fact these difficulties make the need for such insurance more pressing; Now Therefore

Be It Resolved by the House of Representatives, the Senate Concurring, That the United States Congress is urged to establish a workable national health insurance program at the earliest feasible time; and

Be It Further Resolved, That a copy of this resolution be forwarded to each member of the Iowa Congressional delegation and to the President of the United States.

Whereas, the financial needs of education are subject to influences by dynamic needs of society, and

Whereas, the financial requirements for each school district vary with the number of students in each program by grade level, the type of curriculum and student physical and mental differences, and

Whereas, the Iowa department of public instruction does not have cost figures or procedures that accurately reflect the relative costs in Iowa for each program calculated as a per student cost figure, and

Whereas, these figures are necessary before an equitable funding method can be adopted to allocate funds in proportion to the average cost for each program and the number of students in each district in each program category, Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the department of public instruction, in cooperation with and under the direction of the standing committees on education of the house and senate, shall conduct a study to begin as soon as possible and terminate by January 1, 1976, to evaluate the average state program costs per student, to develop an equitable system of weighting and report to the general assembly the findings of the study. The report shall include a weighting index which means the ratios obtained by comparing the costs for different programs to the average cost for an elementary school student in grades
one through six.
Be It Further Resolved, That in conducting the study the program cost per student shall be determined by dividing the cost of education for each program by the number of students in the program. The program categories include but are not
2
limited to:

1. Basic programs:
a. Early childhood programs.
b. Kindergarten.
c. Elementary.
d. Middle school.
e. High school.
2. Special programs:
a. Low income.
b. Non-English speaking.
c. Migrant.
d. Agriculture.
e. Homemaking.
f. Trades and industry.
g. Office and health.
h. Cooperative.
i. Coordinated vocational-academic education.
j. Gifted.
k. Student and population density.

Additional categories may be selected and studied to assist in illustrating the varying financial demands of different school districts.

Be It Further Resolved, That in determining the average program costs per student, exemplary programs conducted by school districts in the state or by similar schools in other states shall be studied, rather than analyzing the average costs of all similar programs in the state.
Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 16<br>By Tauke, Jochum, Junker, Fullerton, Bennett, Brandt, Gilloon, Middleton, Wulff, Egenes, Hennessey, Lageschulte, Harvey and Dyrland

Whereas, proposed highway 520 was previously within the 5-year plan of the state highway commission; and

Whereas, it now appears that highway 520 has been removed from the 5 -year plan of the state highway commission; and

Whereas, highway 520 is used by many persons and all types of vehicles for the transportation of people and goods and is a dangerous and overloaded highway; and

Whereas, because of the conditions relating to existing highway 520 there is a critical need for a safe, efficient, and well-constructed east-west highway across northern Iowa; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the State Department of Transportation is

## 14 requested to direct the State Highway Commission to include

15 proposed highway 520 within the next 5 -year plan and when
16 the Department of Transportation becomes fully operational
17 it continue its efforts to construct highway 520 within the
18 earliest possible time; and
Be It Further Resolved, That the Federal Department of Transportation is urged to release impounded funds or to make available funds for highway construction purposes to the state of Iowa; and
23 Be It Further Resolved, That copies of this resolution
24 be forwarded to the State Department of Transportation, the 25 Federal Department of Transportation, and to each member of 26 the Iowa congressional delegation.

Laid over under Rule 25.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 39, a bill for an act relating to the organization, powers and duties of credit unions.

Also: That the Senate has on February 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 100, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts.

Also: That the Senate has on February 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 133, a bill for an act appropriating funds to the service compensation fund and providing a publication clause.
Also: That the Senate has on February 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 134, a bill for an act to repeal authorization for the standing appropriation of funds to the auditor of state to audit the department of transportation.

CLARK R. RASMUSSEN, Secretary

On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Tofte of Winneshiek and Wclden of Hardin for the remainder of the
day on request of Hansen of O'Brien; Cusack of Scott for the afternoon session on request of Dyrland of Clayton.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette.

Rules 67 and 68 were invoked.
Roll call revealed seventy-eight members present, twenty-two absent.

## CONSIDERATION OF AMENDMENTS TO TEMPORARY RULES OF THE HOUSE

The House resumed consideration of the amendments to the temporary rules of the House.

Millen of Van Buren asked and received unanimous consent that amendment H-3063, filed by Millen, et al., on February 11, 1975, and found on page 275 of the House Journal, be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{~B}$ as follows filed by the committee on rules:

H-3058B
18 3. Rule 17 is amended by adding the following
19 new unnumbered paragraph after unnumbered paragraph
20 one (1):
21 "Legal Counsel-the legal counsel shall be an
22 employee of the House under the guidance of the

1. Be the chief legal adviser of the House.
2. Supervise the office of the legal counsel and approve the form of all bills, resolutions, and amendments prior to introduction.
3. Provide assistance to standing committees of the House."
Fitzgerald of Webster moved the adoption of amendment H-3058B.

Amendment $\mathrm{H}-3058 \mathrm{~B}$ was adopted.
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3054, filed by him on February 10, 1975, and found on page 250 of the House Journal, be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{C}$ as follows:
H-8058C
30 4. Rule 20, unnumbered paragraph three (3), is

## Page 2

1 after the House adjourns or until 4:30 p.m., whichever
2 is later, except to gain access to a committee room,
3 or when the House is not in session upon the invitation of a member of the House for the purpose of visiting
only with that member of the House."
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3071$ to amendment $\mathrm{H}-3058 \mathrm{C}$ and moved its adoption:

H-3071
1 Amend the Report of the Committee on Rules, H-3058, amending the Temporary Rules of the House as follows:

1. Page 2, line 4, afer the word "member" insert the words "or members".
2. Page 2, line 5 , after the word "member"
insert the words "or members".
Amendment H-3071 was adopted.
Nielsen of Polk offered the following amendment $\mathrm{H}-3070$ to amendment $\mathrm{H}-3058 \mathrm{C}$ filed by him and moved its adoption:

H-3070
Amend the amendment $\mathrm{H}-3058$, filed by the committee on rules to the Temporary Rules of the House as follows:

Page 2, by inserting on line 5 the following new sentence: "For the purpose of this rule, the members of the press, radio and television media will be considered registered lobbyists."
Roll call was requested by Higgins of Scott and Oakley of Clinton:

On the question "Shall amendment H-3070 to amendment H-3058C be adopted?"

The ayes were, 21 :

| Baker | Fitzgerald | Miller, K. D. | Schroeder |
| :---: | :---: | :---: | :---: |
| Bortell | Harper | Monroe | Spencer |
| Byerly | Husak | Nealson | Stephens |
| Daggett | Mennenga | Nielsen | Woods |
| Doyle | Millen | Pellett | Wyckoff |
| Dunton |  |  |  |
| The nays were, 69: |  |  |  |
| Anderson | Fullerton | Jordan | Patchett |
| Avenson | Gentleman | Junker | Pavich |
| Bennett | Gilloon | Koogler | Perkins |
| Bina | Griffee | Krause | Poncy |
| Bittle | Halvorson | Kreamer | Readinger |
| Brandt | Hansen | Lageschulte | Rinas |
| Branstad | Hargrave | Lindeen | Scheelhaase |
| Brockett | Harvey | Lonergan | Small |
| Brunow | Hennessey | McElroy | Spear |
| Caffrey | Higgins | Menke | Stromer |
| Clark | Hines | Middleswart | Svoboda |
| Connors | Hinkhouse | Middleton | Tauke |
| Crawford | Horn | Miller, A. V. | Varley |
| Dieleman | Howell | Miller, O. L. | Walter |
| Drake | Hullinger | Newhard | Wells |
| Dyrland | Hutchins | Norland | Wulff |
| Egenes | Jochum | Oakley | Mr. Speaker |
| Evans |  |  |  |
| Absent or not voting, 10: |  |  |  |
| Crabb | Den Herder | O'Halloran | Welden |
| Cusack | Jesse | Tofte | West |
| Danker | Lipsky |  |  |

Amendment H— 3070 lost.
Fitzgerald of Webster moved the adoption of amendment $\mathrm{H}-3058 \mathrm{C}$, as amended.

Amendment $\mathrm{H}-3058 \mathrm{C}$, as amended, was adopted.
Krause of Palo Alto asked and received unanimous consent that amendment H-3074, filed by Krause, et al., on February 11, 1975, and found on page 277 of the House Journal, be withdrawn.

Krause of Palo Alto offered the following amendment H-3084 filed by Krause, et al., and moved its adoption:

H-3084
1 Amend the Temporary Rules of the House by adding the following new rule after Rule 25:
" $N E W$ RULE. The Speaker may, upon the request of
three members, place on a unanimous consent calendar
any House Resolution or Concurrent Resolution which
does not contain an appropriation and which has been laid over under Rule 25.

If such resolution is placed on the unanimous
consent calendar it may be removed only upon a
written request submitted to the Speaker by a

11 member of the House.
12 If not removed after five legislative days, the
13 Chief Clerk shall call up the resolution and
14 without debate the Speaker shall pronounce that it
15 has passed by unanimous consent.
16 If the resolution is removed from the
17 unanimous consent calendar, the Speaker may again
18 lay the resolution over under Rule 25, place it on 19 a different calendar, or refer the resolution to any 20 of the standing committees of the House."

A non-record roll call was requested.
The ayes were 72 , nays 14.
Amendment $\mathrm{H}-3084$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{D}$ as follows:

H-3058D
6 7. Rule 26 is amended to read as follows:
RULE 26
FORMS OF BILLS AND JOINT RESOLUTIONS

Every house bill shall be introduced by one or more members or by any standing or specially authorized committee of the House. All bills and joint resolutions introduced shall be of typewritten copy with title, enacting clause, and body of bill as directed by the Chief Clerk of the House. One copy of each bill shall be presented in a bill cover and be accompanied by three correct copies thereof, and by three copies of the title alone on separate sheets of paper. No bill shall be introduced nor shall the Chief Clerk accept the same unless an adequate explanation thereof is included at the end of each bill [; this provision shall not apply to appropriation bills for any agency or department of the state government].
Fitzgerald of Webster moved the adoption of amendment H—3058D.

Amendment H—3058D was adopted.
Byerly of Polk offered the following amendment $\mathrm{H}-3073$ filed by him and Nielsen of Polk:

## H-3073

1 Amend the Report of the Committee on Rules,
2 filed February 11, 1975, amending the Temp-
3 orary Rules of the House, by adding the
4 following amendment:
Rule 30 , unnumbered paragraph five (5), is
6 amended by striking the paragraph and inserting in
7 lieu thereof the following:
8 "An amendment to the Rules of the House or to any

[^15]By unanimous consent the following corrective amendment H-3097 to amendment H-3073 filed by Byerly of Polk from the floor was adopted:

H-3097
Amend the Byeriy amendment H-3073 to the Report of the Committee on Rules by striking lines 1 through 4 and inserting in lieu thereof the following:
"Amend the temporary rules of the House by adding the following new amendment:".
Byerly of Polk moved the adoption of amendment H-3073, as amended.

Amendment H-3073, as amended, lost.
The House resumed consideration of amendment $\mathrm{H}-3061 \mathrm{C}$ as follows:

H-3061C
14 3. Rule 48, line 3, by inserting after the word "and" the following: "the committee chairman shall immediately assign the bill to a subcommittee. The chairman shall give one day's notice before any bill receives final action of the committee unless waived by a two-thirds vote. Notation in the minutes of the committee's deliberations, shall be sufficient notice. The chairman or clerk of the committee shall cause to be typed the minutes of the deliberations of the committee which shall be posted within one day of the meeting in the House cloak room and be made available upon request in the office of the Public Information Officer."
4. Rule 48 , line 3 , by striking the word "it" and inserting in lieu thereof the word "It".
Oakley of Clinton moved the adoption of amendment H-3061C.

Roll call was requested by Oakley of Clinton and Schroeder of Pottawattamie.

On the question "Shall amendment H-3061C be adopted?"
The ayes were, 36 :

| Bennett | Drake <br> Eittle |
| :--- | :--- |
| Bortell | Evans |
| Branstad | Fullerton |
| Brockett | Gentleman |
| Clark | Halvorson |
| Crawford | Hansen |
| Daggett | Harvey |
| Den Herder | Hullinger |

The nays were, 55 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Bina | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Dieleman | Howell |
| Doyle | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |

Absent or not voting, 9:
Crabb Junker
Cusack Mennenga
Danker

| Kreamer | Pellett |
| :--- | :--- |
| Lageschulte | Readinger |
| Lindeen | Schroeder |
| Lipsky | Stephens |
| McElroy | Stromer |
| Menke | Tauke |
| Millen | Varley |
| Nealson | West |
| Oakley | Wulff |


| Jordan | Pavich |
| :--- | :--- |
| Koogler | Perkins |
| Krause | Poncy |
| Lonergan | Rinas |
| Middleswart | Scheelhaase |
| Middleton | Small |
| Miller, A. V. | Spear |
| Miller, K. D. | Spencer |
| Miller, O. L. | Walter |
| Newhard | Wells |
| Nielsen | Woods |
| Norland | Wyckoff |
| O'Halloran | Mr. Speaker |
| Patchett |  |


| Monroe | Tofte |
| :--- | :--- |
| Svoboda | Welden |

Amendment H-3061C lost.

## COMMUNICATION FROM THE OFFICE OF THE CITIZENS' AIDE

There is on file in the office of the Speaker a report from the Office of the Citizens' Aide covering the period from January 1, 1974, through December 31, 1974.

## EXPLANATION OF VOTE <br> (Amendment H-3070 to the Temporary Rules of the House)

I was necessarily absent from the House chamber when the vote was taken on amendment $\mathrm{H}-3070$ to the temporary rules of the House. Had I been present, I would have voted "nay."

O'HALLORAN of Black Hawk

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Speaker: Your committee on natural resources to whom was referred Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or non-residents and making provisions of this Act retroactive, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MIDDLESWART of Warren, Chairman

Small of Johnson, from the committee on commerce, submitted the following report:

Mr. Speaker: Your committee on commerce to whom was referred Senate File 40, a bill for an act relaing to fair trade practices, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## AMENDMENT FILED

H-3096
1 Amend House File 163 as follows:
2 Page 1, line 8, after the word "for" insert the words
3 "fifty or".
TAUKE of Dubuque
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, February 14, 1975.

## JOURNAL OF THE HOUSE

Thirty-third Ćalendar Day-Twenty-fourth Session Day

## Hall of the House of Rempresentatives Des Moines, Iowa, Friday, February 14, 1975

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

Prayer was offered by the Reverend Bernard Olson, pastor of the First United Methodist Church, Independence, Iowa.

The Journal of Thursday, February 13, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Subhash Sahai, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Brockett of Marshall on request of West of Marshall; Drake of Muscatine on request of Varley of Adair; Dyrland of Clayton on request of Poncy of Wapello; Branstad of Winnebago on request of Wulff of Black Hawk; Cusack of Scott on request of Higgins of Scott; Bennett of Ida on request of Oakley of Clinton; Scheelhaase of Woodbury on request of Howell of Floyd.

## PRESENTATION OF VISITORS

Spencer of Clay presented to the House the Honorable John P. Kibbie, former member of the House during the Fifty-ninth, Sixtieth, Sixtieth Extra and member of the Senate during the Sixty-first and Sixty-second General Assemblies, representing Emmet, Palo Alto and Pocahontas Counties.

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

Twenty-five fifth grade students from Monroe School, Des Moines, Iowa, accompanied by Mrs. Vance. By Jesse of Polk and Kreamer of Pollk.

Fifty ninth grade students from Central Junior High, Ames, Iowa, accompanied by Avis Moody, Mary Sterling and Bill Carlson. By Crawford of Story and Hines of Story.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 14 and 40, under Rule 35.

## INTRODUCTION OF BILLS

House File 205, by committee on labor and industrial relations, a bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on railway bridges and trestles.

Read first time and placed on calendar.
House File 206, by Doyle, a bill for an act relating to deduction of debts for inheritance tax purposes.

Read first time and referred to committee on ways and means.
House File 207, by committee on transportation, a bill for an act to amend the eminent domain procedures relating to the appointment of compensation commissioners, dispossession of landowners, replacement of wells, furnishing appraisals, and interests in land arising after service of notice of assessment.

Read first time and placed on calendar.
House File 208, by Small, a bill for an act relating to conservators administering moneys paid by the veterans administration.

Read first time and referred to committee on commerce.
House File 209, by Patchett, Bina, Jochum, Jordan, Walter, Brunow, Mennenga and Dunton, a bill for an act relating to a presidential preferential primary election.

Read first time and referred to committee on state government.
House File 210, by Woods, Brockett, Schroeder, Branstad, Jordan and Miller of Buchanan, a bill for an act relating to the movement of mobile homes and factory-built structures of excessive size.

Read first time and referred to committee on transportation.
House File 211, by Brockett, a bill for an act making an appropriation to the capitol planning commission for planning, per diem and other expenses.

Read first time and referred to committee on appropriations.

House File 212, by Patchett, a bill for an act relating to the payment of damages caused by hunters, and providing penalties.

Read first time and referred to committee on natural resources.
House File 213, by Patchett, Hines, Pavich, Jordan, Horn, Mennenga, Newhard, Dieleman, Hinkhouse, Wells, Husak, Hutchins, Perkins, Walter and Svoboda, a bill for an act to contract with the national railroad passenger corporation for railroad passenger service, provide for the purchase of railroad depots, and making an appropriation therefor.

Read first time and referred to committee on transportation.
House File 214, by Griffee, Brandt, Avenson, Gilloon, Dyrland, Krause, Norland, Rinas, Patchett, Bina, Monroe, Brunow, Newhard, Junker and Doyle, a bill for an act relating to the meeting of a public agency in a closed session and to any action taken at such meeting.

Read first time and referred to committee on state government.
House File 215, by Husak, Fitzgerald, Avenson, Howell, Scheelhaase, Spencer, Brunow, Hargrave, Krause, Wyckoff, O'Halloran, Hinkhouse, Hines, Jochum, Gilloon, Middleton, Higgins, Dieleman, Perkins, Miller of Calhoun, Hutchins, Newhard, Hullinger, Middleswart, Hennessey, Miller of Buchanan, Mennenga, Horn, Wells, Pavich, Rinas, Miller of Cerro Gordo, Koogler, Jordan, Small, Anderson, Dyrland, Griffee, Caffrey, Doyle, Lonergan, Harper, Poncy, Woods, Cusack, Lindeen, Tofte, West, Branstad, Bortell, Schroeder, Brockett, McElroy, Tauke, Patchett, Norland, Connors, Bina, Svoboda, Dunton, Jesse, Monroe, Fullerton, Junker, Stromer, Halvorson, Menke, Hansen, Varley, Egenes and Millen, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act.

Read first time and referred to committee on agriculture.
House File 216, by Welden (Shaff), a bill for an act relating to the temporary service of retired supreme court judges.

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

House File 217, by Avenson, Fitzgerald, Newhard, Poncy, Small, Varley, Wyckoff, Drake, Harper, Pellett, Dyrland, Middle-
swart, Brunow, Husak, Rinas, Monroe, Horn, Woods, Krause, Caffrey, Doyle, O'Halloran, Schroeder, Clark, Patchett, Connors, Wells, Welden, Jesse, Hutchins, Stromer, Miller of Buchanan, West, Tofte, Mennenga, Griffee, Hargrave, Crawford, Miller of Cerro Gordo, Pavich, Millen, Norland, Hennessey, Jordan, Oakley, Howell, Hinkhouse, Menke, Jochum, Cusack, Daggett, Lonergan, Higgins, Svoboda, Danker, Middleton, Hines, Gilloon, Brandt, Spencer, Anderson, Walter, Miller of Calhoun, Koogler, Baker, Bina, Dieleman, Hullinger, Scheelhaase, Perkins and Dunton, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which one-half or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations.

Read first time and referred to committee on agriculture.
House File 218, by Doyle, Husak, Small, Svoboda, Scheelhaase, Walter, Bina, Middleton, Wells, Pavich, Junker, Cusack, Evans, Connors and Lipsky, a bill for an act relating to the duties of the citizens' aide office and providing an appropriation.

Read first time and referred to committee on appropriations.
House File 219, by Patchett, a bill for an act to permit the display of certain political signs, otherwise in violation of chapter 306 C of the Code, during specified periods of time before and after the date of an election.

Read first time and referred to committee on state government.
House File 220, by Higgins, Patchett, Brunow, Howell, Jochum and Bina (Gluba, Redmond, Willits, Carr, Rodgers, Coleman, Palmer, Doderer, Nolting and Priebe), a bill for an act relating to the citizens' aide.

Read first time and referred to committee on state government.
House File 221, by Tofte, a bill for an act relating to the right of minors to change their name.

## Read first time and referred to committee on judiciary and law enforcement.

House File 222, by O'Halloran, Patchett, Koogler, Avenson, Jochum, Pavich, Hargrave, Cusack, Griffee, Bina, Horn, Brandt, Dunton, Svoboda, Newhard, Hennessey, Wells, Small, Hutchins, Caffrey, Monroe, Krause, Brunow, Jesse, Mennenga, Fitzgerald, Wyckoff, Husak, Hullinger, Dieleman and Middleswart, a bill for
an act relating to leaves of absence for persons who are candidates for election to the Iowa general assembly and providing penalties.

Read first time and referred to committee on state government.
House File 223, by Patchett, Koogler, Hines, Hargrave, Griffee and Horn, a bill for an act prohibiting the use of any device by cities which locks the wheel of a parked car.
Read first time and referred to committee on judiciary and law enforcement.

House File 224, by Patchett, Dyrland, Jordan, Horn, Griffee and Dunton, a bill for an act relating to the campaign finance income tax checkoff.

Read first time and referred to committee on state government.
House File 225, by committee on education, a bill for an act relating to the functions of the laboratory at the state university of Iowa and to change its title to the state hygienic laboratory.

## Read first time and placed on calendar.

House File 226, by Cusack, Dyrland and Bina, a bill for an act relating to claims for reimbursement for property taxes paid and rent constituting property taxes paid by persons sixty-five years of age and older or totally disabled.

Read first time and referred to committee on ways and means.
House File 227, by Gilloon, Crabb, Spear, Monroe, Hines and Mennenga, a bill for an act relating to the consolidation of county offices.

Read first time and referred to committee on county government.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 7, by Cusack, Hargrave, Dyrland and Den Herder, a joint resolution relating to programs for the elderly administered by and funded through the commission on aging.

Read first time and referred to committee on human resources.

## SENATE MESSAGES CONSIDERED

Senate File 39, a bill for an act relating to the organization, powers and duties of credit unions.

Read first time and referred to committee on commerce.
Senate File 100, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts.

Read first time and referred to committee on county government.

Senate File 133, a bill for an act appropriating funds to the service compensation fund and providing a publication clause.

Read first time and referred to committee on appropriations.
Senate File 134, a bill for an act to repeal authorization for the standing appropriation of funds to the auditor of state to audit the department of transportation.

Read first time and referred to committee on appropriations.

> CONSIDERATION OF AMENDMENTS TO THE TEMPORARY RULES OF THE HOUSE

The House resumed consideration of the amendments to the temporary rules of the House.

Varley of Adair offered the following amendment $\mathrm{H}-3017$ filed by him and moved its adoption:

```
H-3017
    Amend Rule 48 of the Temporary Rules of the House,
    as adopted January 14, 1975, by adding the following
    new paragraph:
        "The committee shall not make a report on a bill
    until the membership has adopted a list of major
    issues which the committee will consider during the
    session."
```

Roll call was requested by Varley of Adair and McElroy of Fremont.

On the question "Shall amendment H-3017 be adopted?"
The ayes were, 34 :

| Bortell | Gentlemin | McElroy | Stephens |
| :---: | :---: | :---: | :---: |
| Clark | Halvorson | Menke | Stromer |
| Crabb | Hansen | Millen | Tauke |
| Crawford | Harvey | Nealson | Tofte |
| Daggett | Junker | Oakley | Varley |
| Danker | Kreamer | Pellett | Welden |
| Egenes | Lageschulte | Readinger | West |
| Evans | Lindeen | Schroeder | Wulff |
| Fullerton | Lipsky |  |  |
| The nays were, 53: |  |  |  |
| Anderson | Baker | Brandt | Byerly |
| Avenson | Bina | Brunow | Caffrey |


| Connors | Howell | Middleswart | Perkins |
| :--- | :--- | :--- | :--- |
| Dieleman | Hullinger | Middleton | Poncy |
| Dunton | Husak | Miller, A. V. | Rinas |
| Fitzgerald | Hutchins | Miller, O. L. | Small |
| Gilloon | Jesse | Monroe | Spear |
| Hargrave | Jochum | Newhard | Spencer |
| Harper | Jordan | Nielsen | Walter |
| Hennessey | Koogler | Norland | Wells |
| Higgins | Krause | O'Halloran | Woods |
| Hines | Lonergan | Patchett | Wyckoff |
| Hinkhouse | Mennenga | Pavich | Mr. Speaker |
| Her |  |  |  |

Horn
Absent or not voting, 13:

| Bennett | Cusack | Drake | Miller, K. D. <br> Bittle |
| :--- | :--- | :--- | :--- |
| Branstad | Den Herder | Dyrland | Scheelhaase |
| Brockett | Doyle | Griffee | Svoboda |

Amendment H—3017 lost.
The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{E}$ filed by the committee on rules as follows:

H-3058E
$50 \quad 10$. Rule 52 is amended by adding the following

## Page 3

1 new unnumbered paragraph:
"NEW UNNUMBERED PARAGRAPH. At least five days
notice shall be given before a public hearing is held.
However, this requirement shall not apply after the steering committee is appointed."
On motion by Fitzgerald of Webster, amendment H-3058E was adopted.

The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{~F}$ filed by the committee on rules as follows:
H-3058F or when a bill has passed or failed to pass the House, it shall be in order for any member voting with the prevailing side, on the same or succeeding day, to move for a reconsideration thereof, except that the member who handled the measure on the floor shall have the first right to reconsider, and such motion shall take precedence of all other questions except the consideration of a conference report, a motion to fix the day to which the House shall adjourn, to adjourn, or to take a recess, and shall not be withdrawn after the said succeeding day without the consent of the House; and thereafter any member may
call it up for consideration, provided that such motion, if made during the last six days of the session, shall be disposed of when made. A motion to reconsider any vote by which a bill has passed or failed to pass the House shall require a constitutional majority to be sustained.

A motion to reconsider the vote by which a motion to lay on the table was adopted shall be considered in all respects as a motion to take from the table and requires an affirmative vote of at least a constitutional majority of the members.

Stromer of Hancock offered the following amendment H-3078 to amendment $\mathrm{H}-3058 \mathrm{~F}$ filed by him and moved its adoption:

## H—3078

Amend the Committee on Rules Report amending the Temporary Rules of the House and filed February 11, 1975 as follows:

Page 3, line 16, by inserting after the word "reconsider" the following: "if the motion to reconsider is placed before any other legislative action is conducted following passage or defeat of said measure, if the motion is not placed before any other legislative action is conducted then the first person filing the reconsideration motion shall take precedence".

A non-record roll call was requested.
The ayes were 34 , nays 54 .
Amendment H—3078 lost.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3072$ to amendment H—3058F filed by Schroeder, et al., and moved its adoption:

## H-3072

Amend the Committee on Rules Report H-3058
amending the Temporary Rules of the House as follows:
Page 3, line 16, by striking the words ", and such motion" and inserting the words "if the motion is filed on the day that the legislative action is taken and printed in the journal of that day's action, but if the motion is not filed on the day of legislative action by the floor manager then the first person filing the motion to reconsider shall have the first right to reconsider which".
Amendment $\mathrm{H}-3072$ was adopted.
On motion by Fitzgerald of Webster, amendment $\mathrm{H}-3058 \mathrm{~F}$, as amended, was adopted.

Fitzgerald of Webster offered the following amendment H-3067 filed by him and Jesse of Polk:

H-3067

1

## 14

Amend Rule 67 of the Temporary Rules of the
House, page 102, by striking the period at the end of that rule and inserting in lieu thereof the following: ", except as follows:

1. A vote on any bill may be recorded any time within ten minutes after the vote has been announced, providing the vote does not change the outcome of the vate on that bill.
2. Members meeting in a conference committee at the time a vote is taken on a bill may have their vote recorded any time prior to 4:30 p.m. or adjournment, whichever is later, of that same legislative day, providing the vote does not change the outcome of the vote on that bill."
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3076$ to amendment $\mathrm{H}-3067$ filed by him and moved its adoption:
H-3076
1 Amend the Fitzgerald, Jesse amendment H-3067 to
the Temporary Rules of the House as follows:
3. Line 8 by inserting after the period the
following: "The Speaker shall announce the names of persons so recorded after the ten minute period."
Amendment H—3076 was adopted.
On motion by Fitzgerald of Webster, amendment $\mathrm{H}-3067$, as amended, was adopted.

Menke of O'Brien offered the following amendment H-3059 filed by him and moved its adoption:
H-3059
1 Amend Rule 68 of the Temporary Rules of the House, page 102, by inserting at the end of that
3 rule the following: "The display of the vote shall
4 not be visible to the members of the House until
5 after the vote has been announced by the Speaker."
Roll call was requested by Stromer of Hancock and Crawford of Story.

Rules 67 and 68 were invoked.
On the question "Shall amendment H-3059 be adopted?"
The ayes were, 43:

| Bittle | Clark | Daggett | Evans |
| :--- | :--- | :--- | :--- |
| Bortell | Crabb | Danker | Fullerton |
| Byerly | Crawford | Egenes | Gentleman |

Griffee
Halvorson
Hansen
Harvey
Horn
Hutchins
Junker
Koogler
The nays were, 45 :

| Anderson | Harper <br> Avenson |
| :--- | :--- |
| Hennessey |  |
| Baker | Higgins |
| Bina | Hines |
| Brandt | Hinkhouse |
| Brunow | Howell |
| Caffrey | Hullinger |
| Dieleman | Husak |
| Dunton | Jesse |
| Fitzgerald | Jochum |
| Gilloon | Jordan |
| Hargrave |  |

Absent or not voting, 12:

| Bennett | Connors | Doyle | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Branstad | Cusack | Drake | Scheelhaase |
| Brockett | Den Herder | Dyrland | Svoboda |

Amendment H—3059 lost.
Stromer of Hancock offered the following amendment H-3060 filed by him and moved its adoption:

```
H-3060
    1 Amend Rule 68 of the Temporary Rules of the
    2 House, page 102, by inserting at the end of that
    3 rule the following: "The final vote tabulation
    4 shall not be visible to the members of the House
    5 until after the vote has been announced by the
    6 Speaker."
```

Roll call was requested by Stromer of Hancock and Tauke of Dubuque.

Rules 67 and 68 were invoked.
On the question "Shall amendment $\mathrm{H}-3060$ be adopted?"
The ayes were, 44:

| Anderson | Fullerton <br> Gentleman | Lipsky <br> Mittle | Rinas <br> Bortell |
| :--- | :--- | :--- | :--- |
| Balvoy | Schroeder |  |  |
| Byerly | Halvorson | Menke | Stephens |
| Clark | Hansen | Mennenga | Stromer |
| Crabb | Harvey | Millen | Tauke |
| Crawford | Hutchins | Miller, K. D. | Tofte |
| Daggett | Junker | Noogler | Nielson |
| Danker | Kreamer | Oaklen | Varley |
| Egenes | Kageschulte | Pellett | Welden |
| Evans | Lindeen | Readinger | Wulff |
| Wyckoff |  |  |  |

The nays were, 45 :

| Avenson | Harper <br> Baker <br> Bina |
| :--- | :--- |
| Brandt | Hingessey <br> Higgins |
| Brunow | Hines |
| Caffrey | Hinkhouse |
| Dieleman | Horn |
| Dunton | Howell |
| Fitzgerald | Hullinger |
| Gilloon | Husak |
| Grifee | Jesse |
| Hargrave | Jochum |
| Hara |  |

Absent or not voting, 11:

| Bennett | Connors | Doyle | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Branstad | Cusack | Drake | Svoboda |
| Brockett | Den Herder | Dyrland |  |

Amendment H—3060 lost.
The House resumed consideration of amendment $\mathrm{H}-3058 \mathrm{G}$ filed by the committee on rules as follows:

H-3058G
34 12. Amend Rule 73 by striking the rule and

35
36
37
38 inserting in lieu thereof the following:

## RULE 73

METHOD OF CALLING THE ROLL
Upon calls of the House, or in taking the ayes and nays on any question, the electrical roll call system shall be used. In the event the electrical roll call system is not in operating order when it is necessary to take a vote, the presiding officer shall order that the aye and nay votes be taken by calling the roll in alphabetical order, except that the name of the Speaker of the House shall be called last.

During the casting of the vote with the voting machine, the individual votes and the vote totals shall be shown on the display boards.

The Speaker announced that, having contained subject matter previously considered, amendment H- 3068 filed by Stromer of Hancock on February 11, 1975, and found on page 275 of the House Journal and amendment $\mathrm{H}-3069$ filed by Menke of O'Brien on February 11, 1975, and found on page 276 of the House Journal, were out of order.

Fitzgerald of Webster moved the adoption of amendment H-3058G.

A non-record roll call was requested.
The ayes were 55, nays 30 .

Amendment H—3058G was adopted.
The House resumed consideration of amendment H-3061D filed by Millen, et al., as follows:

H-3061D
29 5. Rule 73, by adding the following: "Before
30 the voting machine is closed, the presiding officer
31 shall inquire of the House, 'Have you all voted?'."
On motion by Millen of Van Buren, amendment H--3061D was adopted.

Schroeder of Pottawattamie asked and received unanimous consent that amendment $\mathrm{H}-3064$, filed by him on February 11, 1975, and found on page 275 of the House Journal be withdrawn.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3077$ filed by him and moved its adoption:

H-3077
1 Amend Rule 74 of the Temporary Rules of the House as follows:
"A majority of the members shall constitute a quorum, and upon demand of any two members the ayes
and nays shall be ordered; the names of the members
demanding the ayes and nays [shall arise for that
purpose, and their names] shall be entered in the journal."

Amendment $\mathrm{H}-3077$ was adopted.
Poncy of Wapello offered the following amendment H-3018 filed by him:

## H-3018

1 Amend the temporary rules of the House as adopted
2 January 14, 1975, by adding the following new rule:
3 "Smoking shall not be permitted in the House
4 Committee Rooms while a committee is meeting."
Patchett of Johnson offered the following amendment H-3080 to amendment $\mathrm{H}-3018$ filed by him and moved its adoption:

H-3080
1 Amend the Poncy amendment $\mathrm{H}-3018$ to the temporary
2 rules of the House by inserting after line 4 the
3 following:
4 "Smoking shall not be permitted in the Chamber
5 of the House while the House is in session."
A non-record roll call was requested.
The ayes were 41 , nays 46 .
Amendment H—3080 lost.

Poncy of Wapello moved the adoption of amendment H-3018.
Roll call was requested by Bina of Scott and Walter of Pottawattamie.

On the question "Shall amendment H—3018 be adopted?"
The ayes were, 63:

| Anderson | Halvorson |
| :--- | :--- |
| Baker | Hansen |
| Bina | Hargrave |
| Brandt | Harper |
| Brunow | Higgins |
| Byerly | Hines |
| Connors | Horn |
| Daggett | Howell |
| Danker | Jochum |
| Dieleman | Junker |
| Dunton | Koogler |
| Evans | Krause |
| Fitzgerald | Lageschulte |
| Fullerton | Lindeen |
| Gilloon | Lipsky |
| Griffee | Lonergan |

The nays were, 24:

| Avenson <br> Bittle <br> Bortell | Egenes <br> Gentleman |
| :--- | :--- |
| Caffrey | Harvey |
| Clark | Hullinger |
| Crabb | Husak <br> Hutchins |

Absent or not voting, 13:

| Bennett | Cusack | Drake | Hinkhouse |
| :--- | :--- | :--- | :--- |
| Branstad | Den Herder | Dyrland | Scheelhaase |
| Brockett | Doyle | Hennessey | Svoboda |

Amendment $\mathrm{H}-3018$ was adopted.
Fitzgerald of Webster moved to reconsider the vote by which amendment H-3058G was adopted by the House on February 14, 1975.

Stromer of Hancock moved that the Fitzgerald motion to reconsider amendment H-3058G be deferred.

Clark of Lee moved that the Fitzgerald motion to reconsider amendment H-3058G be tabled.

A non-record roll call was requested.
The ayes were 32 , nays 55 .
The motion to table lost.

Stromer of Hancock asked and received unanimous consent to withdraw his motion to defer action on the motion to reconsider amendment $\mathrm{H}-3058 \mathrm{G}$.

On the Fitzgerald motion to reconsider amendment H-3058G, a non-record roll call was requested.

The ayes were 30, nays 52 .
The motion to reconsider lost.
bill enrolled, signed and sent to governor
The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 14th day of February, 1975: House File 56.

DAVID L. WRAY<br>Chief Clerk of the House

Report adopted.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolutions 4 and 5)

We hereby request that House Resolutions 4 and 5, filed on January 29, 1975, and found on pages 140 and 141 of the House Journal, be placed on the unanimous consent calendar.

> HUTCHINS of Guthrie KRAUSE of Palo Alto PERKINS of Greene

## SUBCOMMITTEE ASSIGNMENTS

House File 30
Monroe, Chairman
Patchett
Crawford
House File 97
Hargrave, Chairman
Baker
Tauke
House File 111
Jordan, Chairman
Bortell
Baker
House File 116
Stromer, Chairman
Middleswart
Gilloon
House File 118
Walter, Chairman
Tauke
Doyle
House File 132
Walter, Chairman
Tauke
Doyle
House File 135
Stromer, Chairman
Middleswart Gilloon
House File 136
Oakley, Chairman
Middleton
Bittle
House File 137
Woods, Chairman
Hennessey
Spencer
House File 144
Monroe, Chairman
Fullerton
Woods
House File 145
Gentleman, Chairman
Clark
Dyrland
House File 147
Fullerton, Chairman
Hines
Svoboda

House File 148
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 152
Perkins, Chairman
Drake
Pellett
House File 156
Scheelhaase, Chairman
Hinkhouse
Varley
House File 157
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 158
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 160
Woods, Chairman
Brandt
Bittle
House File 164
Monroe, Chairman
Brandt
Crawford
House File 166
Small, Chairman
Crawford
Junker
House File 168
Newhard, Chairman
Oakley
Brandt
House File 169
Anderson, Chairman
Hennessey
Jochum
Nealson of Muscatine
Readinger

House File 171
Poncy, Chairman
Daggett
Dyrland
Griffee
Menke
House File 172
Brandt, Chairman
Gentleman
Lageschulte
House File 175
Dyrland, Chairman
Bennett
Crawford
Mennenga
Spear
House File 177
Patchett, Chairman
Hines
McElroy
House File 189
Hullinger, Chairman
Millen
Scheelhaase
House File 190
Nielsen of Polk, Chairman
Bittle
Oakley
House File 197
Perkins, Chairman
Egenes
Scheelhaase
House File 215
Howell, Co-Chairman
Scheelhaase, Co-Chairman
Crabb
Hinkhouse
Pellett
Senate File 13
Woods, Chairman
Dieleman
Drake
Senate File 14
Hullinger, Chairman
Branstad
Spencer
Senate File 78
Lonergan, Chairman
Jordan
Tauke

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS COUNTY GOVERNMENT

24. To allow the revocation of a motor vehicle registration upon failure to pay use tax.
Pellett, Chairman
Lonergan
Hargrave
25. Relating to the collection and disposition of fines and forfeited bail imposed for violations of municipal ordinances.
Lindeen, Chairman
Hinkhouse
Miller of Calhoun
26. Relating to the continuation of service districts. Tauke, Chairman
Lonergan
Jordan
27. Proposing an amendment to the Constitution of the State of Iowa to allow counties to adopt charters and provide home rule. Gilloon, Chairman
Jordan
Lindeen

## JUDICIARY AND LAW ENFORCEMENT

2. Relating to the Code Editor's Office.

Oakley, Chairman
Bittle
Jesse

## NATURAL RESOURCES

2. Relating to reports filed by the holder of a commercial fishing license.

Wyckoff, Chairman
Branstad
Spencer
3. Relating to the sale of game by a game breeder for food purposes.

Spencer, Chairman
Tofte
Wyckoff

## WAYS AND MEANS

16. Relating to the definition of tax year for corporation and individual income tax returns.

Anderson, Chairman
Hennessey
Jochum
Nealson of Muscatine
Readinger
17. Relating to the assessment and equalization of special purpose commercial and industrial property.

Hennessey, Chairman
Junker
Middleton

## REPORTS OF COMMITTEES

Norland of Worth, from the committee on ways and means, submitted the following report:

Mr. Speaker: Your committee on ways and means to whom was referred Senate File 5, a bill for an act relating to the membership and qualifications of the board of review, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend Senate File 5, as amended and passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred forty-one point thirty-three (441.33), Code 1975, is amended to read as follows:
441.33 SESSIONS OF BOARD OF REVIEW. The board
of review shall be in session from May 1 to May 31, [both inclusive,] each year and for such additional period as may be required under section 441.37 and shall hold as many meetings as are necessary to discharge its duties. A majority of the members shall be present before the board may conduct any of its business. On June 1 in any year in which a session has not been extended as required under section 441.37, said board shall return all books, records and papers to the assessor except undisposed of protests and records pertaining thereto. If it has not completed its work prior to June 1, in those years in which the session has not been extended under section 441.37 the director of revenue may authorize the board of review to continue in session for such period as is necessary to complete its work, but in no event shall the director of revenue approve a continuance extending beyond August 1. On June 1 or on the final day of any extended session required under section 441.37 or authorized by the director of revenue as herein provided the board of review shall be adjourned until May 1 of the following year. It shall adopt its own rules of procedure, elect its own chairman from its membership, and keep minutes of its meetings. The board shall appoint a clerk who may be a member of such board or any other qualified person, except the assessor or any member of his staff. It may be reconvened by the director of revenue. All undisposed protests in its hands on August 1 shall be automatically overruled and returned to the assessor together with its other records.

Within fifteen days following the adjournment of any regular or special session, the board of review shall submit to the director of revenue, on forms prescribed by the director, a report of any actions taken during that session."
2. Amend the title, line 1, by striking the words "membership and qualifications" and inserting in lieu thereof the word "sessions".

NORLAND of Worth, Chairman
Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

MR. SPEAKER: Your committee on appropriations to whom was referred Senate File 115, a bill for an act to provide for payment of the lieutenant
governor's salary and expenses from funds specifically appropriated to the office of the lieutenant governor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

Also:
Mr. Speaker: Your committee on appropriations to whom was referred Semate File 116, a bill for an act relating to compensation paid to members of the board of law examiners and temporary examiners appointed by the supreme court, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3099
1 Amend the Lobbyist Rules contained in the House Code of Ethics report appearing in the February 7, 1975, House Journal as follows: 1. By striking rule 1.a. on page 233 and renumbering accordingly.

SMALL of Johnson
H-3100
1 Amend the House Code of Ethics Report appearing
2 in the February 7, 1975, House Journal as follows:

1. Page 231, by adding after section 1 the following: Gifts, favors, meals, drinks, special treatment or privileges may appear to compromise the integrity of members of the House. Nothing of monetary value should be accepted by a member of the House from any lobbyist seeking thereby to influence the defeat, passage, or modification of legislation or the conduct of the member in the performance of official duties.
2. By striking sections 8,9 , and 10 as found on page 234.

SMALL of Johnson BITTLE of Polk VARLEY of Adair KRAUSE of Palo Alto

## H-3101

Amend the Lobbyist Rules contained in the House
2 Code of Ethics report of the February 7, 1975 Journal
3 of the House as follows:
4 1. By striking rule 4 and inserting in lieu
5 thereof the following:
6 "4. A member of the House shall not accept
7 from a lobbyist, nor shall a lobbyist offer to
a member of the House, anything tangible or intangible having any value."
2. By striking rule six (6) and unnumbered paragraphs two (2) and three (3) of rule eight (8).
3. By renumbering the rules on lobbyists as required by this amendment.

LIPSKY of Linn

## 3102

Amend the rules on lobbyists in the House Code of Ethics report appearing on page 231 of the February 7, 1975 House Journal as follows:

1. By striking sections 8,9 , and 10 and inserting in lieu thereof the following:
2. Each month of the year, by the twentieth day of that month, lobbyists shall file with the chief clerk of the house a report concerning their lobbying activities during the preceding calendar month. The monthly report shall list the totals of all expenditures made or incurred by the lobbyist and his or her employer (if the amounts attributable to the employer are known or readily available) expended directly upon the members of the house, collectively, in the performance of lobbying service during the period covered and shall include subtotals recorded for the following categories:
a. Food and refreshment,
b. Entertainment (including the cost of providing a hospitality room),
c. The provision of travel for house members,
d. Contributions to house members, candidates for the house, and committees and organizations established to support the campaign of a house member (whether for re-election or other office) or candidate for the house,
e. Recreation expenses,
f. Lodging expenses away from home, and
g. Other expenditures.

The report also shall list, if applicable, the house members, house candidates, or their immediate families, for whom amounts in excess of five dollars were expended directly during the preceding month, shall list such totals, and shall include subtotals recorded for the foregoing seven categories.

In reporting expenditures for gatherings at which all members of the general assembly or members of the general assembly in large numbers are invited, the report only shall state the average expenses for all the house members who actually attended and are served food and refreshments.

The report also shall list the amounts for other direct expenses incurred in the performance of lobbying service, for the following categories, however, subtotals shall not be reported except as otherwise provided in this rule.

## Page 2

 etc.), rules.a. Food and refreshments (such as for the lobbyist, the lobbyist's client or employer, association members,
b. Entertainment (including the cost of maintaining
a hospitality room),
c. Travel expenses (such as travel to and from Des Moines),
d. Lodging expenses away from home,
e. Telephone (including telephone calls to house members),
f. Postage (mailings to house members, association members, etc.),
g. Printing and copying,
h. Advertising, and
i. Other miscellaneous expenses.

In the event the combined cost of telephone calls and mailings to an individual house member exceeds five dollars in the preceding month, the report also shall list the house members for whom such expenditures were made, as well as the amount thereof.
9. Separate monthly lobbyist activity reports shall be filed for each individual, company, firm, corporation, union, association, or cause for which the lobbyist lobbies. However, when no expenses are incurred for one or more clients, the lobbyist may file a joint report for such clients. Monthly lobbyist activity reports shall be filed regardless of whether or not a lobbyist incurred expenses during the preceding calendar month.
10. If a lobbyist's service on behalf of a particular employer, client, or cause is concluded prior to the end of a calendar year, the lobbyist may cancel his or her registration on appropriate forms supplied by the chief clerk of the house. Upon cancellation of registration, a lobbyist is not required to file monthly lobbyist activity reports, but is prohibited from engaging in any lobbying activity on behalf of that particular employer, client, or cause until re-registering and complying with these
11. Any lobbyist who fails to file a monthly lobbyist activity report as required by these rules shall be deemed to have voluntarily canceled his or her registration. The chief clerk of the house shall notify the lobbyist of such cancellation. Such lobbyist shall be prohibited from engaging in lobbying activity for the remainder of that calendar year on behalf of any employer, client, or cause without reregistering to lobby and filing all delinquent reports.
12. A lobbyist, or employer of a lobbyist, shall not pay for memberships in or contributions to clubs or organizations on behalf of a house member.
13. Each house member shall file, each month of the year, by the twentieth day of that month, with

## Page 3

1 the chief clerk of the house a report of all items
or services in excess of five dollars which he or
she received during the preceding month from a
lobbyist, or the individual, organization, corporation,
or cause represented by the lobbyist. This filing
shall include the date each was received, the name
of the lobbyist, and the individual, organization,
corporation, or cause represented by the lobbyist.
The types of items or services may include, but shall
not be limited to: food and refreshment,
entertainment, travel, and material goods. It shall
not be necessary to affix a monetary value to each
listing.
14. The chief clerk of the house shall submit, each month of the year, by the twenty-fifth day of that month, to the house ethics committee a list of the lobbyists and house members who appear to have failed to file the reports required by rules eight (8) and thirteen (13). The house ethics committee may require, on its own motion, any lobbyist or house member who appears to have failed to file a report or who appears to have filed an incomplete or inaccurate report to appear before the committee to explain the failure to file said report or the incomplete or inaccurate report.
15. The house ethics committee shall prescribe forms and procedures for compliance with these rules.
16. All statements and reports under these rules shall be public records open to public inspection at all reasonable times.
2. Renumber the remaining rule.

LIPSKY of Linn
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, February 17, 1975.

# JOURNAL OF THE HOUSE 

Thirty-sixth Calendar Day-Twenty-fifth Session Day

Hall of the house of Represhentatives
Dins Monnes, Iowa, Monday, Fmbrdary 17, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend R. B. Flentgen, pastor of the Immanuel Lutheran Church, Estherville, Iowa.

The Journal of Friday, February 14, 1975, was approved.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Fullerton of Woodbury on request of Junker of Woodbury; Rinas of Linn on request of Jordan of Linn; Drake of Muscatine for the morning session on request of Den Herder of Sioux; Dyrland of Clayton on request of Jochum of Dubuque; Newhard of Jones on request of Fitzgerald of Webster; Welden of Hardin for the morning session on request of Kreamer of Polk; Pavich of Pottawattamie for the morning session on request of Walter of Pottawattamie.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 5, 115 and 116, under Rule 35.

## INTRODUCTION OF BILLS

House File 228, by committee on appropriations, a bill for an act relating to the payment of witnesses by the labor commissioner.

Read first time and placed on appropriations calendar.
House File 229, by committee on appropriations, a bill for an act relating to the payment of expenses of presidential electors.

Read first time and placed on appropriations calendar.
House File 230, by committee on ways and means, a bill for an
act relating to uniformity of time limits in the inheritance and estate tax laws.

Read first time and placed on ways and means calendar.
House File 231, by committee on ways and means (committee on ways and means), a bill for an act providing for the full disclosure of the sales price in real estate transfers and providing penalties for violations of this act.

Read first time and placed on ways and means calendar.
House File 232, by Patchett, a bill for an act relating to bank deposits.

Read first time and referred to committee on commerce.
House File 233, by Lipsky and Drake, a bill for an act relating to seat belts on school buses.

Read first time and referred to committee on transportation.
House File 234, by Harvey, a bill for an act relating to the regulation of trade or vocational schools.

Read first time and referred to committee on education.
House File 235, by Drake, a bill for an act relating to the movement of oversized mobile homes in this state.

Read first time and referred to committee on transportation.
House File 236, by Byerly, Cusack, Woods, Bortell, Mennenga, Miller of Cerro Gordo, West, Poncy, Jesse, Horn, Hargrave, Readinger, Krause, Connors, Caffrey, Hutchins, Wulff, Schroeder, Nielsen, Wells, Hennessey and Harper, a bill for an act to provide reimbursement for the enrollment of senior citizens in certain courses offered by area schools and to make an appropriation.

Read first time and referred to committee on appropriations.
House File 237, by Patchett, Koogler, Hines, Avenson, Gilloon, Dieleman, Walter, Pavich, Middleton, Griffee, O'Halloran, Jordan, Bina, Horn and Dunton, a bill for an act to require publication of corrections to delinquent tax lists which are published.

Read first time and referred to committee on ways and means.
House File 238, by Jochum, Hines, Higgins, Small, Gilloon, Middleton, Readinger, Dyrland and Tauke, a bill for an act relating to the use of polygraph examination during the interview of a prospective employee and providing a penalty.

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

House File 239, by Stromer, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district.

Read first time and referred to committee on agriculture.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 67, a bill for an act to remove a certain species from the list of noxious weeds.

Also: That the Senate has on February 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 173, a bill for an act relating to the letting of contracts by county officers.

- Also: That the Senate has on February 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 92, a bill for an act to amend the occupational safety and health act including the penalty provided by law.

Also: That the Senate has on February 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 123, a bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession.

Also: That the Senate has on February 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 153, a bill for an act relating to the disposition of seized cigarettes.

Also: That the Senate has on Thursday, February 13, 1975, amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 6, relating to the investigation of American Beef Packers filing petition for bankruptcy.

Also: That the Senate has on February 13, 1975, amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 7, relating to federal disaster assistance to Iowa beef producers suffering losses of livestock as a result of a blizzard.

CLARK•R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION 6

## H-3103

1 Amend House Concurrent Resolution 6 as follows:
2 (1) Page 1, line 1, striking the word "beef" and
3 insert in lieu thereof the word "livestock".
(2) Page 1, line 4, strike the word "beef" and insert in lieu thereof the word "livestock".
(3) Page 1, line 11, strike the word "beef"
and insert in lieu thereof the word "livestock".
(4) Page 1, line 12, strike the words "beef and beef products", and insert in lieu thereof the words "livestock and livestock products".

## SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION 7

[^16]1 Amend House Concurrent Resolution 7 as follows:
2 (1) Page 1, line 1, strike the word "cattlemen"
3 and insert in lieu thereof the words "livestock and 4 poultry producers".
(2) Page 1, line 2, strike the word "beef" and insert in lieu thereof the word "meat".
(3) Page 1, line 5, strike the word "beef" and insert in lieu thereof the word "meat".
(4) Page 1, line 8, following the word "livestock" insert, "and poultry".

## SENATE MESSAGE CONSIDERED

Senate File 92, a bill for an act to amend the occupational safety and health act including the penalty provided by law.

Read first time and passed on file.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 15

Patchett of Johnson called up for consideration House Concurrent Resolution 15, filed on February 13, 1975, and found on pages 293 and 294 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## SENATE AMENDMENT CONSIDERED

## HOUSE REFUSES TO CONCUR

Hutchins of Guthrie called up for consideration House File 99, a bill for an act relating to temporary closing of highways, amended by the Senate, and moved that the House refuse to concur in the following Senate amendment:

H-3094
1 Amend House File 99, page 1, line 10, by
2 inserting after the word "signs" the words "and
3 'detour' signs'.
A non-record roll call was requested.
The ayes were 74, nays 10.
The motion prevailed and the House refused to concur in the Senate amendment.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 54, a bill for an act changing the manner of election of soil conservation district commissioners, and relating to the statutory provisions for establishment of soil conservation districts and for filling certain nonpartisan offices at the general election, with report of committee recommending amendment and passage, was taken up for consideration.

Pellett of Cass asked and received unanimous consent that amendment $\mathrm{H}-3003$, filed by him on January 28, 1975, and found on page 136 of the House Journal, be withdrawn.

Hullinger of Decatur offered the following amendment H-3085 filed by the committee on natural resources and moved its adoption:
H-3085
Amend House File 54 as follows:
2 1. Page 2, line 16, by striking the words "second secular day of January" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday".
2. Page 2, line 35 , by inserting a period at the end of the line.
3. Page 3, by striking lines 1 through 11, inclusive, and that portion of line 12 before the word "Every".
4. Page 4, line 11, by striking the words "second secular day of January, 1977" and inserting in lieu thereof the words "first day of January, 1977 that is not a Sunday or holiday".
5. Page 4, line 17, by striking the words "second secular day of January, 1983" and inserting in lieu thereof the words "first day of January, 1983 that is not a Sunday or holiday".
6. Page 4, line 23 , by striking the words "second secular day of January, 1979" and inserting in lieu thereof the words "first day of January, 1979 that is not a Sunday or holiday".
7. Page 4, line 28, by striking the words "second secular day of January, 1981" and inserting in lieu thereof the words "first day of January, 1981 that is not a Sunday or holiday".
8. Page 4, line 35, by striking the words "second secular day of January of" and inserting in lieu thereof the words "first day of January that is not a Sunday or holiday in".

Amendment $\mathrm{H}-3085$ was adopted.
Pellett of Cass moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 54)
The ayes were, 78:

| Anderson | Egenes | Jochum | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Pellett |
| Baker | Fitzgerald | Koogler | Perkins |
| Bennett | Gentleman | Kreamer | Poncy |
| Bina | Gilloon | Lageschulte | Scheelhaase |
| Bittle | Griffee | Lindeen | Schroeder |
| Bortell | Halvorson | Lonergan | Small |
| Brandt | Hansen | McElroy | Spear |
| Brockett | Hargrave | Menke | Spencer |
| Brunow | Harper | Middleswart | Stephens |
| Caffrey | Harvey | Middleton | Svoboda |
| Clark | Hennessey | Millen | Tauke |
| Connors | Higgins | Miller, A.V. | Tofte |
| Cusack | Hines | Miller, K. D. | Varley |
| Daggett | Hinkhouse | Miller, O. L. | Wells |
| Danker | Horn | Nealson | West |
| Den Herder | Howell | Norland | Woods |
| Dieleman | Hullinger | Oakley | Wyckoff |
| Doyle | Husak | O'Halloran | Mr. Speaker |
| Dunton | Hutchins |  |  |

The nays were, 5:

| Byerly <br> Crawford | Jesse | Readinger | Walter |
| :--- | :--- | :--- | :--- |
| Absent or not | voting, 17: |  |  |
| Branstad Jordan | Monroe | Rinas |  |
| Crabb | Krause | Newhard | Stromer <br> Drake |
| Dyrland | Lipsky | Mennenga | Nielsen |
| Davich | Welden |  |  |
| Wulff |  |  |  |

Fullerton

Jordan Krause Mennenga

Rinas Stromer

Wulff

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

House File 59, a bill for an act exempting certain military personnel from obtaining a hunting or fishing license, with report of committee recommending amendment and passage, was taken up for consideration.

Middleswart of Warren offered the following amendment $\mathrm{H}-3086$ filed by the committee on natural resources and moved its adoption:
H-3086
1 Amend House File 59 as follows:
2 1. Page 1, line 11, by inserting after the
word "person" the following: "who is on active
duty with the Armed Forces of the United States, on authorized leave".
2. Page 1, line 12, 13, and 14 by striking the following: "who is a member of the military or naval forces of the United States on active duty excluding members of the Iowa national guard" and inserting in lieu thereof the following: "[who is a member of the military or naval forces of the United States on active duty]".

Amendment H—3086 was adopted.
Junker of Woodbury rose on a point of order and invoked Rule 31.

The Speaker ruled the point not well taken.
Woods of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 59)
The ayes were, 78:

| Anderson | Doyle Jochum O'Halloran <br> Avenson <br> Dunton Jordan Patchett <br> Baker Egenes Junker | Pellett |  |
| :--- | :--- | :--- | :--- |
| Bennett | Evans | Koogler | Perkins |
| Bina | Fitzgerald | Kreamer | Poncy |
| Bittle | Gentleman | Lageschulte | Schroeder |
| Bortell | Gilloon | Lindeen | Small |
| Brandt | Grifiee | Lonergan | Spear |
| Brockett | Halvorson | McElroy | Spencer |
| Brunow | Hansen | Menke | Stephens |
| Caffrey | Hargrave | Middleswart | Svoboda |
| Clark | Harper | Middleton | Tofte |
| Connors | Hennessey | Millen | Varley |
| Crabb | Higgins | Miller, A V. | Walter |
| Crawford | Hines | Miller, K. D. | Wells |
| Cusack | Horn | Miller, O. L. | West |
| Daggett | Howell | Nealson | Woods |
| Danker | Hullinger | Norland | Wyckoff |
| Den Herder | Husak | Oakley | Mr. Speaker |
| Dieleman | Hutchins |  |  |
| The nays were, | 7: |  |  |
| Byerly | Hinkhouse | Readinger | Tauke |
| Harvey | Jesse | Scheelhaase |  |

Absent or not voting, 15:

| Branstad | Krause | Newhard | Stromer |
| :--- | :--- | :--- | :--- |
| Drake | Lipsky | Nielsen | Welden |
| Dyrland | Mennenga | Pavich | Wulff |
| Fullerton | Monroe | Rinas |  |

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

Senate File 78, a bill for an act relating to claims for the reimbursement for property taxes paid by persons sixty-five years of age and older or totally disabled, with report of committee recommending passage, was taken up for consideration.

Lonergan of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 78)
The ayes were, 85:

| Anderson | Dunton | Jochum | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Jordan | Pellett |
| Baker | Evans | Junker | Perkins |
| Bennett | Fitzgerald | Koogler | Poncy |
| Bina | Gentleman | Kreamer | Readinger |
| Bittle | Gilloon | Lageschulte | Scheelhaase |
| Bortell | Griffee | Lindeen | Schroeder |
| Brandt | Halvorson | Lipsky | Small |
| Brockett | Hansen | Lonergan | Spear |
| Brunow | Hargrave | McElroy | Spencer |
| Byerly | Harper | Menke | Stephens |
| Caffrey | Harvey | Middleswart | Svoboda |
| Clark | Hennessey | Middleton | Tauke |
| Connors | Higgins | Milen | Tofte |
| Crabb | Hines | Miller, A.V. | Varley |
| Crawford | Hinkhouse | Miller, K.D. | Walter |
| Cusack | Horn | Miller, O. L. | Wells |
| Daggett | Howell | Nealson | West |
| Danker | Hullinger | Norland | Woods |
| Den Herder | Husak | Oakley | Wyckoff |
| Dieleman | Hutchins | O'Halloran | Mr. Speaker |
| Doyle |  |  |  |
| The nays were | none. |  |  |
| Absent or not | voting, 15: |  |  |
| Branstad | Jesse |  |  |
| Drake | Krause | Newhard | Stromer |
| Dyrland | Mennenga | Nielsen | Welden |
| Fullerton | Monroe | Rinas | Wulff |

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

## SENATE FILE 92 SUBSTITUTED FOR HOUSE FILE 204

Connors of Polk asked and received unanimous consent to substitute Senate File 92 for House File 204.

Senate File 92, a bill for an act to amend the occupational safety and health act including the penalty provided by law, was taken up for consideration.

Wells of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 92)
The ayes were, 70:

| Anderson | Fitzgerald | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Krause | Readinger |
| Baker | Gilloon | Lageschulte | Scheelhaase |
| Bina | Griffee | Lindeen | Schroeder |
| Brandt | Halvorson | Lipsky | Small |
| Brockett | Hansen | Lonergan | Spear |
| Brunow | Hargrave | McEIroy | Spencer |
| Byerly | Harper | Menke | Svoboda |
| Caffrey | Hennessey | Middleton | Tauke |
| Clark | Higgins | Miller, A.V. | Tofte |
| Connors | Hinkhouse | Miller, K. D. | Varley |
| Crawford | Horn | Miller, O. L. | Walter |
| Cusack | Howell | Norland | Wells |
| Daggett | Hullinger | Oakley | West |
| Dieleman | Husak | O'Halloran | Woods |
| Doyle | Jochum | Patchett | Wyckoff |
| Dunton | Jordan | Pellett | Mr. Speaker |
| Egenes | Junker |  |  |
| The nays were, | 15: |  |  |
| Bennett | Danker |  |  |
| Bittle | Den Herder | Hutchins | Nealson |
| Bortell | Evans | Middleswart | Perkins |
| Crabb | Harvey | Millen |  |
| Absent or not | voting, 15: |  |  |
| Branstad | Hines |  | Newhard |
| Drake | Jesse | Nielsen | Stromer |
| Dyrland | Mennenga | Pavich | Welden |
| Fullerton | Monroe | Rinas | Wulft |

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

HOUSE FILE 204 WITHDRAWN
Connors of Polk asked and received unanimous consent to withdraw House File 204 from further consideration by the House.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3027, filed by him on February 4, 1975, and found on page 190 of the House Journal, be withdrawn.

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

On the question "Shall the bill pass?" (S.F. 14)
The ayes were, 80 :

| Anderson | Duton | Koogler | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Krause | Perkins |
| Baker | Evans | Kreamer | Poncy |
| Bennett | Fitzgerald | Lageschulte | Readinger |
| Bina | Gentleman | Lindeen | Scheelhaase |
| Bittle | Gilloon | Lipsky | Schroeder |
| Bortell | Griffee | Lonergan | Small |
| Brockett | Halvorson | Mcelroy | Spear |
| Byerly | Hansen | Menke | Spencer |
| Caffrey | Hargrave | Middleswart | Stephens |
| Clark | Harper | Middleton | Svoboda |
| Connors | Hennessey | Millen | Tauke |
| Crabb | Hinkhouse | Miller, A. V. | Tofte |
| Crawford | Howell | Miller, K. D. | Varley |
| Cusack | Hullinger | Miller, O. L. | Walter |
| Daggett | Husak | Nealson | Wells |
| Danker | Hutchins | Norland | West |
| Den Herder | Jochum | Oakley | Woods |
| Dieleman | Jordan | O'Halloran | Wyckoff |
| Doyle | Junker | Patchett | Mr. Speaker |
| The nays were, 5 : |  |  |  |
| Brunow | Higgins | Horn | Jesse |
| Harvey |  |  |  |
| Absent or not voting, 15: |  |  |  |
| Brandt | Fullerton | Newhard | Stromer |
| Branstad | Hines | Nielsen | Welden |
| Drake | Mennenga | Pavich | Wulff |
| Dyrland | Monroe | Rinas |  |

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

## HOUSE FILE 19 WITHDRAWN

Halvorson of Clayton asked and received unanimous consent to withdraw House File 19 from further consideration by the House.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

Senate File 40, a bill for an act relating to fair trade practices, with report of committee recommending passage, was taken up for consideration.

Brockett of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 40)
The ayes were, 85 :

| Anderson | Dunton | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Junker | Perkins |
| Baker | Evans | Koogler | Poncy |
| Bennett | Fitzgerald | Krause | Readinger |
| Bina | Gentleman | Kreamer | Scheelhaase |
| Bittle | Gilloon | Lageschulte | Schroeder |
| Bortell | Griffee | Lindeen | Small |
| Brandt | Halvorson | Lonergan | Spear |
| Brockett | Hansen | McElroy | Spencer |
| Brunow | Hargrave | Menke | Stephens |
| Byerly | Harper | Middleswart | Svoboda |
| Caffrey | Harvey | Middleton | Tauke |
| Clark | Hennessey | Millen | Tofte |
| Connors | Higgins | Miller, A.V. | Varley |
| Crabb | Hines | Miller, K. D. | Walter |
| Crawford | Hinkhouse | Miller, O. L. | Wells |
| Cusack | Howell | Nealson | West |
| Daggett | Hullinger | Norland | Woods |
| Danker | Husak | Oakley | Wulff |
| Den Herder | Hutchins | O'Halloran | Wyckoff |
| Dieleman | Jochum | Patchett | Mr. Speaker |
| Doyle |  |  |  |
| The nays were, | 8: |  |  |
| Horn | Jesse |  |  |
| Absent or not voting, 12: | Fullerton | Mipsky |  |
| Branstad |  |  | Newhard |

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

Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive, with report of committee recommending amendment and passage, was taken up for consideration.

Husak of Tama offered the following amendment H-3082 filed by the committee on agriculture:

H-3082

Amend Senate File 44, as amended and passed by the Senate, by striking everything after the enacting clause and inserting in lieu therof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), subsection five (5), Code 1975, is amended to read as follows:
5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and the trailer or semitrailer; except that motor trucks registered for six tons or less [pulling trailers, as defined in section 321.1 , subsection 9 , registered as provided in this section shall not be subject to registration for the gross weight of such trailer], not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner or livestock owned by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixtysix (321.466) of the Code.

Sec. 2. Any person who has paid registration fees for a motor truck and trailer or semitrailer for the combined gross weight of the motor truck and trailer or semitrailer for the calendar year 1975 in an amount in excess of the registration fees computed on a motor truck and trailer or semitrailer pursuant to section one (1) of this Act may file an application for refund of the full amount of the excess fee with the county treasurer of the county in which the motor truck and trailer or semitrailer are registered. Claims for refund filed under the provisions of this section shall be filed with the county treasurer on forms provided by the department of public safety. Refunds paid under the provisions of this section shall be paid from the reimbursement fund of the department of public safety under subsection two (2) of section three hundred twenty-one point one hundred forty-five (321.145) of the Code.

Sec. 3. The provisions of sections one (1) and two (2) of this Act shall be retroactive to December 1, 1974 for registration fees collected for registration plates issued for the calendar year 1975.
Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Swea City Herald,

## Page 2

1 a newspaper published in Swea City, Iowa, and in The

2 Forest City Summit, a newspaper published in Forest
3 City, Iowa."
West of Marshall offered the following amendment $\mathrm{H}-3092$ to the committee amendment $\mathrm{H}-3082$ filed by him and moved its adoption:
H-3092
1 Amend the committee on agriculture amendment
2 H- 3082 to Senate File 44 as amended and passed by the 3 Senate, as follows:

1. Page 1 , line 20 , by inserting after the word
"operation" the words "or used by any person to transport horses".
A non-record roll call was requested.
The ayes were 53, nays 32 .
Amendment H-3092 was adopted.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker pro tempore Jesse in the chair at 11:49 a.m.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3106$ to the committee amendment H-3082 filed by him from the floor:

H-3106
Amend the committee on agriculture amendment, H -
3082, to Senate File 44, as follows:

1. By striking lines 4 through 25 and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one (321.1), subsection seventy-two (72), Code 1975, is amended to read as follows:
2. A "SPECLAL TRUCK" means a motor truck not used for hire with a gross weight registration of [eight] seven through [twelve] eighteen tons, inclusive, used by a person engaged in farming to transport commodities produced only by the owner, or to transport commodities purchased by the owner for use in his own farming operation. The owner of a motor truck registered as a special truck may mount and operate a camper unit on the special truck, tow a travel trailer or otherwise use the special truck for purposes of personal transportation.

Sec. 2. Section three hundred twenty-one point one (321.1), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. "Horse trailer" means any semitrailer, not used for hire, designated primarily for transporting horses which is used exclusively by the owner for the transportation of horses.

Sec. 3. Section three hundred twenty-one point one hundred twenty-one (321.121), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
321.121 SPECIAL TRUCKS FOR FARM USE. The annual
registration fees for special trucks shall be computed
in accordance with the following schedule:

1. With a combined gross weight of seven tons or more but not exceeding eight tons, seventy-five dollars.
2. With a combined gross weight exceeding eight tons but not exceeding ten tons, one hundred dollars.
3. With a combined gross weight exceeding ten tons but not exceeding twelve tons, one hundred fifty dollars.
4. With a combined gross weight exceeding twelve tons but not exceeding fifteen tons, two hundred dollars.
5. With a combined gross weight exceeding fifteen tons but not exceeding eighteen tons, two hundred fifty dollars.

Any person convicted of using a truck registered as a special truck for any purpose other than permitted by section three hundred twenty-one point one (321.1), subsection seventy-two (72), of the Code, shall, in
addition to any other penalty imposed by law, be required to pay regular motor truck registration fees upon the truck. Two distinctive tonnage emblems shall be issued upon registration of a motor truck as a special truck.

A motor truck pulling a horse trailer may be registered as a special truck if the horse trailer is not used for hire.

Sec. 4. Section three hundred twenty-one point one hundred twenty-two (321.122), subsection one (1), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

The annual registration fee for motor trucks [except] special trucks, truck tractors, or road tractors, shall be based on the combined gross weight of any combination of vehicles. All trucks, truck tractors, semitrailers, or road tractors shall be registered for a gross weight equal to or in excess of the unladen weight of the vehicle or combination of vehicles. The annual registration fee for such vehicle or combination of vehicles shall be:

Sec. 5. Section three hundred twenty-one point one hundred twenty-three (321.123), subsection five (5), Code 1975, is amended to read as follows:
5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and the trailer or semitrailer; except that motor trucks

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registered for six tons or less [pulling trailers,
as defined in section 321.1, subsection 9, registered
as provided in this section shall not be subject to
registration for the gross weight of such trailer]
not used for hire, pulling trailers or semitrailers
shall not be subject to registration for the gross
weight of such trailer or semitrailer providing the
combined gross weight does not exceed seven ton, plus
the tolerance provided for in section three hundred.
twenty-one point four hundred sixty-six (321.466)
of the Code.
Sec. 6. Section three hundred twenty-one point three hundred nine (321.309), Code 1975, is amended by adding the following new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. A motor truck shall
not pull a trailer or semitrailer unless the gross
weight of the motor truck exceeds twenty percent of the gross weight of the combination of vehicles."
2. By renumbering sections and correcting internal references as may be necessary.
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Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3106$ was not germane.

The Speaker ruled the point not well taken and amendment H-3106 germane.

Krause of Palo Alto rose on a point of order that with the adoption of amendment $\mathrm{H}-3092$, amendment $\mathrm{H}-3106$ was not in order.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-3106$ in order.

On motion by Fitzgerald of Webster, the House was recessed until 1:15 p.m.
(Amendment $\mathrm{H}-3106$ to amendment $\mathrm{H}-3082$ pending at recess.)

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette.

Roll call revealed seventy members present, thirty absent.
The House resumed consideration of amendment H-3106 to amendment H-3082.

Schroeder of Pottawattamie moved the adoption of amendment $\mathrm{H}-3106$ to the committee amendment $\mathrm{H}-3082$.

A non-record roll call was requested.
The ayes were 29 , nays 54 .
Amendment H-3106 lost.
Hutchins of Guthrie moved the adoption of the committee amendment H—3082, as amended.

Lipsky of Linn moved that Senate File 44 be referred to the committee on transportation.

A non-record roll call was requested.
The ayes were 26 , nays 63 .
The motion lost.
On the Hutchins motion that the committee amendment $\mathrm{H}-3082$, as amended, be adopted, a non-record roll call was requested.

The ayes were 71, nays 14 .
Amendment H-3082, as amended, was adopted.
By unanimous consent the following title amendment $\mathrm{H}-3112$ filed by Drake of Muscatine was adopted:
H-3112
1 Amend the title by striking all after the word
2 "of" and inserting in lieu thereof the words
3 "relating to certain farm or horse trailers which
4 are not used for hire and making the act
5 retroactive."
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 44)
The ayes were, 81 :
Anderson

Avenson $\quad$\begin{tabular}{l}
Caffrey <br>
Cochran

$\quad$

Drake <br>
Baker
\end{tabular}

| Jordan | Millen |
| :--- | :--- |
| Junker | Miller, A. V. |
| Koogler | Miller, K. $\mathbf{D}$ |
| Krause | Miller, O. L. |
| Lageschulte | Monroe |
| Lindeen | Nielsen |
| McEEroy | Norland |
| Menke | Oakley |
| Middleswart | O'Halloran |
| Middleton | Patchett |

Pavich
Pellett
Perkins
Poncy
Readinger
Scheelhaase
Spear
Spencer
Stephens
Svoboda
Varley
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker
(Jesse)

The nays were, 11:

| Clark | Lonergan | Small | Walter |
| :---: | :---: | :---: | :---: |
| Harvey | Nealson | Tauke | Woods |
| Lipsky | Schroeder | Tofte |  |
| Absent or not voting, 8: |  |  |  |
| Branstad | Fullerton | Mennenga | Rinas |
| Dyrland | Kreamer | Newhard | Stromer |

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

## HOUSE FILE 53 WITHDRAWN

Husak of Tama asked and received unanimous consent to withdraw House File 53 from further consideration by the House.

## ANNOUNCEMENT OF REAPPOINTMENTS

Pursuant to his powers of appointment, the Speaker has reappointed the following legislators:

Richard Byerly, American Revolution Bicentennial Commission
Laverne Schroeder, Confidential Records Council
Philip Hill, Interstate Co-operation Commission
Glen Bortell, Police Communications Review Committee
Donald Doyle, Police Communications Review Committee
Lester D. Menke, Supreme Court Advisory Council
Glenn Brockett, Capitol Planning Commission
Russell Wyckoff, Iowa Law Enforcement Academy Council
Richard Welden, Higher Education Facilities Commission
Greg Cusack, Energy Policy Council
Greg Cusack, Commission on Aging
John Connors, Child Abuse Council
Brice Oakley, Energy Policy Council
EXPLANATION OF VOTE
(House Files 54, 59, 99 and Senate Files 14, 40, 78 and 92)
I was necessarily absent from the House chamber when the vote was
taken on House Files 54, 59, 99 and Senate Files 14, 40, 78, and 92. Had I been present, I would have voted "aye".

NIELSEN of Polk

## UNANIMOUS CONSENT CALENDAR

(House Concurrent Resolution 12)
We hereby request that House Concurrent Resolution 12, filed on February 7, 1975, and found on pages 230 and 231 of the House Journal, be placed on the unanimous consent calendar.

PATCHETT of Johnson
AVENSON of Fayette PONCY of Wapello

## HOUSE RESOLUTION 7 <br> By Hines

Whereas, Steve Carney, sixteen years of age and a resident of Sioux City, Iowa, is presently awaiting major surgery in a Omaha, Nebraska hospital; and

Whereas, Steve Carney has demonstrated the political awareness of the youth of today by carefully following the major state and national issues and the issues facing the Iowa General Assembly; and

Whereas, Steve Carney because of his great interest in the political processes of the state and nation has in the past worked on a volunteer basis in the office of the former Sixth District Congressman, Wiley Mayne; and

Whereas, it is the hope of the Iowa House of Representatives that Steve Carney, following major surgery, will continue to maintain his awareness and participation in the political processes of this state and nation and will encourage other youth of this state to do the same; Now Therefore,

Be It Resolved by the House of Representatives, That the House extends its best wishes for a speedy recovery to Steve Carney and urges him to maintain his courageous attitude and faith and activity in the state and national political processes; and

Be It Further Resolved, That a copy of this resolution be forwarded to Steve Carney by the Chief Clerk of the House.
Laid over under Rule 25.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 14, 1975, he approved and transmitted to the Secretary of State the following bill:

House File 56, an act relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and the franchise tax.

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 228, a bill for an act relating to the payment of witnesses by the labor commissioner, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 229, a bill for an act relating to the payment of expenses of presidential electors, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

$\mathrm{H}-3110$

Amend House File 112, page 1, by inserting after line 2 , the following new section:
"Sec. ..... Chapter one hundred eleven point eighteen (111.18), Code 1975, is amended to read as follows:
Jurisdiction over all meandered streams and lakes of this state and of state lands bordering thereon, not now used by some other state body for state purposes, except all bars or islands in the channels of such streams heretofore platted by the United States or the state of Iowa, is conferred upon the commission. The exercise of this jurisdiction shall be subject to the approval of the Iowa natural resources council in matters relating to or in any manner affecting flood control. The commission, with the approval of the executive council, may establish parts of such property into state parks, and when so established all of the provisions of this chapter relative to public parks shall apply thereto."

MONROE of Des Moines
H-3109
Amend House File 205, page 1, by striking all
after the word "which" in line 6, and all of lines 7,
38 , and 9 and inserting in lieu thereof the following:
4 "is determined to be necessary for the safety of the
5 employees by the State Department of Transportation."

H-3105

Amend the House Code of Ethics report appearing on page 231 of the February 7, 1975, House Journal as follows:

1. Page 231, line 4 of the preamble, by striking the figures " 1973 " and inserting in lieu thereof the figures " 1975 ".
2. Page 232, Rule 6, by striking numbered paragraphs 1, 2, 3 (a) (b) (c) and inserting in lieu thereof the following:
" 1 . The nature of each business in which s/he is engaged and the nature of the business of each company in which s/he or a spouse has a financial interest.
3. The name of any state or national business, trade, labor, farm, professional, religious, educational or charitable association, foundation or organization by which $\mathrm{s} / \mathrm{he}$, his/her partner or business associate is employed or retained or has rendered services for compensation within the last twelve months.
4. Every office or directorship held by the legislator in any corporation, firm, enterprise, labor union, farm organization, cooperative, religious, educational or charitable association or organization, or trade or professional association held during the last twelve months and every membership in such an organization which is engaged in actively supporting or opposing legislation in the general assembly. The name of the entity shall be set out."
5. Page 232, Rule 6, by striking subparagraphs (a) (b) (c) of paragraph 3 and inserting in lieu thereof the following:
"a. Organizations as defined by section five hundred four point five (504.5), Code 1975.
b. Organizations holding a certificate of exemption as a non-profit organization pursuant to sections five hundred four (504) (C) (3) and (4) of the 1954 Internal Revenue Code of the United States, as amended."
6. Page 233, by striking Rule 10 and inserting in lieu thereof the following:
"10. Advisory opinions may be rendered as set out in section sixty-eight $B$ point ten (68B.10), Code 1975, upon request of a member of the General Assembly."
7. Page 233, by striking Rule 3 of the Lobbyist Rules and inserting in lieu thereof the following:
"3. Lobbyists shall only be permitted on the

## Page 2

1 of the House."

2 6. Page 234, Rule 7, by striking all of 3 paragraph (d).

OAKLEY of Clinton DRAKE of Muscatine MILLEN of Van Buren

H-3107
1 Amend the House Code of Ethics report appear-
2 ing on page 231 of the February 7, 1975, House
3 Journal as follows:
4 1. Page 234, by striking in rule 11 the
5 words, "[Such activity will result in dismissal by
6 the Chief Clerk.]"
SMALL of Johnson
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, February 18, 1975.

## JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day-Twenty-sixth Session Day
Hall of the House of Representatives
Des Moines, Iowa, Tubsday, February 18, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Stanley L. Carlson, pastor of the Central Lutheran Church, Des Moines, Iowa.

The Journal of Monday, February 17, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Tom Viner, Leon, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Branstad of Winnebago on request of Harvey of Scott.

## PRESENTATION OF VISITORS

Doyle of Woodbury presented to the House the Honorable John P. Shannahan, former member of the House during the Sixty-first General Assembly representing Woodbury County.

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

Sixty-five eighth grade students from Callanan Junior High, Des Moines, accompanied by Mrs. Downard, Mr. Keith and Mr. Wilkinson. By Gentleman of Polk.

Seventy seventh and ninth grade students from McCombs Junior High, Des Moines, accompanied by Carol Brown and Mr. Campbell. By Woods of Polk.

Twenty-nine sixth, seventh and eighth grade students from Peoria Christian School, Pella, accompanied by Robert De Jager. By Dieleman of Marion.

Forty members of the Adult Farmers class from Mason City accompanied by Ken Shadle. By Miller of Cerro Gordo and Norland of Worth.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 228 and 229, under Rule 35.

## INTRODUCTION OF BILLS

House File 240, by Wyckoff, Junker, Miller of Buchanan, Jordan and Jochum, a bill for an act relating to farming by domestic and foreign corporations, requiring reports, and providing a penalty.

Read first time and referred to committee on agriculture.
House File 241, by Cusack and Bina, a bill for an act relating to the definition of delinquent child.

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

House File 242, by Patchett, Bina, Cusack, Jordan, Walter, Wells, Mennenga, Dunton and Howell, a bill for an act to make general election day a legal public holiday.

Read first time and referred to committee on state government.
House File 243, by Patchett, Brandt, O'Halloran, Bina, Dyrland, Hines, Monroe, Mennenga, Koogler, Middleton, Jochum, Dunton and Howell, a bill for an act relating to absences of public employees for pregnancy and recovery from pregnancy and to provide a penalty.

Read first time and referred to committee on labor and industrial relations.

House File 244, by Patchett, Koogler, Hines, Gilloon, Dieleman, Jochum, Hargrave, Brandt, Griffee, O'Halloran, Jordan, Bina, Horn and Dunton, a bill for an act relating to duties to disabled persons and providing penalties.

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

House File 245, by Oakley, Bortell, Harvey, Dieleman, Nealson of Muscatine, Mennenga, Schroeder, Bennett, Stephens, Brockett,

Halvorson, Egenes, Crabb, Daggett, Den Herder, Wells, Menke, Evans, Howell and Spencer (Plymat, Shaff, Hill of Jasper, Miller of Marshall, Van Gilst, Andersen, Bergman, Rodgers, Priebe, Heying, Robinson, Nystrom, Scott, Taylor, Willits, Schwengels, Gluba and Curtis), a bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol and the penalties provided therefor; making certain acts illegal and providing a penalty for their commission; and relating to procedures required in the application of the implied consent law.

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

House File 246, by Norland and West (Hansen, Carr, Nystrom and Robinson), a bill for an act relating to campaign finance and disclosure and providing penalties for violations.

Read first time and referred to committee on state government.
House File 247, by Patchett, Dyrland, Hines, Hargrave, Cusack, Griffee, Jordan and Horn, a bill for an act relating to price increases of merchandise and providing penalties.

Read first time and referred to committee on commerce.
House File 248, by Jesse, Newhard, Fitzgerald, Avenson, Woods, Byerly, Hines, Lonergan, Norland, Patchett, Dyrland, Higgins, Middleton, Caffrey, Brunow, O'Halloran, Middleswart, Rinas, Jordan, Monroe, Pavich, Poncy, Horn, Wells, Cusack, Harper, Hargrave, Brandt, Bina, Walter, Readinger, Husak, Miller of Calhoun, Krause, Schroeder, Stromer, Harvey, Crawford, Tofte, Hansen, Menke, Nealson of Muscatine, Drake, Crabb, Egenes, Jochum, Small, Connors, Doyle, Varley, Anderson and Miller of Buchanan, a bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties.

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

House File 249, by Patchett, Dyrland, Anderson, Hines, Middleton, Hargrave, Cusack, Griffee, Jordan, Bina and Horn, a bill for an act relating to price increases of food products and providing penalties.

Read first time and referred to committee on commerce.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakir: I am directed to inform your honorable body that the Senate has on February 17, 1975, amended the House amendment to, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 70, a bill for an act relating to lights of road machinery.
Also: That the Senate has on February 14, 1975, passed the foliowing bill in which the concurrence of the House is asked:

Senate File 147, a bill for an act amending the duties of the court administrator.

Also: That the Senate has on February 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 149, a bill for an act providing for an appropriation from the general fund to the sewage works treatment construction fund.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 70

H- 8111
1 Amend the House amendment to Senate File 70, lines
210 and 11, by striking the words "road machinery"
3 and inserting in lieu thereof the words "[road
4 machinery]".

## SENATE MESSAGES CONSIDERED

Senate File 123, a bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Iowa Professional Corporation Act.

Read first time and referred to committee on commerce.
Senate File 149, a bill for an act relating to an appropriation from the general fund of the state to sewage works treatment construction fund.

Read first time and passed on file.
Senate File 153, a bill for an act relating to the disposition of seized cigarettes.

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

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
Senate File 5, a bill for an act relating to the membership and
qualifications of the board of review, with report of committee recommending amendment and passage, was taken up for consideration.

Norland of Worth offered the following amendment H-3098 filed by the committee on ways and means and moved its adoption:

H-3098

Amend Senate File 5, as amended and passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred forty-one point thirty-three (441.33), Code 1975, is amended to read as follows:
441.33 SESSIONS OF BOARD OF REVIEW. The board
of review shall be in session from May 1 to May 31,
[both inclusive,] each year and for such additional period as may be required under section 441.37 and shall hold as many meetings as are necessary to discharge its duties. A majority of the members shall be present before the board may conduct any of its business. On June 1 in any year in which a session has not been extended as required under section 441.37, said board shall return all books, records and papers to the assessor except undisposed of protests and records pertaining thereto. If it has not completed its work prior to June 1, in those years in which the session has not been extended under section 441.37 the director of revenue may authorize the board of review to continue in session for such period as is necessary to complete its work, but in no event shall the director of revenue approve a continuance extending beyond August 1. On June 1 or on the final day of any extended session required under section 441.37 or authorized by the director of revenue as herein provided the board of review shall be adjourned until May 1 of the following year. It shall adopt its own rules of procedure, elect its own chairman from its membership, and keep minutes of its meetings. The board shall appoint a clerk who may be a member of such board or any other qualified person, except the assessor or any member of his staff. It may be reconvened by the director of revenue. All undisposed protests in its hands on August 1 shall be automatically overruled and returned to the assessor together with its other records.

Within fifteen days following the adjournment of any regular or special session, the board of review shall submit to the director of revenue, on forms prescribed by the director, a report of any actions taken during that session."
2. Amend the title, line 1 , by striking the words

46 "membership and qualifications" and inserting in lieu
47 thereof the word "sessions".
Amendment H-3098 was adopted.
Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 5)
The ayes were, 92 :

| Anderson | Dyrland | Junker | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Koogler | Pellett |
| Baker | Fitzgerald | Krause | Perkins |
| Bennett | Gentleman | Kreamer | Poncy |
| Bina | Gilloon | Lageschulte | Readinger |
| Bittle | Griffee | Lindeen | Rinas |
| Bortell | Halvorson | Lipsky | Scheelhaase |
| Brandt | Hansen | Lonergan | Schroeder |
| Brockett | Hargrave | McEIroy | Small |
| Brunow | Harper | Mennenga | Spear |
| Caffrey | Harvey | Middleswart | Spencer |
| Clark | Hennessey | Middleton | Stromer |
| Connors | Higgins | Millen | Tauke |
| Crabb | Hines | Miller, A. V. | Tofte |
| Crawford | Hinkhouse | Miller, K. D. | Varley |
| Cusack | Horn | Miller, O.L. | Walter |
| Daggett | Howell | Monroe | Welden |
| Danker | Hullinger | Nealson | Wells |
| Den Herder | Husak | Newhard | West |
| Dieleman | Hutchins | Norland | Woods |
| Doyle | Jesse | Oakley | Wulff |
| Drake | Jochum | O'Halloran | W yckoff |
| Dunton | Jordan | Patchett | Mr. Speaker |
| The nays were, 4: |  |  |  |
| Byerly | Fullerton | Menke | Stephens |
| Absent or not voting, 4: |  |  |  |
| Branstad | Egenes | Nielsen | Svoboda |

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

SENATE FILE 149 SUBSTITUTED FOR HOUSE FILE 184
Rinas of Linn asked and received unanimous consent to substitute Senate File 149 for House File 184.

Senate File 149, a bill for an act relating to an appropriation from the general fund of the state to sewage works treatment construction fund, was taken up for consideration.

Rinas of Linn moved that the bill be read a last time now and
placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 149)
The ayes were, 95 :

| Anderson | Evans |
| :--- | :--- |
| Avenson | Fitzgerald |
| Baker | Fullerton |
| Bennett | Gentleman |
| Bina | Gilloon |
| Bittle | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Clark | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Husak |
| Dieleman | Hutchins |
| Doyle | Jesse |
| Drake | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |
|  |  |

The nays were, none.
Absent or not voting, 5 :
Branstad Dunton
Connors

| Koogler | Pellett |
| :--- | :--- |
| Krause | Perkins |
| Kreamer | Poncy |
| Lageschulte | Readinger |
| Lindeen | Rinas |
| Lipsky | Scheelhaase |
| Lonergan | Schroeder |
| McElroy | Small |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Stephens |
| Middleton | Stromer |
| Millen | Tauke |
| Miller, A. V. | Tofte |
| Miller, K. D. | Varley |
| Miller, O. L. | Walter |
| Monroe | Welden |
| Nealson | Wells |
| Newhard | West |
| Norland | Woods |
| Oakley | Wulfi |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |
| Pavich |  |

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

## HOUSE FILE 184 WITHDRAWN

Rinas of Linn asked and received unanimous consent to withdraw House File 184 from further consideration by the House.

## CONSIDERATION OF BILLS <br> regular calendar

House File 207, a bill for an act to amend the eminent domain procedures relating to the appointment of compensation commissioners, dispossession of landowners, replacement of wells, furnishing appraisals, and interests in land arising after service of notice of assessment, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time
now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 207)
The ayes were, 82:

| Anderson | Fitzgerald | Kreamer | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Lageschulte | Perkins |
| Baker | Gentleman | Lindeen | Poncy |
| Benett | Gilloon | Lonergan | Readinger |
| Bina | Griffee | McEEroy | Rinas |
| Bittle | Halvorson | Menke | Small |
| Bortell | Hansen | Mennenga | Spear |
| Brandt | Hargrave | Middleswart | Spencer |
| Brunow | Hennessey | Middleton | Stephens |
| Cafrey | Higgins | Millen | Stromer |
| Crabb | Hines | Miller, A.V. | Tauke |
| Cusack | Hinkhouse | Miller, K. D. | Varley |
| Daggett | Horn | Miller, O. L. | Walter |
| Danker | Howell | Nealson | Welden |
| DenHerder | Hullinger | Newhard | Wells |
| Dieleman | Hutchins | Norland | West |
| Doyle | Jochum | Oakley | Woods |
| Drake | Jordan | O'Hailoran | Wulft |
| Dyrland | Junker | Patchett | Wyckoff |
| Egenes | Kogler | Pavich | Mr. Speaker |
| Evans | Krause |  |  |

The nays were, 12:

| Byerly | Harper |
| :--- | :--- |
| Clark | Harvey |
| Crawford | Husak |

Absent or not voting, 6:

| Branstad | Connors | Nielsen | Svoboda |
| :--- | :--- | :--- | :--- |
| Brockett | Dunton |  |  |

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

House File 205, a bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on railway bridges and trestles, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3109$ filed by him and moved its adoption:

H-3109
1 Amend House File 205, page 1, by striking all
2 after the word "which" in line 6, and all of lines 7,
3 8, and 9 and inserting in lieu thereof the following:
4 "is determined to be necessary for the safety of the
5 employees by the State Department of Transportation."
A non-record roll call was requested.

The ayes were 23, nays 65 .
Amendment H—3109 lost.
Caffrey of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 205)
The ayes were, 90:

| Anderson | Dyrland | Jordan | Oakley |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Junker | Patchett |
| Baker | Fitzgerald | Koogler | Pavich |
| Bennett | Fullerton | Krause | Pellett |
| Bina | Gentleman | Kreamer | Perkins |
| Bittle | Gilloon | Lageschulte | Poncy |
| Bortell | Griffee | Lindeen | Readinger |
| Brandt | Halvorson | Lipsky | Rinas |
| Brockett | Hansen | Lonergan | Scheelhaase |
| Brunow | Hargrave | McElroy | Small |
| Byerly | Harper | Menke | Spear |
| Caffrey | Harvey | Mennenga | Spencer |
| Clark | Hennessey | Middleswart | Stromer |
| Connors | Higgins | Middleton | Tofte |
| Crabb | Hines | Millen | Varley |
| Crawford | Hinkhouse | Miller, A. V. | Walter |
| Cusack | Horn | Miller, K. D. | Wells |
| Daggett | Howell | Miller, O.L. | West |
| Den Herder | Hullinger | Monroe | Woods |
| Dieleman | Husak | Nealson | Wulff |
| Doyle | Hutchins | Newhard | Wyckoff |
| Drake | Jesse | Norland | Mr. Speaker |
| Dunton | Jochum |  | W. Spaker |
| The nays were, 5: |  |  |  |
| Danker | Stephens | Tauke | Welden |
| Absent or not voting, 5: |  |  |  |
| Branstad | Nielsen | O'Halloran | Sroboda |

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

House File 225, a bill for an act relating to the functions of the laboratory at the state university of Iowa and to change its title to the state hygienic laboratory, was taken up for consideration.

Poncy of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 225)

The ayes were, 91 :

| Anderson | Egenes | Junker | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Koogler | Pavich |
| Baker | Fullerton | Krause | Pellett |
| Bennett | Gentleman | Kreamer | Perkins |
| Bina | Gilloon | Lageschulte | Poncy |
| Bittle | Griffee | Lindeen | Readinger |
| Brandt | Halvorson | Lipsky | Rinas |
| Brockett | Hansen | McElroy | Scheelhaase |
| Brunow | Hargrave | Menke | Small |
| Byerly | Harper | Mennenga | Spear |
| Caffrey | Harvey | Middleswart | Spencer |
| Clark | Hennessey | Middleton | Stromer |
| Connors | Higgins | Millen | Tauke |
| Crabb | Hines | Miller, A. V. | Tofte |
| Crawford | Hinkhouse | Miller, K. D. | Varley |
| Cusack | Horn | Miller, O. L. | Walter |
| Daggett | Howell | Monroe | Welden |
| Den Herder | Hullinger | Nealson | Wells |
| Dieleman | Husak | Newhard | West |
| Doyle | Hutchins | Nielsen | Wulff |
| Drake | Jesse | Norland | Wyckoff |
| Dunton | Jochum | Oakley | Mr. Speakex |
| Dyrland | Jordan | O'Halloran |  |
| The nays were, 5 : |  |  |  |
| Bortell | Lonergan | Schroeder | Stephens |
| Danker |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Branstad | Evans | Svoboda | Woods |

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

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

LEAVE OF ABSENCE
Leave of absence was granted as follows:
Newhard of Jones for the remainder of the day on request of Jesse of Polk.

## CONSIDERATION OF HOUSE CODE OF ETHICS

Harper of Davis called up for consideration the House Code of Ethics filed on February 7, 1975, and found on pages 231 through 234 of the House Journal.

Oakley of Clinton offered amendment H-3105 filed by Oakley, Drake and Millen and requested division of the amendment as follows:

H-3105
1 Amend the House Code of Ethics report appearing 2 on page 231 of the February 7, 1975, House Journal
3 as follows:
H-3105A
4 1. Page 231, line 4 of the preamble, by striking the figures " 1973 " and inserting in lieu thereof the figures " 1975 ".
H-3105B
7 2. Page 232, Rule 6, by striking numbered 8 paragraphs 1, 2, 3 (a) (b) (c) and inserting in lieu 9 thereof the following:
10 " 1 . The nature of each business in which s/he 11 is engaged and the nature of the business of each
12 company in which $s /$ he or a spouse has a financial 13 interest.
14 2. The name of any state or national business, 15 trade, labor, farm, professional, religious, educaceneral assembly. The name of the entity shall be set out." 3105 C
31 Page 232, Rule 6, by striking subparagraphs
32 (a) (b) (c) of paragraph 3 and inserting in lieu
33 thereof the following:
34 "a. Organizations as defined by section five
35 hundred four point five (504.5), Code 1975.
36 b. Organizations holding a certificate of
37 exemption as a non-profit organization pursuant to
38 sections five hundred four (504) (C) (3) and (4) of
39 the 1954 Internal Revenue Code of the United States, 40 as amended."
H-3105D
41 4. Page 233, by striking Rule 10 and inserting
42 in lieu thereof the following:
43
44
"10. Advisory opinions may be rendered as set out in section sixty-eight B point ten (68B.10), Code 1975, upon request of a member of the General
46 Assembly."
H-3105E
47 5. Page 233, by striking Rule 3 of the Lobbyist 48 Rules and inserting in lieu thereof the following:

49 "3. Lobbyists shall only be permitted on the
50 floor of the House pursuant to Rule 20 of the Rules

## Page 2

1 of the House."
H-3105F
2 6. Page 234, Rule 7, by striking all of
3 paragraph (d).
Oakley of Clinton moved the adoption of amendment H-3105A.
Amendment $\mathrm{H}-3105 \mathrm{~A}$ was adopted.
Small of Johnson offered amendment H-3100 filed by Small, et al., and requested division of the amendment as follows:
H-3100
1 Amend the House Code of Ethics Report appearing
2 in the February 7, 1975, House Journal as follows:
H-3100A
3 1. Page 231, by adding after section 1 the
4 following: Gifts, favors, meals, drinks,
5 special treatment or privileges may ap-
6 pear to compromise the integrity of members
7 of the House. Nothing of monetary value
8 should be accepted by a member of the House
9 from any lobbyist seeking thereby to in-
10 fluence the defeat, passage, or modifica-
11 tion of legislation or the conduct of the
12 member in the performance of official
13 duties.
H-3100B
14 2. By striking sections 8, 9, and 10 as found
15 on page 234.
Fitzgerald of Webster moved the previous question on the House Code of Ethics and all amendments filed thereto.

Roll call was requested by Bittle of Polk and Cusack of Scott.
Rules 67 and 68 were invoked.
On the question "Shall the previous question motion prevail?"
The ayes were, 52 :

| Anderson | Hargrave | Koogler | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Harper | Krause | Poncy |
| Baker | Higgins | Lonergan | Rinas |
| Bina | Hines | Middleswart | Scheelhaase |
| Brandt | Hinkhouse | Middleton | Small |
| Brunow | Horn | Miller, A.V. | Sppar |
| Byerly | Howell | Miller, K. D. | Spencer |
| Caffrey | Hullinger | Miller, O. L. | Svoboda |
| Connors | Husak | Monroe | Walter |
| Dieleman | Hutchins | Nielsen | Wells |
| Dunton | Jesse | O'Halloran | Woods |
| Fitzgerald | Jochum | Patchett | Wyckoff |
| Griffee | Jordan | Pavich | Mr. Speaker |

The nays were, 44:

| Bennett | Doyle <br> Brittle |
| :--- | :--- |
| Bortell | Drake <br> Dyrland |
| Brockett | Egenes |
| Clark | Evans |
| Crabb | Fullerton |
| Crawford | Gentleman |
| Cusack | Gilloon |
| Daggett | Halvorson |
| Danker | Hansen |
| Den Herder | Harvey |

Absent or not voting, 4:
Branstad Nealson

| Hennessey | Pellett |
| :---: | :---: |
| Junker | Readinge |
| Kreamer | Schroeder |
| Lageschulte | Stephens |
| Lindeen | Stromer |
| Lipsky | Tauke |
| McElroy | Tofte |
| Menke | Varley |
| Mennenga | Welden |
| Millen | West |
| Oakley | Wulff |
| Newhard | Norland |

The motion prevailed.
Small of Johnson moved the adoption of amendment H-3100A.
Roll call was requested by Varley of Adair and Drake of Muscatine.

Rules 67 and 68 were invoked.
On the question "Shall amendment $\mathrm{H}-3100 \mathrm{~A}$ be adopted ?"
The ayes were, 40 :

| Bina | Dyrland | Jochum | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Egenes | Krause | Rinas |
| Bortell | Evans | Kreamer | Small |
| Brockett | Fullerton | Lindeen | Stephens |
| Brunow | Gentleman | Lipsky | Stromer |
| Byerly | Gilloon | Menke | Svoboda |
| Crawford | Halvorson | Mennenga | Tauke |
| Cusack | Hansen | Norland | Varley |
| Den Herder | Harvey | Oakley | Welden |
| Drake | Higgins | O'Halloran | Wulff |
| The nays were, 57: |  |  |  |
| Anderson | Griffee | Koogler | Pellett |
| Avenson | Hargrave | Lageschulte | Perkins |
| Baker | Harper | Lonergan | Poncy |
| Bennett | Hennessey | McElroy | Scheelhaase |
| Brandt | Hines | Middleswart | Schroeder |
| Caffrey | Hinkhouse | Middleton | Spear |
| Clark | Horn | Millen | Spencer |
| Connors | Howell | Miller, A. V. | Tofte |
| Crabb | Hullinger | Miller, K. D. | Walter |
| Daggett | Husak | Miller, O.L. | Wells |
| Danker | Hutchins | Monroe | West |
| Dieleman | Jesse | Nielsen | Woods |
| Doyle | Jordan | Patchett | W yckoff |
| Dunton | Junker | Pavich | Mr. Speaker |
| Fitzgerald |  |  |  |
| Absent or | roting, 3: |  |  |
| Branstad | Nealson | Newhard |  |

Amendment H-3100A lost.

Gentleman of Polk offered amendment $\mathrm{H}-3115$ filed by her from the floor and requested division of the amendment as follows:

H-3115
1 Amend the House Code of Ethics Report appearing
2 on page 231 of the February 7, 1975, House Journal
as follows:
H-3115A
4 1. Page 232, line 7 of Rule 5, by striking the
5 word "should" and inserting in lieu thereof the word
6 "shall".
H-3115B
7 2. Page 232, line 6 of Rule 6, by striking the 8 words "with the following exceptions:" and inserting
9 in lieu thereof the words "in any organization."
10 3. Page 232 by striking lines 7, 8, and 9 of
11 Rule 6.
Gentleman of Polk moved the adoption of amendment $\mathrm{H}-3115 \mathrm{~A}$.

A non-record roll call was requested.
The ayes were 42 , nays 50 .
Amendment H-3115A lost.
Howell of Floyd offered amendment $\mathrm{H}-3117$ filed by him from the floor and requested division of the amendment as follows:

H-3117

1. Amend the House Code of Ethics Report contain-

2 ed in the February 7, 1975, Journal of the House on
3 page 231, as follows:
H-3117A
4 1. Page 232, by inserting after the period in
5 numbered subparagraph 2 of Rule 6, the following:
6 "For purposes of this rule 'other major investments'
7 shall not include accounts in banks, savings and
8 loans or credit unions or the ownership of
9 insurance policies."
H-3117B
10 2. Page 234, by inserting after the word
11 "service" in line 8 of Rule 8 of the Lobbyist Rules
12 the following: "and shall include donations of
13 monetary value received which assists the lobbyist
14 in efforts to influence legislation".
Howell of Floyd moved the adoption of amendment H-3117A.
Roll call was requested by Bittle of Polk and Varley of Adair.
Rules 67 and 68 were invoked.

On the question "Shall amendment H-3117A be adopted?"
The ayes were, 47:

| Anderson | Fitzgerald | Junker | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Gilloon | Krause | Pavich |
| Baker | Hargrave | Lindeen | Poncy |
| Bina | Harper | Lonergan | Rinas |
| Brandt | Hennessey | Mennenga | Scheelhaase |
| Brunow | Hines | Middleswart | Small |
| Caffrey | Hinkhouse | Middleton | Spear |
| Cusack | Howell | Miller, A. V. | Spencer |
| Dieleman | Hullinger | Miller, K. D. | Svoboda |
| Doyle | Jesse | Miller, O. L. | West |
| Dunton | Jochum | Norland | Mr. Speaker |
| Dyrland | Jordan | O'Halloran |  |
| The nays were, 48: |  |  |  |
| Bennett | Evans | Kreamer | Schroeder |
| Bittle | Fullerton | Lageschulte | Stephens |
| Bortell | Gentleman | Lipsky | Stromer |
| Byerly | Griffee | McElroy | Tauke |
| Clark | Halvorson | Menke | Tofte |
| Crabb | Hansen | Millen | Varley |
| Crawford | Harvey | Monroe | Walter |
| Daggett | Higgins | Nielsen | Welden |
| Danker | Horn | Oakley | Wells |
| Den Herder | Husak | Pellett | Woods |
| Drake | Hutchins | Perkins | Wulff |
| Egenes | Koogler | Readinger | Wyckoff |
| Absent or not voting, 5: |  |  |  |
| Branstad | Connors | Nealson | Newhard |
| Brockett |  |  |  |

Amendment H-3117A lost.
Nielsen of Polk offered the following amendment H-3118 filed by Nielsen, West, Schroeder, Wyckoff, Hansen, Byerly, Woods and Halvorson from the floor :

## $\mathrm{H}-3118$

1 Amend the House Code of Ethics Report appearing
2 on page 231 of the February 7, 1975, House Journal as
3 follows:
4 1. Page 232, by striking Rule 6 in its entirety.
Oakley of Clinton rose on a point of order that amendment $\mathrm{H}-3118$ was not in order.

The Speaker ruled the point not well taken and amendment H-3118 in order.

Nielsen of Polk moved the adoption of amendment H-3118.
Roll call was requested by Evans of Grundy and Patchett of Johnson.

Rules 67 and 68 were invoked.

On the question "Shall amendment $\mathrm{H}-3118$ be adopted?"
The ayes were, 53 :

| Baker | Halvorson |
| :--- | :--- |
| Bennett | Hansen |
| Bortell | Hargrave |
| Brunow | Harper |
| Byerly | Hinkhouse |
| Caffrey | Horn |
| Connors | Husak |
| Crabb | Hutchins |
| Danker | Jordan |
| Dieleman | Junker |
| Doyle | Krause |
| Dunton | Kreamer |
| Fullerton | Lageschulte |
| Griffee |  |

Lindeen
Lonergan
McElroy
Menke
Middleswart
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Nielsen
Norland
Pavich

Pellett
Perkins
Schroeder
Spencer
Stephens
Stromer
Tofte
Walter
Welden
West
Woods
Wyckoff
Mr. Speaker

The nays were, 42:

| Anderson | Dyrland <br> Avenson |
| :--- | :--- |
| Bina | Egenes |
| Evans |  |
| Bittle | Fitzgerald |
| Brandt | Gentleman |
| Clark | Gilloon |
| Crawford | Harvey |
| Cusack | Hennessey |
| Daggett | Higgins |
| Den Herder | Hines |
| Drake | Howell |

Hullinger
Jesse
Jochum
Koogler
Lipsky
Mennenga
Middleton
Oakley
O'Halloran
Patchett

Poncy
Readinger
Scheelhaase
Small
Spear
Svoboda
Tauke
Varley
Wells Wulff

Absent or not voting, 5:
Branstad Nealson
Brockett
Amendment $\mathrm{H}-3118$ was adopted.
The Speaker announced that with the adoption of amendment $\mathrm{H}-3118$, amendments $\mathrm{H}-3115 \mathrm{~B}, \mathrm{H}-3105 \mathrm{~B}$ and $\mathrm{H}-3105 \mathrm{C}$ were out of order.

Oakley of Clinton moved the adoption of amendment H-3105D.
Amendment H—3105D was adopted.
Lipsky of Linn offered amendment $\mathrm{H}-3102$ filed by her and requested division of the amendment as follows:
H-3102
1 Amend the rules on lobbyists in the House Code of
2 Ethics report appearing on page 231 of the February 7, 1975
3 House Journal as follows:
H-8102A
4 1. By striking sections 8, 9, and 10 and inserting in lieu thereof the following:
8. Each month of the year, by the twentieth day

7 of that month, lobbyists shall file with the chief
8 clerk of the house a report concerning their lobbying

## age 2

## a hospitality room),

c. Travel expenses (such as travel to and from Des Moines),
d. Lodging expenses away from home,
e. Telephone (including telephone calls to house members),
f. Postage (mailings to house members, association members, etc.),
g. Printing and copying,
h. Advertising, and
i. Other miscellaneous expenses.

In the event the combined cost of telephone calls and mailings to an individual house member exceeds five dollars in the preceding month, the report also shall list the house members for whom such expenditures were made, as well as the amount thereof.
9. Separate monthly lobbyist activity reports shall be filed for each individual, company, firm, corporation, union, association, or cause for which the lobbyist lobbies. However, when no expenses are incurred for one or more clients, the lobbyist may file a joint report for such clients. Monthly lobbyist activity reports shall be filed regardless of whether or not a lobbyist incurred expenses during the preceding calendar month.
10. If a lobbyist's service on behalf of a particular employer, client, or cause is concluded prior to the end of a calendar year, the lobbyist may cancel his or her registration on appropriate forms supplied by the chief clerk of the house. Upon cancellation of registration, a lobbyist is not required to file monthly lobbyist activity reports, but is prohibited from engaging in any lobbying activity on behalf of that particular employer, client, or cause until re-registering and complying with these rules.
11. Any lobbyist who fails to file a monthly lobbyist activity report as required by these rules shall be deemed to have voluntarily canceled his or her registration. The chief clerk of the house shall notify the lobbyist of such cancellation. Such lobbyist shall be prohibited from engaging in lobbying activity for the remainder of that calendar year on behalf of any employer, client, or cause without reregistering to lobby and filing all delinquent reports.
12. A lobbyist, or employer of a lobbyist, shall not pay for memberships in or contributions to clubs or organizations on behalf of a house member. 3102B
13. Each house member shall file, each month of the year, by the twentieth day of that month, with
the chief clerk of the house a report of all items or services in excess of five dollars which he or she received during the preceding month from a lobbyist, or the individual, organization, corporation, or cause represented by the lobbyist. This filing shall include the date each was received, the name of the lobbyist, and the individual, organization, corporation, or cause represented by the lobbyist. The types of items or services may include, but shall not be limited to: food and refreshment, entertainment, travel, and material goods. It shall not be necessary to affix a monetary value to each listing.

H-3102C
14 14. The chief clerk of the house shall submit, 15 each month of the year, by the twenty-fifth day of
16 that month, to the house ethics committee a list of
17 the lobbyists and house members who appear to have
18 failed to file the reports required by rules eight
19 (8) and thirteen (13). The house ethics committee
20 may require, on its own motion, any lobbyist or house
21 member who appears to have failed to file a report
22 or who appears to have filed an incomplete or
23 inaccurate report to appear before the committee to
24 explain the failure to file said report or the
25 incomplete or inaccurate report.
H-3102D
26 15. The house ethics committee shall prescribe
27 forms and procedures for compliance with these rules.
H-3102E
28 16. All statements and reports under these rules
29 shall be public records open to public inspection
30 at all reasonable times.
31 2. Renumber the remaining rule.
(Amendments to the House Code of Ethics pending at adjournment.)

## EXPLANATION OF VOTE

(House Files 173, 176 and 182 and Amendments H-3070, $\mathrm{H}-3061 \mathrm{C}, \mathrm{H}-3017, \mathrm{H}-3018, \mathrm{H}-3059$ and $\mathrm{H}-3060$ )
I was absent due to illness on the following dates. Had I been present, I would have voted as follows:

Wednesday afternoon, February 12, 1975, "aye" on House Files 182, 173 and 176.

Thursday afternoon, February 13, 1975, on Temporary Rules of the House: "nay" on H-3070 (to amendment $\mathrm{H}-3058 \mathrm{C}$ ) and $\mathrm{H}-3061 \mathrm{C}$.

Friday, February 14, 1975, on Temporary Rules of the House: "nay" on $\mathrm{H}-3017$, $\mathrm{H}-3059$ and $\mathrm{H}-3060$; "aye" on H-3018.

CUSACK of Scott

## REPORTS OF COMMITTEES

Rinas of Linn, from the committee on cities and towns, submitted the following report:

Mr. Speaker: Your committee on cities and towns to whom was referred House File 24, a bill for an act relating to pay toilets and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Page 1, by striking lines 1 through 4 and inserting in lieu thereof the following:
"Section 1. NEW SECTION. PAY TOILETS. No person shall make a charge for access to or the use of a toilet located in a room provided for use of the public. Violation of this Act is a misdemeanor."
2. By inserting the word "public" after the word "to" in line 1 of the title page.

RINAS of Linn, Chairman

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House File 177, a bill for an act relating to the membership of the state historical board, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MONROE of Polk, Chairman

## AMENDMENTS FILED

H-3124
1

Amend House File 24 as follows:

1. Page 1, line 2, by inserting afer the word "prohibited" the words "in toilet rooms provided for use of the public in taverns, cocktail lounges, restaurants, cafeterias, railway stations, airports and bus stations".
2. Page 1, line 2, by inserting after the period the words "Every public agency which conducts an establishment serving the public or open to the public and which maintains therein restroom facilities for the public, shall make every toilet for each sex maintained within such facilities available without cost or charge to the patrons, guests, or invitees of such establishment. Public agency as used in this section means only the state and any agency of the state and a city, a county, and a city county."

SPEAR of Lee CLARK of Lee

H- 3116
1 Amend House File 51 as follows:
2 Page 1, line 5, by inserting before the word "Any"
3 the words "Appointments shall be subject to the dis-
4 approval of a majority of the members of the senate
5 within sixty legislative days after the date of the
6 appointment. An appointment not disapproved within such period shall stand confirmed."

SPEAR of Lee
H-8113
Amend the rules on lobbyists contained in the
2 Code of Ethics report appearing on page 233 of the

February 7, 1975, House Journal as follows:

1. Page 233, insert afer the title "Lobbyists"
the following:
"Whereas Article I, section 20 of the Iowa Constitution guarantees the people of Iowa the right to make known their opinions to their representatives; and

Whereas the Iowa House of Representatives deems it of utmost importance to encourage Iowa citizens to fully exercise this right,

Now therefore, nothing in the rules of this house governing lobbyists activities shall be construed as a deterrent to full and frequent exchange between representatives and the citizens of Iowa.
2. Page 233, renumber paragraph d of rule 1 as rule 2.
3. Page 233, insert after new rule 2 the following:
"For the purpose of these rules" on a regular basis" shall mean direct contact with one or more representative at least ten times a month while the General Assembly is in session."
4. Renumber the remaining rules.

BITTLE of Polk LIPSKY of Linn MENNENGA of Clinton

H-3114
Amend the Lobbyists Rules contained in the House Code of Ethics Report appearing on page 231 of the February 7, 1975 House Journal as follows:

1. Page 234, by inserting after line 13 of Rule 8, the following:
"d. contributions to political campaigns of representatives."

GENTLEMAN of Polk
H-3119
1 Amend the House Code of Ethics report appearing
on page 231 of the February 7, 1975 House Journal, page 234, by striking Rule 11.

SCHROEDER of Pottawattamie
H-3120
Amend the House Code of Ethics Report contained in the February 7, 1975 Journal of the House, on page 231, as follows:

1. Page 234, by striking Rule 8 of the Lobbyist Rules and inserting in lieu thereof the following:

Lobbyists must file, by the twentieth of each month a statement of the estimated man-hours or man-days spent attempting to influence legislation. They shall also file an itemized statement of direct expenditures on each individual House member, including food and refreshments, entertainment,

13 travel, recreation and lodging. Miscellaneous
14 expenditures and a statement of all donations
15 having monetary value which assists lobbyists
16 efforts to influence legislation shall be listed.
17 Campaign contributions made during the previous
18 year to each legislator shall be listed, and any
19 made in the current year by the twentieth of the month
20 immediately following the contribution. The report
21 shall list all amounts expended directly upon a
22 representative or his family, if the monthly
23 expenditure exceeds five dollars.

HOWELL of Floyd
H-3122
1 Amend the Howell amendment H-3120 to the House
2 Code of Ethics report as follows:
3 1. In line 8 strike the words "man-hours or
4 man-days" and insert in lieu thereof the words "hours
5 or days".
LIPSKY of Linn
GENTLEMAN of Polk
H-3123
1 Amend the Oakley, et al., amendment H-3105(C), to
2 the House Code of Ethics report, appearing in the
3 February 7, 1975 House Journal, as follows:
4 1. By striking line 38 and inserting in lieu
5 thereof the following:
6 "section five hundred one (501) (C) (3) of".
OAKLEY of Clinton

## H-3125

1 Amend the Poncy amendment H-3018, as adopted, by
2 inserting in line 4 after the words, "a committee"
3 the words, "or a standing subcommittee".
CUSACK of Scott
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, February 19, 1975.

# JOURNAL OF THE HOUSE 

Thirty-eighth-Calendar Day-Twenty-seventh Session Day
Hain of the housi of Rempresentatives
Des Moines, Iowa, Wrdnesday, Fubruasy 19, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Sister Janet Michael, Office of Communications, Diocese of Des Moines, Iowa.

The Journal of Tuesday, February 18, 1975, was approved.

## Legislative physician for the day

Dr. Steven Kruse, Slater, Iowa.

## LeAVE OF ABSENCE

Leave of absence was granted as follows:
Byerly of Polk on request of Nielsen of Polk; Branstad of Winnebago on request of Harvey of Scott.

## PRESENTATION OF VISITORS

Danker of Pottawattamie presented to the House the Honorable William E. Darrington, former member of the House during the Fifty-fourth, Fifty-fifth, Fifty-sixth, Fifty-seventh, Fiftyeighth, Fifty-ninth, Sixtieth, Sixtieth Extra and Sixty-third General Assemblies representing Harrison County.

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

Thirty-nine fifth grade students from Rex Mathes Elementary School, West Des Moines, accompanied by Mrs. Challis and Mrs. Freed. By Bittle of Polk.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 24 and 177, under Rule 35.

## INTRODUCTION OF BILLS

House File 250, by Patchett, Scheelhaase, Wells, Harper, Dyrland, Hines, Jochum, Dieleman, Middleton, Poncy, Spencer and Howell, a bill for an act relating to an income tax deduction for textbooks.

Read first time and referred to committee on ways and means.
House File 251, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture, and amending certain Code sections relating to these boards.

Read first time and placed on appropriations calendar.
House File 252, by Junker, Doyle, Fullerton, Scheelhaase, Tofte, Hines, Higgins, Dieleman, Bina, Hullinger, Stromer, Hansen, Wyckoff, Jordan, Stephens, Hennessey, Daggett, Halvorson, Evans, Woods, Wells, Millen, Drake, Newhard, Harper, McElroy, Mennenga, Poncy, Howell, Schroeder, Nealson of Muscatine, Danker, Gilloon, Hinkhouse, Pellett, Connors, Pavich, Walter, Jochum, Oakley, Lindeen, Miller of Buchanan, Rinas, Dyrland, Caffrey, Middleswart, Kreamer, Lageschulte, Patchett, Welden, Egenes, Den Herder, Bortell, Spencer, Menke, Norland, Hargrave, Crawford, Anderson, Lonergan, Small, Harvey, Griffee, Dunton, Varley, Krause and Cusack (Rodgers, Norpel, Gallagher, Miller of Des Moines, Curtis, Culver, Coleman, Heying, Griffin, DeKoster, Nystrom, Plymat, Willits, Orr, Robinson, Lamborn, Bergman, Tieden, Schwengels, Hultman and Gluba), a bill for an act relating to the business of purchasing livestock for slaughter, and providing penalties.

Read first time and referred to committee on agriculture.
House File 253, by Monroe, a bill for an act to increase the tax on cigarettes and little cigars.

Read first time and referred to committee on ways and means.
House File 254, by Small, a bill for an act requiring savings and loan associations to pay interest on funds held in certain trust accounts, and authorizing banks to hold similar trust accounts upon the same terms.

Read first time and referred to committee on commerce.
House File 255, by Higgins, Bina and Jochum (Gluba), a bill for an act relating to county jails.

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

House File 256, by Horn, a bill for an act restricting the number of cars used and operated by a household.

Read first time and referred to committee on transportation.
House File 257, by Horn, Dunton and Patchett (Sovern, Orr and Hansen), a bill for an act relating to the employment and duties of public school principals.

Read first time and referred to committee on education.
House File 258, by Doyle, Junker, Scheelhaase, Norland, Horn, Miller of Calhoun, Fullerton, Poncy, Dyrland, Miller of Cerro Gordo, Baker, Newhard, Spencer, Hullinger, Wyckoff, Miller of Buchanan, Hargrave and Howell, a bill for an act relating to the transfer of law enforcement duties to the county sheriff from certain cities.

Read first time and referred to committee on county government.

## SENATE MESSAGE CONSIDERED

Senate File 147, a bill for an act amending the duties of the court administrator.

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

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 18, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 150, a bill for an act relating to the interstate probation and parole compact.

CLARK R. RASMUSSEN, Secretary

## CONSIDERATION OF HOUSE CODE OF ETHICS

The House resumed consideration of the House Code of Ethics, filed on February 7, 1975, and found on pages 231 through 234 of the House Journal.

Fitzgerald of Webster asked and received unanimous consent to withdraw the previous question motion on the House Code of Ethics with respect to debate only.

The House resumed consideration of amendment $\mathrm{H}-3102 \mathrm{~B}$ filed by Lipsky of Linn as follows:

H-3102B
49 13. Each house member shall file, each month of 50 the year, by the twentieth day of that month, with

## Page 3

1 the chief clerk of the house a report of all items
2 or services in excess of five dollars which he or
3 she received during the preceding month from a
4 lobbyist, or the individual, organization, corporation,
5 or cause represented by the lobbyist. This filing
6 shall include the date each was received, the name
7 of the lobbyist, and the individual, organization,
8 corporation, or cause represented by the lobbyist.
9 The types of items or services may include, but shall
10 not be limited to: food and refreshment,
11 entertainment, travel, and material goods. It shall
12 not be necessary to affix a monetary value to each
13 listing.
Harper of Davis rose on a point of order that amendment $\mathrm{H}-3102 \mathrm{~B}$ was not in order.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3102 \mathrm{~B}$ not in order.

Lipsky of Linn asked for unanimous consent that the rules be suspended for the consideration of amendment H-3102B.

Objection was raised.
Lipsky of Linn moved that the rules be suspended for the consideration of amendment H-3102B.

A non-record roll call was requested.
Rules 67 and 68 were invoked.
The ayes were 51 , nays 45 .
The motion prevailed and the rules were suspended for the consideration of amendment $\mathrm{H}-3102 \mathrm{~B}$.

By unanimous consent the following corrective amendment $\mathrm{H}-3128$ to amendment H-3102B, filed by Lipsky of Linn, was adopted:

H—3128
1 Amend the Lipsky amendment H-3102, page 2, to
2 the House Code of Ethics Report appearing in the Feb-
3 ruary 7, 1975 Journal of the House, by inserting
4 after the numeral 13 in line 49 the following:
5 "Page 232 by inserting a new rule 6 to read as

6 follows:
7 6."
Lipsky of Linn moved the adoption of amendment H-3102B, as amended.

Roll call was requested by Lipsky of Linn and Crawford of Story.

On the question "Shall amendment H-3102B, as amended, be adopted?"

The ayes were, 27 :

| Anderson | Evans Gochum Patchett <br> Bittle Gentleman Lochdeen | Readinger |  |
| :--- | :--- | :--- | :--- |
| Brandt | Halvorson | Lipsky | Small |
| Brockett | Harvey | Mennenga | Svoboda |
| Crawford | Hennessey | Miller, 0. L. | Tauke |
| Cusack | Higgins | Nealson | Wulff |
| Dyrland | Hines | O'Halloran |  |

The nays were, 68:

| Avenson | Fitzgerald | Krause | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fullerton | Kreamer | Perkins |
| Bennett | Gilloon | Lageschulte | Rinas |
| Bina | Griffee | Lonergan | Scheelhaase |
| Bortell | Hansen | McElroy | Spear |
| Brunow | Hargrave | Menke | Spencer |
| Caffrey | Harper | Middleswart | Stephens |
| Connors | Hinkhouse | Middleton | Stromer |
| Crabb | Horn | Millen | Tofte |
| Daggett | Howell | Miller, A, V. | Varley |
| Danker | Hullinger | Miller, K. D. | Walter |
| Den Herder | Husak | Monroe | Welden |
| Dieleman | Hutchins | Newhard | Wells |
| Doyle | Jesse | Nielsen | West |
| Drake | Jordan | Norland | Woods |
| Dunton | Junker | Oakley | Wyckoff |
| Egenes | Koogler | Pavich | Mr. Speaker |
| Absent or not voting, 5: |  |  |  |
| Branstad | Clark |  | Poncy |
| Byerly |  |  | Schroeder |
|  |  |  |  |

Amendment H-3102B, as amended, lost.
Bittle of Polk offered amendment $\mathrm{H}-3113$ filed by Bittle, Lipsky and Mennenga and requested division of the amendment as follows:
$\mathrm{H}-3113$
1 Amend the rules on lobbyists contained in the
2 Code of Ethics report appearing on page 233 of the
3 February 7, 1975, House Journal as follows:
H-3113A
4 1. Page 233, insert after the title "Lobbyists"
5 the following:

6 "Whereas Article I, section 20 of the Iowa Constitution guarantees the people of Iowa the right to make known their opinions to their representatives; and

Whereas the Iowa House of Representatives deems it of utmost importance to encourage Iowa citizens to fully exercise this right,

Now therefore, nothing in the rules of this house governing lobbyists activities shall be construed as a deterrent to full and frequent exchange between representatives and the citizens of Iowa. 3113B
2. Page 233, renumber paragraph $d$ of rule 1 as

18 rule 2.
H-3113C
19 3. Page 233, insert after new rule 2 the follow-
20 ing:
"For the purpose of these rules "on a regular basis" shall mean direct contact with one or more representative at least ten times a month while the General Assembly is in session."
H-3113B
25 4. Renumber the remaining rules.
Bittle of Polk moved the adoption of amendment H-3113A.
Amendment H-3113A was adopted.
(Amendments to the House Code of Ethics pending at adjournment.)

SPONSOR WITHDRAWN
(House File 215)
Bortell of Madison requests he be withdrawn as a sponsor of House File 215.

MOTION TO RECONSIDER
(Senate File 14)
I move to reconsider the vote by which Senate File 14 passed the House on February 17, 1975.

HALVORSON of Clayton
MOTION TO RECONSIDER
(Amendment H-3100A to the House Code of Ethics)
I move to reconsider the vote by which amendment $\mathrm{H}-3100 \mathrm{~A}$ to the House Code of Ethics failed to be adopted by the House on February 18, 1975.

DAGGETT of Adams

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Speaker: Your committee on natural resources to whom was referred House File 156, a bill for an act relating to the disposition of certain game by the state conservation commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
$\mathrm{H}-3130$
1 Amend House File 156, page 1, by striking every-
thing after the word "when" in line 7 and all of
3 lines 8 and 9 and inserting in lieu thereof the
4 following: "salvageable, be disposed of as deter-
5 mined by the commission."
MIDDLESWART of Warren, Chairman
Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Spaaker: Your committee on appropriations has considered House File 251, a bill for an act making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architects, and amending certain Code sections relating to these boards, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred Senate file 13, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MONROE of Des Moines, Chairman

## AMENDMENTS FILED

## H-3129

Rule 8, the following:
"d. contributions to political campaigns of representatives and representative candidates, including committees and organizations established for election purposes."

GENTLEMAN of Polk
H-3127
1 Amend the Small amendment H-3100, to the House
2 Code of Ethics Report contained in the February 7,
3 1975 Journal of the House as follows:
4 1. By inserting after the period in line 13 the
5 following new sentence:
6 "Nothing in this rule shall be construed to pro-
7 hibit the acceptance of campaign contributions which
8 are not prohibited by the campaign contribution laws
9 of this state or of the United States."
SMALL of Johnson
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:45 a.m., Thursday, February 20, 1975.

# JOURNAL OF THE HOUSE 

## Thirty-ninth Calendar Day-Twenty-eighth Session Day

hall of the House of Representatives Des Moines, Iowa, Thursday, Frbruary 20, 1975

The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend John McCollum, pastor of the United Methodist Church, Grinnell, Iowa.

The Journal of Wednesday, February 19, 1975, was approved.

## LEGISLATIVE PHYSCIAN FOR THE DAY

Dr. James Dockum, Monroe, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Varley of Adair for February 20 and 21 on request of Drake of Muscatine; Branstad of Winnebago for February 20 and 21 on request of Harvey of Scott; Cochran of Webster on request of Fitzgerald of Webster.

## PRESENTATION OF DISTINGUISHED GUEST

Clark of Lee presented to the House the Honorable Fred Schwengel, former member of the House during the Fifty-first, Fifty-second, Fifty-second Extra, Fifty-third, Fifty-fourth, and Fifty-fifth General Assemblies and Iowa first district Congressman in the United States House of Representatives from January 1955 to January 1973.

## PRESENTATION OF VISITORS

Oakley of Clinton presented to the House the Honorable Edgar H. Holden, former member of the House during the Sixty-second, Sixty-third, Sixty-fourth and Sixty-fifth General Assemblies, representing Cedar, Clinton, Johnson and Scott Counties.

Menke of O'Brien presented to the House the Honorable Norman P. Dunlap, former member of the House during the Sixty-fifth General Assembly, representing Story County.

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

Twenty-five seniors from Hedrick High School, Hedrick, Iowa, accompanied by John King. By Koogler of Mahaska.

Forty-four Campfire girls from Cresco accompanied by their leaders. By Griffee of Chickasaw.

## PETITIONS FILED

The following petitions were received and placed on file:
By Wells of Linn, from twenty-five residents of Linn County supporting House File 32 relating to prohibiting smoking in certain areas.

By Wells of Linn, from forty-one residents of Linn County supporting the sixty percent vote requirement on bond issues to be retired with property tax.

By Wells of Linn, from forty-two residents of Linn County in opposition to local option taxes for cities collected from nonresidents.

By Connors of Polk, from fifteen residents of Polk County in favor of capital punishment and protesting the release of Earl Williams, convicted murderer.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 156 and 251 and Senate File 13, under Rule 35.

## INTRODUCTION OF BILLS

House File 259, by Higgins and Bina, a bill for an act relating to the rehabilitation of surface-mined land, allowing certain additional fees for rehabilitation and providing a penalty.

Read first time and referred to committee on natural resources.
House File 260, by Small, a bill for an act relating to advertisements by public utilities.

Read first time and referred to committee on commerce.
House File 261, by Small, a bill for an act relating to certain savings accounts.

Read first time and referred to committee on commerce.

House File 262, by committee on natural resources, a bill for an act relating to the sale of game by a game breeder for food purposes.

Read first time and placed on calendar.
House File 263, by Patchett, Pavich, Rinas, Krause, Gilloon and Wells, a bill for an act relating to mobile home tiedowns, storm shelters for mobile home parks and travel trailer parks and providing penalties.

Read first time and referred to committee on transportation.
House File 264, by committee on agriculture, a bill for an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels.

Read first time and placed on calendar.
House File 265, by Gilloon, a bill for an act to exempt political subdivisions of the state from the excise tax on motor fuel.

Read first time and referred to committee on ways and means.
House File 266, by Hullinger, Doyle, Brunow, Bittle and Daggett, a bill for an act relating to the venue for certain actions commenced by the director of revenue.

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

House File 267, by committee on appropriations, a bill for an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, Incorporated, the Mississippi River Parkway Commission, the Midwest Nuclear Compact, and the Iowa American Revolution Bicentennial Commission.

Read first time and placed on the appropriations calendar.
House File 268, by Patchett, a bill for an act to prohibit the discharging of firearms on public right of way.

## Read first time and referred to committee on judiciary and law enforcement.

House File 269, by Patchett, Bina, Cusack, Monroe, Mennenga and Howell, a bill for an act creating a professional standards board in lieu of the board of educational examiners.

Read first time and referred to committee on education.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 8, by Patchett, Bina, Cusack, Mennenga, Koogler and Howell, a joint resolution proposing an amendment to the Constitution of the State of Iowa to create the powers of initiative, referendum, and recall.

Read first time and referred to committee on state government.

## SENATE MESSAGE CONSIDERED

Senate File 150, a bill for an act relating to the interstate probation and parole compact.

Read first time and referred to committee on human resources.

## SENATE AMENDMENTS CONSIDERED

Husak of Tama called up for consideration House Concurrent Resolution 6, filed on January 28, 1975, and found on page 135 of the House Journal, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3103
1 Amend House Concurrent Resolution 6 as follows:
2 (1) Page 1, line 1, striking the word "beef" and
insert in lieu thereof the word "livestock".
(2) Page 1, line 4, strike the word "beef" and
insert in lieu thereof the word "livestock".
(3) Page 1, line 11, strike the word "beef"
and insert in lieu thereof the word "livestock".
(4) Page 1, line 12, strike the words "beef and beef products", and insert in lieu thereof the words "livestock and livestock products".
The motion prevailed and the House concurred in the Senate amendment.

Husak of Tama moved the adoption of House Concurrent Resolution 6, as amended by the Senate and concurred in by the House.

The motion prevailed and the resolution, as amended, was adopted.

Husak of Tama called up for consideration House Concurrent Resolution 7, filed on January 28, 1975, and found on pages 135 and 136 of the House Journal, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3104
1 Amend House Concurrent Resolution 7 as follows:
2 (1) Page 1, line 1, strike the word "cattlemen"

```
and insert in lieu thereof the words "livestock and
poultry preducers".
    (2) Page 1, line 2, strike the word "beef" and
insert in lieu thereof the word "meat".
    (3) Page 1, line 5, strike the word "beef" and
insert in lieu thereof the word "meat".
    (4) Page 1, line 8, following the word "livestock"
insert, "and poultry".
```

The motion prevailed and the House concurred in the Senate amendment.

Husak of Tama moved the adoption of House Concurrent Resolution 7, as amended by the Senate and concurred in by the House.

The motion prevailed and the resolution, as amended, was adopted.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## Leave of ABSENCE

Leave of absence was granted as follows:
Nealson of Muscatine for the remainder of the day and February 21 on request of Menke of $\mathrm{O}^{\prime}$ Brien.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Hargrave of Johnson.

Roll call revealed seventy-eight members present, twenty-two absent.

## MOTION TO RECONSIDER PREVAILED <br> (Senate File 14)

Halvorson of Clayton asked and received unanimous consent to suspend the rules and call up for consideration his motion to reconsider Senate File 14, filed on February 19, 1975, and moved to reconsider the vote by which Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive, passed the House on February 17, 1975.

A non-record roll call was requested.
The ayes were 82 , nays 1 .
The motion prevailed.
Halvorson of Clayton moved to reconsider the vote by which Senate File 14 was placed on its last reading.

The motion prevailed.
Halvorson of Clayton offered the following amendment H-3132 filed by him from the floor and moved its adoption:

H-3132
1 Amend Senate File 14, as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 1, by striking lines 4 through 11 and
4 inserting in lieu thereof the following:
5 "All fees collected prior to the effective date
6 of this Act of nonresident or alien trapping
7 licenses for the year 1975 shall be refunded and
8 the licenses shall be cancelled. Beginning on the
9 effective date of this Act, resident or alien
10 licenses may be issued only to residents of states
11 which sell similar licenses to residents of Iowa."
12 2. By renumbering the remaining section.
Amendment H-3132 was adopted.
Wyckoff of Benton moved to reconsider the vote by which amendment H-3132 was adopted by the House.

The motion prevailed.
By unanimous consent the following corrective amendment H-3138 to amendment H-3132 filed by Halvorson of Clayton was adopted:

H- 3138
1 Amend the Halvorson amendment H-3182, to Senate
2 File 14, as amended, passed and reprinted by the
8 Senate as follows:
4 Line 9 by striking the word "resident" and
5 inserting in lieu thereof the word "nonresident".
Halvorson of Clayton moved the adoption of amendment H-3132, as amended.

Amendment H-3132, as amended, was adopted.
Schroeder of Pottawattamie asked and received unanimous consent to withdraw the following amendment H-3131 filed by him from the floor:

H-3131
1 Amend Senate File 14, as passed by the Senate
2 and reprinted, page 1, by striking all of lines 6
3 through 16.
Halvorson of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 14)
The ayes were, 81:

| Anderson | Dyrland | Junker | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Krause | Pavich |
| Baker | Evans | Kreamer | Pellett |
| Bennett | Fitzgerald | Lageschulte | Perkins |
| Bina | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Brandt | Griffee | McElroy | Spear |
| Brockett | Halvorson | Menke | Spencer |
| Byerly | Hansen | Mennenga | Stromer |
| Caffrey | Harper | Middleswart | Tauke |
| Clark | Hennessey | Middleton | Tofte |
| Connors | Higgins | Millen | Welden |
| Crabb | Hines | Miller, A. V. | Wells |
| Crawford | Hinkhouse | Miller, K. D. | West |
| Cusack | Howell | Miller, O. L. | Woods |
| Daggett | Hullinger | Newhard | Wulff |
| Den Herder | Husak | Norland | W yckoff |
| Dieleman | Hutchins | Oakley | Mr. Speaker |
| Doyle | Jochum | O'Halloran | (Jesse) |
| Dunton | Jordan |  |  |
| The nays were, 8: |  |  |  |
| Brunow | Harvey | Koogler | Small |
| Hargrave | Horn | Schroeder | Walter |
| Absent or not voting, 11: |  |  |  |
| Branstad | Drake | Nielsen | Svoboda |
| Cochran | Monroe | Poncy | Varley |
| Danker | Nealson | Stephens |  |

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

## CONSIDERATION OF HOUSE CODE OF ETHICS

The House resumed consideration of the House Code of Ethics, filed on February 7, 1975, and found on pages 231 through 234 of the House Journal.

Small of Johnson offered the following amendment H-3099 filed by him and moved its adoption:
H-3099
1 Amend the Lobbyist Rules contained in the

2 House Code of Ethics report appearing in the 3 February 7, 1975, House Journal as follows:
$4 \quad$ 1. By striking rule 1.a. on page 233 and re5 numbering accordingly.
Amendment $\mathrm{H}-3099$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3113 \mathrm{~B}$ filed by Bittle, et al., as follows:
H-3113B
17 2. Page 233, renumber paragraph $d$ of rule 1 as
18 rule 2.
H-3113B
25 4. Renumber the remaining rules.
On motion by Bittle of Polk, amendment H-3113B was adopted.

The House resumed consideration of amendment $\mathrm{H}-3113 \mathrm{C}$ filed by Bittle, et al., as follows:
H-3113C
19 3. Page 233, insert after new rule 2 the follow-
20 ing:
21 "For the purpose of these rules "on a regular
22 basis" shall mean direct contact with one or more
23 representative at least ten times a month while the
24 General Assembly is in session."
On motion by Bittle of Polk, amendment $\mathrm{H}-3113 \mathrm{C}$ was adopted.

The House resumed consideration of amendment $\mathrm{H}-3105 \mathrm{E}$ filed by Oakley, et al., as follows:
H-3105E
47 5. Page 233, by striking Rule 3 of the Lobbyist
48 Rules and inserting in lieu thereof the following:
49 " 3 . Lobbyists shall only be permitted on the
50 floor of the House pursuant to Rule 20 of the Rules

## Page 2

1 of the House."
On motion by Oakley of Clinton, amendment $\mathrm{H}-3105 \mathrm{E}$ was adopted.

Lipsky of Linn offered amendment H-3101 filed by her.
Harper of Davis rose on a point of order that amendment $\mathrm{H}-3101$ was not in order.

The Speaker ruled the point not well taken.
Division of amendment $\mathrm{H}-3101$ was requested as follows:

H-3101
1 Amend the Lobbyist Rules contained in the House
2 Code of Ethics report of the February 7, 1975 Journal
3 of the House as follows:
H-3101A
4 1. By striking rule 4 and inserting in lieu
5 thereof the following:
6 "4. A member of the House shall not accept
7 from a lobbyist, nor shall a lobbyist offer to
8 a member of the House, anything tangible or
9 intangible having any value."
H-3101B
10 2. By striking rule six (6) and unnumbered
11 paragraphs two (2) and three (3) of rule eight (8).
12 3. By renumbering the rules on lobbyists as
13 required by this amendment.
Cusack of Scott rose on a point of order that amendment $\mathrm{H}-3101 \mathrm{~A}$ was subject matter previously considered and was therefore not in order.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3101 \mathrm{~A}$ not in order.

Lipsky of Linn moved that the rules be suspended for the consideration of amendment H-3101A.

Roll call was requested by Lipsky of Linn and Welden of Hardin.

On the question "Shall the rules be suspended for the consideration of amendment $\mathrm{H}-3101 \mathrm{~A}$ ?"

The ayes were, 32 :

| Bortell | Halvorson | Lindeen | Small <br> Brockett |
| :--- | :--- | :--- | :--- |
| Clark | Hansen | Lipsky | Stephens |
| Crawford | Harvey | Menke | Stromer |
| Den Herder | Higgins | Mines | Mennenga |
| Evans | Jochum | Millen | Tauke |
| Gentleman | Junker | Oakley | Tofte |
| Gilloon | Kreamer | O'Halloran | Welden |
| The nays were, $60:$ | Readinger | Wulff |  |
| Anderson | Cusack |  |  |
| Avenson | Daggett | Harper | Lonergan |
| Baker | Danker | Hennessey | McElroy |
| Bennett | Dieleman | Hinkhouse | Middleswart |
| Bina | Doyle | Horn | Middleton |
| Bittle | Dunton | Hullinger | Miller, A.V. |
| Brandt | Dyrland | Husak | Miller, K. D. |
| Brunow | Egenes | Hutchins | Miller, O. L. |
| Byerly | Fitzgerald | Jordan | Newhard |
| Caffrey | Fullerton | Koogler | Nielsen |
| Connors | Griffee | Krause | Patchett |
| Crabb | Hargrave | Lageschulte | Pelleh |
|  |  |  |  |


| Perkins | Schroeder | Walter | Wyckoff |
| :---: | :---: | :---: | :---: |
| Poncy | Spear | Wells | Mr. Speaker |
| Rinas | Spencer | Woods | (Jesse) |
| Scheelhaase , (Jese) |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Branstad | Drake | Nealson | Svoboda |
| Cochran | Monroe | Norland | Varley |

The motion lost.
Lipsky of Linn asked and received unanimous consent that amendment $\mathrm{H}-3101 \mathrm{~B}$ filed by her be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3105 \mathrm{~F}$. filed by Oakley, et al., as follows:

H-3105F
2 6. Page 234, Rule 7, by striking all of
3 paragraph (d).
On motion by Oakley of Clinton, amendment H-3105F was adopted.

Howell of Floyd moved to suspend the rules for the consideration of amendment $\mathrm{H}-3135$ filed by him from the floor as follows:

H-3135
1 Amend the rules on lobbyists contained in the
2 Report of the House Committee on Ethics appearing on 3 page 231 of the February 7, 1975 Journal of the House 4 as follows:

1. Page 234, by striking rule 8 and inserting in lieu thereof the following:
"8. For each month that the legislature is in session, each lobbyist shall file with the Chief Clerk of the House, not later than the twentieth calendar day of the month, a report concerning lobbying activities during the preceding calendar month. Not later than the twentieth calendar day of January a report shall be filed covering the interim months of the preceding year. The monthly report shall list the total of all expenditures and salaries, fees or compensation made by or received by the lobbyist or the employer of the lobbyist in the performance of lobbying service. A separate total shall be provided for each employer as required in rule 9. If a lobbyist is a regular employee performing services for an employer which include but are not limited to lobbying, the lobbyist may estimate that portion of compensation which represents payment for lobbying services or may include the total monthly compensation. If a lobbyist receives compensation or expenses other than on a monthly basis, the lobbyist shall prorate the compensation or expenses to arrive at a monthly total. If the total of expenditures and

29 salaries, fees, or compensation for a month is less
30 than one hundred dollars, the report may state such
31 fact and a total is not required.
32

1 The report shall also include a listing of the representatives or their immediate families, upon whom reported expenditures in excess of twenty-five dollars per month are made.
Roll call was requested by Howell of Floyd and Patchett of Johnson.

Rules 67 and 68 were invoked.
On the question "Shall the rules be suspended for the consideration of amendment H-3135 ?"

| The ayes were, 44: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson | Hargrave | Mennenga | Readinger <br> Avenson |
| Hina | Harper | Middleswart | Rinas |
| Bina | Hennessey | Miller, A. V. | Scheelhaase |
| Brandt | Higgins | Miller, O. L. | Spear |
| Brunow | Hines | Newhard | Spencer |
| Connors | Horn | Norland | Walter |
| Cusack | Howell | O'Halloran | Wells |
| Dieleman | Hullinger | Patchett | Woods |
| Dyrland | Jochum | Pavich | Wulff |
| Fitzgerald | Koogler | Perkins | Mr. Speaker |
| Gilloon | Krause | Poncy | (Jesse) |
| Griffee |  |  |  |
| The nays were, | 49: |  |  |
| Baker | Caffrey |  | Den Herder |
| Bennett | Clark | Doyle | Gentleman |
| Bittle | Crabb | Dunton | Halvorson |
| Bortell | Crawford | Egenes | Hansen |
| Brockett | Daggett | Evans | Harvey |
| Byerly | Danker | Fullerton | Hushouse |
|  |  |  |  |


| Hutchins | Mcelroy | Nielsen | Stromer |
| :---: | :---: | :---: | :---: |
| Jordan | Menke | Oakley | Tauke |
| Junker | Middleton | Pellett | Tofte |
| Lageschulte | Millen | Schroeder | Welden |
| Lindeen | Miller, K. D. | Small | West |
| Lipsky | Monroe | Stephens | Wyckoff |
| Lonergan |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Branstad | Drake | Nealson | Varley |
| Cochran | Kreamer | Svoboda |  |

The motion lost.
The House resumed consideration of amendment H-3117B as follows:

H-3117B
10 2. Page 234, by inserting after the word
11 "service" in line 8 of Rule 8 of the Lobbyist Rules
12 the following: "and shall include donations of
13 monetary value received which assists the lobbyist
14 in efforts to influence legislation".
On motion by Howell of Floyd, amendment H-3117B lost.
Gentleman of Polk offered the following amendment H-3114 filed by her:

H-3114
Amend the Lobbyists Rules contained in the
2 House Code of Ethics Report appearing on page 231 of
3 the February 7, 1975 House Journal as follows:
4 1. Page 234, by inserting after line 13 of
5 Rule 8, the following:
6 "d. contributions to political campaigns of 7 representatives."

Gentleman of Polk asked and received unanimous consent to suspend the rules to withdraw amendment $\mathrm{H}-3114$ and offer, as a substitute amendment, amendment $\mathrm{H}-3126$ as follows filed by her and moved its adoption:

H-3126
1 Amend the Lobbyists Rules contained in the
2 House Code of Ethics Report appearing on page 231 of
3 the February 7, 1975 House Journal as follows:
4 1. Page 234, by inserting after line 13 of
5 Rule 8, the following:
6 "d. contributions to political campaigns of
7 representatives and representative candidates,
8 including committees and organizations established for
9 election purposes."
Roll call was requested by Oakley of Clinton and Harvey of Scott.

Rules 67 and 68 were invoked.
On the question "Shall amendment H-3126 be adopted ?"
The ayes were, 41:

| Anderson | Dieleman | Howell | Norland |
| :---: | :---: | :---: | :---: |
| Avenson | Drake | Jochum | Oakley |
| Bennett | Egenes | Krause | O'Halloran |
| Bina | Gentleman | Kreamer | Readinger |
| Bittle | Gilloon | Lageschulte | Stephens |
| Bortell | Hansen | Lindeen | Stromer |
| Brandt | Harvey | Lipsky | Tauke |
| Brockett | Hennessey | McElroy | Tofte |
| Clark | Higgins | Menke | West |
| Crawford | Hines | Mennenga | Wulff |
| Daggett |  |  |  |
| The nays were, 52: |  |  |  |
| Baker | Halvorson | Middleton | Rinas |
| Brunow | Hargrave | Millen | Scheelhaase |
| Byerly | Harper | Miller, A. V. | Schroeder |
| Caffrey | Hinkhouse | Miller, K. D. | Small |
| Connors | Horn | Miller, O. L. | Spear |
| Crabb | Hullinger | Monroe | Spencer |
| Cusack | Husak | Newhard | Walter |
| Danker | Hutchins | Nielsen | Welden |
| Doyle | Jordan | Patchett | Wells |
| Dunton | Junker | Pavich | Woods |
| Dyrland | Koogler | Pellett | Wyckoff |
| Fitzgerald | Lonergan | Perkins | Mr. Speaker |
| Fullerton | Middleswart | Poncy | (Jesse) |
| Griffee |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Branstad | Den Herder | Nealson | Varley |
| Cochran | Evans | Svoboda |  |

Amendment H-3126 lost.
Howell of Floyd offered the following amendment $\mathrm{H}-3120$ filed by him:
$\mathrm{H}-3120$
1 Amend the House Code of Ethics Report contain2 ed in the February 7, 1975 Journal of the House, on 3 page 231, as follows:

1. Page 234, by striking Rule 8 of the Lobbyist Rules and inserting in lieu thereof the following:

Lobbyists must file, by the twentieth of each month a statement of the estimated man-hours or man-days spent attempting to influence legislation. They shall also file an itemized statement of direct expenditures on each individual House member, including food and refreshments, entertainment, ${ }^{-}$ travel, recreation and lodging. Miscellaneous expenditures and a statement of all donations having monetary value which assists lobbyists

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efforts to influence legislation shall be listed.
Campaign contributions made during the previous
year to each legislator shall be listed, and any
made in the current year by the twentieth of the month
immediately following the contribution. The report
shall list all amounts expended directly upon a
representative or his family, if the monthly
expenditure exceeds five dollars.
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Caffrey of Polk rose on a point of order that under the previous question motion amendment $\mathrm{H}-3120$ was not in order.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3120$ and amendment $\mathrm{H}-3122$ to amendment $\mathrm{H}-3120$, filed by Lipsky of Linn and Gentleman of Polk on February 18, 1975, and found on page 366 of the House Journal, out of order.

The House resumed consideration of amendment $\mathrm{H}-3102 \mathrm{~A}$ filed by Lipsky of Linn:

H-3102A

1. By striking sections 8,9 , and 10 and inserting in lieu thereof the following:
2. Each month of the year, by the twentieth day of that month, lobbyists shall file with the chief clerk of the house a report concerning their lobbying activities during the preceding calendar month. The monthly report shall list the totals of all expenditures made or incurred by the lobbyist and his or her employer (if the amounts attributable to the employer are known or readily available) expended directly upon the members of the house, collectively, in the performance of lobbying service during the period covered and shall include subtotals recorded for the following categories:
a. Food and refreshment,
b. Entertainment (including the cost of providing a hospitality room),
c. The provision of travel for house members,
d. Contributions to house members, candidates
for the house, and committees and organizations established to support the campaign of a house member (whether for re-election or other office) or candidate for the house,
e. Recreation expenses,
f. Lodging expenses away from home, and
g. Other expenditures.

The report also shall list, if applicable, the house members, house candidates, or their immediate families, for whom amounts in excess of five dollars were expended directly during the preceding month, shall list such totals, and shall include subtotals recorded for the foregoing seven categories.

In reporting expenditures for gatherings at which
all members of the general assembly or members of the general assembly in large numbers are invited, the report only shall state the average expenses for all the house members who actually attended and are served food and refreshments.

The report also shall list the amounts for other direct expenses incurred in the performance of lobbying service, for the following categories, however, subtotals shall not be reported except as otherwise provided in this rule.
a. Food and refreshments (such as for the lobbyist, lobbyist's client or employer, association members, etc.),
b. Entertainment (including the cost of maintaining 2
a hospitality room),
c. Travel expenses (such as travel to and from Des Moines),
d. Lodging expenses away from home,
e. Telephone (including telephone calls to house members),
f. Postage (mailings to house members, association members, etc.),
g. Printing and copying,
h. Advertising, and
i. Other miscellaneous expenses.

In the event the combined cost of telephone calls and mailings to an individual house member exceeds five dollars in the preceding month, the report also shall list the house members for whom such expenditures were made, as well as the amount thereof.
9. Separate monthly lobbyists activity reports shall be filed for each individual, company, firm, corporation, union, association, cause for which the lobbyist lobbies. However, when no expenses are incurred for one or more clients, the lobbyist may file a joint report for such clients. Monthly lobbyist activity reports shall be filed regardless of whether or not a lobbyist incurred expenses during the preceding calendar month.
10. If a lobbyist's service on behalf of a particular employer, client, or cause is concluded prior to the end of a calendar year, the lobbyist may cancel his or her registration on appropriate forms supplied by the chief clerk of the house. Upon cancellation of registration, a lobbyist is not required to file monthly lobbyist activity reports, but is prohibited from engaging in any lobbying activity on behalf of that particular employer, client, or cause until re-registering and complying with these rules.
11. Any lobbyist who fails to file a monthly lobbyist activity report as required by these rules shall be deemed to have voluntarily canceled his or

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her registration. The chief clerk of the house shall
notify the lobbyist of such cancellation. Such
lobbyist shall be prohibited from engaging in lobbying
activity for the remainder of that calendar year on
behalf of any employer, client, or cause without re-
registering to lobby and filing all delinquent reports.
    12. A lobbyist or employer of a lobbyist, shall
not pay for memberships in or contributions to clubs
or organizations on behalf of a house member.
```

Lipsky of Linn moved the adoption of amendment H-3102A.
Roll call was requested by Lipsky of Linn and Wulff of Black Hawk.

On the question "Shall amendment $\mathrm{H}-3102 \mathrm{~A}$ be adopted?"
The ayes were, 25 :

| Anderson | Evans <br> Gentleman | Jochum <br> Lipsky | Patchett <br> Readinger |
| :--- | :--- | :--- | :--- |
| Bina | Harvey | Mennenga | Spencer |
| Brandt | Higgins | Middleton | Tauke |
| Byerly | Hines | Norland | Tofte |
| Clark | Howell | O'Halloran | Wulff |

Crawford
The nays were, 66:

| Baker | Egenes | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Bennett | Fitzgerald | Kreamer | Rinas |
| Bittle | Fullerton | Lageschulte | Scheelhaase |
| Bortell | Gilloon | Lindeen | Schroeder |
| Brockett | Griffee | Lonergan | Small |
| Brunow | Halvorson | McElroy | Spear |
| Caffrey | Hansen | Menke | Stephens |
| Connors | Harper | Middleswart | Stromer |
| Crabb | Hennessey | Millen | Walter |
| Cusack | Hinkhouse | Miller, A. V. | Welden |
| Daggett | Horn | Miller, K. D. | Wells |
| Danker | Hullinger | Miller, O. L. | West |
| Dieleman | Husak | Newhard | Woods |
| Doyle | Hutchins | Nielsen | Wyckoff |
| Drake | Jordan | Oakley | Mr. Speaker |
| Dunton | Junker | Pavich | (Jesse) |
| Dyrland | Koogler | Pellett |  |
| Absent or not voting, 9: |  |  |  |
| Branstad | Hargrave | Nealson | Svoboda |
| Cochran | Monroe | Poncy | Varley |

Amendment H-3102A lost.
Cusack of Scott offered the following amendment H-3093 filed by him and moved its adoption:

H—3093
1 Amend the House Code of Ethics report appearing
2 on page 231 of the February 7, 1975 House Journal

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    as follows:
    1. Page 234, by striking in line 1 of Rule 11
    of the Lobbyist Rules the words "at any time" and
    inserting in lieu thereof the words "while perform-
    ing their duties as employees of the House".
    2. Page 234, by adding to Rule 11 of the
Lobbyist Rules the sentence "This shall not be con-
strued to curtail their Constitutional rights as
citizens to express their own views on their own
time."
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Amendment H—3093 was adopted.
Small of Johnson offered the following amendment $\mathrm{H}-\mathbf{3 1 0 7}$ filed by him and moved its adoption:
$\mathrm{H}-3107$
1 Amend the House Code of Ethics report appear-
2 ing on page 231 of the February 7, 1975, House
3 Journal as follows:
4 1. Page 234, by striking in rule 11 the
5 words, "[Such activity will result in dismissal by
6 the Chief Clerk.]"
A non-record roll call was requested.
The ayes were 79 , nays 11 .
Amendment H—3107 was adopted.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3119$ filed by him and moved its adoption:

H-3119
1 Amend the House Code of Ethics report appearing
2 on page 231 of the February 7, 1975 House Journal,
3 page 234, by striking Rule 11.
A non-record roll call was requested.
The ayes were 54 , nays 30 .
Amendment H—3119 was adopted.
Avenson of Fayette in the chair at $5: 18$ p.m.
Harper of Davis asked and received unanimous consent to withdraw amendment H-3056 filed without recommendation by the Code of Ethics Committee on February 10, 1975, and found on page 251 of the House Journal.

Lipsky of Linn asked and received unanimous consent to withdraw amendment H-3102C filed by her on February 14, 1975, and found on pages 321 through 323 of the House Journal.

By unanimous consent, the following amendments were withdrawn:

Amendment H-3090 filed by Junker of Woodbury on February 11, 1975, and found on page 274 of the House Journal.

Amendment H-3123 filed by Oakley of Clinton on February 18, 1975, and found on page 366 of the House Journal.

The House resumed consideration of amendment H-3102D filed by Lipsky of Linn as follows:

H-3102D
26 15. The house ethics committee shall prescribe
27 forms and procedures for compliance with these rules.
On motion by Lipsky of Linn, amendment H-3102D was adopted.

The House resumed consideration of amendment H-3102E filed by Lipsky of Linn as follows:
H-3102E
28 16. All statements and reports under these rules
29 shall be public records open to public inspection
30 at all reasonable times.
31 2. Renumber the remaining rule.
On motion by Lipsky of Linn, amendment $\mathrm{H}-3102 \mathrm{E}$ was adopted.

Speaker pro tempore Jesse of Polk in the chair at $5: 28$ p.m.
The House resumed consideration of amendment H-3100B filed by Small of Johnson as follows:

H-3100B
14 2. By striking sections 8, 9, and 10 as found
15 on page 234.
Small of Johnson asked unanimous consent to consider the motion to reconsider amendment $\mathrm{H}-3100 \mathrm{~A}$ before amendment $\mathrm{H}-3100 \mathrm{~B}$.

Objection was raised.
(Amendments to the House Code of Ethics pending at adjournment.)

## APPOINTMENT OF ADVISORY COMMITTEE ON TAXATION

Chairman of the House ways and means committee Representative Lowell Norland and Chairman of the Senate ways and means committee Senator Norman Rodgers have announced the
appointment of the following individuals to the Advisory Committee on Taxation:

Charles Meyer, Professor of Economics, Iowa State University
Glenn Clark, Former Iowa Superintendent of Securities and Professor of Law, Drake University

William Albrecht, Associate Professor of Economics, University of Iowa
Thomas Hutchison, Vice President, Merrill Lynch, Pierce, Fenner and Smith

Steven Gold, Assistant Professor of Economics, Drake University
James Wengert, Executive Secretary, Iowa Federation of Labor
Thomas Pogue, Associate Professor of Economics, University of Iowa
James Sullivan, Attorney at Law
Roy Adams, Assistant Professor of Economics, Iowa State University Marvin Julius, Professor of Economics, Iowa State University

## COMMUNICATION FROM THE SECRETARY OF STATE

David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that Senate File 33 was published in the Ames Daily Tribune, Ames, Iowa, February 14, 1975, and in The Nevada Evening Journal, Nevada, Iowa, February 14, 1975.

Respectfully submitted MELVIN D. SYNHORST Secretary of State

## REPORTS OF COMMITTEES

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Spafker: Your committee on state government to whom was referred House File 77, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3134
1 Amend House File 77 as follows:
2 1. Page 1, by inserting after the word "struc3 ture" in line 12 the following: "or any noncombust-
2. Page 2, line 3 by striking the words, "the Council Bluffs Nonpareil" and inserting in lieu thereof the words, "the Sioux City Journal".
3. Page 2, line 4, by striking the words
words, "Sioux City".
MONROE of Des Moines, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 267, a bill for an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, Incorporated, the Mississippi River Parkway Commission, the Midwest Nuclear Compact, and the Iowa American Revolution Bicentennial Commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3137
1
1 Amend the Spear, Clark amendment H-3124 to House
2
3 File 24 as follows:

OAKLEY of Clinton SCHROEDER of Pottawattamie

Amend the cities and towns committee amendment
H-3121 to House File 24 as follows:

1. Line 5 , by inserting after the word "charge" the words "or require any special device, key or slug".
2. By inserting after line 8 the following:
"Sec. 2. Section one hundred seventy point thirtyfour (170.34), Code 1975, is hereby repealed."

OAKLEY of Clinton
SCHROEDER of Pottawattamie

## H-3141

1 Amend House File 37 as follows:

1. Page 1 , line 12, by striking the words "one gallon" and inserting in lieu thereof the following: "[one gallon] five gallons".

BINA of Scott
H-3133
1 Amend House File 51 as follows:
2 Page 1, line 5, by inserting before the word
3 "Any" the words "Such appointment shall be subject
4 to disapproval by a majority vote of the members
5 elected to and serving in the senate if such
6 action is taken within sixty legislative days after

7 the date of such appointment. Any appointment not

SPEAR of Lee

H-3146
Amend House File 58 as follows:

1. Page 10 , lines 7 and 8 , by striking the words "and approval".
2. Page 10, line 14 , by inserting after the word "compliance" the words "; however, the state commission shall not have the authority to require changes in any county or city comprehensive plan unless an unresolved conflict exists in the comprehensive plans of two contiguous counties, which conflict shall be resolved by the state commission".
3. Page 10, line 15, by striking the words "approval or".
4. Page 23 , line 32 , by inserting after the word "and" the words "reviewed by the".
5. Page 24 , line 7, by inserting after the word "and" the words "reviewed by the".
6. Page 24, by striking lines 18 through 30 , inclusive, and inserting in lieu thereof the following:
" 1 . If a state agency fails to prepare and adopt a comprehensive plan for land use and exercise its powers and duties as provided by law to enforce the provisions of such comprehensive plan as provided in this Act within three years after the effective date of this Act, the state commission shall provide for the preparation and adoption of a comprehensive plan for land use and the enforcement of necessary rules or regulations in behalf of such state agency through the department or by contract with another agency of this state. However, the state commission may grant an extension of time for compliance if it finds that satisfactory progress is being made toward compliance.
7. If a city or county fails to prepare and adopt a comprehensive plan for land use and exercise its powers and duties as provided by law to enforce the provisions of such comprehensive plan as provided in this Act within three years after the effective date of this Act, the state commission may provide for the preparation of a comprehensive plan for land use for such city or county, which plan shall be adopted and enforced by such city or county. However, the state commission may grant an extension of time for compliance if it finds that satisfactory progress is being made toward compliance."
8. Page 24, by inserting after line 30 the following:
"Sec. ..... NEW SECTION. EMPLOYMENT OF LEGAL COUNSEL. In any case when the county and the county commission are opposing parties in any legal

50 proceedings taken under this Act, the county commission

## Page 2

1 may employ private legal counsel for such proceedings."
2 8. By renumbering sections and internal references
3 to conform to this amendment.
PELLETT of Cass
H-3140
Amend House File 156, page 1, by striking all after the word "highway" in line 7 and all of lines 8 and 9 and inserting in lieu thereof the following: "may when salvageable, be disposed of as determined by the commission. The conservation officers or supervisory personnel as referred to in section one hundred seven point thirteen (107.13), Code 1975, highway patrol officer or a county sheriff may permit processing or possession of such game or fish for a charitable institution or an individual person. The commission may issue a permit to such institution or person for possession of such fish or game."

## SCHROEDER of Pottawattamie

H-3142
1 Amend House File 169 as follows:
2 1. Page 1, line 5, by inserting after the word "agencies," the word "counties".
2. Amend the title, line 2, by inserting after the word "cities" the words "and counties".

BINA of Scott

3144
Amend House File 230 as follows:

1. Page 1, line 16, by striking the word "fifteen" and inserting the word "nine".
2. Page 1, line 18, by striking the word "fifteen" and inserting the word "nine".
3. Page 1, by inserting before line 1 the following:
"Section 1. Section four hundred fifty point six (450.6), Code 1975, is amended to read as follows:
450.6 ACCRUAL OF TAX-MATURITY-EXTENSION OF

TIME. The tax hereby imposed shall be for the use of the state, shall accrue at the death of the decedent owner, and shall be paid to the department of revenue within [fifteen] nine months after the death of the decedent owner except when otherwise provided in this chapter. When in the opinion of the director of revenue additional time should be granted for payment to avoid hardship, the director may extend the period to a date not exceeding three years from the date of death of decedent, but in case of any such extension the tax shall bear six percent interest from the expiration of [fifteen] nine months from decedent's death."

H-3136

Amend House File 231, page 2, by inserting after line 24 the following:
"Sec. 6. Section four hundred twenty-eight A point two (428A.2), subsection six (6), Code 1975, is amended as follows:
6. Any deed, instrument, or writing in which the United States or any agency or instrumentality thereof or the state of Iowa or any agency, instrumentality, or governmental or political subdivision thereof is the grantor, assignor, transferor, or conveyor; and any deed, instrument or writing in which any [of] such unit of government is the grantee or assignee [where there is no consideration]."

OAKLEY of Clinton
SCHROEDER of Pottawattamie

## 3145

Amend House File 231 as follows:

1. Page 1, by inserting after the period in line 15 the words "If agricultural property is transferred and the transferee is a nonresident individual, corporation, or other business entity, the nonresident individual, corporation, or other business entity shall submit a report, on forms provided by the office of the secretary of state, to the county recorder. The county recorder shall forward the reports to the office of the secretary of state at such times as may be directed by the secretary of state."
2. Page 2, by inserting after line 24 the following new section:
"Sec. ..... NEW SECTION. Reports filed by nonresident individuals, corporations, or other business entities pursuant to section one (1) of this Act shall contain the following information:
3. The name of the individual or corporation and its place of incorporation.
4. The acreage and location listed by section, township and county of the parcel of land in this state acquired by the nonresident individual or corporation.
5. The address of the nonresident individual, corporation, or other business entity and the name and address of its registered agent in this state."

PONCY of Wapello<br>HENNESSEY of Delaware<br>MIDDLESWART of Warren<br>STEPHENS of Plymouth<br>BORTELL of Madison MENNENGA of Clinton BRUNOW of Appanoose SMALL of Johnson DYRLAND of Clayton CUSACK of Scott HALVORSON of Clayton MILLER of Cerro Gordo

Amend Senate File 13 as follows:

1. Page 1, by inserting after line 16 the following section:
"Sec. ..... Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. INDIVIDUALIZED REGISTRATION PLATES.

1. Upon application and the payment of a fee of twenty-five dollars, the director may issue to the owner of a motor vehicle, except a motor truck, which is registered in this state as provided in this chapter, a set of personalized registration plates marked with the initials, letters, or a combination of numerals and letters requested by the owner. Upon receipt of the personalized registration plates, the applicant shall surrender the regular registration plates to the director. Prior to transfer of title to the motor vehicle, the personalized registration plates shall be returned to the director and the owner shall be entitled to his regular registration plates without additional fee. The fee for a set of personalized registration plates shall be in addition to the regular annual registration fee provided under section three hundred twenty-one point one hundred nine (321.109) of the Code.
2. The personalized registration plates shall be validated in the same manner as regular registration plates are validated under section three hundred twenty-one point thirty-four (321.34) of the Code.
3. The fees collected by the director under this section shall be paid to the treasurer of state and credited by him as provided in section three hundred twenty-one point one hunderd forty-five (321.145) of the Code."
4. Title page, line 3 , by inserting after the word "licenses" the words "and the issuance of personalized license plates for motor vehicles".

## TAUKE of Dubuque BRUNOW of Appanoose

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Friday, February 21, 1975.

# JOURNAL OF THE HOUSE 

Fortieth Calendar Day-Twenty-ninth Session Day
Hall of the House of Representatives
Des Monnes, Iowa, Friday, February 21, 1975
The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by Father Jerry Godwin, pastor of the St. Timothy's Episcopal Church, West Des Moines, Iowa.

The Journal of Thursday, February 20, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Jerry Hendel, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Oakley of Clinton on request of Harvey of Scott; Junker of Woodbury and Jordan of Linn on request of Rinas of Linn; Cochran of Webster on request of Fitzgerald of Webster.

PRESENTATION OF DISTINGUISHED GUESTS
McElroy of Fremont presented to the House the Honorable William J. Scherle, United States Representative from Iowa during the Ninetieth through Ninety-third Congresses and former member of the House during the Fifty-ninth through Sixty-first General Assemblies.

## PRESENTATION OF VISITORS

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

Thirty-six seventh grade students from St. John's School, Des Moines, accompanied by Mary LaVere. By Jesse of Polk.

## PETITION FILED

The following petition was received and placed on file:

By Kreamer of Polk from twenty residents of Polk County favoring the reinstatement of the death penalty in Iowa in Senate File 85.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 77 and 267, under Rule 36.

## INTRODUCTION OF BILLS

House File 270, by Cusack, a bill for an act to require notification of termination of utility services.

Read first time and referred to committee on commerce.
House File 271, by Cusack, Avenson, Oakley, Monroe, Dyrland, Jochum, Hines, Rinas, Brunow, Horn, O’Halloran and Bina, a bill for an act making an appropriation to assist in the winterizing of the homes of elderly and low-income families.

Read first time and referred to committee on appropriations.
House File 272, by Halvorson, a bill for an act relating to licensing of insurance agents.

Read first time and referred to committee on commerce.
House File 273, by Higgins, Jochum, Dyrland, Cusack and Bina (Gluba), a bill for an act relating to the quantity of alcoholic liquor an indivdual may import into and possess within the state for the purpose of personal consumption.

Read first time and referred to committee on state government.
House File 274, by Cusack, a bill for an act relating to the issuance of environmental impact statements.

Read first time and referred to committee on natural resources.
House File 275, by committee on education, a bill for an act relating to the date of organization of the state board of public instruction.

Read first time and placed on the calendar.
House File 276, by Brockett, a bill for an act making an appropriation to the department of general services for the construction of a capitol mall.

Read first time and referred to committee on appropriations.

House File 277, by Koogler, a bill for an act relating to the military service property tax exemption.

Read first time and referred to committee on ways and means.
House File 278, by Griffee, a bill for an act relating to the sale for consumption on the premises only of wine by certain class " $B$ " beer permit holders who have been issued a license therefor, and providing penalties.

Read first time and referred to committee on state government.
House File 279, by Caffrey, Woods, Middleton, Wells, Jochum and Gilloon (Carr, Nolting, Culver, Gluba, Tieden, Norpel, Gallagher and Miller of Des Moines), a bill for an act providing for a state lottery; providing for a state lottery commission to administer the lottery ; providing for a state lottery fund for the deposit of receipts and for the payment of prizes and expenses; providing for the licensing of lottery ticket sales agents; providing for administrative procedures necessary in carrying out the intent of the act, making certain acts illegal and providing a penalty for their commission.

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

House File 280, by Hargrave, a bill for an act related to disclosure of certain ownership interests in organizations doing business with the state or its political subdivisions and providing a penalty.

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

House File 281, by Middleton, a bill for an act relating to exemptions from execution and providing penalties.

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

House File 282, by Cusack, Crawford, Dyrland, Hargrave, Monroe, Krause, Small, Newhard, Connors, Junker and Jesse, a bill for an act relating to a moratorium on the construction of nuclear power plants.

Read first time and referred to committee on natural resources.
House File 283, by Small, a bill for an act relating to interest payments to customers of public utilities.

Read first time and referred to committee on commerce.

House File 284, by Caffrey, a bill for an act relating to witness fees.

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

House File 285, by Patchett, a bill for an act relating to open meetings of public agencies.

Read first time and referred to committee on state government.
House File 286, by committee on transportation, a bill for an act relating to the duties and responsibilities of the state department of transportation and the counties regarding secondary roads.

Read first time and placed on the calendar.
House File 287, by committee on education, a bill for an act relating to the date of the meeting of boards of school corporations for settlement of business.

Read first time and placed on the calendar.
House File 288, by Menke, a bill for an act relating to tuition paid by school districts.

Read first time and referred to committee on education.
House File 289, by Brockett, a bill for an act making an appropriation to the department of general services for the construction of a central heating and cooling plant for the capitol complex and demolition of the existing heating plant.

Read first time and referred to committee on appropriations.
House File 290, by Middleton, a bill for an act relating to garnishment.

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

House File 291, by Griffee, a bill for an act relating to holidays for state employees.

Read first time and referred to committee on state government.
House File 292, by committee on human resources, a bill for an act to abolish certain liens and provide procedures for determining liability for payment of charges for care and treatment at certain institutions or facilities.

Read first time and placed on the calendar.

## ADOPTION OF HOUSE CODE OF ETHICS

The House resumed consideration of the House Code of Ethics filed on February 7, 1975, and found on pages 231 through 234 of the House Journal and amendment H-3100B filed by Small of Johnson as follows:
H-3100B
14 2. By striking sections 8, 9, and 10 as found 15 on page 234.

Small of Johnson asked for unanimous consent to call up for consideration the motion to reconsider the Small amendment H-3100A filed on February 19, 1975, by Daggett of Adams.

Objection was raised.
Small of Johnson moved to reconsider the vote by which his amendment H-3100A failed to be adopted by the House on February $18,1975$.

Rinas of Linn asked for unanimous consent to suspend the rules so that the vote on the motion to reconsider would not be displayed.

Objection was raised.
Rinas of Linn moved that the rules be suspended so that the vote on the motion to reconsider would not be displayed.

Byerly of Polk rose on a point of order that the motion to suspend the rules having been debated was out of order.

The Speaker ruled the point well taken and the motion to suspend the rules out of order.

Higgins of Scott moved that the rules be suspended so that the vote on the motion to reconsider would not be displayed.

Roll call was requested by Stromer of Hancock and Brockett of Marshall.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended?"
The ayes were, 49 :

| Anderson | Crawford | Gentleman <br> Baker | Cusack |
| :--- | :--- | :--- | :--- |
| Benett | Dagget | Gilloon | Hanes |
| Bittle | Danker | Hanorson | Jochum |
| Bortell | Doyle | Harsen | Koogler |
| Brockett | Egenes | Hennessey | Krause |
| Clark | Evans | Higgins | Kindeener |


| Lipsky | Nielsen | Schroeder | Tauke |
| :--- | :--- | :--- | :--- |
| Menke | O'Halloran | Small | Tofte <br> Middleswart |
| Pellett | Stephens | Welden |  |
| Miller, A. V. | Readinger | Stromer | Wulff |
| Miller, K. D. | Rinas | Svoboda | Wyckoff |
| Monroe |  |  |  |
| The nays were, | 42: |  |  |
| Avenson | Dunton | Hutchins | Perkins |
| Bina | Dyrland | Lageschulte | Poncy |
| Brandt | Fitzgerald | Lonergan | Scheelhaase |
| Brunow | Fullerton | McElroy | Spear |
| Byerly | Griffee | Middleton | Spencer |
| Caffrey | Hargrave | Millen | Walter |
| Connors | Harper | Miller, O. L. | West |
| Crabb | Hinkhouse | Newhard | Woods |
| Den Herder | Horn | Norland | Mr. Speaker |
| Dieleman | Hullinger | Patchett | (Jesse) |
| Drake | Husak | Pavich |  |
| Absent or not | voting, 9: |  |  |
| Branstad | Junker |  | Nealson |
| Cochran | Mennenga | Oakley | Varley |
| Jordan |  |  | Wells |

The motion lost.
Avenson of Fayette in the chair at 11:25 a.m.
Speaker pro tempore Jesse in the chair at 11:30 a.m.
On the motion to reconsider amendment $\mathrm{H}-3100 \mathrm{~A}$, roll call was requested by Brockett of Marshall and Egenes of Story.

Rules 69 and 70 were invoked.
On the question "Shall the motion to reconsider amendment H-3100A prevail?"

The ayes were, 45 :

| Anderson | Fullerton Kreamer Rinas <br> Bittle Gentleman Lindeen | Small |  |
| :--- | :--- | :--- | :--- |
| Bortell | Gilloon | Lipsky | Spear |
| Brandt | Halvorson | Menke | Spencer |
| Brockett | Hansen | Middleton | Stephens |
| Crawford | Harvey | Millen | Stromer |
| Cusack | Higgins | Miller, A. V. | Svoboda |
| Den Herder | Hines | Monroe | Tauke |
| Drake | Howell | Norland | Tofte |
| Dyrland | Jochum | O'Halloran | Welden |
| Egenes | Krause | Readinger | Wulff |

The nays were, 47 :

| Avenson | Clark | Dunton | Horn |
| :--- | :--- | :--- | :--- |
| Baker | Connors | Fitzgerald | Hullinger |
| Bennett | Crabb | Griffee | Husak |
| Bina | Daggett | Hargrave | Hutchins |
| Brunow | Danker | Harper | Koogler |
| Byerly | Dieleman | Hennessey | Lageschulte |
| Caffrey | Doyle | Hinkhouse | Lonergan |


| McElroy | Nielsen | Poncy | West |
| :--- | :--- | :--- | :--- |
| Middleswart | Patchett | Scheelhaase | Woods |
| Miller, K. D. | Pavich | Schroeder | Wyckoff |
| Miller, O. L. | Pellett | Walter | Mr. Speaker |
| Newhard | Perkins | Wells | (Jesse) |
| Absent or not voting, 8: |  |  |  |
| Branstad Jordan <br> Cochran Junker | Mennenga | Oakley |  |
|  |  | Nealson | Varley |

The motion lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lageschulte of Bremer for the remainder of the day on request of Connors of Polk.

Small of Johnson moved the adoption of amendment $\mathrm{H}-3100 \mathrm{~B}$.
Amendment H-3100B lost.
Amendment H-3127 to amendment H-3100 filed by Small of Johnson on February 19, 1975, and found on page 374 of the House Journal was ruled out of order.

Harper of Davis moved the adoption of the House Code of Ethics, filed on February 7, 1975, and found on pages 231 through 234 of the House Journal, as amended.

Roll call was requested by Fitzgerald of Webster and Avenson of Fayette.

On the question "Shall the House Code of Ethics, as amended, be adopted?"

The ayes were, 86:

| Anderson | Drake  <br> Avenson Dunton <br> Baker Dyrland | Koogler <br> Bennett |
| :--- | :--- | :--- |
| Evause |  |  |
| Bina | Fitzgerald | Kreamer |
| Bittle | Findeen |  |
| Bortell | Fullerton | Lipsky |
| Brandt | Gentleman | Lonergan |
| Brockett | Gilloon | McElroy |
| Brunow | Griffee | Menke |
| Byerly | Halvorson | Middleswart |
| Caffrey | Hansen | Middleton |
| Clark | Hargrave | Millen |
| Connors | Harper | Miller, A.V. |
| Crabb | Harvey | Miller, K. D. |
| Crawford | Hennessey | Miller, O. L. |
| Cusack | Higgins | Newroe |
| Daggett | Hines | Nielsen |
| Danker | Hinkhouse | Norland |
| Den Herder | Horn | Patchett |
| Dieleman | Hullinger | Pavich |
| Doyle | Hutchins | Pellett |
|  | Jochum | Perkins |

Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
(Jesse)

The nays were, 4:

| Egenes | Howell | O'Halloran | Stephens |
| :---: | :---: | :---: | :---: |
| Absent or not voting, 10: |  |  |  |
| Branstad | Jordan | Mennenga | Oakley |
| Cochran | Junker | Nealson | Varley |
| Husak | Lagesc |  |  |

The motion prevailed and the House Code of Ethics, as amended, was adopted.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

Senate File 115, a bill for an act to provide for payment of the lieutenant governor's salary and expenses from funds specifically appropriated to the office of the lieutenant governor, with report of committee recommending passage was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 115)
The ayes were, 83 :

| Anderson | Dunton | Krause | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Kreamer | Rinas |
| Baker | Egenes | Lindeen | Scheelhaase |
| Bennett | Evans | Lipsky | Schroeder |
| Bina | Fitzgerald | Lonergan | Small |
| Bortell | Gentleman | McElroy | Spear |
| Brandt | Gilloon | Menke | Spencer |
| Brockett | Griffee | Middleton | Stephens |
| Brunow | Halvorson | Millen | Stromer |
| Byerly | Hansen | Miler, A. V. | Svoboda |
| Caffrey | Hargrave | Miller, K. D. | Tauke |
| Clark | Harper | Miller, O.L. | Tofte |
| Connors | Harvey | Monroe | Walter |
| Crawford | Hennessey | Newhard | Welden |
| Cusack | Hines | Nielsen | Wells |
| Daggett | Hinkhouse | Norland | West |
| Danker | Howell | Patchett | Woods |
| Den Herder | Hullinger | Pavich | Wulff |
| Dieleman | Hutchins | Pellett | Wyckoff |
| Doyle | Jochum | Perkins | Mr.Speaker |
| Drake | Koogler | Poncy | (Jesse) |

The nays were, none.
Absent or not voting, 17:

| Bittle | Higgins |
| :--- | :--- |
| Branstad | Horn |
| Cochran | Husak |
| Crabb | Jordan |
| Fullerton |  |

Junker
Lageschulte
Mennenga
Middleswart
Nealson
Oakley
O'Halloran
Varley

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

Senate File 116, a bill for an act relating to the compensation paid to members of the board of law examiners and temporary examiners appointed by the supreme court, with report of committee recommending passage, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 116)
The ayes were, 81:

| Anderson | Egenes | Lindeen | Poncy |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Lipsky | Readinger |
| Bennett | Gentleman | Lonergan | Rinas |
| Bina | Gilloon | McElroy | Scheelhaase |
| Bortell | Griffee | Menke | Schroeder |
| Brandt | Halvorson | Middleswart | Small |
| Brockett | Hansen | Middleton | Spear |
| Brunow | Hargrave | Millen | Spencer |
| Byerly | Harper | Miller, A. V. | Stephens |
| Caffrey | Harvey | Miller, K. D. | Svoboda |
| Clark | Hennessey | Miller, O. L. | Tofte |
| Connors | Hines | Monroe | Walter |
| Crawford | Hinkhouse | Nielsen | Welden |
| Cusack | Horn | Newhard | Wells |
| Daggett | Howell | Norland | West |
| Den Herder | Hullinger | O'Halloran | Woods |
| Dieleman | Hutchins | Patchett | Wulff |
| Doyle | Jochum | Pavich | Wyckoff |
| Drake | Koogler | Pellett | Mr. Speaker |
| Dunton | Krause | Perkins | (Jesse) |
| Dyrland | Kreamer |  |  |
| The nays were, 2 : |  |  |  |
| Avenson | Tauke |  |  |
| Absent or not voting, 17: |  |  |  |
| Bittle | Fitzgerald | Jordan | Nealson |
| Branstad | Fullerton | Junker | Oakley |
| Cochran | Higgins | Lageschulte | Stromer |
| Crabb | Husak | Mennenga | Varley |
| Danker |  |  |  |

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

## COMMUNICATION FROM THE EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF MANAGEMENT AND BUDGET

There is on file in the office of the Speaker a copy of the updated catalog of Federal Domestic Assistance received from the Execu-
tive Office of the President, Office of Management and Budget, Washington, D.C.

## COMMUNICATION FROM THE IOWA ARTS COUNCIL

There is on file in the office of the Speaker a copy of the 1972-1974 biennium report from the Iowa Arts Council.

SUBCOMMITTEE ASSIGNMENTS

House File 57
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 131
Commerce
Brockett, Chairman
Lonergan
Millen
House File 151
Commerce
Walter, Chairman
Doyle
Tauke
House File 159
Commerce
Hennessey, Chairman
Evans
Jordan
House File 170
State Government
Svoboda, Chairman
Bittle
Small
House File 180
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 181
Commerce
Walter, Chairman
Doyle
Tauke
House File 183
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke

House File 185
Agriculture
Hinkhouse, Chairman
Harper
Jordan
Stephens
Danker
House File 188
State Government
Svoboda, Chairman
Woods
Drake
House File 191
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
House File 194
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 195
County Government
West, Chairman
Hutchins
Baker
House File 198
State Government
Woods, Chairman
Connors
Fullerton
House File 199
Agriculture
Hinkhouse, Chairman
Harper
Jordan
Danker
Stephens
House File 200
State Government
Patchett, Chairman
Monroe
Drake

House File 201
Commerce
Krause, Chairman
Hennessey
Egenes
House File 202
Judiciary and Law Enforcement
Nielsen of Polk, Chairman
Hennessey
Poncy
House File 206
Ways and Means
Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens
House File 208
Commerce
Hennessey, Chairman
Evans
Jordan
House File 209
State Government
Brandt, Chairman
Fitzgerald
McElroy
House File 212
Natural Resources
Wyckoff, Chairman
Tofte
Halvorson
House File 216
Judiciary and Law
Enforcement
Oakley, Chairman
Bittle
Jesse
House File 217
Agriculture
Miller of Calhoun, Chairman
Svoboda
Danker
Lindeen
Miller of Cerro Gordo

| House File 219 | House File 238 |
| :---: | :---: |
| State Government | Judiciary and Law |
| Hines, Chairman | Enforcement |
| Norland | Gentleman, Chairman |
| Drake | Spencer |
| House File 220 | Dyrland |
| State Government | House File 239 |
| Junker, Chairman | Agriculture |
| Brandt | Miller of Cerro Gordo, |
| Patchett | Chairman |
| House File 221 | Bennett |
| Judiciary and Law | Miller of Calhoun <br> House File 240 |
| Higgins, Chairman | Agriculture |
| Brandt | Miller of Calhoun, |
| Clark | Chairman |
| House File 222 | Svoboda |
| State Government | Danker |
| Connors, Chairman | Mindeen Cerro Gordo |
| Svoboda | Lindeen |
| Crawford | House File 241 |
| House File 223 | Judiciary and Law |
| Judiciary and Law |  |
| Nielsen of Polk, | Brandt |
| Chairman | Clark |
| Hennessey | House File 242 |
| Poncy | State Government |
| House File 226 | Monroe, Chairman |
| Ways and Means | Hines |
| Mennenga, Chairman | Brandt |
| Bennett | Drake |
| Bittle | Crawford |
| Danker | House File 243 |
| Norland | Labor and Industrial |
| Pavich | Relations |
| Wyckoff | Horn, Chairman |
| House File 232 | Gilloon |
| Commerce | Daggett |
| Tauke, Chairman | House File 244 |
| Doyle | Judiciary and Law |
| Walter | Enforcement |
|  | Brandt, Chairman |
|  | Elark |

House File 245
Judiciary and Law Enforcement
Newhard, Chairman
Woods
Hennessey
House File 247
Commerce
Walter, Chairman
Doyle
Tauke
House File 248
Judiciary and Law Enforcement
Newhard, Chairman Oakley
Jesse
House File 249
Commerce
Walter, Chairman
Doyle
Tauke
House File 252
Agriculture
Crabb, Chairman
Pellett
Danker
Senate File 39
Commerce
Hennessey, Chairman
Evans
Jordan
Senate File 100
County Government
Jordan, Chairman
Bortell
Baker
Senate File 123
Commerce
Lonergan, Chairman
McElroy
Brockett

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## NATURAL RESOURCES

3. Relating to the payment of drainage fees by the state conservation commission.

Tofte, Chairman
Koogler
Spencer
4. Relating to disposition of certain game by the state conservation commission.

Scheelhaase, Chairman
Hinkhouse
Varley
5. Relating to public use of watercourses for navigation.

Koogler, Chairman
Hines
Halvorson
6. Relating to trapping and penalties for use of certain traps.

Hullinger, Chairman
Branstad
Spencer
7. Relating to the water resources and structures in or on floodways or flood plains.

Pellett, Chairman
Spencer
Varley
8. Relating to the conservation management and protection of fish, plant life, and wildife species endangered or threatened with extinction and prescribing penalties.

Egenes, Chairman
Avenson
Wyckoff
9. Relating to eminent domain procedures regarding the dispossession of property from the owner and erection of dams.

Varley, Chairman
Hullinger
Hinkhouse

## AMENDMENTS FILED

H-3147
1 Amend House File 154 as follows:
2 1. Page 1, line 10, by striking the second word
3 "fire" and inserting in lieu thereof the word "[fire]".
4 2. Page 1, line 13, by inserting after the word
5 "fire" the words "or ambulance".
PATCHETT of Johnson
H-3148
1 Amend House File 255, page 2, by inserting
2 after line 15 the following new section:
3 "Sec. ..... Section seven hundred seventy-one
4 point two (771.2), subsection two (2), Code 1975,
5 is repealed.
BROCKETT of Marshall
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, February 24, 1975.

# JOURNAL OF THE HOUSE 

Forty-third Calendar Day-Thirtieth Session Day
Hall of the Houge of Rimprisentatives Des Moines, Iowa, Monday, Frbrudary 24, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Honorable William B. Griffee, state representative from Chickasaw County.

The Journal of Friday, February 21, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lonergan of Boone on request of Crabb of Crawford; Husak of Tama on request of Wyckoff of Benton; Dyrland of Clayton on request of Halvorson of Clayton; Dunton of Keokuk on request of Millen of Van Buren; Middleton of Black Hawk, Byerly of Polk, Monroe of Des Moines, Baker of Buena Vista, Nealson of Muscatine, Cusack of Scott, Lipsky of Linn, Evans of Grundy, Drake of Muscatine, Wulff of Black Hawk and Gilloon of Dubuque on request of Fitzgerald of Webster; Middleswart of Warren on request of Wyckoff of Benton; Welden of Hardin on request of Kreamer of Polk.

## INTRODUCTION OF BILLS

House File 293, by Hargrave, West, Crabb, Anderson, Woods and Middleton, a bill for an act relating to the age of retirement for certain members of the Iowa public employee's retirement system.

Read first time and referred to committee on state government.
House File 294, by Brockett, a bill for an act making an appropriation to the department of general services for construction of a capitol workshop and equipment storage building.

Read first time and referred to committee on appropriations.
House File 295, by Patchett, Hines, Avenson, Griffee, Bina and Horn, a bill for an act establishing an annual appropriation for Iowa historical sites.

Read first time and referred to committee on appropriations.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster. Roll call revealed fiftyseven present, forty-three absent.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 228, a bill for an act relating to the payment of witnesses by the labor commissioner, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 228)
The ayes were, 61 :

| Avenson | Fullerton <br> Bennett | Gentleman | Kreamer <br> Lageschulte |
| :--- | :--- | :--- | :--- |
| Bortell | Griffee | Perkins <br> Readinger |  |
| Brandt | Handeen | Scheelhaase |  |
| Branstad | Hanserson | Mindroy | Schroeder |
| Brockett | Harper | Menke | Spear |
| Brunow | Hennessey | Millen | Miller, A.V. |
| Clark | Hinkhouse | Spencer |  |
| Crabb | Miller, K. D. | Stephens |  |
| Crawford | Howell | Miller, O. L. | Tofte |
| Daggett | Hullinger | Newhard | Varley |
| Den Herder | Hutchins | Josse | Norland |
| Dieleman | Jochum | Oakley | Walter |
| Doyle | Koogler | Patchett | Wells |
| Egenes | Krause | Pelleth | Woods |
| Fitzgerald |  |  | Wyckoff |
| Mr. Speaker |  |  |  |

The nays were, none.
Absent or not voting, 89:

| Anderson | Dunton <br> Baker <br> Bina | Dyrland <br> Evans | Jordan <br> Bittle |
| :--- | :--- | :--- | :--- |
| Bunker | O'Halloran |  |  |
| Byerly | Gilloon | Lipsky | Poncy |
| Caffrey | Hargrave | Lonergan | Minas |
| Connors | Harvey | Mennenga | Small |
| Cusack | Higgins | Middleswart | Svomer |
| Danker | Hines | Middleton | Welden |
| Drake | Horn | Monree | West |
| Husak | Nealson | Wulf |  |
|  | Hielsen |  |  |

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

House File 229, a bill for an act relating to the payment of expenses of presidential electors, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 229)
The ayes were, 63:

| Avenson | Fitzgerald <br> Baker | Kreamer <br> Bullerton | Readinger <br> Bennett |
| :--- | :--- | :--- | :--- |
| Gegeschulte | Scheelhaase |  |  |

The nays were, none.
Absent or not voting, 37:

| Anderson | Dyrland | Jordan | Nielsen |
| :---: | :---: | :---: | :---: |
| Bina | Evans | Junker | O'Halloran |
| Bittle | Gilloon | Lipsky | Poncy |
| Byerly | Hargrave | Lonergan | Rinas |
| Caffrey | Harvey | Mennenga | Small |
| Connors | Higgins | Middleswart | Svoboda |
| Cusack | Hines | Middleton | Welden |
| Danker | Horn | Monroe | West |
| Drake | Husak | Nealson | Wulff | Dunton

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

House File 251, a bill for an act making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture, and amending certain Code sections relating to these boards, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 251)

The ayes were, 45:

| Baker | Higgins |
| :---: | :---: |
| Bortell | Hinkhouse |
| Brandt | Howell |
| Brockett | Hullinger |
| Brunow | Hutchins |
| Daggett | Jesse |
| Den Herder | Jochum |
| Dieleman | Koogler |
| Doyle | Krause |
| Hansen | Kreamer |
| Harper | Lindeen |
| Hennessey |  |


| Menke | Scheelhaase |
| :--- | :--- |
| Miller, A. V. | Schroeder |
| Miller, K. D. | Spear |
| Miller, O. L. | Spencer |
| Newhard | Stephens |
| Norland | Tofte |
| Oakley | Walter |
| Patchett | Wells |
| Pavich | Woods |
| Perkins | Wyckoff |
| Readinger | Mr. Speaker |

The nays were, 19:

| Avensan | Crawford <br> Eennenes |
| :--- | :--- |
| Branstad | Fitzgerald |
| Clark | Fullerton |
| Crabb | Gentleman |

Absent or not voting, 36:

| Anderson | Dunton <br> Dyrland |
| :--- | :--- |
| Bina | Evans <br> Bittle |
| Byerly | Gilloon |
| Caffrey | Hargrave |
| Connors | Harvey |
| Cusack | Hines |
| Danker | Horn |
| Drake | Husak |

Griffee
Halvorson
Lageschulte
McElroy
Millen

Pellett
Stromer
Tauke
Varley

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 177, a bill for an act relating to the membership of the state historical board, with report of committee recommending passage, was taken up for consideration.

Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 177)
The ayes were, 41:

| Avenson | Dieleman <br> Baker | Hennessey | Jesse |
| :--- | :--- | :--- | :--- |
| Brandt | Ditle | Higgins | Jochum |
| Brunow | Gentlemald | Hinkhouse | Koogler |
| Clark | Griffee | Howell | Krause |
| Crawford | Harper | Hutching | Kreamer |
|  |  | Miller, A.V. |  |


| Miller, O. L. | Perkins | Spencer | Walter |
| :---: | :---: | :---: | :---: |
| Newhard | Scheelhaase | Stromer | Wells |
| Norland | Schroeder | Tauke | Woods |
| Oakley | Spear | Tofte | Mr. Speaker |
| Pavich |  |  |  |
| The nays w |  |  |  |
| Bennett | Den Herder | Lindeen | Pellett |
| Bortell | Egenes | McElroy | Readinger |
| Branstad | Fullerton | Menke | Stephens |
| Brockett | Halvorson | Millen | Varley |
| Crabb | Hansen | Miller, K. D. | Wyckoff |
| Daggett | Lageschulte | Patchett |  |
| Absent or | ting, 36: |  |  |
| Anderson | Dunton | Jordan | Nielsen |
| Bina | Dyrland | Junker | O'Halloran |
| Bittle | Evans | Lipsky | Poncy |
| Byerly | Gilloon | Lonergan | Rinas |
| Caffrey | Hargrave | Mennenga | Small |
| Connors | Harvey | Middleswart | Sroboda |
| Cusack | Hines | Middleton | Welden |
| Danker | Horn | Monroe | West |
| Drake | Husak | Nealson | Wulff |

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## SPONSOR WITHDRAWN <br> (House File 213)

Hinkhouse of Cedar requests that he be withdrawn as a sponsor of House File 213.

## EXPLANATION OF VOTE <br> (House Code of Ethics and Senate Files 115 and 116)

I was necessarily absent from the House chamber on Friday, February 21. Had I been present, I would have voted "aye" on the motion to reconsider the Small amendment H-3100A to the Code of Ethics Report and on final adoption of the House Code of Ethics, as amended. Also, I would have voted "aye" on Senate Files 115 and 116.

OAKLEY of Clinton

## MOTIONS TO RECONSIDER

(House File 177)
I move to reconsider the vote by which House File 177 failed to pass the House on February 24, 1975.

PATCHETT of Johnson
(House File 251)
I move to reconsider the vote by which House File 251 failed to pass the House on February 24, 1975.

FITZGERALD of Webster

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Spaaker: Your committee on appropriations to whom was referred Senate File 133, a bill for an act appropriating funds to the service compensation fund and providing a publication clause, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
MR. SPEAKER: Your committee on appropriations to whom was referred Senate File 134, a bill for an act to repeal authorization for the standing appropriation of funds to the auditor of state to audit the department of transportation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, February 25, 1975.

# JOURNAL OF THE HOUSE 

Forty-fourth Calendar Day-Thirty-first Session Day

Hanl of the Housin of Reprbgentatives Des Moines, Iowa, Tumsday, Fribuaby 25, 1975

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

Prayer was offered by the Reverend Eldon Ringle, pastor of the St. Charles Parish, St. Charles, Iowa.

The Journal of Monday, February 24, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Kreamer of Polk on request of Weldon of Hardin; Varley of Adair for the morning and a portion of the afternoon session on request of McElroy of Fremont.

## PRESENTATION OF VISITOR

Drake of Muscatine presented to the House the Honorable E. Jean Kiser, former member of the House during the Sixty-fifth General Assembly representing Scott County.

## PETITIONS FILED

The following petitions were received and placed on file:
By Connors of Polk from twelve residents of Polk County in favor of capital punishment and protesting the release of Earl Williams, convicted murderer.

By Hutchins of Guthrie from thirty-two residents of Irwin, Iowa, in favor of free issuance of fishing and hunting licenses to senior citizens sixty-five and over.

By Miller of Calhoun from twenty-seven citizens of Pomeroy,

Iowa, requesting the eight percent growth rate in the present school aid law be increased substantially.

By Fitzgerald of Webster and Cochran of Webster from eight hundred ninety-eight residents of Webster County opposing House File 40, relating to proposed changes in the ambulance service law.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of reports of committee on Senate Files 133 and 134, under Rule 36.

## INTRODUCTION OF BILLS

House File 296, by Cusack, a bill for an act relating to games of skill, games of chance, raffles and bingo, and providing for penalties and injunctions.

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

House File 297, by Byerly, Bittle, Mennenga and Daggett, a bill for an act relating to the use of the schoolhouse fund.

Read first time and referred to committee on education.
House File 298, by Cusack, Bittle, Monroe, Rinas, Higgins and Small, a bill for an act relating to the state housing code, and providing penalties.

Read first time and referred to committee on state government.
House File 299, by Poncy, a bill for an act relating to the employment security weekly benefits.

Read first time and referred to committee on labor and industrial relations.

House File 300, by Hennessey, Gilloon, Wyckoff, Hullinger, Jordan, Miller of Buchanan, Horn, Miller of Cerro Gordo, Pavich, Husak, Stephens, Howell, Hinkhouse and Lindeen, a bill for an act relating to the payment of the excise tax on motor fuels by cities and counties.

Read first time and referred to committee on ways and means.
House File 301, by Hines, a bill for an act relating to gross weight that can be carried on the axles of a vehicle involving certain products.

Read first time and referred to committee on transportation.

House File 302, by Jochum, Higgins, Gilloon and Hines, a bill for an act relating to workmen's compensation medical benefits.

Read first time and referred to committee on labor and industrial relations.

House File 303, by Scheelhaase, a bill for an act to allow contracts for haying on the medians of interstate highways.

Read first time and referred to committee on transportation.
House File 304, by Doyle, a bill for an act relating to the registration of travel trailers.

Read first time and referred to committee on transportation.
House File 305, by Patchett, Jochum, Dyrland, Hines, Walter, Dunton and Howell, a bill for an act relating to the disclosure of certain costs by public utilities.

Read first time and referred to committee on commerce.
House File 306, by Cusack, a bill for an act making an appropriation to the state department of health for the establishment of well-elderly demonstration clinics.

Read first time and referred to committee on appropriations.
House File 307, by Cusack, a bill for an act authorizing cities to hold municipal elections, including municipal primary elections, on a partisan basis with use of major political party labels.

Read first time and referred to committee on cities and towns.
House File 308, by Patchett, Brandt, Jochum, Cusack, Dyrland, Hines, Howell, Monroe, Mennenga and Dunton, a bill for an act relating to the packaging of meat, poultry, eggs, and milk and providing a penalty.

Read first time and referred to committee on agriculture.
House File 309, by Avenson, Newhard, Griffee, Dyrland, Small, Howell, Connors, Harper, Hinkhouse, Bina, Wyckoff, Fitzgerald, Miller of Cerro Gordo, Pellett, Rinas, Gilloon, Scheelhaase, Walter, Norland, Mennenga, Horn, Miller of Buchanan and Hennessey, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies.

Read first time and referred to committee on agriculture.
House File 310, by Cusack, Hargrave, Caffrey, Hansen and Den

Herder, a bill for an act relating to regulation of prescription drugs by the board of pharmacy examiners.

Read first time and referred to committee on state government.
House File 311, by Halvorson, a bill for an act relating to placement of insurance by licensed agents.

Read first time and referred to committee on commerce.
House File 312, by Baker, Wells, Husak, Monroe, Miller of Buchanan, Griffee, Schroeder and Daggett, a bill for an act relating to the conveyance of firearms.

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

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 9, by Spear, Gilloon, Hines, Jochum, Dyrland and Gentleman, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot.

Read first time and referred to committee on state government.
House Joint Resolution 10, by Crabb, Lipsky, Millen, Tofte, Welden, Drake, Husak, Caffrey and Middleswart, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly, the basis for apportionment of members, and the time when reapportionment is required.

Read first time and referred to committee on state government.

## ADOPTION OF HOUSE RESOLUTION 4

Pursuant to House Rule 26, the Speaker announced that House Resolution 4 filed on January 29, 1975, and found on pages 140 and 141 of the House Journal is adopted by unanimous consent.

## ADOPTION OF HOUSE RESOLUTION 5

Pursuant to House Rule 26, the Speaker announced that House Resolution 5 filed on January 29, 1975, and found on page 141 of the House Journal is adopted by unanimous consent.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 12

Pursuant to House Rule 26, the Speaker announced that House

Concurrent Resolution 12 filed on February 7, 1975, and found on pages 230 and 231 of the House Journal is adopted by unanimous consent.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Harper of Davis for the afternoon session on request of McElroy of Fremont; Millen of Van Buren for the afternoon session on request of Stromer of Hancock; Patchett of Johnson for the afternoon session on request of Poncy of Wapello.

HOUSE FILES 203, 256, 271 AND 282 REREFERRED
The Speaker announced that House File 203 previously referred to the committee on transportation, House File 256 previously referred to the committee on transportation, House File 271 previously referred to the committee on appropriations and House File 282 previously referred to the committee on natural resources are all rereferred to the committee on energy.

## REREFERRED TO STATE GOVERNMENT (House File 149)

Monroe of Des Moines asked and received unanimous consent that House File 149, presently on the regular calendar, be rereferred to the committee on state government.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster.

Roll call revealed eighty-seven members present, thirteen absent.

## MOTION TO RECONSIDER PREVAILS (House File 251)

Fitzgerald of Webster called up for consideration the motion to reconsider House File 251, filed on February 24, 1975, and moved to reconsider the vote by which House File 251, a bill for an act
making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture, and amending certain Code sections relating to these boards, failed to pass the House on February 24, 1975.

A non-record roll call was requested.
The ayes were 91 , nays 2 .
The motion prevailed.
Fitzgerald of Webster moved to reconsider the vote by which House File 251 was placed on its last reading.

The motion prevailed.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass" (H.F. 251)
The ayes were, 86:

| Anderson | Fullerton | Lageschulte | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Gentleman | Lindeen | Poncy |
| Baker | Gilloon | Lipsky | Readinger |
| Bina | Griffee | Lonergan | Rinas |
| Bortell | Halvorson | McElroy | Scheelhaase |
| Brandt | Hansen | Menke | Schroeder |
| Brockett | Hargrave | Mennenga | Small |
| Brunow | Hennessey | Middleswart | Spear |
| Byerly | Higgins | Middleton | Spencer |
| Caffrey | Hines | Miller, A. V. | Stromer |
| Clark | Hinkhouse | Miller, K. D. | Svoboda |
| Crabb | Horn | Miller, O. L. | Tauke |
| Crawford | Howell | Monroe | Tofte |
| Cusack | Hullinger | Newhard | Walter |
| Den Herder | Husak | Nielsen | Welden |
| Dieleman | Hutchins | Norland | Wells |
| Doyle | Jesse | Oakley | West |
| Drake | Jochum | O'Halloran | Woods |
| Dunton | Jordan | Patchett | Wulff |
| Dyrland | Junker | Pavich | Wyckoff |
| Egenes | Koogler | Pellett | Mr. Speaker |
| Fitzgerald | Krause |  |  |
| The nays were, 9: |  |  |  |
| Bennett | Daggett | Evans | Nealso |
| Branstad Danker Harvey Stephens |  |  |  |
|  |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Connors | Kreamer | Millen | Varley |
| Harper |  |  |  |

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

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 267, a bill for an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, Incorporated, the Mississippi River Parkway Commission, the Midwest Nuclear Compact, and the Iowa American Revolution Bicentennial Commission, was taken up for consideration.

Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 267)
The ayes were, 94 :

| Anderson | Egenes | Koogler | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Krause | Perkins |
| Baker | Fitzgerald | Lageschulte | Poncy |
| Bennett | Fullerton | Lindeen | Readinger |
| Bina | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Branstad | Griffee | McElroy | Schroeder |
| Brockett | Halvorson | Menke | Small |
| Brunow | Hansen | Mennenga | Spear |
| Byerly | Hargrave | Middleswart | Spencer |
| Caffrey | Harvey | Middleton | Stephens |
| Clark | Hennessey | Miller, A. V. | Stromer |
| Connors | Higgins | Miller, K . D. | Svoboda |
| Crabb | Hines | Miller, O. L . | Tauke |
| Crawford | Hinkhouse | Monroe | Tofte |
| Cusack | Horn | Nealson | Walter |
| Daggett | Howell | Newhard | Welden |
| Danker | Hullinger | Nielsen | Wells |
| Den Herder | Husak | Norland | West |
| Dieleman | Hutchins | Oakley | Woods |
| Doyle | Jesse | O'Halloran | Wulff |
| Drake | Jochum | Patchett | Wyckoff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Dyrland Junker |  |  |  |
| The nays |  |  |  |
| Bittle |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Brandt | Kreamer | Millen | Varley |
| Harper |  |  |  |

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

## REGULAR CALENDAR

House File 24, a bill for an act relating to pay toilets and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

Connors of Polk offered amendment H-3121 filed by the committee on cities and towns and requested division of the amendment as follows:

H-3121
1 1. Amend House File 24 as follows:
$\mathrm{H}-3121 \mathrm{~A}$
2 Page 1, by striking lines 1 through 4 and in-
3 serting in lieu thereof the following:
4 "Section 1. NEW SECTION. PAY TOILETS. No
5 person shall make a charge for access to or the
6 use of a toilet located in a room provided for use
7 of the public. Violation of this Act is a mis-
8 demeanor."
H-3121B
9 2. By inserting the word "public" after the word
10 "to" in line 1 of the title page.
Connors of Polk moved the adoption of amendment $\mathrm{H}-3121 \mathrm{~B}$.
Amendment H-3121B was adopted.
Oakley of Clinton offered amendment $\mathrm{H}-3143$ to the committee amendment $\mathrm{H}-3121$ filed by him. Division was requested as follows:

H-3143
1 Amend the cities and towns committee amendment
2 H-3121 to House File 24 as follows:

## H-3143A

3 1. Line 5, by inserting after the word "charge"
4 the words "or require any special device, key or slug".
H-3143B
5 2. By inserting after line 11 the following:
6 "3. Section one hundred seventy point thirty-
7 four (170.34), Code 1975, is hereby repealed."
Oakley of Clinton moved the adoption of amendment H-3143A to the committee amendment $\mathrm{H}-3121 \mathrm{~A}$.

A non-record roll call was requested.
The ayes were 52 , nays 40 .
Amendment H -3143A was adopted.
Oakley of Clinton moved the adoption of amendment H-3143B to amendment H-3121B.

Amendment $\mathrm{H}-3143 \mathrm{~B}$ was adopted.
Connors of Polk moved the adoption of the committee amendment H-3121A, as amended.

A non-record roll call was requested.
The ayes were 59 , nays 31 .
Amendment H-3121A, as amended, was adopted.
The Speaker announced that with the adoption of amendment $\mathrm{H}-3121$, amendment H-3124 filed by Spear of Lee and Clark of Lee on February 18, 1975, and found on page 365 of the House Journal and amendment H-3137 filed by Oakley of Clinton and Schroeder of Pottawattamie on February 20, 1975, and found on page 394 of the House Journal are out of order.

Crabb of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 24)
The ayes were, 81:

| Anderson | Drake | Jochum |
| :--- | :--- | :--- |
| Avenson | Dunton | Jordan |
| Baker | Dyrland | Junker |
| Bennett | Egenes | Krause |
| Bina | Fitzgerald | Lindeen |
| Bittle | Fullerton | Lipsky |
| Bortell | Gentleman | Lonergan |
| Brandt | Gilloon | McElroy |
| Branstad | Griffee | Menke |
| Brockett | Hansen | Mennenga |
| Brunow | Hargrave | Middleswart |
| Caffrey | Hennessey | Middleton |
| Connors | Higgins | Miller, A.V. |
| Crabb | Hines | Miller, K. D. |
| Crawford | Hinkhouse | Miller, O. L. |
| Cusack | Horn | Monroe |
| Daggett | Hullinger | Nealson |
| Danker | Husak | Newhard |
| Den Herder | Hutchins | Norland |
| Dieleman | Jesse | Oakley |
| Doyle |  |  |

The nays were, 15:

| Byerly | Harvey |
| :--- | :--- |
| Clark | Howell |
| Evans | Koogler |
| Halvorson | Lageschulte |

Absent or not voting, 4:
Harper Kreamer Millen Patchett
The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

House File 156, a bill for an act relating to the disposition of certain game by the state conservation commission, with report
of committee recommending amendment and passage, was taken up for consideration.

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3140, filed by him on February 20, 1975, and found on page 396 of the House Journal, be withdrawn.

Middleswart of Warren offered the following amendment $\mathrm{H}-3130$ filed by the committee on natural resources:
H-3130
1 Amend House File 156, page 1, by striking every-
2 thing after the word "when" in line 7 and all of
3 lines 8 and 9 and inserting in lieu thereof the
4 following: "salvageable, be disposed of as deter-
5 mined by the commission."
Wyckoff of Benton offered the following amendment H-3149 to the committee amendment $\mathrm{H}-3130$. filed by him from the floor and moved its adoption:

H-3149
1 Amend the committee on natural resources amend-
2 ment H-3130, to House File 156, filed February 19,
3 1975, line 5, by inserting after the word "commission"
4 the words "or its designee".
Amendment H-3149 was adopted.
Middleswart of Warren moved the adoption of the committee amendment H-3130, as amended.

Amendment $\mathrm{H}-3130$, as amended, was adopted.
Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 156)
The ayes were, 92 :

| Anderson | Crawford | Halvorson | Jordan |
| :--- | :--- | :--- | :--- |
| Avenson | Cusack | Hansen | Junker |
| Baker | Daggett | Hargrave | Koogler |
| Bennett | Danker | Harvey | Krause |
| Bittle | Den Herder | Hennessey | Lageschulte |
| Bortell | Dieleman | Higgins | Lindeen |
| Brandt | Doyle | Hines | Lipsky |
| Branstad | Drake | Hinkhouse | Lonergan |
| Brockett | Dunton | Horn | McEloy |
| Brunow | Dyrland | Howell | Menke |
| Byerly | Egenes | Hullinger | Mennenga |
| Caffrey | Fittgerald | Husak | Middleswart |
| Clark | Fullerton | Hutchins | Miller, A.V. |
| Connors | Gentleman | Jesse | Miller, K. |
| Crabb | Gilloon | Jochum | Miller, O. L. |

Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

| Spear | Walter |
| :--- | :--- |
| Spencer | Welden |
| Stephens | Wells |
| Stromer | West |
| Svoboda | Woods |
| Tauke | Wulff |
| Tofte | Wyckoff |
| Varley | Mr. Speaker |

The nays were, 2:
Bina Middleton
Absent or not voting, 6:

| Evans | Harper | Millen |
| :--- | :--- | :--- |

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

Senate File 13, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses, with report of committee recommending passage, was taken up for consideration.

Bittle of Polk offered the following amendment H-3139 filed by Bittle, et al.:

H-3139
1 Amend Senate File 13 as follows:

1. Page 1, by inserting after line 16 the following section:
"Sec. ..... Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. INDIVIDUALIZED REGISTRATION PLATES.

1. Upon application and the payment of a fee of twenty-five dollars, the director may issue to the owner of a motor vehicle, except a motor truck, which is registered in this state as provided in this chapter, a set of personalized registration plates marked with the initials, letters, or a combination of numerals and letters requested by the owner. Upon receipt of the personalized registration plates, the applicant shall surrender the regular registration plates to the director. Prior to transfer of title to the motor vehicle, the personalized registration plates shall be returned to the director and the owner shall be entitled to his regular registration plates without additional fee. The fee for a set of personalized registration plates shall be in addition to the regular annual registration fee provided under section three hundred twenty-one point one hundred nine (321.109) of the Code.
2. The personalized registration plates shall be validated in the same manner as regular registration plates are validated under section three hundred
```
twenty-one point thirty-four (321.34) of the Code.
    3. The fees collected by the director under this
section shall be paid to the treasurer of state and
credited by him as provided in section three hundred
twenty-one point one hundred forty-five (321.145)
of the Code."
    2. Title page, line 3, by inserting after the
word "licenses" the words "and the issuance of
personalized license plates for motor vehicles".
```

By unanimous consent the following corrective amendment H-3159 to amendment H-3139, filed by Schroeder of Pottawattamie from the floor, was adopted:

## H-3159

Amend the Bittle, Mennenga, et al., amendment
2 H-3139 to Senate File 13, filed February 20, 1975, 3 line 20, by striking the word "his".

Hutchins of Guthrie rose on a point of order that amendment $\mathrm{H}-3139$ was not germane to the title of the bill.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3139$ not germane.

Bittle of Polk moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3139$.

A non-record roll call was requested.
The ayes were 76, nays 16 .
The motion prevailed and the House resumed consideration of amendment H-3139.

Bittle of Polk moved the adoption of amendment H—3139.
Amendment H-3139 was adopted.
Woods of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 13)
The ayes were, 87 :

| Anderson | Byerly Dieleman Griffee <br> Baker Caffrey Doyle | Halvorson |  |
| :--- | :--- | :--- | :--- |
| Bennett | Clark | Drake | Hansen |
| Bina | Connors | Dunton | Hargrave |
| Bittle | Crabb | Dyrland | Harvey |
| Bortell | Crawford | Egenes | Hennessey |
| Brandt | Cusack | Evans | Hines |
| Branstad | Daggett | Fitzgerald | Hinkhouse |
| Brockett | Danker | Fullerton | Horn |
| Brunow | Den Herder | Gentleman | Howell |


| Hullinger | Middleswart | Pavich | Svoboda |
| :---: | :---: | :---: | :---: |
| Jesse | Middleton | Pellett | Tauke |
| Jordan | Miller, A. V. | Poncy | Tofte |
| Junker | Miller, K. D. | Readinger | Varley |
| Koogler | Miller, O. L. | Rinas | Walter |
| Krause | Monroe | Scheelhaase | Wells |
| Lageschulte | Nealson | Schroeder | West |
| Lipsky | Newhard | Small | Woods |
| Lonergan | Nielsen | Spear | Wulft |
| McElroy | Norland | Spencer | W yckoff |
| Menke | Oakley | Stephens | Mr. Speaker |
| Mennenga | O'Halloran | Stromer |  |
| The nays were, 9 : |  |  |  |
| Avenson | Husak | Jochum | Perkins |
| Gilloon | Hutchins | Lindeen | Welden |
| Higgins |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Harper | Kreamer | Millen | Patchett |

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

## HOUSE RESOLUTION 8 By Bina

Whereas, the ninth grade girls basketball team of Williams Junior High School, Davenport, Iowa, has won the First Annual Davenport Ninth Grade Girls Basketball Championship; and

Whereas, the ninth grade boys basketball team of Williams Junior High School, Davenport, Iowa, has won the First Annual Davenport Ninth Grade Boys Basketball Championship; and

Whereas, the Williams ninth grade girls basketball team has achieved a season record of eleven wins and one loss; Now, Therefore,

Be It Resolved by the House of Representatives, that the House extends its congratulations to the young people of Williams Junior High School for their excellence in school athletics; and

Be It Further Resolved, that a copy of this resolution be forwarded to the Williams Junior High ninth grade girls and boys basketball teams by the Chief Clerk of the House.

Laid over under Rule 25.
COMMUNICATION FROM THE GOVERNOR'S TASK FORCE ON EARLY CHILDHOOD DEVELOPMENT
There is on file in the office of the Chief Clerk the first report from the Governor's Task Force on Early Childhood Development dated January 15, 1975.

EXPLANATIONS OF VOTE<br>(House Files 177, 228, 229 and 251)

I was necessarily absent from the House chamber on Monday, February 24, due to thirteen inches of snow. Had I been present I would have voted "aye" on House Files 177, 228, 229, and 251.

BINA of Scott

I was necessarily absent from the House chamber on Monday, February 24, when the vote was taken on House Files 177, 228, 229 and 251. Had I been present, I would have voted "Aye".

O'HALLORAN of Black Hawk
EXPLANATION OF VOTE
(House Files 228 and 229)
I was necessarily absent from the House chamber on Monday, February 24. Had I been present, I would have voted "aye" on House Files 228 and 229.

HUSAK of Tama

## AMENDMENTS FILED

## H-3150

1 Amend House File 71 as follows:
2 1. Page 1, line 3, by striking the words "A person
3 who receives annuities" and inserting in lieu thereof
4 the words "Except as provided in this section, a
5 person who receives an annuity".
2. Page 1, by striking line 19 and inserting in
lieu thereof the following: "wife who file a joint
8 state income tax return. The amount of the exemption
9 shall be reduced by the amount of any social security
10 annuities received. However, a person who is less
11 than sixty-two years of age shall not be allowed to
12 exclude the amount of annuities allowed under this
13 section unless such a person is disabled."
SPEAR of Lee
H—3153
1 Amend House File 77 page 1, line 22 by striking
2 the word "installed" and inserting in lieu thereof
3 the words "installation of".
SCHROEDER of Pottawattamie CONNORS of Polk

H-3157
1 Amend House File 188 as follows:
2 1. Page 1 , line 5, by striking the words and
3 figures "Freeway I-35" and inserting in lieu thereof
4 the word and figures "Interstate I-235".

H-3154
1 Amend House File 230, page 1, by striking
2 lines 1 through 11 and inserting in lieu thereof
3 the following:
"Section 1. Section four hundred fifty point thirty-one (450.31), Code 1975, is amended to read as follows:
450.31 OBJECTIONS. The director of revenue or any person interested in the estate or property appraised may, within [forty-five] twenty days thereafter, file objections to said appraisement and give notice thereof as in beginning civil actions, to the director of revenue or the representative of the estate or trust, if any, otherwise to the person interested as heir, legatee, or transferee, on the hearing of which as an action in equity either party may produce evidence competent or material to the matters therein involved.

OAKLEY of Clinton
H-3151
1 Amend House File 231 as follows:

1. Page 1, line 12, by striking the word "not".
2. Page 1 , line 13 , by striking the words "but shall transmit" and inserting in lieu thereof the words "and transmit copies of".
3. Page 2, by striking lines 14 through 24.

## MONROE of Des Moines

H-3152
1 Amend House File 231 as follows:
2 1. Page 1, line 9, by inserting after the word 3 "buyers" the words "or their agents".
2. Page 1 , line 9 , by striking the words "also be filed with" and inserting in lieu thereof the words
3. Page 1 , line 13 , by inserting after the word "the" the words "city or county assessor. The city or county assessor shall enter on the declaration of value such information as the director of revenue may require for the production of the sales-assessment ratio study and transmit all declarations of value to the".
4. Page 1 , line 15 , by inserting after the period the words "The county recorder shall not retain any copy of a declaration of value for his records."
5. Page 1, line 30, by striking the words "filed with" and inserting in lieu thereof the words "submitted to".
6. Page 2 , line 14, by striking the word "filed" and inserting in lieu thereof the word "submitted".
7. Page 2, line 22, by striking the words "county assessor" and inserting in lieu thereof the words

$$
28
$$

29

$$
30
$$

"county or city assessor and their employees".
8. Page 2, line 22, by striking the word "auditor"
and inserting in lieu thereof the word "recorder and the county recorder's employees".
9. Amend the title, line 1 , by striking the words "full disclosure of the" and inserting in lieu thereof the words "disclosure of the actual".

NORLAND of Worth
BITTLE of Polk
HARVEY of Scott
MIDDLETON of Black Hawk BAKER of Buena Vista
H-3158
1 Amend House File 269, page 5, line 24 by
2 striking all after the word "chapter" and inserting
3 in lieu thereof the words "two hundred sixty (260),".
MONROE of Des Moines
$\mathrm{H}-3155$
1 Amend House File 286, page 7, by inserting after
2 the period in line 1 the words "If a county does not
3 plan to utilize its allotted funds in any period up
4 to one year, the funds may be temporarily allocated
5 to another county, at no interest, by written agree-
6 ment between the counties involved. The total of
7 the temporarily allocated funds received by a county
8 shall not exceed the total antioipated funds to that
particular county's farm-to-market fund in the succeeding fiscal year and total reimbursement shall be completed by the end of the succeeding fiscal year."

KRAUSE of Palo Alto DRAKE of Muscatine WELDEN of Hardin WOODS of Polk BORTELL of Madison

## $\mathrm{H}-3156$

1 Amend House File 286, page 1, line 12, by
2 striking the word "obtain" and inserting in lieu
3 thereof the word "recommend".
BENNETT of Ida
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, February 26, 1975.

# JOURNAL OF THE HOUSE 

## Forty-fifth Calendar Day-Thirty-second Session Day

## Hall of the House of Representatives Des Moines, Iowa, Wednesday, Frbedary 26, 1975

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

Prayer was offered by the Reverend Dennis Nicholson, pastor of the Center Chapel United Methodist Church, Indianola, Iowa.

The Journal of Tuesday, February 25, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Verne Schlaser, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Harper of Davis on request of McElroy of Fremont.

## PETITION FILED

The following petition was received and placed on file:
By Miller of Cerro Gordo from nineteen residents of Cerro Gordo County opposing the equal rights amendment.

## INTRODUCTION OF BILLS

House File 313, by committee on agriculture, a bill for an act relating to railroad rights-of-way acquired by the state conservation commission and political subdivisions.

Read first time and placed on calendar.
House File 314, by Lipsky, a bill for an act relating to affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the Uniform Probate Code; consolidating and revising aspects of the law
relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing inconsistent legislation; and providing penalties.

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

House File 315, by Husak, Krause, Schroeder, Scheelhaase, Hutchins, Baker, Perkins, Wyckoff and Hansen (Priebe, Nolin, Coleman, Bergman, Winkelman, Tieden, Heying, Scott, Norpel, Curtis, Plymat, Andersen, Nystrom, Taylor, Burroughs, Culver, Gallagher, Robinson, Rodgers, Redmond, Nolting, Sovern, Merritt, Miller of Marshall, Hansen, Carr, Doderer, Lamborn, Kelly, Gluba, Palmer and Kinley), a bill for an act relating to the disposition of snowmobile registration fees.

Read first time and referred to committee on ways and means.
House File 316, by Bittle, Monroe, Halvorson and Brockett, a bill for an act relating to state property and casualty insurance.

Read first time and referred to committee on commerce.
House File 317, by committee on ways and means, a bill for an act relating to the definitions of cigarette and package of cigarettes.

Read first time and placed on ways and means calendar.
House File 318, by committee on ways and means, a bill for an act relating to the disposition of seized cigarettes.

Read first time and placed on ways and means calendar.
House File 319, by Harvey, a bill for an act making an appropriation from the primary road, fund to increase the salaries of members of the Iowa highway safety patrol and to increase the state's contribution to the peace officers' retirement, accident and disability system.

Read first time and referred to committee on appropriations.

House File 320, by Patchett, Hines, Avenson, Gilloon, Hargrave, Brandt, Cusack, Bina, Griffee, Harper, Horn and Dunton, a bill for an act relating to unsolicited commercial telephone calls and providing a penalty.

Read first time and referred to committee on commerce.
House File 321, by Cusack, Dyrland, Jochum and Caffrey, a bill for an act relating to the dismissal from regular employment of persons who are candidates for public office or are elected to public office.

Read first time and referred to committee on state government.
House File 322, by Bortell and Pellett, a bill for an act relating to special deer hunting licenses.

Read first time and referred to committee on natural resources.
House File 323, by Baker, a bill for an act to establish a nonresident hunting license for furbearing animals.

Read first time and referred to committee on natural resources.
House File 324, by committee on transportation, a bill for an act relating to abandoned vehicles.

Read first time and placed on calendar.
House File 325, by Branstad, Stromer, Harvey, Nealson of Muscatine, Menke, Danker, Crabb, Daggett, West, Den Herder, Stephens, Bortell, Brockett, Halvorson, Evans, Bittle, Wulff, Millen, Lipsky, Kreamer, Welden, Hansen, Miller of Calhoun, Tofte, Pellett, Lageschulte, Tauke, Oakley, Schroeder, Readinger, Wyckoff, McElroy, Varley, Drake, Clark, Fullerton, Newhard, Junker, Bennett, Hullinger, Gentleman, Crawford, Egenes and Lindeen, a bill for an act relating to payment of legislative expenses during a recess or adjournment authorized by a resolution.

Read first time and referred to committee on state government.
House File 326, by committee on county government (committee on county government), a bill for an act to allow the county treasurer to stamp warrants for drainage districts with a comparable rate of interest as paid on deposits of county funds.

Read first time and placed on calendar.
House File 327, by Svoboda, Husak, Scheelhaase, Small, Nor-
land and Krause, a bill for an act creating the agricultural information and assistance service.

Read first time and referred to committee on agriculture.
House File 328, by Patchett, Bina, Middleton, O'Halloran and Howell, a bill for an act requiring the division of child and family services to submit a comprehensive family social plan.

Read first time and referred to committee on human resources.
House File 329, by Patchett, a bill for an act making an appropriation to the state board of regents for the mobile dental unit program.

Read first time and referred to committee on appropriations.
House File 330, by Patchett, Bina, Walter, Hargrave, Mennenga, Koogler, Dunton and Howell, a bill for an act relating to filing for increases in utility rates, charges, schedules, or regulations.

Read first time and referred to committee on commerce.
House File 331, by Byerly, Nielsen of Polk and O'Halloran, a bill for an act relating to eligibility for the tuition grant program.

Read first time and referred to committee on education.
House File 332, by Connors, Higgins, Caffrey, Hargrave, Daggett, Pavich, Harper, Varley, Miller of Calhoun, Fitzgerald, Woods, Brandt, Middleton, Hullinger, Husak, Millen and Walter (Palmer, Gluba, Andersen, Hill of Polk, Murray, Briles and Nystrom), a bill for an act to establish a service program for the deaf within the department of health.

Read first time and referred to committee on human resources.
House File 333, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to examining boards governing the practices of medicine, nursing and pharmacy.

Read first time and placed on appropriations calendar.
House File 334, by committee on appropriations, a bill for an act appropriating funds to the Iowa state commerce commission and the department of public defense and providing for the deposit of receipts of such departments in the general fund of the state.

Read first time and placed on appropriations calendar.

House File 335, by committee on appropriations, a bill for an act relating to exemptions from the state merit system.

Read first time and placed on appropriations calendar.
House File 336, by committee on commerce, a bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.

Read first time and placed on calendar.
House File 337, by Patchett, Dyrland, Anderson, Gilloon, Jochum, Hargrave, Brandt, Cusack, O'Halloran, Griffee, Jordan, Bina, Horn and Svoboda, a bill for an act relating to sex discrimination in retirement programs.

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

House File 338, by Patchett, Bina, Cusack, Dyrland, Hines, Mennenga, Dunton and O'Halloran, a bill for an act to prohibit mandatory retirement policies for public employees.

Read first time and referred to committee on state government.
House File 339, by Monroe (Miller of Des Moines), a bill for an act increasing the mileage rate paid to jurors and witnesses.

Read first time and referred to committee on state government.
House File 340, by Stromer, a bill for an act relating to the compensation of members of school districts.

Read first time and referred to committee on education.
House File 341, by Daggett, a bill for an act relating to the budget certification date for school districts.

Read first time and referred to committee on education.
House File 342, by Patchett, Hines, Mennenga, Koogler and Dunton, a bill for an act relating to the unit pricing of food for sale to consumers and providing penalties.

Read first time and referred to committee on commerce.
House File 343, by Hines, a bill for an act relating to additional property tax relief for persons sixty-five years of age and older or totally disabled.

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

House File 344, by Daggett, Stromer, Junker, West and Danker, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund.

Read first time and referred to committee on appropriations.
House File 345, by Jordan, Miller of Buchanan and Wyckoff, a bill for an act relating to fences on another's land.

Read first time and referred to committee on agriculture.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 77, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Woods of Polk offered the following amendment H-3134 filed by the committee on state government and moved its adoption:
$\mathrm{H}-3134$
1 Amend House File 77 as follows:

1. Page 1, by inserting after the word "structure" in line 12 the following: "or any noncombustible plant building with noncombustible contents."
2. Page 2, line 3 by striking the words, "the Council Bluffs Nonpareil" and inserting in lieu thereof the words, "the Sioux City Journal".
3. Page 2, line 4, by striking the words
"Council Bluffs" and inserting in lieu thereof the words, "Sioux City".

Amendment H-3134 was adopted.
Schroeder of Pottawattamie offered the following amendment H- 3153 filed by him and Connors of Polk and moved its adoption:

H-3153
1 Amend House File 77 page 1, line 22 by striking
2 the word "installed" and inserting in lieu thereof
3 the words "installation of".
Amendment $\mathrm{H}-3153$ was adopted.
Connors of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 77)

The ayes were, 93 :

| Anderson | Dyrland |
| :--- | :--- |
| Avenson | Egenes |
| Aaker | Erans |
| Bennett | Fitzgerald |
| Bina | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harvey |
| Clark | Henessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Husak |
| Den Herder | Hutchins |
| Dieleman | Jesse |
| Doyle | Jochum |
| Drake | Jordan |
| Dunton |  |

Junker
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleton
Millen
Miller, A. $V$.
Miller, K.
Miller,
M.
Monroe
Nealson
Newhard
Norland
Oakley
Patchett
Pavich

Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
The nays were, 2:
Brockett Welden
Absent or not voting, 5:

| Harper | Middleswart | Nielsen |
| :--- | :--- | :--- |
| Hullinger |  | O'Halloran |

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

On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speakire: I am directed to inform your honorable body that the Senate has on February 26, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 18 providing for a joint session on Thursday, April 10, 1975, at 2:00 p.m., as requested by the Pioneer Lawmakers.

CLARK R. RASMUSSEN, Secretary

## SENATE CONCURRENT RESOLUTION 18 <br> By Kinley and Lamborn

> Whereas, the Sixty-sixth General Assembly is advised of a meeting of the Pioneer Lawmakers Association to be held in the Historical Building on Thursday, April 10, 1975, and request the opportunity to formally meet with the General Assembly.
> Now, Therefore, Be It Resolved by the Senate, the House Concurring: That the General Assembly meet in joint session in the House chamber on Thursday, April 10, 1975, at $2: 00$ p.m. and that the Pioneer Lawmakers be invited to attend and present a program on that occasion.

Laid over under Rule 25.

## HOUSE FILE 259 REREFERRED

The Speaker announced that House File 259 previously referred to the committee on natural resources is rereferred to the committee on energy.

## SENATE AMENDMENT CONSIDERED

Hutchins of Guthrie called up for consideration Senate File 70, a bill for an act relating to lights of road machinery, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment to the House amendment:

```
H-3111
    Amend the House amendment to Senate File 70, lines
    10 and 11, by striking the words "road machinery"
    and inserting in lieu thereof the words "[road
    machinery]".
```

The motion prevailed and the House concurred in the Senate amendment to the House amendment.

Hutchins of Guthrie moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 70)
The ayes were, 96:

| Anderson | Bortell | Caffrey | Danker <br> Arenson |
| :--- | :--- | :--- | :--- |
| Brandt | Clark | Den Herder |  |
| Baker | Branstad | Connors | Dieleman |
| Bennett | Brockett | Crabb | Doyle |
| Bina | Brunow | Crawford | Drake |
| Bittle | Byerly | Daggett | Dunton |


| Dyrland | Hullinger | Millen | Schroeder |
| :--- | :--- | :--- | :--- |
| Egenes | Husak | Miller, A. V. | Small |
| Evans | Hutchins | Miller, K. D. | Spear |
| Fitzgerald | Jochum | Miller, O. L. | Spencer |
| Fullerton | Jordan | Monoe | Stephens |
| Gentleman | Junker | Nealson | Stromer |
| Gilloon | Koogler | Newhard | Svoboda |
| Griffee | Krause | Nielsen | Tauke |
| Halvorson | Kreamer | Norland | Tofte |
| Hansen | Lageschulte | Oakley | Varley |
| Hargrave | Lindeen | O'Halloran | Walter |
| Harvey | Lipsky | Patchett | Welden |
| Hennessey | Lonergan | Pavich | Wells |
| Higgins | McElroy | Pellett | West |
| Hines | Menke | Perkins | Woods |
| Hinkhouse | Mennenga | Poncy | Wolff |
| Horn | Middleswart | Readinger | Wyckoff |
| Howell | Middleton | Scheelhaase | Mr.Speaker |

The nays were, none.
Absent or not voting, 4:
Cusack Harper
Jesse
Rinas
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## MOTION TO RECONSIDER PREVAILS <br> (House File 177)

Patchett of Johnson called up for consideration the motion to reconsider House File 177, filed on February 24, 1975, and moved to reconsider the vote by which House File 177, a bill for an act relating to the membership of the state historical board, failed to pass the House on February 24, 1975.

Crabb of Crawford moved that the motion to reconsider be deferred.

A non-record roll call was requested.
The ayes were 36 , nays 56 .
The motion to defer lost.
On the motion to reconsider, a non-record roll call was requested.

The ayes were 57 , nays 34 .
The motion prevailed.
Patchett of Johnson moved to reconsider the vote by which House File 177 was placed on its last reading.

The motion prevailed.

Stromer of Hancock moved that House File 177 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.
The ayes were 36 , nays 58 .
The motion to defer lost.
Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 177)
The ayes were, 61:

| Anderson | Gilloon | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Krause | Poncy |
| Bina | Hansen | Lindeen | Readinger |
| Bittle | Hargrave | Lonergan | Scheelhaase |
| Brunow | Harvey | Menke | Small |
| Byerly | Hennessey | Middleton | Spear |
| Clark | Higgins | Miller, A.V. | Spencer |
| Connors | Hines | Miller, O. L. | Svoboda |
| Crawford | Hinkhouse | Monroe | Tauke |
| Dieleman | Howell | Newhard | Tofte |
| Doyle | Hullinger | Nielsen | Varley |
| Drake | Hutchins | Norland | Walter |
| Dunton | Jesse | Oakley | Wells |
| Dyrland | Jochum | O'Halloran | Woods |
| Fitzgerald | Junker | Patchett | Mr. Speaker |
| Gentleman |  |  |  |

The nays were, 37 :

| Baker | Den Herder | Lageschulte | Perkins |
| :---: | :---: | :---: | :---: |
| Bennett | Egenes | Lipsky | Rinas |
| Bortell | Evans | McElroy | Schroeder |
| Branstad | Fullerton | Mennenga | Stephens |
| Brockett | Halvorson | Middleswart | Stromer |
| Caffirey | Horn | Millen | Welden |
| Crabb | Husak | Miller, K. D. | West |
| Cusack | Jordan | Nealson | Wulff |
| Daggett | Kreamer | Pellett | Wyckoff |
| Danker |  |  |  |
| Absent or not voting, 2: |  |  |  |
| Brandt | Harper |  |  |

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

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 262, a bill for an act relating to the sale of game by a game breeder for food purposes, was taken up for consideration.

Spencer of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 262)
The ayes were, 94 :

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Baker | Evans |
| Bennett | Fitzgerald |
| Bina | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Clark | Higgins |
| Connors | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jesse |
| Dunton | Jochum |
| Dyrland | Jordan |
|  | Junker |

The nays were, 1 :
Danker
Absent or not voting, 5 :
Crabb
Middleton
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Millen
Miller, A. $\mathbf{V}$.
Miller, K.
Miller, $\mathbf{O}$ L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett

Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

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

House File 275, a bill for an act relating to the date of organization of the state board of public instruction, was taken up for consideration.

Baker of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 275)
The ayes were, 97 :

| Anderson | Bittle | Brunow | Crabb |
| :--- | :--- | :--- | :--- |
| Avenson | Bortell | Byerly | Crawford |
| Baker | Brandt | Caffrey | Cusack |
| Bennett | Branstad | Clark | Daggett |
| Bina | Brockett | Connors | Danker |


| Den Herder | Hinkhouse |
| :--- | :--- |
| Dieleman | Horn |
| Doyle | Howell |
| Drake | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Egenes | Jesse |
| Evans | Jochum |
| Fitzgerald | Jordan |
| Fullerton | Junker |
| Gentleman | Koogler |
| Gilloon | Krause |
| Griffee | Kreamer |
| Halvorson | Lageschulte |
| Hansen | Lindeen |
| Hargrave | Lipsky |
| Harvey | Lonergan |
| Hennessey | McElroy |
| Higgins | Menke |
| Hines |  |

Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy

Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Wells
West
Woods
Wulff
Wyckoff
Mr. Speader

The nays were, none.
Absent or not voting, 3:
Harper Stephens Welden
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 287, a bill for an act relating to the date of the meeting of boards of school corporations for settlement of business, was taken up for consideration.

Baker of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 287)
The ayes were, 97 :

| Anderson | Dieleman Howell Millen <br> Avenson Doyle Hullinger | Miller, A. V. |  |
| :--- | :--- | :--- | :--- |
| Baker | Drake | Husak | Miller, K. D. |
| Bennett | Dunton | Hutchins | Miller, O. L. |
| Bina | Dyrland | Jesse | Monree |
| Bittle | Evans | Jochum | Nealson |
| Bortell | Fitzgerald | Jordan | Newhard |
| Brandt | Fullerton | Junker | Niellsen |
| Branstad | Gentleman | Koogler | Norland |
| Brockett | Gilloon | Krause | Oakley |
| Brunow | Griffee | Kreamer | O'Hallioran |
| Byerly | Halvorson | Lageschulte | Patchett |
| Cafrey | Hansen | Lindeen | Pavich |
| Clark | Hargrave | Lipsky | Pellett |
| Connors | Harvey | Lonergan | Perkins |
| Crabb | Hennessey | McElroy | Poncy |
| Crawford | Higgins | Menke | Readinger |
| Cusack | Hines | Mennenga | Rinas |
| Daggett | Hinkhouse | Middleswart | Scheelhaase |
| Danker | Horn | Middleton | Schroeder |
| Den Herder |  |  |  |


| Small | Svoboda | Walter | Woods |
| :--- | :--- | :--- | :--- |
| Spear | Tauke | Welden | Wulff |
| Spencer | Tofte | Wells | Wyckoft |
| Stromer | Varley | West | Mr. Speaker |
| The nays were, none. |  |  |  |
| Absent or not voting, 3: |  |  |  |
| Egenes | Harper | Stephens |  |

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

> SPONSOR ADDED
> (House Files 302 and 312 )

Dieleman of Marion requested that he be added as a sponsor of House Files 302 and 312.

SPONSORS WITHDRAWN
(House File 151)
Anderson of Jasper requested that he be withdrawn as a sponsor of House File 151.
(House Files 247 and 249)
Griffee of Chickasaw requested that he be withdrawn as a sponsor of House Files 247 and 249.

MOTION TO RECONSIDER
(House File 177)
I move to reconsider the vote by which House File 177 passed the House on February 26, 1975.

HARVEY of Scott

## EXPLANATIONS OF VOTE <br> (House Files 24 and 156 and Senate File 13)

I was necessarily absent from the House chamber part of the afternoon of February 25, 1975, due to illness. Had I been present, I would have voted "aye" on House Files 24 and 156 and Senate File 13.

PATCHETT of Johnson

## (House Code of Ethics)

I was necessarily absent on February 21, 1975. Had I been present I would have voted "aye" on the motion to adopt the amended House Code of Ethics for the Sixty-sixth General Assembly.

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 26th day of February, 1975: House Files 67 and 173.

DAVID L. WRAY<br>Chief Clerk of the House

## REPORTS OF COMMITTEES

Monroe of Des Moines, from the committee on state government, submitted the following reports:

Mr. Spaaker: Your committee on state government to whom was referred House File 51, a bill for an act relating to the appointment of the seeretary of agriculture, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3162
1 Amend House File 51, page 1, line 4, by inserting
2 after the word "governor" the words "with the consent
3 of two-thirds of the members of the Senate".

> MONROE of Des Moines, Chairman

## Also:

MRR. SPEAKER: Your committee on state government to whom was referred House file 160, a bill for an act relating to canvas of vote for governor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> MONROE of Des Moines, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 333, a bill for an act making an appropriation from the general fund of the state to examining boards governing the practices of medicine, nursing and pharmacy, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## Also:

Mr. Spaakirr: Your committee on appropriations has considered Honse File 334, a bill for an act appropriating funds to the Iowa state commerce commission and the department of public defense and providing for the
deposit of receipts of such departments in the general fund of the state, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman


#### Abstract

Also: Mr. Speaker: Your committee on appropriations has considered House File 335, a bill for an act relating to exemptions from the state merit system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.


## DUNTON of Keokuk, Chairman

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

Mr. Speakme: Your committee on judiciary and law enforcement to whom was referred House File 202, a bill for an act relating to maintenance of law enforcement communications with local law enforcement agencies, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3160
1 Amend House File 202, page 1, by striking all of
2 lines 12 through 16.
JESSE of Polk, Chairman

## AMENDMENTS FILED

H- 3161
1 Amend House File 264 as follows:

1. Page 1, line 5, by striking the words "an oral or" and inserting in lieu thereof the word " $a$ ".
2. Page 1, line 6, by striking the word "seven"
and inserting in lieu thereof the word "fourteen".
3. Page 1, line 7, by inserting after the word "abandoned" the following: "and a certified letter so informing the owner shall be sent".
4. Page 1, line 9, by striking the word "seven" and inserting in lieu thereof the word "fourteen".

LIPSKY of Linn
H-3164
1 Amend House File 292 as follows:

1. Page 1, by inserting after line 11 the following new section:
"Sec. ..... Section one hundred twenty-five point thirty-six (125.36), Code 1975, is amended to read as follows:
125.36 CLAIM AGAINST ESTATE. On the death of the person who receives assistance under the provisions
of this chapter, [the total amount paid for his care, maintenance, and treatment] there shall be allowed [as a claim of the second class] against the estate of such person a claim of the sixth class for that portion of the total amount paid for that person's care, maintenance and treatment which exceeds the total of:
2. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (633.425) of the Code, which are allowed against that estate; and
3. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance tax purposes."
4. Page 2, by inserting after line 23 the following new section:
"Sec. ..... Section two hundred twenty-two point eighty-one (222.81), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
222.81 CLAIM AGAINST ESTATE. On the death of a person who has incurred liability as provided in section two hundred twenty-two point seventy-eight (222.78) of the Code, or of the father or mother of such a person, there shall be allowed against the estate of the decedent a claim of the sixth class for that portion of the liability so incurred which exceeds the total of:
5. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (633.425) of the Code, which are allowed against that estate; and
6. The exemptions allowed by section four hundred fifty point nine ( 450.9 ) of the Code for inheritance tax purposes."
7. Page 4, by striking lines 4 through 8 , inclusive, and inserting in lieu thereof the following:
"230.30 CLAIM AGAINST ESTATE. On the death of a person receiving or who has received assistance under the provisions of this chapter, [the total amount the total of:
8. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (633.425) of the Code, which are allowed against that estate; and
9. The exemptions allowed by section four hundred

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fifty point nine (450.9) of the Code for inheritance tax purposes.

Sec. ..... Section two hundred fifty-two point thirteen (252.13), Code 1975, is amended to read as follows:
252.13 RECOVERY BY COUNTY. Any county having expended any money for the relief or support of a poor person, under the provisions of this chapter, may recover the same from any of his kindred mentioned herein, from such poor person should he become able, or from his estate; from relatives by action brought within two years from the payment of such expenses, from such poor person by action brought within two years after becoming able, and from such person's estate by filing the claim as provided by law. There shall be allowed against the person's estate a claim of the sixth class for that portion of the liability to the county which exceeds the total of:

1. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (6ss.425) of the Code, which are allowed against that estate; and
2. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance tax purposes."
3. Page 4, line 12, by striking all after the figure " 1 ," and inserting in lieu thereof the figure "1975."
4. Page 4, by striking lines 13 through 24, inclusive.

OAKLEY of Clinton
3163
Amend House File 334 as follows:

1. Page 1, line 17, by striking the figures " 864,599 " and inserting in lieu thereof the figures "904,092".
2. Page 1 , line 19 , by striking the figures "219,759" and inserting in lieu thereof the figures "225,059".

VARLEY of Adair MENKE of O'Brien SCHROEDER of Pottawattamie

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:45 a.m., Thursday, February 27, 1975.

# JOURNAL OF THE HOUSE 

## Forty-sixth Calendar Day-Thirty-third Session Day

hafr of the house of Rmpresentatives Des Moines, Iowa, Thursday, February 27, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Robert B. Hedges, pastor of the St. Timothy's Episcopal Church, West Des Moines, Iowa.

The Journal of Wednesday, February 26, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dale Christensen, Lake City, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Harper of Davis for February 27 and 28 on request of McElroy of Fremont.

## PRESENTATION OF VISITORS

Connors of Polk introduced to the House Karl Bakker of Pretoria, South Africa, an eighteen-year-old exchange student at East High School in Des Moines.

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

Seventy government students from Creston High School, Creston, Iowa, accompanied by Ron Johnson and Dan Settle. By Pellett of Cass.

Thirty-four eighth grade students from Alden Community Schools, Popejoy, Iowa, accompanied by Mrs. Don Ziesman and Mrs. Dale Cox.

## PETITIONS FILED

The following petitions were received and placed on file:
By Dyrland of Clayton from eight residents of Clayton County opposing legislation which would abrogate the Pro Life stands.

By West of Marshall from twenty-seven employees of the Iowa Soldiers' Home in Marshalltown in opposition to the banning of studded tires.

By Crabb of Crawford from fifteen students from Crawford County in favor of a proposal to reduce the penalty for possession of marijuana.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 51, 160, 202, 333, 334 and 335, under Rule 36.

## INTRODUCTION OF BILLS

House File 346, by Lipsky, a bill for an act relating to the use of bicycles and providing penalties for violations.

Read first time and referred to committee on transportation.
House File 347, by Monroe, a bill for an act providing that municipal waterworks rates be subject to regulation by the Iowa commerce commission.

Read first time and referred to committee on commerce.
House File 348, by Fitzgerald and Monroe, a bill for an act relating to exemptions of temporary employees subject to a federally funded emergency employment utilization program from the state merit system and providing penalties.

Read first time and referred to committee on labor and industrial relations.

House File 349, by Avenson, Cusack, Jochum, Baker, Bina, Scheelhaase, Svoboda, Dieleman and Koogler, a bill for an act increasing the maximum tuition grant and appropriating funds to the higher education facilities commission to finance tuition grants.

Read first time and referred to committee on appropriations.
House File 350, by Brunow, a bill for an act relating to the licensing of grain dealers.

Read first time and referred to committee on commerce.

## MOTION TO RECONSIDER WITHDRAWN (House File 177)

Harvey of Scott asked and received unanimous consent to with-
draw his motion to reconsider House File 177 filed on February 26, 1975, and found on page 446 of the House Journal.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 27, 1975, amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 15 relating to a study to evaluate the average state program costs per student.

CLARK R. RASMUSSEN, Secretary
SENATE AMENDMENT TO HOUSE CONCURRENT RESOLUTION 15
H- 3165
1 Amend House Concurrent Resolution 15, as passed
2 by the House, page 1, line 16, by inserting after
3 the word "That" the words ", contingent upon 4 technical assistance from the Legislators' Educa-
5 tion Action Project of the National Conference
6 of State Legislatures' Education Task Force,".
On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lipsky of Linn for the afternoon session on request of Crawford of Story; Varley of Adair for the afternoon session and February 28 on request of Drake of Muscatine.

## INTRODUCTION OF BILLS

House File 351, by committee on labor and industrial relations, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.

Read first time and placed on the calendar.
House File 352, by Oakley (Shaw), a bill for an act relating to dissolution of marriage.

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

House File 353, by Branstad, a bill for an act relating to the payment of legislative expenses.

Read first time and referred to committee on state government.

## SENATE AMENDMENT CONSIDERED

Patchett of Johnson asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 15, relating to a study to evaluate the average state program costs per student, amended by the Senate and moved that the House concur in the following Senate amendment:

H-3165
1 Amend House Concurrent Resolution 15, as passed
by the House, page 1, line 16, by inserting after
the word "That" the words ", contingent upon
4 technical assistance from the Legislators' Educa-
5 tion Action Project of the National Conference
6 of State Legislatures' Education Task Force,".
The motion prevailed and the House concurred in the Senate amendment.

Patchett of Johnson moved that House Concurrent Resolution 15 , as amended, be adopted.

The motion prevailed and the resolution, as amended, was adopted.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

Senate File 133, a bill for an act appropriating funds to the service compensation fund and providing a publication clause, with report of committee recommending passage, was taken up for consideration.

Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 133)
The ayes were, 84:

| Anderson | Brunow | Dieleman | Hansen |
| :--- | :--- | :--- | :--- |
| Avenson | Byerly | Drake | Hargrave |
| Baker | Cafrey | Dunton | Harvey |
| Bennett | Clark | Egenes | Hennessey |
| Bittle | Connors | Evans | Hines |
| Bortell | Crawford | Fitzgerald | Hinkhouse |
| Brandt | Daggett | Gillon | Horn |
| Branstad | Danker | Griffee | Howell |
| Brockett | Den Herder | Halvorson | Hullinger |


| Husak | Menke | O'Halloran | Spencer |
| :---: | :---: | :---: | :---: |
| Hutchins | Mennenga | Patchett | Stephens |
| Jochum | Middleswart | Pavich | Svoboda |
| Jordan | Miller, A. V. | Pellett | Tauke |
| Junker | Miller, K. D. | Perkins | Tofte |
| Koogler | Miller, O.L. | Poncy | Welden |
| Krause | Monroe | Readinger | Wells |
| Kreamer | Nealson | Rinas | West |
| Lageschulte | Newhard | Scheelhaase | Woods |
| Lindeen | Nielsen | Schroeder | Wulff |
| Lonergan | Norland | Small | Wyckoff |
| McEIroy | Oakley | Spear | Mr. Speaker |
| The nays were, 6: |  |  |  |
| Bina | Dyrland | Higgins | Walter |
| Cusack | Gentleman |  |  |
| Absent or not voting, 10: |  |  |  |
| Crabb | Harper | Middleton | Stromer |
| Doyle | Jesse | Millen | Varley |
| Fullerton | Lipsky |  |  |

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

Senate File 134, a bill for an act to repeal authorization for the standing appropriation of funds to the auditor of state to audit the department of transportation, with report of committee recommending passage, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 134)
The ayes were, 86:

| Anderson | Egenes | Koogler | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | Poncy |
| Baker | Fitzgerald | Kreamer | Readinger |
| Bennett | Gentleman | Lageschulte | Rinas |
| Bina | Gilloon | Lindeen | Scheelhaase |
| Bittle | Griffee | McElroy | Schroeder |
| Bortell | Halvorson | Menke | Small |
| Brandt | Hansen | Mennenga | Spear |
| Brockett | Hargrave | Middleswart | Spencer |
| Brunow | Harvey | Miller, A. V. | Stephens |
| Byerly | Hennessey | Miller, K. D. | Svoboda |
| Caffrey | Higgins | Miller, O. L. | Tauke |
| Clark | Hines | Nealson | Tofte |
| Connors | Hinkhouse | Newhard | Walter |
| Crawford | Horn | Nielsen | Welden |
| Cusack | Howell | Norland | Wels |
| Daggett | Hullinger | Oakley | West |
| DenHerder | Husak | O'Halloran | Woods |
| Dieleman | Hutchins | Patchett | Wulff |
| Drake | Jochum | Pavich | Wyckoff |
| Dunton | Jordan | Pellett | Mr. Speaker |
| Dyrland | Junker |  |  |

The nays were, 1:
Danker
Absent or not voting, 13:

| Branstad | Harper | Lonergan | Monroe |
| :--- | :--- | :--- | :--- |
| Crabb | Jesse | Middleton | Stromer |
| Doyle | Lipsky | Millen | Varley |

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

## REGULAR CALENDAR

House File 286, a bill for an act relating to the duties and responsibilities of the state department of transportation and the counties regarding secondary roads, was taken up for consideration.

Bennett of Ida offered the following amendment H-3156 filed by him and moved its adoption:

H- 3156
1 Amend House File 286, page 1, line 12, by
2 striking the word "obtain" and inserting in lieu
3 thereof the word "recommend".
Amendment H-3156 lost.
Krause of Palo Alto offered the following amendment H-3155 filed by Krause, et al., and moved its adoption:

H-3155
1 Amend House File 286, page 7, by inserting after the period in line 1 the words "If a county does not plan to utilize its allotted funds in any poriod up to one year, the funds may be temporarily allocated to another county, at no interest, by writton agreement between the counties involved. The total of the temporarily allocated funds received by a county shall not exceed the total anticipated funds to that particular county's farm-to-market fund in the succeeding fiscal year and total reimbursoment shall be completed by the end of the succeeding fiscal year."

Roll call was requested by Krause of Palo Alto and Walter of Pottawattamie.

On the question "Shall amendment H-3155 be adopted?"
The ayes were, 83:

| Anderson | Bennett | Brandt | Brunow |
| :--- | :--- | :--- | :--- |
| Avenson | Bina | Branstad | Byerly <br> Baker |
|  | Bortell | Brockett | Caftrey |


| Clark | Halvorson | Lageschulte | Readinger |
| :---: | :---: | :---: | :---: |
| Connors | Hansen | Lindeen | Rinas |
| Crabb | Hargrave | Lonergan | Scheelhaase |
| Crawford | Harvey | McEiroy | Schroeder |
| Cusack | Hennessey | Menke | Small |
| Daggett | Higgins | Middleswart | Spear |
| Danker | Hines | Miller, A. V. | Spencer |
| Den Herder | Hinkhouse | Miller, O. L. | Stephens |
| Drake | Horn | Monroe | Sroboda |
| Dunton | Howell | Nealson | Tauke |
| Dyrland | Hullinger | Newhard | Tofte |
| Egenes | Husak | Norland | Walter |
| Erans | Hutchins | Oakley | Welden |
| Fitzgerald | Jochum | O'Halloran | Wells |
| Fullerton | Jordan | Pavich | West |
| Gentleman | Junker | Pellett | Woods |
| Gilloon | Krause | Perkins | Mr. Speaker |
| Griffee | Kreamer | Poncy | H. Speaker |
| The nays were, 4: |  |  |  |
| Dieleman | Koogler | Miller, K. D. | Wyckoff |
| Absent or not voting, 13: |  |  |  |
| Bittle | Lipsky | Millen | Stromer |
| Doyle | Mennenga | Nielsen | Varley |
| Harper | Middleton | Patchett | Wulff |

Amendment H-3155 was adopted.
Krause of Palo Alto offered the following amendment H-3168 filed by Krause, Drake and Brunow from the floor and moved its adoption:
$\mathrm{H}-3168$
1 Amend House File 286, page 7 by inserting after line 4 the following new section:
"Sec. 15. This Act, being deemed of immediate importance, shall take effect, and be in force upon its publication in the Algona Upper Des Moines, a newspaper published in Algona, Iowa and the Humboldt Republican, a newspaper published in Humboldt, Iowa."
Amendment $\mathrm{H}-3168$ was adopted.
By unanimous consent the following corrective amendment H- 3172 filed by Koogler of Mahaska from the floor was adopted:

H- 3172
1 Amend House File 286 by striking all after the
2 word "duties" in line 1 of the title page and
3 inserting in lieu thereof the following:
4 ", responsibilities and powers of the".
Drake of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 286)
The ayes were, 89:

| Anderson | Dyrland <br> Avenson |
| :--- | :--- |
| Egenes |  |
| Baker | Evans <br> Bennett |
| Bina | Fitzgerald |
| Brtell | Fullerton |
| Brandt | Gentleman <br> Gilloon |
| Branstad | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerry | Hargrave |
| Caffrey | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Husak |
| Dieleman | Hutchins |
| Drake | Jochum |
| Dunton |  |


| Jordan | Pellett |
| :--- | :--- |
| Junker | Perkins |
| Krause | Poncy |
| Kreamer | Readinger |
| Lageschulte | Rinas |
| Lindeen | Scheelhaase |
| McElroy | Schroeder |
| Menke | Small |
| Mennenga | Spear |
| Middleswart | Spencer |
| Miller, A. V. | Stephens |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Tauke |
| Monroe | Tofte |
| Nealson | Walter |
| Newhard | Welden |
| Nielsen | Wells |
| Norland | West |
| Oakley | Woods |
| O'Halloran | Wulff |
| Patchett | Wyckoff |
| Pavich | Mr. Speaker |

The nays were, 1:
Koogler
Absent or not voting, 10:

| Bittle | Jesse |
| :--- | :--- |
| Doyle | Lipsky |
| Harper | Lonergan |

Middleton Millen

Pellett
Perkins
Poncy Readinger Rinas Scheelhaase Schroeder Small Spear Spencer Stephens Svoboda Tauke Tofte Walter Welden Wells West Woods Wulff Mr. Speaker

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

House File 292, a bill for an act to abolish certain liens and provide procedures for determining liability for payment of charges for care and treatment at certain institutions or facilities, was taken up for consideration.

Oakley of Clinton offered the following amendment H-3164 filed by him.

Division of the amendment was requested as follows:
H-3164
1 Amend House File 292 as follows:
$\mathrm{H}-3164 \mathrm{~A}$
2 1. Page 1, by inserting after line 11 the follow-
3 ing new section:
4 "Sec. ..... Section one hundred twenty-five point
5 thirty-six (125.36), Code 1975, is amended to read
6 as follows:
7 125.36 CLAIM AGAINST ESTATE. On the death of
8 the person who receives assistance under the provisions
of this chapter, [the total amount paid for his care,
maintenance, and treatment] there shall be allowed
[as a claim of the second class] against the estate
of such person a claim of the sixth class for that
portion of the total amount paid for that person's
care, maintenance and treatment which exceeds the total of:

1. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (63s.425) of the Code, which are allowed against that estate; and
2. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance tax purposes."
3. Page 2, by inserting after line 23 the following new section:
"Sec. ..... Section two hundred twenty-two point eighty-one (222.81), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
222.81 CLAIM AGAINST ESTATE. On the death of a person who has incurred liability as provided in section two hundred twenty-two point seventy-eight (222.78) of the Code, or of the father or mother of such a person, there shall be allowed against the estate of the decedent a claim of the sixth class for that portion of the liability so incurred which exceeds the total of:
4. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (633.425) of the Code, which are allowed against that estate; and
5. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance tax purposes."
6. Page 4, by striking lines 4 through 8 , inclusive, and inserting in lieu thereof the following:
"230.30 CLAIM AGAINST ESTATE. On the death of a person receiving or who has received assistance under the provisions of this chapter, [the total amount
paid for their care] there shall be allowed [as a claim of the second class] against the estate of such decedent a claim of the sixth class for that portion of the total amount paid for that person's care which exceeds the total of:
7. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (633.425) of the Code, which are allowed against that estate; and
8. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance
tax purposes.
Sec. ..... Section two hundred fifty-two point thirteen (252.13) , Code 1975, is amended to read as follows:
252.13 RECOVERY BY COUNTY. Any county having expended any money for the relief or support of a poor person, under the provisions of this chapter, may recover the same from any of his kindred mentioned herein, from such poor person should he become able, or from his estate; from relatives by action brought within two years from the payment of such expenses, from such poor person by action brought within two years after becoming able, and from such person's estate by filing the claim as provided by law. There shall be allowed against the person's estate a claim of the sixth class for that portion of the liability to the county which exceeds the total of:
9. The amount of all claims of the first through the fifth classes, inclusive, as defined in section six hundred thirty-three point four hundred twentyfive (638.425) of the Code, which are allowed against that estate; and
10. The exemptions allowed by section four hundred fifty point nine (450.9) of the Code for inheritance tax purposes."
3164B
11. Page 4 , line 12 , by striking all after the figure " 1 ," and inserting in lieu thereof the figure "1975."
12. Page 4 , by striking lines 13 through 24 , inclusive.
On motion by Oakley of Clinton, amendment H-3164A was adopted.

Oakley of Clinton moved the adoption of amendment H-3164B.
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 48 , nays 42.
Amendment $\mathrm{H}-3164 \mathrm{~B}$ was adopted.
Higgins of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 292)
The ayes were, 88 :

| Anderson | Bina <br> Avenson |
| :--- | :--- |
| Bittle |  |
| Baker | Bortell |
| Bennett | Brandt |


| Branstad |
| :--- |
| Brockett <br> Brunow <br> Byerly |

[^17]| Crawford | Harvey | Menke | Readinger |
| :--- | :--- | :--- | :--- |
| Cusack | Hennessey | Mennenga | Rinas |
| Daggett | Higgins | Middleswart | Scheelhaase |
| Danker | Hinkhouse | Miller, A. V. | Schroeder |
| Den Herder | Horn | Miler, K. D. | Small |
| Dieleman | Howell | Miller, O. L. | Spear |
| Drake | Hullinger | Monroe | Spencer |
| Dunton | Husak | Nealson | Svoboda |
| Dyrland | Hutchins | Newhard | Tauke |
| Egenes | Jochum | Nielsen | Tofte |
| Evans | Jordan | Norland | Walter |
| Fitzgerald | Junker | Oakley | Welden |
| Fullerton | Koogler | O'Halloran | Wells |
| Gentleman | Krause | Patchett | West |
| Gilloon | Lageschulte | Pavich | Woods |
| Griffee | Lindeen | Pellett | Wulft |
| Hansen | Lonergan | Perkins | Wyckoff |
| Hargrave | McElroy | Poncy | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Doyle | Hines | Lipsky | Stephens |
| :--- | :--- | :--- | :--- |
| Halvorson | Jesse | Middleton | Stromer |
| Harper | Kreamer | Millen | Varley |

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

## MOTION TO RECONSIDER

(House File 292)
I move to reconsider the vote by which House File 292 passed the House on February 27, 1975.

GILLOON of Dubuque GENTLEMAN of Polk

## HOUSE RESOLUTION 9 <br> By Tofte

Whereas, the city of Calmar, Iowa is nearing the one hundred twenty-fifth anniversary of its incorporation as a city; and

Whereas, the citizens of Calmar, Iowa are preparing for a celebration to commemorate the one hundred twenty-fifth anniversary of the city's incorporation; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Calmar, Iowa in commemoration of the one hundred twenty-fifth anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Calmar who are in charge of making preparations for the one hundred twenty-fifth anniversary celebration.
Laid over under Rule 25.

## SUBCOMMITTEE OF JOINT APPROPRIATIONS SUBCOMMITTEE ON NATURAL RESOURCES

To coordinate activities of the department of health and agriculture and meet jointly with the appropriations subcommittee on human resources, the following joint appropriations subcommittee on natural resources was appointed:

Senator Lamborn, Chairman
Senator Heying
Representative Perkins
Representative Tofte

## EXPLANATION OF VOTE <br> (House File 286)

I was in the Senate chamber when the vote was taken on House File 286. Had I been present in the House chamber I would have voted "aye".

BITTLE of Polk

## REPORTS OF COMMITTEE

Small of Johnson, from the committee on commerce, submitted the following reports:

Mr. Speaker: Your committee on commerce to whom was referred House File 131, a bill for an act relating to a committee supervising steel trade practice, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman
Also:
Mr. Speaker: Your committee on commerce to whom was referred Senate File 123, a bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Iowa Professional Corporation Act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## AMENDMENTS FILED

H-3166
1 Amend House File 264, page 1, line 5 by
2 inserting after the word "owner" the words
3 ", if the identity of the owner is known,".
LAGESCHULTE of Bremer BENNETT of Ida

2 264, filed February 26, 1975, line 8, by inserting
3 after the word "owner" the words "if the identity

4 of the owner is known".

## LAGESCHULTE of Bremer <br> BENNETT of Ida

H-3171
1 Amend House File 269 by striking all of lines 19
2 through 35 on page 4 and all of lines 1 through 8
3 on page 5 and inserting in lieu thereof the follow-
4 ing:
"Sec. 8. Section two hundred seventy-two A point six (272A.6), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

272A. 6 CRITERIA OF PROFESSIONAL PRACTICES.

1. The commission shall have the responsibility of developing criteria of professional practices including, but not limited to, such areas as:
a. Contractual obligations;
b. Competent performance of all members of the teaching profession; and
c. Ethical practice toward other members of the profession, parents, students, and the community.

However, membership or nonmembership in any teachers' organization shall never be a criterion of an individual's professional standing. A violation, as determined by the commission following a hearing, of any of the criteria so adopted shall be deemed to be unprofessional practice and a legal basis for the suspension or revocation of a certificate by the professional standards board.
2. The commission, in administering its responsibilities under this chapter, after a hearing, shall exonerate, warn or reprimand the member of the profession or may recommend the holding of a certification suspension or revocation hearing by the professional standards board."

PATCHETT of Johnson
H-3167
Amend House File 313, page 1, line 4, by striking the word "fences,".

KRAUSE of Palo Alto
H-3169
1 Amend House File 336 as follows:
2 1. Page 1, line 12, by striking the words "one
3 gallon" and inserting in lieu thereof the following:
4 "[one gallon] five gallons".
BINA of Scott
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Friday, February 28, 1975.

# JOURNAL OF THE HOUSE 

Forty-seventh Calendar Day-Thirty-fourth Session Day

hall of the House of Representatives Dis Moines, Iowa, Friday, Fraruary 28, 1975
The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend Robert F. Staes, pastor of the St. Thomas Moore Church, Iowa City, Iowa.

The Journal of Thursday, February 27, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Tom Peacock, Resident, Broadlawns Hospital, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Stromer of Hancock, Oakley of Clinton, Lipsky of Linn, Harvey of Scott and Millen of Van Buren on request of Tauke of Dubuque; Spencer of Clay on request of Tofte of Winneshiek; Bittle of Polk on request of West of Marshall; O'Halloran of Black Hawk on request of Middleswart of Warren; Cochran of Webster on request of Fitzgerald of Webster.

## PRESENTATION OF VISITORS

Welden of Hardin presented to the House Darlene Malcolm, a foreign exchange student from Johannesburg, South Africa, and Susan Kuecker, former House Page during the 1973 Session.

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

Thirty-three students from Dubuque Wahlert and Dubuque Hempstead High Schools, Dubuque, accompanied by Marge Reidy and Betty Hogan. By Tauke of Dubuque.

Sixty fifth grade students from Neveda Elementary School, Nevada, accompanied by Mrs. Gallagher, Miss Irvin and Mrs. Settle. By Hines of Story.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 131 and Senate File 123, under Rule 36.

## INTRODUCTION OF BILLS

House File 354, by Caffrey, Den Herder, Husak, Crabb, Wyckoff, Drake, Schroeder, Monroe, Kreamer, Middleswart, Welden, Hansen, Millen, Stromer and Hutchins, a bill for an act relating to the state architect.

Read first time and referred to committee on state government.
House File 355, by Horn, a bill for an act relating to the repair of consumer products and providing a penalty.

Read first time and referred to committee on commerce.
House File 356, by O'Halloran, Newhard, Lipsky, Crabb, Brandt and Middleton, a bill for an act relating to payment of salaries, vacation, and sick leave for state employees.

Read first time and referred to committee on state government.
House File 357, by Daggett, Stromer, Crabb, West, Danker and Bortell, a bill for an act making an appropriation to the highway grade crossing safety fund.

Read first time and referred to committee on appropriations.
House File 358, by Branstad, a bill for an act to allocate ten percent of the sales tax revenue from the general fund of the state to the road use tax fund.

Read first time and referred to committee on ways and means.
House File 359, by Mennenga, a bill for an act relating to fixing terms of employment of teachers.

Read first time and referred to committee on education.
House File 360, by Miller of Buchanan, O'Halloran, Drake, Wyckoff, Wulff and Middleton, a bill for an act relating to the effective date for the operation of certain sanitary disposal projects.

Read first time and referred to committee on energy.
House File 361, by Oakley, a bill for an act removing the legal status of common-law marriages.

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

House File 362, by Jesse, a bill for an act relating to the exclusion of banks from membership sales licensing requirements of the Code.

Read first time and referred to committee on commerce.
House File 363, by Howell, a bill for an act relating to reciprocity between states for fishing licenses for senior citizens.

Read first time and referred to committee on natural resources.
House File 364, by Howell, a bill for an act relating to the taxation of certain property used to store corn.

Read first time and referred to committee on ways and means.
House File 365, by Brockett (Hill of Polk), a bill for an act relating to the sale of packaged meat food products.

Read first time and referred to committee on agriculture.
House File 366, by Baker, a bill for an act relating to the possession of firearms and ammunition during deer hunting seasons.

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

House File 367, by Brandt, O'Halloran, Jochum, Doyle, Small, Cusack, Rinas, Crawford, Newhard and Middleton (Doderer), a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages.

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

House File 368, by committee on appropriations, a bill for an act appropriating funds to the department of transportation to be used to match federal funds available for state and local projects.

Read first time and placed on appropriations calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 11, by Krause, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide a means whereby the people may propose and enact legislation.

Read first time and referred to committee on state government.
House Joint Resolution 12, by Spear, Gilloon, Hines, Jochum and Dyrland, a joint resolution proposing an amendment to the

Constitution of the State of Iowa to change the duties of the lieutenant governor.

Read first time and referred to committee on state government.
House Joint Resolution 13, by Small (Gluba), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel.

Read first time and referred to committee on transportation.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette.

Roll call revealed seventy-seven present, twenty-three absent.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 160, a bill for an act relating to canvas of vote for governor, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass ?" (H.F. 160)
The ayes were, 81:
\(\left.$$
\begin{array}{llll}\text { Anderson } & \begin{array}{lll}\text { Fitzgerald } & \text { Kreamer } & \text { Perkins } \\
\text { Avenson } & \text { Fullerton } & \text { Lageschulte }\end{array} & \begin{array}{l}\text { Poncy } \\
\text { Baker }\end{array}
$$ \& Gentleman <br>

Gilloon \& Lindeen \& Readinger\end{array}\right]\)| Ronergan |
| :--- |
| Bennett |

The nays were, none.

Absent or not voting, 19:

| Bittle | Den Herder | Hines | Small |
| :--- | :--- | :--- | :--- |
| Branstad | Doyle | Lipsky | Spencer |
| Brockett | Egenes | Millen | Stromer |
| Cochran | Harper | Oakley | Varley |
| Crabb | Harvey | O'Halloran |  |

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

## HOUSE FILE 324 DEFERRED

House File 324, a bill for an act relating to abandoned vehicles, was taken up for consideration.

By unanimous consent the following corrective amendment $\mathrm{H}-3174$ filed by Koogler of Mahaska from the floor was adopted:
H-3174
1 Amend House File 324, page 1, line 21, by
2 striking the word "be" and inserting in lieu thereof
3 the word "been".
Krause of Palo Alto asked and received unanimous consent that House File 324 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 336, a bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption, was taken up for consideration.

Bina of Scott offered the following amendment H-3169 filed by him and moved its adoption:

H-3169
1 Amend House File 336 as follows:
2 1. Page 1, line 12, by striking the words "one
3 gallon" and inserting in lieu thereof the following:
4 "[one gallon] five gallons".
Roll call was requested by Drake of Muscatine and Bina of Scott.

On the question "Shall amendment H—3169 be adopted?"
The ayes were, 22 :

| Avenson | Gilloon | Middleton | Svoboda |
| :--- | :--- | :--- | :--- |
| Bina | Hargrave | Monroe | Tauke |
| Byerly | Higgins | Newhard | Walter |
| Caffrey | Horn | Patchett | Mr. Speaker |
| Cusack | Jochum | Pavich | (Jesse) |
| Dyrland | Lonergan | Rinas |  |

The nays were, 60:

| Anderson | Egenes <br> Baker |
| :--- | :--- |
| Evans |  |
| Bennett | Fitzgerald |
| Bortell | Fullerton <br> Gentleman |
| Brandt | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Clark | Hans |
| Crabb | Hennessey |
| Crawford | Hinkhouase |
| Daggett | Howell |
| Danker | Hullinger |
| Dieleman | Hutchins |
| Drake | Jordan |
| Dunton | Junker |

Koogler
Krause
Kreamer
Lageschulte
Lindeen
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Miller, K.
Miller. O.
L.
Nealson
Nielsen
Norland

Absent or not voting, 18:

| Bittle | Doyle | Lipsky | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Branstad | Harper | Millen | Spencer |
| Cochran | Harvey | Oakley | Stromer |
| Connors | Hines | O'Halloran | Varley |
| Den Herder | Husak |  |  |

Amendment H-3169 lost.
Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 336)
The ayes were, 51:

| Anderson | Fitzgerald <br> Aventleman |
| :--- | :--- |
| Baker | Gentlen |
| Bina | Griffee |
| Brandt | Halvorson |
| Brockett | Hargrave |
| Byerly | Hennessey |
| Caffrey | Higgins |
| Clark | Horn |
| Crawford | Howell |
| Cusack | Hutchins |
| Dyrland | Jochum |
| Egenes | Jordan |

The nays were, 31 :
\(\left.$$
\begin{array}{ll}\text { Bennett } & \begin{array}{l}\text { Dunton } \\
\text { Evans }\end{array}
$$ <br>
Bortell \& Brunow <br>

Fullerton\end{array}\right\}\)| Crabb |
| :--- |


| Junker | Readinger |
| :--- | :--- |
| Krause | Rinas |
| Lindeen | Schroeder |
| Lonergan | Small |
| McElroy | Spear |
| Middleton | Svoboda |
| Miller, K. D. | Tauke |
| Monroe | Walter |
| Newhard | Welden |
| Norland | Wells |
| Patchett | West |
| Pavich | Woods |
| Perkins |  |


| Lageschulte | Pellett |
| :--- | :--- |
| Menke | Poncy |
| Mennenga | Stephens |
| Middleswart | Tofte |
| Miller, A. V. | Wulff |
| Miller, O. L. | Wyckoff |
| Nealson | Mr. Speaker |
| Nielsen | (Jesse) |

Absent or not voting, 18:

| Bittle | Doyle | Lipsky | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Branstad | Haper | Millen | Spencer |
| Cochran | Harvey | Oakley | Stromer |
| Connors | Hines | O'Halloran | Varley |
| Den Herder | Husak |  |  |

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

House File 202, a bill for an act relating to maintenance of law enforcement communications with local law enforcement agencies, with report of committee recommending amendment and passage, was taken up for consideration.

Newhard of Jones offered the following amendment H-3160 filed by the committee on judiciary and law enforcement and moved its adoption:
H-3160
1 Amend House File 202, page 1, by striking all of
2 lines 12 through 16.
Amendment H-3160 lost.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3173$ filed by him and Bunow of Appanoose from the floor and moved its adoption:

H-3173
1 Amend House File 202, page 1, by inserting
before line 12 the following new section:
"Sec. ..... Section eighty point twenty (80.20),
Code 1975, is amended to read as follows:
80.20 DIVISIONAL HEADQUARTERS. The commissioner
of public safety may, subject to the approval of the governor, establish divisional headquarters at various places in the state. Supervisory officers
[shall] may be at all times on duty in each district
10 headquarters."
Amendment $\mathrm{H}-3173$ was adopted.
By unanimous consent the following corrective amendment H-3175, filed by Patchett of Johnson from the floor, was adopted:

H-3175
1 Amend the title to House File 202, line 2, by
2 inserting after the word "agencies" the words "and
3 duties and powers of officers in district head-
4 quarters".
Nielsen of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 202)

The ayes were, 84:
Anderson
Baker
Bennett
Bina
Bortell
Brandt
Brockett
Brunow Byerly
Caffrey
Clark
Connors
Crabb
Crawford
Cusack
Daggett
Danker
Dieleman
Drake
Dunton
Dyrland
The nays were, none.
Absent or not voting, 16 :

| Bittle | Doyle |
| :--- | :--- |
| Branstad | Harper |
| Cochran | Harvey |
| Den Herder | Hines |


| Koogler | Perkins |
| :--- | :--- |
| Krause | Poncy |
| Kreamer | Readinger |
| Lageschulte | Rinas |
| Lindeen | Scheelhaase |
| Lonergan | Schroeder |
| McEElroy | Small |
| Menke | Spear |
| Mennenga | Stephens |
| Middleswart | Svoboda |
| Middleton | Tauke |
| Miller, A. V. | Tofte |
| Miller, K. D. | Walter |
| Miller, O. L. | Welden |
| Monroe | Wells |
| Nealson | West |
| Newhard | Woods |
| Nielsen | Wulf |
| Norland | Wyckoff |
| Patchett | Mr.Speaker |
| Pavich | (Jesse) |


| Lipsky | Pellett |
| :--- | :--- |
| Millen | Spencer |
| Oakley | Stromer |
| O'Halloran | Varley |

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

## SPECIAL ORDER <br> (House File 351)

Fitzgerald of Webster asked and received unanimous consent that House File 351 be made a special order of business for 3:00 p.m., Wednesday, March 5, 1975.

## MOTION TO RECONSIDER <br> (House File 286)

I move to reconsider the vote by which House File 286 passed the House on February 27, 1975.

NIELSEN of Polk
BYERLY of Polk
SCHROEDER of Pottawattamie
SPONSOR ADDED
(House File 349)
Dyrland of Clayton requested that he be added as a sponsor of House File 349.

## SUBCOMMITTEE ASSIGNMENTS

House File 107
Transportation
Krause, Chairman
Lageschulte
Wulff
House File 134
Transportation
Pavich, Chairman
Gilloon
Drake
House File 150
Transportation
Lageschulte, Chairman

## Rinas

Welden
House File 154
Transportation
Krause, Chairman
Lageschulte
Wulff
House File 155
Transportation
Gilloon, Chairman
Rinas
Wulff
House File 161
Transportation
Koogler, Chairman
Tauke
Pavich
House File 165
Labor and Industrial Relations
Connors, Chairman
Poncy
West
House File 178
Transportation
Gilloon, Chairman
Drake
Lageschulte
Pavich
Woods
House File 179
Transportation
Gilloon, Chairman
Drake
Lageschulte
Pavich
Woods
House File 196
Transportation
Doyle, Chairman
Koogler
Welden

House File 203
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 210
Transportation
Doyle, Chairman
Woods
Welden
House File 233
Transportation
Krause, Chairman
Welden
Fullerton
House File 234
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 235
Transportation
Doyle, Chairman
Woods
Welden
House File 246
State Government
Monroe, Chairman
Hines
Bittle
House File 250
Ways and Means
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 253
Ways and Means
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 255
Judiciary and Law Enforcement
Higgins, Chairman
Clark
Evans

House File 256
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 257
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 263
Transportation
Rinas, Chairman
Schroeder
Gilloon
House File 265
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Hines
Readinger
House File 266
Judiciary and Law Enforcement
Bittle, Chairman
Oakley
Gentleman
House File 268
Judiciary and Law Enforcement
Newhard, Chairman
Poncy
Lageschulte
House File 269
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 271
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 273
State Government
Small, Chairman
Norland
MicElroy

House File 274
Natural Resources
Hinkhouse, Chairman
Hines
Drake
House File 277
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 278
State Government
Harvey, Chairman
Woods
Monroe
House File 279
Judiciary and Law Enforcement
Woods, Chairman
Newhard
Hennessey
House File 280
Judiciary and Law Enforcement
Middleton, Chairman
Poncy
Lageschulte
House File 281
Judiciary and Law Enforcement
Middleton, Chairman
Poncy
Newhard
House File 282
Energy
Doyle, Chairman
Wells
Oakley
Den Herder
Evans
House File 284
Judiciary and Law Enforcement
Middleton, Chairman
Poncy
Newhard
House File 285
State Government
Brandt, Chairman
McElroy
Svoboda

House File 288
Education
Baker, Chairman
Menke
Miller of Calhoun
Poncy
Wulff
House File 290
Judiciary and Law Enforcement
Middleton, Chairman
Dyrland
Poncy
House File 291
State Government
Connors, Chairman
Dieleman
Drake
House File 293
State Government
Connors, Chairman
Drake
Dieleman
House File 296
Judiciary and Law Enforcement
Woods, Chairman
Newhard
Hennessey
House File 297
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 298
State Government
Bittle, Chairman
Patchett
Fitzgerald
House File 299
Labor and Industrial
Relations
Horn, Chairman
Jochum
Menke
House File 302
Labor and Industrial
Relations
Caffrey, Chairman
Wells
Branstad
House File 308
Agriculture
Harper, Chairman
Lindeen
Miller of Cerro Gordo

House File 309
Agriculture
Howell, Chairman
Pellett
Bennett
Koogler
House File 310
State Government
Hines, Chairman
Junker
Patchett
House File 312
Judiciary and Law Enforcement
Evans, Chairman
Nealson of Muscatine
Spencer
House File 327
Agriculture
Hutchins, Chairman
Scheelhaase
Lageschulte
House File 331
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 332
Human Resources
Hargrave, Chairman
Miller of Buchanan
Crawford
House File 340
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 341
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawiord
House File 345
Agriculture
Stephens, Chairman
Jordan
Hinkhouse
House Joint
Resolution 9
State Government
Hines, Chairman
Crawford
Monroe

House Joint<br>Resolution 10<br>State Government Monroe, Chairman Brandt<br>Harvey

Senate File 150
Human Resources
Crawford, Chairman
Lonergan
Caffrey

STUDY BILLS SUBCOMMITTEE ASSIGNMENTS
ENERGY

1. Relating to establishing a
branch line rail assistance fund.
Cusack, Chairman
Howell
Jochum
Readinger
Welden

## NATURAL RESOURCES

10. Relating to open seasons for 11. Relating to commercial fishing game birds and animals.

Koogler, Chairman
Avenson
Tofte
of catfish.

Wyckoff, Chairman
Drake
Spencer

## WAYS AND MEANS

18. Relating to bonding for income tax withholding agents.

Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 368, a bill for an act appropriating funds to the department of transportation to be used to match federal funds available for state and local projects, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

## H-3179

Amend House File 51, page 1, line 5 by striking "at the pleasure of the governor" and inserting in lieu thereof the words "a four year term".

GILLOON of Dubuque

H-3177
1 Amend House File 117 as follows:
2 1. Page 1, line 6, by striking the word "district"
3 and inserting in lieu thereof the word "zone".
2. Page 1, line 15, by striking the word "dis-
trict" and inserting in lieu thereof the word "zone".
3. Line 1 of the title by striking the word districts" and inserting in lieu thereof the word "zones".

KREAMER of Polk McELROY of Fremont

Amend House File 317 as follows:
2 1. Page 1, by inserting after line 21 the

## 3 following:

"Sec. 2. Section ninety-eight point eight (98.8), Code 1975, is amended to read as follows:
98.8 SALE AND EXCHANGE OF STAMPS.

1. Stamps shall be sold by and purchased from
the department only. The department shall sell stamps
to the holder of a state [or manufacturer's]
distributor's permit which has not been revoked and to no other person. Stamps shall be sold to such permit holders at a discount of not to exceed five percent from the face value. Stamps shall be sold in unbroken [sheets] books of one [hundred stamps only] thousand stamps, unbroken rolls of thirty thousand stamps, or unbroken lots of any other form authorized by the director.
2. Orders for cigarette tax stamps, including the payment for such stamps, shall be sent direct to the department [which shall invoice the stamps ordered to the purchaser upon a form of invoice] on a form to be prescribed by the director.
3. [Stamps in unbroken sheets of one hundred stamps may be exchanged with the department for stamps of a different denomination.] The department may make refunds on unused stamps to the person who purchased said stamps at a price equal to the amount paid for such stamps when proof satisfactory to the department is furnished that any stamps upon which a refund is requested were properly purchased from the department and paid for by the person requesting such refund. In making such refund, the department shall prepare a voucher showing the amount of refund due and to whom payable and the comptroller shall then issue a warrant upon order of the director to pay such

## Page

## 1 depa

1 department shall, upon receipt of such recalled stamps, issue [stamps of other serial numbers therefor] a refund for tax stamps surrendered for the face value of the stamps less the amount of the discount. The purchaser of any stamps shall be required to surrender any unused stamps for [exchange] refund upon demand of the department.
5. The department shall keep a record of all stamps sold [or exchanged] by the department and of all refunds made by the department."
2. Amend the title, line 1, by striking the words "definitions of" and inserting in lieu thereof the words "taxation of cigarettes by providing for the sale and exchange of cigarette stamps and defining".

> COMMITTEE ON WAYS AND MEANS NORLAND of Worth, Chairman

## H-3178

Amend House File 353, page 1, line 16, by insert-
ing after the word "[senate]" the words "and the
3 member is actually in attendance".
BRANSTAD of Winnebago

## H-3180

1 Amend House File 354 as follows:
2 Page 1, line 8, by striking the word "director"
3 and inserting in lieu thereof the word "architect".

> MIDDLESWART of Warren CAFFREY of Polk

Note: For explanation of brackets and italies, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, March 3, 1975.

# JOURNAL OF THE HOUSE 

Fiftieth Calendar Day-Thirty-fifth Session Day
Hall of the house of Reprbsentatives Des Moines, Iowa, Monday, March 3, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Arthur E. Brent, pastor of the Union Park United Methodist Church, Des Moines, Iowa.

The Journal of Friday, February 28, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Ray Frech, Newton, Iowa.

## LeAVE OF ABSENCE

Leave of absence was granted as follows:
Tauke of Dubuque and Cusack of Scott on request of Oakley of Clinton; Rinas of Linn for the morning session on request of Jordan of Linn; Husak of Tama for the morning session on request of Wyckoff of Benton; Krause of Palo Alto on request of Connors of Polk.

PRESENTATION OF VISITORS
The Speaker announced the following visitors were present in the House chamber:

Thirty-five students from St. Mary's School, Humboldt, accompanied by Mrs. LaBounty. By Cochran of Webster.

Four government students from Clarinda High School, Clarinda, accompanied by Mrs. Cassitt. By Daggett of Adams.

Thirty Campfire girls from Cedar Rapids accompanied by Mrs. Henkel. By Lipsky of Linn.

Nineteen juniors and seniors from Solon High School, Solon, accompanied by Denny Gruber. By Patchett of Johnson.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 368, under Rule 36.

## INTRODUCTION OF BILLS

House File 369, by Byerly, Newhard, Schroeder and Clark (Miller of Des Moines and Hultman), a bill for an act creating immunity from civil liability of persons serving on peer review committees.

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

House File 370, by Branstad, a bill for an act permitting drainage district boards to have repairs costing ten thousand dollars or less performed without obtaining an engineer's report.

Read first time and referred to committee on agriculture.
House File 371, by Poncy, a bill for an act to increase the contribution rate for the Iowa public employees' retirement system and to make an appropriation.

Read first time and referred to committee on state government.
House File 372, by Hinkhouse, a bill for an act relating to the tax levy for the purchase of land by the county conservation board.

Read first time and referred to committee on ways and means.
House File 373, by Branstad, a bill for an act raising the compensation paid to the clerk of the grand jury.

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

House File 374, by Hinkhouse, a bill for an act relating to the filing date for library referendum.

Read first time and referred to committee on county government.

House File 375, by committee on county government (committee on county government), a bill for an act relating to the collection and disposition of fines and forfeited bail imposed for violations of municipal ordinances.

Read first time and placed on the calendar.
House File 376, by Brunow, a bill for an act relating to the disposition of deer accidently killed.

Read first time and referred to committee on natural resources.

House File 377, by Hutchins, a bill for an act providing that a retailer may recover part of the price of farm implements, including certain other costs, upon the cancellation of a contract and recover repair costs for implements under warranty and providing penalties.

Read first time and referred to committee on commerce.
House File 378, by Hargrave, a bill for an act relating to possession with intent to distribute a controlled substance.

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

House File 379, by Egenes, West, Jesse, Crabb, Byerly and Hennessey, a bill for an act relating to acceptance of deposits by state banks.

Read first time and referred to committee on commerce.
House File 380, by Jesse, Fitzgerald, Brandt, Pellett, Hines, Crabb, Crawford, Schroeder, Newhard, Woods, Hullinger, Welden, West, Monroe, O'Halloran, Higgins, Jochum, Egenes, Middleswart, Howell, Miller of Buchanan and Mennenga (Gluba), a bill for an act to appropriate from the general fund of the state to the Iowa mental health authority.

Read first time and referred to committee on appropriations.
House File 381, by Wyckoff, a bill for an act relating to primary elections, and making any qualified elector eligible to vote for candidates for the nominations of any political party or organization, without regard to the elector's political affiliation.

Read first time and referred to committee on state government.

## messages from the senate

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 3, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 77, a bill for an act relating to county contracts requiring bids.

Also: That the Senate has on February 6, 1975, passed the following bill In which the concurrence of the House is asked:

Senate File 114, a bill for an act relating to payment by the executive council of court related costs and expenses.

CLARK R. RASMUSSEN, Secretary

# HOUSE CONCURRENT RESOLUTION <br> 17 

By Doyle, Welden, Lipsky, Readinger, Middleton and Newhard

Whereas, the Penal and Correctional Systems Study Committee has recommended that further study be made to determine the advisability and feasibility of establishing a family court system in Iowa; and

Whereas, a family court system has been adopted by other jurisdictions; and

Whereas, a family court system has the potential of providing the citizens of Iowa with a court system which will provide a comprehensive system for addressing the problems of the entire family and therefore permit the courts to render decisions which would more effectively serve the entire family; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee, as provided by law, composed of members of the House of Representatives and Senate to conduct during the 1975-1976 legislative interim a comprehensive study of the family court concept to determine the feasibility of establishing a family court system in Iowa.

Be It Further Resolved, That the study committee may include nonlegislative members having special knowledge in the fields of the Iowa court system and the family court concept and that periodic reports and a final report, including bill drafts designed to carry out the recommendations of the committee, shall be prepared and submitted to the legislative council. Copies of the final report accepted by the legislative council shall be submitted to the 1976 Session of the Sixty-sixth General Assembly.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 18

## By Krause, Drake, Brunow and Hutchins

Whereas, the Chicago, Rock Island and Pacific Railroad Company provides rail transportation services to 64 of Iowa's 99 counties and serves 125 Iowa cities that are not served by any other Class 1 railroad; and

Whereas, the Rock Island Railroad provides an essential transportation service that carries Iowa's agricultural products to national and world market; and

Whereas, the decline in natural gas supplies and in available supplies of petroleum will require that millions of tons of low-sulfur western coal be moved across Iowa to meet the energy needs of the Midwest; and

Whereas, the easing of energy shortages requires that energy-efficient means of hauling bulk goods for long distances be preserved and protected; and

Whereas, the Rock Island's financial problems have been grievously aggravated by the intolerable delay of the Interstate

17 Commerce Commission in deciding the merger application by the Rock

## Island and Union Pacific Railroad Co.; and

Whereas, the Rock Island Railroad has been denied a $\$ 100$ million reconstruction loan requested from the United States Railway Association; and

Whereas, the Congress in passing Iowa Representative Neal Smith's amendment to the Regional Rail Reorganization Act clearly showed its intent that the Rock Island be eligible for federal assistance; and

## 2

Whereas, federal aid and regulatory responsiveness is essential for the Rock Island to continue to provide transportation services in Iowa and elsewhere; Now Thorefore, Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-sixth General Assembly of the State of Iowa urges that the United States Railway Association reconsider its decision to deny loan funds to support the operating and capital needs of the Rock Island Railroad; and Be It Further Resolved, That the President and Congress give the highest priority to regulatory reform for the transportation industry (especially railroads) as advocated in the President's message of October 13, 1974, to free the industry from the waste of time and finances which have been a steady drain on the financial resources of railroad companies; and

Be It Further Resolved, That a copy of this resolution be immediately transmitted to the United States Railway Association, the President of the United States, and the members of Iowa's Congressional delegation.
Laid over under Rule 25.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Dyrland of Clayton.

Roll call revealed eighty-two members present, eighteen absent.

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
House File 230, a bill for an act relating to uniformity of time limits in the inheritance and estate tax laws, was taken up for consideration.

Oakley of Clinton offered the following amendment $\mathrm{H}-3154$ filed by him and moved its adoption:

[^18]1 Amend House File 230, page 1, by striking
2 lines 1 through 11 and inserting in lieu thereof
3 the following:
4
"Section 1. Section four hundred fifty point
thirty-one ( 450.31 ), Code 1975, is amended to read as follows:
450.31 OBJECTIONS. The director of revenue or any person interested in the estate or property appraised may, within [forty-five] twenty days thereafter, file objections to said appraisement and give notice thereof as in beginning civil actions, to the director of revenue or the representative of the estate or trust, if any, otherwise to the person interested as heir, legatee, or transferee, on the hearing of which as an action in equity either party may produce evidence competent or material to the matters therein involved.

A non-record roll call was requested.
The ayes were 33 , nays 52 .
Amendment $\mathrm{H}-3154$ lost.
Oakley of Clinton offered the following amendment H-3144 filed by him:

H-3144
1 Amend House File 230 as follows:
2 1. Page 1, line 16, by striking the word
3 "fifteen" and inserting the word "nine".
22 extension the tax shall bear six percent interest
23 from the expiration of [fifteen] nine months from
24 decedent's death."

Nielsen of Polk rose on a point of order that amendment H -3144 was not germane.

The Speaker ruled the point not well taken and amendment H-3144 germane.

Oakley of Clinton moved the adoption of amendment $\mathrm{H}-3144$.
Roll call was requested by Oakley of Clinton and Readinger of Polk.

On the question "Shall amendment $\mathrm{H}-3144$ be adopted ?"
The ayes were, 10:

| Bina | Halvorson | Nealson | Readinger |
| :--- | :--- | :--- | :--- |
| Brockett | Higgins | Oakley | Tofte |
| Crawford | Jesse |  |  |

The nays were, 81 :

| Anderson | Egenes | Junker | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans <br> Baker | Fitzgerald | Koogler |
| Bennett | Fullerton | Rreamer | Pellett |
| Bittle | Gentleman | Lageschulte | Perkins |
| Bortell | Gilloon | Lindeen | Scheelhaase |
| Brandt | Griffee | Lipsky | Schroeder |
| Branstad | Hansen | Lonergan | Spear |
| Brunow | Hargrave | McElroy | Spencer |
| Byerly | Harper | Menkenga | Stephens |
| Caffrey | Harvey | Middleswart | Stromer |
| Clark | Hennessey | Middleton | Varleda |
| Crabb | Hines | Millen | Walter |
| Daggett | Hinkhouse | Miller, A. V. | Welden |
| Danker | Horn | Miller, K. D. | Wells |
| Den Herder | Howell | Miller, O. L. | West |
| Dieleman | Hullinger | Newhard | Woods |
| Doyle | Hutchins | Nielsen | Wulff |
| Drake | Jochum | Norland | Wyckoff |
| Dunton | Jordan | O'Halloran | Mr. Speaker |
| Dyrland |  |  |  |
| Absent or not | voting, 9: |  |  |
| Connors | Krause |  | Patchett |

Amendment H-3144 lost.
Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 230)
The ayes were, 93 :

| Anderson | Byerly |
| :--- | :--- |
| Avenson | Caffrey |
| Baker | Clark |
| Bennett | Connors |
| Bina | Crabb |
| Bittle | Crawford |
| Bortell | Daggett |
| Brandt | Danker |
| Branstad | Den Herder |
| Brockett | Dieleman |
| Brunow | Doyle |


| Drake | Hansen |
| :--- | :--- |
| Dunton | Hargrave |
| Dyrland | Harper |
| Egenes | Harvey |
| Evans | Hennessey |
| Fitzgerald | Higgins |
| Fullerton | Hines |
| Gentleman | Hinkhouse |
| Gilloon | Horn |
| Griffee | Howell |
| Halvorson | Hullinger |


| Hutchins | Mennenga | O'Halloran | Stephens |
| :---: | :---: | :---: | :---: |
| Jesse | Middleswart | Patchett | Stromer |
| Jochum | Middleton | Pavich | Svoboda |
| Jordan | Millen | Pellett | Tofte |
| Junker | Miller, A. V. | Perkins | Varley |
| Koogler | Miller, $\mathrm{K} . \mathrm{D}$. | Poncy | Walter |
| Kreamer | Miller, O.L. | Readinger | Wells |
| Lageschulte | Nealson | Scheelhaase | West |
| Lindeen | Newhard | Schroeder | Woods |
| Lipsky | Nielsen | Small | Wulft |
| Lonergan | Norland | Spear | Wyckoff |
| McEiroy | Oakley | Spencer | Mr. Speaker |
| Menke |  |  |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Cusack | Krause | Rinas | Welden |
| Husak | Monroe | Tauke |  |

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

## APPROPRIATIONS CALENDAR

House File 333, a bill for an act making an appropriation from the general fund of the state to examining boards governing the practices of medicine, nursing and pharmacy, was taken up for consideration.

Den Herder of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 333)
The ayes were, 93 :

| Anderson <br> Avenson | Dyrland <br> Egenes | Jordan <br> Baker | Junker <br> Evatchett |
| :--- | :--- | :--- | :--- |
| Bennett | Fitzgerald | Koogler | Pavich |
| Bina | Fulleamerton | Lageschulte | Perkit |
| Bittle | Gentleman | Poncy |  |
| Bortell | Gilloon | Lipeen | Readinger |
| Brandt | Griffee | Lipsky | Scheelhaase |
| Branstad | Halvorson | Lonergan | Schroeder |
| Brockett | Hansen | Menkey | Small |
| Brunow | Hargrave | Mennenga | Spear |
| Byerly | Harper | Middleswart | Spencer |
| Caffrey | Harvey | Middleton | Stromer |
| Clark | Hennessey | Millen | Svoboda |
| Connors | Higgins | Miller, A. V. | Tofte |
| Crabb | Hines | Miller, K. D. | Varley |
| Crawford | Hinkhouse | Miller, O. L. | Walter |
| Daggett | Horn | Nealson | Welden |
| Danker | Howell | Newhard | West |
| Den Herder | Hullinger | Nielsen | Woods |
| Dieleman | Hutchins | Norland | Wulff |
| Doyle | Jesse | Oakley | Wyckoff |
| Drake | Jochum | O'Halloran | Mr. Speaker |
| Dunton |  |  |  |

The nays were, none.
Absent or not voting, 7:

| Cusack | Krause | Rinas | Wells |
| :--- | :--- | :--- | :--- |
| Husak | Monroe | Tauke |  |

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

House File 335, a bill for an act relating to exemptions from the state merit system, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 335)

The ayes were, 77 :

| Anderson | Dyrland | Junker | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Koogler | Patchett |
| Baker | Evans | Kreamer | Pavich |
| Bina | Fitzgerald | Lageschulte | Perkins |
| Bittle | Gentleman | Lipsky | Poncy |
| Brandt | Gilloon | Lonergan | Scheelhaase |
| Branstad | Griffee | McElroy | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harper | Middleswart | Stromer |
| Caffrey | Hennessey | Middleton | Svoboda |
| Clark | Higgins | Miller, A. V. | Varley |
| Connors | Hinkhouse | Miller, K. D. | Welden |
| Crabb | Horn | Miller, O. L. | Wells |
| Crawford | Howell | Nealson | West |
| Den Herder | Hullinger | Newhard | Woods |
| Dieleman | Hutchins | Nielsen | Wulff |
| Doyle | Jesse | Norland | Wyckoff |
| Dunton Jochum Mreake |  |  |  |
|  |  |  |  |
| The nays were, 15: |  |  |  |
| Bennett | Fullerton | Millen | Stephens |
| Bortell | Halvorson | Pellett | Tofte |
| Daggett | Jordan | Readinger | Walter |
| Danker | Lindeen | Schroeder |  |

Absent or not voting, 8:

| Cusack | Hines | Krause | Rinas |
| :--- | :--- | :--- | :--- |
| Harvey | Husak | Monroe | Tauke |

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

## REGULAR CALENDAR

House File 264, a bill for an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels, was taken up for consideration.

Lipsky of Linn offered amendment $\mathrm{H}-3161$ filed by her and requested division of the amendment as follows:
H-3161
1 Amend House File 264 as follows:
H-3161A
2 1. Page 1, line 5, by striking the words "an
3 oral or" and inserting in lieu thereof the word " $a$ ".
H-3161B
4 2. Page 1, line 6, by striking the word "seven"
5 and inserting in lieu thereof the word "fourteen".
H-3161C
6 3. Page 1, line 7, by inserting after the word
7 "abandoned" the following: "and a certified letter 8 so informing the owner shall be sent".
H-3161D
9 4. Page 1, line 9 , by striking the word "seven"
10 and inserting in lieu thereof the word "fourteen".
Lipsky of Linn moved the adoption of amendment H-3161A.
Amendment H-3161A lost.
Lageschulte of Bremer offered the following amendment $\mathrm{H}-3166$ filed by him and Bennett of Ida and moved its adoption:
H-3166
1 Amend House File 264, page 1, line 5 by
2 inserting after the word "owner" the words
3 ", if the identity of the owner is known,".
A non-record roll call was requested.
The ayes were 41 , nays 40 .
Amendment H-3166 was adopted.
Lipsky of Linn moved the adoption of amendment H-3161B.
A non-record roll call was requested.
The ayes were 37 , nays 52 .
Amendment H-3161B lost.
Lipsky of Linn asked for unanimous consent to withdraw amendment $\mathrm{H}-3161 \mathrm{C}$.

Objection was raised.
Lipsky of Linn moved that amendment H-3161C be withdrawn.

The motion prevailed and amendment $\mathrm{H}-3161 \mathrm{C}$ was withdrawn.

With the withdrawal of amendment $\mathrm{H}-3161 \mathrm{C}$, amendment H- 3170 to amendment H-3161C, filed by Lageschulte of Bremer
and Bennett of Ida on February 27, 1975, and found on page 462 of the House Journal, is out of order.

Lipsky of Linn asked and received unanimous consent that amendment H-3161D be withdrawn.

Jordan of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 264)
The ayes were, 60 :

| Baker | Dunton | Koogler | Patchett |
| :---: | :---: | :---: | :---: |
| Bennett | Fullerton | Lageschulte | Pavich |
| Bortell | Gilloon | Lindeen | Pellett |
| Brandt | Halvorson | Lonergan | Perkins |
| Branstad | Harper | Menke | Scheelhaase |
| Brockett | Harvey | Mennenga | Small |
| Brunow | Hennessey | Middleswart | Spear |
| Byerly | Hines | Middleton | Spencer |
| Caffrey | Hinkhouse | Miller, A. V. | Stephens |
| Connors | Horn | Miller, K. D. | Stromer |
| Crabb | Howell | Miller, O. L. | Welden |
| Daggett | Hullinger | Nealson | Wells |
| Danker | Hutchins | Newhard | Woods |
| Den Herder | Jordan | Nielsen | Wyckoff |
| Dieleman | Junker | Norland | Mr. Speaker |
| The nays were, 34: |  |  |  |
| Anderson | Egenes | Jochum | Readinger |
| Avenson | Evans | Kreamer | Schroeder |
| Bina | Fitzgerald | Lipsky | Svoboda |
| Bittle | Gentleman | McElroy | Tofte |
| Clark | Griffee | Millen | Varley |
| Crawford | Hansen | Oakley | Walter |
| Doyle | Hargrave | O'Halloran | West |
| Drake | Higgins | Poncy | Wulff |
| Dyrland | Jesse |  |  |
| Absent or not voting, 6: |  |  |  |
| Cusack | Krause | Rinas | Tauke |
| Husak | Monroe |  |  |

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

## MOTION TO RECONSIDER WITHDRAWN (House File 286)

Nielsen of Polk asked and received unanimous consent to withdraw his motion to reconsider House File 286 filed on February 28, 1975.

## MOTION TO RECONSIDER <br> (House File 335)

I move to reconsider the vote by which House File 335 passed the House on March 8, 1975.

HARGRAVE of Johnson

## EXPLANATIONS OF VOTE

(House Files 24, 77, 156, 160, 177, 202, 251, 262, 267, 275, 286, 287, 292, 336, and Senate Files 13, 70, 133, and 134)

I was unavoidably absent from the House chamber the afternoon of February 25 and on February 26, 27 and 28 when the vote was taken on House Files 24, 77, 156, 160, 177, 202, 251, 262, 267, 275, 286, 287, 292 and 336 and Senate Files 13, 70, 133 and 134. Had I been present I would have voted "aye".

HARPER of Davis

(House Files 160, 202 and 336)
I was necessarily absent from the House chamber on Friday, February 28, 1975. Had I been present, I would have voted "aye" on House Files 160, 202 and 336.

OAKLEY of Clinton

## COMMUNICATION FROM THE SECRETARY OF STATE

February 28, 1975

## David L. Wray

Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 56 was published in the Urbandale News, Urbandale, Iowa, February 20, 1975, and in the Globe-Gazette, Mason City, Iowa, February 19, 1975.

MELVIN D. SYNHORST
Secretary of State

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 28, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 67, an act to remove a certain species from the list of noxious weeds.

House File 173, an act relating to contracts let by county officers.
Senate File 40, an act relating to fair trade practices.
Senate File 75, an act relating to the date for notification of changes in valuation of property.

Senate File 78, an act relating to claims for the reimbursement for property taxes paid by persons sixty-five years of age and older or totally disabled.

Senate File 92, an act to amend the Occupational Safety and Health Act including the penalty provided by law.

Senate File 109, an act to eliminate reporting of nonessential items on abstracts of assessment.

Senate File 149, an act relating to an appropriation from the General Fund of the State to Sewage Works Treatment Fund.

## REPORT OF COMMITTEE

Norland of Worth, from the committee on ways and means, submitted the following report:

Mr. Speaker: Your committee on ways and means to whom was referred House file 139, a bill for an act to increase the tax levy in certain townships for fire protection, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3184
1 Amend House File 139, page 2, by inserting after
2 line 9 the following new section:
"Sec. 2. This Act, being deemed of immediate im-
portance, shall take effect and be in force from and after its publication in the Clinton Herald, a newspaper published in Clinton, Iowa, and in the State Center Enterprise, a newspaper published in State Center, Iowa."

NORLAND of Worth, Chairman

## AMENDMENTS FILED

H-3183
1 Amend House File 51 as follows:
2 1. Page 1, line 5, by inserting before the word
3 "Any" the words "Such appointment shall be subject
4 to disapproval by a majority vote of the members
5 elected to and serving in the senate if such action
6 is taken within sixty legislative days after the date
7 of such appointment. Any appointment not disapproved
8 within such period shall stand confirmed".
2. Page 1, line 18, by striking the words "and confirmed".

SPEAR of Lee

H-3181
1 Amend House File 277 as follows:
2 1. Page 1, by striking all after the enacting
"Section 1. Section four hundred twenty-seven point three (427.3), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
427.3 MILITARY SERVICE-EXEMPTION. Any honorably separated, retired, furloughed to a reserve, placed on inactive status, or discharged soldier, sailor, marine, nurse, or member of the air force may hold property, not to exceed one thousand eight hundred fifty-two dollars in taxable value, exempt from taxation. The exemption shall apply to personal property held in partnership but not in excess of the veteran's share actually held."

H-3186
Amend House File 351, page 1, line 15, by inserting after the period the following:
"For the purposes of this Act, the following persons engaged in agriculture shall not be deemed employees:
a. The spouse of the employer and relatives of either the employer or spouse residing on the premises of the employer, and
b. Any person engaged in agriculture as an owneroperator or tenant-operator or spouse or relatives of either residing on the premises of such owner-operator or tenant-operator, while exchanging labor with an employer, or spouse, or relatives of either residing on the premises of such employer, for the mutual benefit of any or all of such persons."

DEN HERDER of Sioux
H—3187
1 Amend House File 351 as follows:
2 1. Page 11, by striking all of line 35.
3 2. Page 12, by striking all of lines 1 and 2.
4 3. Page 12, line 3, by striking the numeral
5 "2" and inserting in lieu thereof the numeral " 1 ".
SCHROEDER of Pottawattamie
H-3182
Amend House File 366 as follows:

1. Page 1, line 10, by striking the words
"firing shot" and inserting in lieu thereof the words "and shot shells".

BAKER of Buena Vista
H—3185
Amend Senate File 90, page 2, by inserting after
line 9 the following new section:
"Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Clinton Herald, a newspaper published in Clinton, Iowa, and in the State Center Enterprise, a newspaper published in State Center, Iowa."

COMMITTEE ON WAYS AND MEANS NORLAND of Worth, Chairman

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, March 4, 1975.

# JOURNAL OF THE HOUSE 

Fifty-first Calendar Day-Thirty-sixth Session Day
hall of the house of Rempresentatives
Des Moinbs, Iowa, Tuesday, Marci 4, 1975
The House met pursuant to adjournment, Speaker Coehran in the chair.

Prayer was offered by the Reverend Stewart Congdon, pastor of the Lake City Union Church, Lake City, Iowa.

The Journal of Monday, March 3, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. Latella, Webster City, Iowa.

## PETITIONS FILED

The following petitions have been received and placed on file:
By Danker of Pottawattamie and Lindeen of Henry, from twenty-three residents of Shelby County favoring legislation which provides postponement of the effective date of any budget related legislation until the next taxable year.

By Brunow of Appanoose, from three hundred twenty-seven students of Centerville High School, opposing the upcoming bill requiring motorcycle protective headgear.

By Danker of Pottawattamie, from fourteen constituents favoring a joint resolution for an amendment to the Constitution of the State of Iowa to allow counties to adopt charters and provide home rule.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 139, under Rule 36.

## INTRODUCTION OF BILLS

House File 382, by Caffrey and Cusack (Gluba), a bill for an act making an appropriation to the office of governor for a study
of the problems of, and establishing services for, Spanishspeaking peoples.

Read first time and referred to committee on appropriations.
House File 383, by Caffrey and Higgins, a bill for an act to lower the age restrictions for persons claiming reimbursement for property taxes paid and rent constituting property taxes paid.

Read first time and referred to committee on ways and means.
House File 384, by Jochum, Higgins and Cusack (Gluba), a bill for an act appropriating from the general fund of the state for the employment of two additional migrant labor camp inspectors by the state department of health and stipulating conditions of employment.

Read first time and referred to committee on appropriations.
House File 385, by Wells, a bill for an act requiring that each county auditor receive additional compensation for serving as county commissioner of elections, authorizing additional compensation to certain of the auditor's deputies, and providing that the compensation be paid from the election expense fund of the county.

Read first time and referred to committee on county government.

House File 386, by committee on education, a bill for an act relating to the issuance of high school equivalency diplomas.

Read first time and placed on the calendar.
House File 387, by Horn, Rinas, Patchett, Jordan and Wells, a bill for an act relating to the use of trotlines or throw lines.

Read first time and referred to committee on natural resources.
House File 388, by Bittle, a bill for an act relating to qualifications of persons who make survey and plat certifications.

Read first time and referred to committee on cities and towns.
House File 389, by Hargrave, a bill for an act relating to the sale of alcoholic liquor by packaged liquor retailers, and providing for licenses and fees, imposing a tax, and providing penalties.

Read first time and referred to committee on ways and means.
House File 390, by Bortell and Howell, a bill for an act authorizing the expenditure of federal funds or grants for the support
of mental health centers, programs for the mentally retarded, and capital improvements by counties.

Read first time and referred to committee on human resources.
House File 391, by Miller of Buchanan, a bill for an act relating to the tax on gross premiums of insurance companies.

Read first time and referred to committee on ways and means.
House File 392, by committee on ways and means, a bill for an act relating to the definition of tax year for corporation and individual income tax returns.

Read first time and placed on ways and means calendar.
House File 393, by committee on natural resources, a bill for an act relating to reports filed by the holder of a commercial fishing license.

Read first time and placed on the calendar.
House File 394, by committee on transportation, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities.

Read first time and placed on the calendar.
House File 395, by committee on cities and towns, a bill for an act relating to the civil service systems of cities.

Read first time and placed on the calendar.
House File 396, by committee on agriculture, a bill for an act relating to the licensing of veterinary lay assistants.

Read first time and placed on the calendar.
House File 397, by Wells, Rinas, Horn and Patchett (Redmond), a bill for an act relating to undesirable fish.

Read first time and referred to committee on natural resources.
House File 398, by committee on state government, a bill for an act relating to the board of psychology examiners.

Read first time and placed on the calendar.
House File 399, by committee on appropriations, a bill for an act to appropriate for programs under the jurisdiction of the Iowa commission for the blind, the bonus board, and the educational radio and television division of the department of general services.

Read first time and placed on appropriations calendar.

## SENATE MESSAGE CONSIDERED

Senate File 114, a bill for an act relating to payment by the executive council of court related costs and expenses.

Read first time and referred to committee on state government.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 16, a bill for an act authorizing counties to provide facilities and services for handicapped persons.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 81, a bill for an act relating to the payment of transportation expenses for moving household goods for employees of the highway division of the state department of transportation.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 251, a bill for an act making an appropriation from the general fund to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 205, a bill for an act relating to catwalks and handrails on railway bridges and trestles.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 225, a bill for an act relating to the functions of the laboratory at the State University of Iowa.

Also: That the Senate has on March 4, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 5, a bill for an act relating to the membership of the board of review.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 74, a bill for an act relating to the use of tax money for purchase and improvement of schoolhouse sites.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 90, a bill for an act to increase the tax levy in certain townships for fire protection.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 107, a bill for an act relating to the powers of a board of directors of insurance company other than life.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 119, a bill for an act relating to the hearing procedures by the insurance commissioner.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 132, a bill for an act to prohibit hunting within one hundred yards of buildings.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 165, a bill for an act relating to the report commonly known as the state salary book.

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 193, a bill for an act to amend chapter 135C of the Code to change "adult foster home" to "adult foster family home".

Also: That the Senate has on March 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 203, a bill for an act relating to the requirements for sanitary production and processing of milk.

CLARK R. RASMUSSEN, Secretary

## HOUSE FILES 187 AND 366 REREFERRED

The Speaker announced that House File 187 previously referred to the committee on appropriations is rereferred to the committee on human resources and House File 366 previously referred to the committee on judiciary and law enforcement is rereferred to the committee on natural resources.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 18

Krause of Palo Alto asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 18, filed on March 3, 1975, and found on pages 480 and 481 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.
Krause of Palo Alto asked and received unanimous consent that House Concurrent Resolution 18 be immediately messaged to the Senate.

## MOTION TO RECONSIDER WTHDRAWN <br> (House File 292)

Gilloon of Dubuque asked and received unanimous consent to withdraw the motion to reconsider House File 292 filed by him and Gentleman of Polk on February 27, 1975.

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 313, a bill for an act relating to railroad rights-ofway acquired by the state conservation commission and political subdivisions, was taken up for consideration.

Krause of Palo Alto offered the following amendment H-3167 filed by him:

H-8167
1 Amend House File 813, page 1, line 4, by 2 striking the word "fences,".

Miller of Buchanan moved that House File 313 be tabled.
Wyckoff of Benton rose on a point of order that the motion to table was out of order.

The Speaker ruled the point well taken and the motion to table out of order.

Small of Johnson asked for unanimous consent that House File 313 be referred to the committee on transportation.

Objection was raised.
Small of Johnson moved that House File 313 be referred to the committee on transportation.

Husak of Tama moved as a substitute motion that House File 313 be rereferred to the committee on agriculture.

A non-record roll call was requested.
The ayes were 62 , nays 26 .
The motion prevailed and House File 313 is rereferred to the committee on agriculture.

The House resumed consideration of House File 324, a bill for an act relating to abandoned vehicles.

Monroe of Des Moines offered amendment H-3189 filed by him from the floor and requested division of the amendment as follows:
H-3189
Amend House File 324 as follows:
H-3189A

1. Page 1 , line 10 , by striking the words "[fortyeight] twenty-four" and inserting in lieu thereof the word "forty-eight".
H-3189B
2. Page 1, by inserting after line 22 the words:

6 (5) Any vehiole parked on the highway determined
7 by a police authority to create a hazard to other 8 vehicle traffic."
3. Page 1, line 32, by inserting after the period the words "A police authority taking into custody an abandoned vehicle determined to create a traffic hazard shall report the reasons constituting the hazard in writing to the appropriate authority having duties of control of the highway. 3189C
4. Page 3, line 27, by striking the words "Notwithstanding any other" and inserting in lieu thereof the words "[Notwithstanding any other]".
5. Page 3, by striking lines 28 through 35 and inserting in lieu thereof the words "[provision of this section, any police authority, which has taken into possession any abandoned motor vehicle which lacks an engine or two or more wheels or other structural part which renders the vehicle totally inoperable may dispose of such motor vehicle to a demolisher for junk without the notification procedures enumerated in subsection 8 and without public auction. The purchaser of the motor vehicle shall take title free and clear of all liens]".
6. Page 4, by striking lines 1 through 10 and inserting in lieu thereof the words "[and claims of ownership, shall receive a sales receipt from the police authority, and shall be entitled to register the motor vehicle and receive a certificate of title if sold for use upon the highways or a restricted certificate of title as the case may be, however, if the motor vehicle is sold or disposed of to a demolisher for junk, the sales receipt by itself shall be sufficient title only for purposes of transferring. the motor vehicle to such demolisher for demolition, wrecking, or dismantling and, when so transferred, no further titling of the motor vehicle shall be permitted.]"
On motion by Monroe of Des Moines, amendment H-3189A was adopted.

Koogler of Mahaska offered amendment H-3188 filed by Koogler, Krause, Tauke, Pavich and Schroeder from the floor and moved its adoption:

H-3188
1 Amend House File 324 as follows:
2 1. Page 1, line 11, by striking the words "[two]
3 one" and inserting in lieu thereof the word "two".
2. Page 3, lines 29 and 30, by striking the
words "ten model years or older".
8. Page 3, line 30, by striking the words "[two]
one" and inserting in lieu thereof the word "two".
4. Page 3, line 33 , by striking the word
"without" and inserting in lieu thereof the words "[without]
after complying with".
Amendment H-3188 was adopted.
The House resumed consideration of amendment H-3189B.
On motion by Monroe of Des Moines, amendment H-3189B was adopted.

Monroe of Des Moines asked and received unanimous consent that amendment H-3189C be withdrawn.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 324)

## The ayes were, 98 :

| Anderson | Dyrland | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Koogler | Perkins |
| Baker | Evans | Krause | Poncy |
| Bennett | Fitzgerald | Kreamer | Readinger |
| Bina | Fullerton | Lageschulte | Rinas |
| Bittle | Gentleman | Lindeen | Scheelhaase |
| Bortell | Gilloon | Lipsky | Schroeder |
| Brandt | Griffee | Lonergan | Small |
| Branstad | Halvorson | McEEroy | Spear |
| Brockett | Hansen | Menke | Spencer |
| Brunow | Hargrave | Middleswart | Stephens |
| Byerly | Harper | Middleton | Stromer |
| Caffrey | Harvey | Millen | Svoboda |
| Clark | Hennessey | Miller, A.V. | Tauke |
| Connors | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Varley |
| Crawford | Hinkhouse | Monroe | Walter |
| Cusack | Horn | Nealson | Welden |
| Daggett | Howell | Newhard | Wells |
| Danker | Hullinger | Nielsen | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dunton | Jordan |  |  |

The nays were, none.
Absent or not voting, 2:
Mennenga Norland
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 131, a bill for an act relating to a committee supervising steel trade practice, with report of committee recommending passage, was taken up for consideration.

Brockett of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 131)
The ayes were, 97:

| Anderson | Dyrland | Jordan | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Junker | Perkins |
| Baker | Evans | Koogler | Poncy |
| Bennett | Fitzgerald | Krause | Readinger |
| Bina | Fullerton | Kreamer | Rinas |
| Bittle | Gentleman | Lageschulte | Scheelhaase |
| Bortell | Gilloon | Lindeen | Schroeder |
| Brandt | Griffee | Lipsky | Small |
| Branstad | Halvorson | Lonergan | Spear |
| Brockett | Hansen | McElroy | Spencer |
| Brunow | Hargrave | Menke | Stephens |
| Byerly | Harper | Middleswart | Stromer |
| Caffrey | Harvey | Middleton | Svoboda |
| Clark | Hennessey | Millen | Tauke |
| Connors | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Varley |
| Crawford | Hinkhouse | Monroe | Walter |
| Cusack | Horn | Nealson | Welden |
| Daggett | Howell | Newhard | Wells |
| Danker | Hullinger | Nielsen | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dunton |  |  |  |

Absent or not voting, 3:
Mennenga Miller, A.V. Norland
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 123, a bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Iowa Professional Corporation Act, with report
of committee recommending passage, was taken up for consideration.

Lonergan of Boone moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 123)
The ayes were, 97 :

| Anderson | Dyrland | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Koogler | Perkins |
| Baker | Evans | Krause | Poncy |
| Bennett | Fitzgerald | Kreamer | Readinger |
| Bina | Fullerton | Lageschulte | Rinas |
| Bittle | Gentleman | Lindeen | Scheelhase |
| Bortell | Gilloon | Lipsky | Schroeder |
| Brandt | Griffee | Lonergan | Small |
| Branstad | Halvorson | McElroy | Spear |
| Brockett | Hansen | Menke | Spencer |
| Brunow | Hargrave | Middleswart | Stephens |
| Byerly | Harper | Middleton | Stromer |
| Caffrey | Harvey | Millen | Svoboda |
| Clark | Hennessey | Miller, A.V. | Tauke |
| Connors | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Varley |
| Crawford | Hinkhouse | Monroe | Walter |
| Cusack | Horn | Nealson | Weden |
| Daggett | Howell | Newhard | Wells |
| Danker | Hullinger | Nielsen | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Jesse | O'Halloran | Wulff |
| Doyle | Jochum | Patchett | Wyckoff |
| Drake | Jordan | Pavich | Mr. Speaker |
| Dunton |  |  |  |

The nays were, none.
Absent or not voting, 3:
Hutchins Mennenga Norland
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR

House File 317, a bill for an act relating to the definitions of cigarette and package of cigarettes, was taken up for consideration.

Dieleman of Marion offered the following amendment H-3176 filed by the committee on ways and means:

H-3176
1 Amend House File 317 as follows:

1. Page 1, by inserting after line 21 the following:
"Sec. 2. Section ninety-eight point eight (98.8), Code 1975, is amended to read as follows:
98.8 SALE AND EXCHANGE OF STAMPS.
2. Stamps shall be sold by and purchased from the department only. The department shall sell stamps to the holder of a state [or manufacturer's] distributor's permit which has not been revoked and to no other person. Stamps shall be sold to such permit holders at a discount of not to exceed five percent from the face value. Stamps shall be sold in unbroken [sheets] books of one [hundred stamps only] thousand stamps, unbroken rolls of thirty thousand stamps, or unbroken lots of any other form authorized by the director.
3. Orders for cigarette tax stamps, including the payment for such stamps, shall be sent direct to the department [which shall invoice the stamps ordered to the purchaser upon a form of invoice] on a form to be prescribed by the director.
4. [Stamps in unbroken sheets of one hundred stamps may be exchanged with the department for stamps of a different denomination.] The department may make refunds on unused stamps to the person who purchased said stamps at a price equal to the amount paid for such stamps when proof satisfactory to the department is furnished that any stamps upon which a refund is requested were properly purchased from the department and paid for by the person requesting such refund. In making such refund, the department shall prepare a voucher showing the amount of refund due and to whom payable and the comptroller shall then issue a warrant upon order of the director to pay such refund out of any funds in the state treasury not otherwise appropriated.

The director may promulgate rules and regulations providing for refunds of the face value of stamps, less any discount, affixed to any cigarettes which have become unfit for use and consumption, unsalable, or for any other legitimate loss which may occur, upon proof of such loss. Refund shall be made [by issuing new stamps of an aggregate value of the tax paid on the cigarettes adjudged to be unfit for use, consumption, unsalable, or any other loss suffered] in the same manner as provided for unused stamps.
4. The department may in the enforcement of this chapter recall any stamps which have been sold by the department and which have not been used, and the

## Page 2

1 department shall, upon receipt of such recalled stamps,
2 issue [stamps of other serial numbers therefor] a refund
3 for tax stamps surrendered for the face value of the
4 stamps less the amount of the discount. The purchaser

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of any stamps shall be required to surrender any
unused stamps for [exchange] refund upon demand of the
department.
    5. The department shall keep a record of all
stamps sold [or exchanged] by the department and of
all refunds made by the department."
    2. Amend the title, line 1, by striking the words
"definitions of" and inserting in lieu thereof the
words "taxation of cigarettes by providing for the
sale and exchange of cigarette stamps and defining".
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Schroeder of Pottawattamie rose on a point of order that amendment $\mathrm{H}-3176$ was not germane.

The Speaker ruled the point well taken and amendment H-3176 not germane.

Dieleman of Marion moved that the rules governing germaneness be suspended for the consideration of amendment H-3176.

A non-record roll call was requested.
The ayes were 80 , nays 3 .
The motion prevailed.
On motion by Dieleman of Marion, amendment H-3176 was adopted.

Dieleman of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 317)
The ayes were, 79:

| Anderson | Egenes | Hutchins | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Jesse | Pellett |
| Baker | Fitzgerald | Jochum | Readinger |
| Bennett | Fullerton | Jordan | Rinas |
| Bina | Gentleman | Koogler | Scheelhaase |
| Bortell | Gilloon | Kramer | Schroeder |
| Brandt | Griffee | Lindeen | Spear |
| Byerly | Halvorson | McElroy | Spencer |
| Cafrey | Hansen | Menke | Stephens |
| Clark | Hargrave | Middleswart | Svoboda |
| Connors | Harper | Middleton | Tauke |
| Crawford | Harvey | Millen | Tofte |
| Cusack | Hennessey | Miller, A.V. | Varley |
| Daggett | Higgins | Miller,K.D. | Walter |
| Danker | Hines | Miller, O.L. | Wells |
| Den Herder | Hinkhouse | Monroe | West |
| Dieleman | Horn | Nealson | Woods |
| Drake | Howell | Newhard | Wyckoff |
| Dunton | Hullinger | Oakley | Mr. Speaker |
| Dyrland | Husak | Patchett |  |

The nays were, 17:

| Bittle | Doyle | Lipsky | Small |
| :--- | :--- | :--- | :--- |
| Branstad | Junker | O'Halloran | Stromer |
| Brockett | Krause | Perkins | Welden |
| Brunow | Lageschulte | Poncy | Wulff |
| Crabb |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Lonergan | Mennenga | Nielsen | Norland |

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

SENATE FILE 153 SUBSTITUTED FOR HOUSE FILE 318
Stephens of Plymouth asked and received unanimous consent to substitute Senate File 153 for House File 318.

Senate File 153, a bill for an act relating to the disposition of seized cigarettes, was taken up for consideration.

Stephens of Plymouth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 153)
The ayes were, 91 :

| Anderson | Evans | Sunker |  |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Koogler | Pellett <br> Perkins |
| Bennett | Fullerton | Krause | Poncy |
| Bittle | Gentleman | Kreamer | Readinger |
| Bortell | Gilloon | Lageschulte | Rinas |
| Brockett | Griffee | Lindeen | Scheelhaase |
| Brunow | Halvorson | Lipsky | Small |
| Byerly | Hansen | Lonergan | Spear |
| Caffrey | Hargrave | McElroy | Spencer |
| Clark | Harper | Menke | Stephens |
| Connors | Harvey | Middleswart | Stromer |
| Crabb | Hennessey | Middleton | Svoboda |
| Crawford | Higgins | Millen | Tauke |
| Cusack | Hines | Miller, A.V. | Tofte |
| Daggett | Hinkhouse | Miller, K. D. | Varley |
| Danker | Horn | Miller, O.L. | Walter |
| Den Herder | Howell | Monroe | Wells |
| Dieleman | Hullinger | Nealson | West |
| Doyle | Husak | Newhard | Woods |
| Drake | Hutchins | Oakley | Wulf |
| Dunton | Jesse | O'Halloran | Wyckoff |
| Dyrland | Jochum | Patchett | Mr. Speaker |
| Egenes | Jordan | Pavich |  |

The nays were, 1:
Welden
Absent or not voting, 8:

| Avenson | Brandt | Mennenga | Norland |
| :--- | :--- | :--- | :--- |
| Bina | Branstad | Nielsen | Schroeder |

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

## HOUSE FILE 318 WITHDRAWN

Stephens of Plymouth asked and received unanimous consent to withdraw House File 318 from further consideration by the House.

## HOUSE CONCURRENT RESOLUTION 19 By Readinger

Whereas, the city of Polk City, Iowa will celebrate the centennial of its incorporation on September 5th, 6 th, and 7th, of this year; and

Whereas, the citizens of Polk City are preparing for a gala centennial celebration, complete with a carnival, parade, picnic in the town square, and a Sunday ecumenical service, to commemorate this anniversary; Now Therefore,

Be It Resolved by the House of Representatives, the Serate Concurring, That the membership of the Sixy-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Polk City, Iowa in commemoration of the centennial anniversary of its incorporation; and

Be It Further Resolved That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Polk City, who are in charge of making preparations for the centennial celebration.
Laid over under Rule 25.

## HOUSE RESOLUTION 10 <br> By Krause

Whereas, the city of Emmetsburg is nearing their annual St. Patrick's celebration March 14, 15 and 16; and

Whereas, Irish Parliamentarian Gerard Collins will be honored at this celebration; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Emmetsburg, Iowa in commemoration of their fifteenth year of observance of St. Patrick's Day;

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council and the citizens of Emmetsburg by the Chief Clerk of the House.
Laid over under Rule 25.

## COMMUNICATION FROM THE OFFICE OF THE CITIZENS' AIDE

The following communication has been received and placed on file in the office of the Chief Clerk:

Mr. David Wray<br>Chief Clerk<br>House of Representatives<br>Capitol Building<br>Local<br>Dear Mr. Wray:

I have this day terminated the employment of Douglas L. Hart as Second Deputy Citizens' Aide effective March 17, 1975. This was done in accordance with authority designated in Chapter 601G of the 1975 Code of Iowa.

I have previously designated Ruth L. Mosher as Deputy.

Respectfully,<br>THOMAS R. MAYER, Citizens' Aide-Ombudsman

## COMMUNICATION FROM THE STATE OF MASSACHUSETTS

There is on file in the office of the Chief Clerk, from the State of Massachusetts, a copy of a resolution proclaiming February 26, 1975, as "Adopt a mass MIA day" and memorializing the President of the United States to establish a task force to determine the status of American service personnel and civilians listed as Missing In Action as a result of Military participation in IndoChina and memorializing the congress of the United States to take such action as may be necessary to make an honorable determination of the fate of the MIA's.

## EXPLANATION OF VOTE

I was necessarily absent from the chamber Monday morning, March 3, 1975, due to pressing legislative business in my district. Had I been present, I would have voted "aye" on amendment H-3144, House Files 230, 333, and 335, and I would have voted "nay" on House File 264.

CUSACK of Scott

## REPORTS OF COMMITTEES

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following reports:

Mr. SpaAker: Your committee on judiciary and law enforcement to whom was referred House File 172, a bill for an act relating to actions for breach of contract to marry, begs leave to report it has had the same
under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman
Also:
Mr. Speakmr: Your committee on judiciary and law enforcment to whom was referred House File 238, a bill for an act relating to the use of polygraph examination during the interview of a prospective employee and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3210
1 Amend House File 238, page 1, by striking all of lines 4 through 8 and inserting in lieu thereof the following:
"1. No employer shall require a prospective
5 employee applying for employment with such employer
to take a polygraph examination as a condition for further interview regarding the employment application or as a condition of employment, or once hired, as a condition of continued employment."

JESSE of Polk, Chairman
Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speakfr: Your committee on appropriations has considered House File 399, a bill for an act to appropriate for programs under the jurisdiction of the Iowa commission for the blind, the bonus board, and the educational radio and television division of the department of general services, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

3197
Amend the Spear amendment $\mathrm{H}-3150$ to page 1 of House File 71 as follows:

1. By inserting after line 5 the following and renumbering the remaining item of the amendment:
"2. Page 1, line 11, by striking the word "annuities" and inserting in lieu thereof the words "an annuity".
2. Page 1 , line 13 , by striking the word "are" and inserting in lieu thereof the word "is"."
3. Lines 8,9 and 10 , by striking the words "The amount of the exemption shall be reduced by the amount of any social security annuities
received."
4. Line 12, by striking the word "annuities" and inserting in lieu thereof the words "an annuity".
5. Line 13, by inserting after the period the words and figures "This exclusion applies to any annuity received on or after January 1, 1975."

JUNKER of Woodbury
3209
Amend House File 218 as follows:

1. Page 1 , line 8 , by inserting after the period the following: "Strong effort shall be made to hire a person of Indian descent for the position relating to Indian problems."
2. Page 1, by inserting after line 8 the following new section:
"Sec. ..... The duties of the appointee dealing with Indian problems shall include operating a traveling office to divide time among the centers of Indian population in Iowa and conducting an effort to initiate communication and investigation of Indian problems."
3. By renumbering the sections to conform with this amendment.

## SVOBODA of Iowa

H

3195
Amend House File 220 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section six hundred one G point nine (601G.9), subsection one (1), Code 1975, is amended to read as follows:

1. He may investigate, on complaint or on his own motion, any administrative action of any agency, without regard to the finality of the administrative action, and he may investigate complaints concerning a privately owned licensed health care facility, except that he shall not investigate the complaint of an employee of an agency in regard to that employee's employment relationship with the agency.

Sec. 2. Section six hundred one G point fourteen (601G.14), Code 1975, is amended to read as follows:

601G. 14 INSTITUTIONALIZED COMPLAINANTS. A letter to the citizens' aide from a person in a correctional institution, a hospital, or other institution under the control of an administrative agency or a privately owned licensed health care facility shall be immediately forwarded, unopened to the citizens' aide by the institution where the writer of the letter is a resident. A letter from the citizens' aide to such a person shall be immediately delivered, unopened to the person.

Sec. 3. Chapter six hundred one $G$ ( 601 G ), Code 1975, is amended by adding the following new sections:

NEW SECTION. The citizens' aide shall be responsible for investigating complaints from citizens relating to programs administered by the department of social services and the state department of health with special emphasis on licensed health care facilities. The citizens' aide may report the complaints concerning all licensed health care facilities throughout the state of Iowa to the state department of health for further investigation. Subsequent to the state department of health's investigation, the citizens' aide shall review the final report and actions taken.

NEW SECTION. The citizens' aide shall not have access to medical or any other records of a patient in a privately owned health care facility who is not a complainant or a principal in a complaint filed at the office of the citizens' aide. He shall have access to records, medical and otherwise, of a patient who is a complainant or a principal in a complaint filed at the office of the citizens' aide.

Sec. 4. There is hereby appropriated for the purposes of implementing this Act the sum of twentyfive thousand dollars $(\$ 25,000)$.

> JUNKER of Woodbury BRANDT of Black Hawk

H-3194
Amend House File 232 as follows:

1. Page 1 , line 3 , by striking the word "subsection" and inserting in lieu thereof the word "subsections".
2. Page 1, by inserting after line 12 the following:
"NEW SUBSECTION. All deposits received by a state bank during its normal business hours each day shall be posted to the depositors' accounts before the books are closed for that day. A state bank which fails to honor a draft on a depositor's account, when the account is sufficient to cover the draft at the time the books are closed on the day the draft is presented to that bank for payment, is liable for wrongful dishonor as provided in section five hundred fifty-four point four thousand four hundred two (554.4402) of the Code."

MONROE of Des Moines
H-3192
1 Amend House File 351 as follows:
2

3
4
5

1. Page 1 , by striking everything in lines 32 through 35, inclusive.
2. Page 2, by striking everything in lines 1 through 4, inclusive.
3. Page 2, line 5 , by striking the number " 7 " and inserting in lieu thereof the number " 6 ".
4. Page 6, lines 32 and 33 , by striking the words "employees for less than sixty employment days" and inserting in lieu thereof the words "ten or less fulltime employees".

BORTELL of Madison
CRABB of Crawford
DAGGETT of Adams DANKER of Pottawattamie STEPHENS of Plymouth
H-3193
1 Amend House File 351 as follows:
2 1. Page 1, line 9, by striking the words "a
3 natural person" and inserting in lieu thereof the
words "more than ten natural persons".
2. Page 1, by striking everything in lines 32 through 35 , inclusive.
3. Page 2, by striking lines 1 through 4, inclusive, and by renumbering the following subsection accordingly.
4. Page 6, by striking everything in lines 31 through 35, inclusive.
5. Page 7, by striking everything in lines 1 through 4, inclusive.

BORTELL of Madison CRABB of Crawford DAGGETT of Adams STEPHENS of Plymouth DANKER of Pottawattamie

H-3196
1 Amend House File 351, page 6, line 25, by insert-
2 ing after the period the following: "However, an
3 employer need honor only one such request in any cal-
4 endar year, unless the rate of earnings, hours, or
5 deductions are changed during the calendar year. Each
6 such change shall entitle an employee to a further
7 request for an itemized statement."

## SCHROEDER of Pottawattamie

H-3198
1 Amend House File 351 as follows:
2 1. Page 10, line 22, by striking "one thousand"
3 and inserting in lieu thereof "one hundred".
4 2. Page 10, line 25, by striking "five hundred"
5 and inserting in lieu thereof "one hundred".
DAGGETT of Adams
DANKER of Pottawattamie
$\mathrm{H}-3199$
1 Amend House File 351, page 7, by adding after
2 line 13 the following new paragraph:
3 "Legal action by any employee to recover any

4 amount of disputed wages or expenses of less than
$5 \$ 1,000$ shall be first initiated in magistrate court
6 before any complaint is filed with the commissioner.
7 The employee may appeal the decision of the magis-
8 trate court to the commissioner. Upon receipt of
9 written complaint by the employee, the commissioner
10 shall proceed as set out in section 11 of this Act."
WELDEN of Hardin
KREAMER of Polk
STROMER of Hancock
BORTELL of Madison
MILLEN of Van Buren
VARLEY of Adair
McELROY of Fremont
WYCKOFF of Benton
TOFTE of Winneshiek
MILLER of Buchanan
OAKLEY of Clinton

H-3200
1 Amend House File 351 as follows:
2 1. Page 2, by striking from line 1 the words
3 "any part" and inserting in lieu thereof the
4 following:
5 "not less than 8 hours".
WELDEN of Hardin KREAMER of Polk BORTELL of Madison MILLEN of Van Buren TOFTE of Winneshiek

H-3201
1 Amend House File 351 as follows:
2 1. By striking from pages 10 and 11 all of
3 section 13.
$4 \quad 2$. By renumbering the sections.
WELDEN of Hardin KREAMER of Polk BORTELL of Madison MILLEN of Van Buren McELROY of Fremont TOFTE of Winneshiek

## $\mathrm{H}-3202$

1 Amend House File 351, page 3, by striking
2 everything after the period in line 16 and all of
3 lines 17 and 18.
WELDEN of Hardin
KREAMER of Polk
BORTELL of Madison
MILLEN of Van Buren
MCELROY of Fremont
TOFTE of Winneshiek

H-3203
1 Amend House File 351 as follows:
2 Page 3, by adding after line 26 the following 3 new subsection:
4 "8. If the amount of the wages involved does
5 not exceed $\$ 10$ in a day and $\$ 20$ total in a calendar
6 week, payment may be made as mutually agreed upon
7 between the employer and the employee and the pro-
8 visions of this section shall not be applicable."
WELDEN of Hardin KREAMER of Polk BORTELL of Madison MILLEN of Van Buren VARLEY of Adair McELROY of Fremont TOFTE of Winneshiek
H—3204
1 Amend House File 351 as follows:
2 1. Page 1, by striking all of line 18 after
3 the word "task" and all of line 19, and inserting
4 in lieu thereof the following:
5 ", or piece work basis."

H-3205
1 Amend House File 351 as follows:
2 1. Page 4, by striking lines 3 through 35,
3 and page 5 by striking lines 1 through 14, and
4 inserting in lieu thereof the following:
5 "1. If an employee dies and has earned wages
6 that are not yet paid, such unpaid wages shall be
7 paid to the surviving spouse, if any, notwithstand-
8 ing anything to the contrary in chapter six hundred
9 thirty-three (633) of the Code."
WELDEN of Hardin
KREAMER of Polk
BORTELL of Madison
MILLEN of Van Buren
VARLEY of Adair
McELROY of Fremont
WYCKOFF of Benton
TOFTE of Winneshiek
MILLER of Buchanan

## H-3206

1 Amend House File 351 as follows:
2 1. Page 7, line 15, by inserting before the word
8 "When" the number " 1 ."
4 2. Page 7, by inserting after line 27 the
5 following:
"2. If an employee brings an action or if the commissioner brings an action on behalf of the employee to show that an employer has failed, knowingly or otherwise, to pay wages or reimburse expenses and is unable to show such failure, the employee shall be liable for court costs and may be declared liable to the employer for such attorney's fees or part of such fees which are incurred by the employer in the action and which are determined to have been usual and necessary. If the commissioner brings this action in bad faith pursuant to subsection two (2) of section eleven (11) of this Act and is unable to show the employer's failure to pay wages or reimburse expenses, such court costs and attorney's fees shall be equally prorated between the employee on whose behalf the action was brought and the commissioner. Any costs or fees prorated against the commissioner shall be payable by the state comptroller from the support appropriations to the department of labor."

## SCHROEDER of Pottawattamie

| $\mathrm{H}-3207$ |  |
| ---: | :--- |
| 1 | Amend House File 351 as follows: |
| 2 | 1. Page 4, by striking all of lines 1 through |
| 3 | 35. |
| 4 | 2. Page 5, by striking all of lines 1 through |
| 5 | 14. |
| 6 | 3. By renumbering the sections. |

JESSE of Polk BITTLE of Polk OAKLEY of Clinton

## H-3208

1 Amend House File 351 as follows:

1. Page 6, line 6, by striking the words "Notify its employees in writing" and inserting in lieu thereof the words "Furnish, upon request by an employee".
2. Page 6, line 7, by inserting before the word "what" the words ", the employee with a written statement of".
3. Page 6, line 8, by inserting before the word "at" the words "upon request of an employee and".
4. Page 6, line 9 , by striking the words "its employees" and inserting in lieu thereof the words "the employee".
5. Page 6, line 14, by striking the words "to its employees" and inserting in lieu thereof the words ", upon request of an employee, to the employee".

KOOGLER of Mahaska HARPER of Davis

H-8212
Amend House File 351 by striking everything after the enacting clause and inserting in lieu thereof the

## following:

"Section 1. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. 'Employer' includes any individual, partnership, association, joint stock company, trust, corporation, the administrator or executor of the estate of a deceased individual, or the receiver, trustee, or successor of any of the same, employing any person.
2. 'Employee' includes any individual employed by an employer but shall not include:
a. Any individual employed by the United States, or by the state or any of its political subdivisions thereof;
b. Any individual who renders service gratuitously for a nonprofit organization as this term is defined by regulation of the commissioner.
c. An independent contractor.
3. 'Wages' means compensation for labor or services rendered by an employee, whether the amount is determined on a time, task, piece, commission, or other basis of calculation.
4. 'Commissioner' means the labor commissioner.

Sec. 2. NEW SECTION. TIME OF PAYMENT.

1. All employers shall pay to their employees all wages due them at least twice during each calendar month, on regular paydays designated in advanced by the employer, in lawful money of the United States or by checks or warrants payable at face value upon demand, and shall furnish each employee with statement of deductions each pay period.
2. By written agreement with the employee, an employer may establish regular paydays less frequently than twice each month.

Sec. 3. NEW SECTION. TERMINATION OF EMPLOYMENT.
When an employee quits or resigns, or whenever an employer discharges an employee, the employer shall pay such an employee all wages due him for all prior work. The final wage payment shall be made on or before the date on which he would have been paid had his employment not been terminated. Payment shall be made either through the regular pay channels or by certified mail if the employee requests payment by mail.

Sec. 4. NEW SECTION. PENALTY PAYABLE TO WORKER.
If an employer fails to pay an employee wages as required, the employer shall be additionally liable to the employee for damages in the amount of five percent of unpaid wages for each day except Sunday and legal holidays upon which the failure continues after the

## Page 2

1 day payment is required or in an amount equal to unpaid wages, whichever is smaller.

Sec. 5. NEW SECTION. WITHHOLDING OF WAGES. An employer may not withhold any portion of an employee's wages unless:

1. The employer is required or empowered to do so by state or federal law or by court order, or
2. The employer has a written authorization by the employee for deductions for a lawful purpose.

Sec. 6. NEW SECTION. ENFORCEMENT, RULES AND REGULATIONS. The commissioner shall enforce and administer this Act and may issue, pursuant to chapter seventeen A (17A) of the Code, any rule necessary to carry out the provisions of this Act.

Sec. 7. NEW SECTION. RIGHT OF ENTRY. The commissioner or his authorized representative may, only after a formal complaint has been filed, enter and inspect such places, question such employees, and investigate such facts, conditions, or matters as he may deem appropriate, to determine whether any person has violated any provision of this Act or any rule promulgated under this Act.

Sec. 8. NEW SECTION. AUTHORITY TO TAKE ASSIGNMENTS OF WAGE CLAIMS.

1. Whenever the commissioner determines that wages have not been paid and that the unpaid wages constitute an enforceable claim, the commissioner shall, upon the request of the employee, take an assignment in trust for the assigning employee of the wages and any claim for damages, not to exceed five hundred dollars in the case of any one claim, and may bring any legal action necessary to collect the claim. Upon an assignment, the commissioner may settle and adjust the claim to the same extent as the assigning employee.
2. The commissioner may join various claimants in one preferred claim or lien and also join them in one cause of action.

Sec. 9. NEW SECTION. PENALTY. Any employer who willfully violates any provision of this Act or who fails to comply with any other requirements of this Act shall be, upon conviction, guilty of a misdemeanor and be punished by a fine of not less than twentyfive dollars nor more than one hundred dollars for each separate offense."

LIPSKY of Linn EGENES of Story DRAKE of Muscatine TOFTE of Winneshiek BITTLE of Polk McELROY of Fremont GENTLEMAN of Polk

Amend the Lipsky, et al., amendment H-3212
2 to House File 351, filed March 4, 1975 as follows:
3 1. Page 1, by striking all of lines 13, 14
4 and 15.
5
2. Page 1, line 48 , by striking the word "five" and inserting in lieu thereof the word "one".

H-3214
Amend House File 351 as follows:

1. Page 1, lines 9 through 11, by striking the words ", or who is an officer or manager of such employer and who knowingly permits or causes such employer to violate the provisions of this Act".
2. Page 1, line 14, by inserting after the word "mean" the words "an independent contractor or".
3. Page 1, line 16, by inserting after the word "means" the word "nondeferred".
4. Page 1, by striking everything in lines 32 through 35, inclusive.
5. Page 2, by striking everything in lines 1 through 4, inclusive, and by renumbering the following subsection accordingly.
6. Page 2, line 5 , by striking the word "five" and inserting in lieu thereof the word "one".
7. Page 2, line 13, by striking the word "twice".
8. Page 2, line 22, by striking the word "six" and inserting in lieu thereof the word "twelve".
9. Page 2, line 32, by inserting after the word "shall" the words "be sent to the employee by mail or".
10. Page 5, line 25, by inserting after the word "wages" the words ", unless made pursuant to a written agreement with or a policy of the employer".
11. Page 6, line 5, by inserting after the word "employer" the words "who has paid a claim for unpaid wages and liquidated damages under section eleven (11) of this Act or who has been assessed a civil money penalty under section thirteen (13) of this Act."
12. Page 6, by striking everything in lines 31 through 35.
13. Page 7, by striking everything in lines 1 through 4, inclusive.
14. Page 7, line 15 , by striking the word "knowingly" and inserting in lieu thereof the word "willfully".
15. Page 7, line 19, by striking the word
"knowingly" and inserting in lieu thereof the word "willfully".
16. Page 7 , by striking everything after the period in line 23 and all of lines 24 through 27.
17. Page 8, line 29, by striking the words "one year" and inserting in lieu thereof the words "ninety days".
18. Page 10 , lines 19 and 20, by striking the words ", other than section seven (7) of this Act,". 19. Page 10, lines 23 through 26, by striking the

## Page 2

1 words "Any employer who violates the provisions of
2 section seven (7) of this Act or the rules promulgated

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under it shall be subject to a civil money penalty of
not more than five hundred dollars for each violation."
    20. Page 11, line 21, by striking the words "Also,
an".
    21. Page 11, by striking everything in lines 22
through 28, inclusive.
    22. Page 11, line 29 , by striking the number " 6 "
and inserting in lieu thereof the number " 5 ".
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WEST of Marshall
H-3191
Amend House File 375, page 2, by inserting after line 8 the following new section:
"Sec. 4. The provisions of this Act shall become effective July 1, 1976."

GILLOON of Dubuque
H-3190
Amend House File 375 as follows:

1. Page 1, line 12, by striking the word "thirty" and inserting in lieu thereof the word "fifteen".
2. Page 1, line 30 , by striking the word
"seventy" and inserting in lieu thereof the words
"eighty-five".
3. Page 2, line 1, by striking the word "thirty"
and inserting in lieu thereof the word "fifteen".
CLARK of Lee LIPSKY of Linn

H-3211
1 Amend House Joint Resolution 6 as follows:

1. Page 2, by striking everything in lines 33 through 35 inclusive and inserting in lieu thereof the following:
"Section 22. A Secretary of State and a Treasurer of State shall be appointed by and serve at the pleasure of the Governor. Such appointments shall be confirmed as prescribed by law. An Auditor of State shall be appointed and may be removed by joint resolution of the General Assembly. The duties of Secretary of State, Treasurer of State, and Auditor of State shall be prescribed by law."
2. Page 3, by striking everything in lines 1 through 8, inclusive.

SPEAR of Lee
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, March 5, 1975.

# JOURNAL OF THE HOUSE 

Fifty-second Calendar Day-Thirty-seventh Session Day

## Hail of the House of Representatives Des Moines, Lowa, Wednesday, March 5, 1975

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

Prayer was offered by the Reverend Howard Dukelow, pastor of the First Presbyterian Church, Greene, Iowa.

The Journal of Tuesday, March 4, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. W. Beckman, Kalona, Iowa.

## PRESENTATION OF VISITORS

Crabb of Crawford presented to the House the Honorable Rollin C. Edelen, former member of the House during the Sixty-fourth and Sixty-fifth General Assemblies representing Clay, Dickinson, Emmet and Palo Alto Counties.

Hines of Story introduced to the House Paul Erik Jorgensen from Herming, Denmark, a foreign exchange student attending Ames High School, Ames, Iowa.

Crabb of Crawford introduced to the House Jay McCracken, former page of the House in 1973.

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

Sixty sixth grade students from Guthrie Center Elementary School, Guthrie Center, Iowa, accompanied by Mrs. Charter, Mrs. Myers and Mrs. Sheeder. By Hutchins of Guthrie.

## PETITIONS FILED

The following petitions have been received and placed on file: By Fitzgerald of Webster and Cochran of Webster from seven
hundred twenty-seven residents of Webster County opposed to House File 40, relating to ambulance service.

By Millen of Van Buren, from thirty members of the Diocesan Council of Catholic Women in Jefferson and Washington Counties opposing the distribution of obscene materials as contained in Section 2809 of Senate File 85 as passed by the Senate.

By Byerly of Polk from one hundred fifty residents of Polk County opposing House File 263 relating to mobile home tiedown storm shelters for mobile home parks and travel trailer parks.

By Lipsky of Linn from one hundred sixty-nine residents of Linn County opposing House File 133, a bill relating to protective headgear for motorcycle operators.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 172, 238 and 399, under Rule 36.

## INTRODUCTION OF BILLS

House File 400, by Jochum and Higgins, a bill for an act relating to the working hours a fireman is required to remain on duty.

Read first time and referred to committee on labor and industrial relations.

House File 401, by Jesse and Mennenga, a bill for an act relating to the period authorized for certain loans for area schools.

Read first time and referred to committee on education.
House File 402, by Hennessey, a bill for an act relating to the establishment of requirements for the sanitary production and processing of milk used for manufacturing purposes.

Read first time and referred to committee on agriculture.
House File 403, by Byerly, a bill for an act relating to benefited street lighting districts.

Read first time and referred to committee on county government.

House File 404, by Woods, Bortell, Nielsen of Polk, Caffrey, Hutchins, Junker, Branstad, Doyle, Stephens, Miller of Buchanan, Schroeder and Krause, a bill for an act relating to the overall length of combinations of vehicles.

Read first time and referred to committee on transportation.

House File 405, by Evans and West, a bill for an act to authorize name changes for school districts.

Read first time and referred to committee on education.
House File 406, by Hennessey, Jordan, Miller of Buchanan, Junker, Howell, Wyckoff and Miller of Cerro Gordo, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans, other exempt positions included in the state comptroller's centralized payroll system, and positions under the jurisdiction of the state board of regents and making an appropriation for such purpose.

Read first time and referred to committee on state government.
House File 407, by Pellett, Husak, Danker, Miller of Calhoun, Mennenga and Crawford, a bill for an act relating to the establishment of an environmental education program, creating a temporary advisory council, and providing an effective date.

Read first time and referred to committee on education.
House File 408, by Jesse, Nielsen of Polk, Bittle, Newhard, Patchett, Byerly, Doyle, Hargrave, Horn, Gilloon, Bina, Tauke, Caffrey, Wells, Wulff, Clark, Crabb, Crawford, Harvey, Lipsky, McElroy, Readinger, Tofte, Middleton, Rinas, Jochum, Woods, Krause, Monroe, Halvorson, Miller of Buchanan, Cusack, Baker, Dyrland and Nealson of Muscatine, a bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.

Read first time and referred to committee on state government.

## SENATE MESSAGES CONSIDERED

Senate File 74, a bill for an act relating to the use of tax money for purchase and improvement of schoolhouse sites.

Read first time and referred to committee on ways and means.
Senate File 107, a bill for an act relating to powers of a board of directors of an insurance company other than life.

Read first time and referred to committee on commerce.
Senate File 119, a bill for an act relating to hearing procedures by the insurance commissioner.

Read first time and referred to committee on commerce.

Senate File 132, a bill for an act to prohibit hunting within one hundred yards of buildings.

Read first time and referred to committee on natural resources.
Senate File 165, a bill for an act relating to the report commonly known as the state salary book.

Read first time and referred to committee on appropriations.
Senate File 193, a bill for an act to amend chapter 135C of the Code so as to change the defined term "adult foster home" to "adult foster family home" and to make certain related changes in the use of that term.

Read first time and referred to committee on human resources.
Senate File 203, a bill for an act relating to the establishment of requirements for the sanitary production and processing of milk used for manufacturing purposes.

Read first time and referred to committee on agriculture.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 5, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 14, a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents.

Also: That the Senate has on March 4, 1975, amended the House amendment to, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive.

Also: That the Senate has on March 5, 1975, refused to concur in the House amendment to the following concurrent resolution in which the concurrence of the Senate was asked:

Senate Concurrent Resolution 6, establishing the joint rules of the Senate and House for the Sixty-sixth General Assembly.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 44

## H-3216

1 Amend the House amendment to Senate File 44, S-
2 3187, by striking lines 5 through 27 and inserting

[^19]On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## SPECIAL ORDER

(House File 351)
The hour of 3:00 p.m. having arrived, the Speaker announced the special order of business for the consideration of House File 351, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.

Drake of Muscatine offered the following amendment H-3215 filed by him from the floor:
$\mathrm{H}-3215$
1 Amend House File $\mathbf{3 5 1}$ by striking from the title
2 page all of line 3.

Drake of Muscatine asked for unanimous consent that amendment H-3215 be withdrawn.

Objection was raised.
Drake of Muscatine moved that amendment H-3215 be withdrawn.

A non-record roll call was requested.
The ayes were 60 , nays 27 .
The motion prevailed and amendment $\mathrm{H}-3215$ was withdrawn.
Lipsky of Linn offered the following amendment H—3212 filed by her:

H-3212
Amend House File 351 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. 'Employer' includes any individual, partnership, association, joint stock company, trust, corporation, the administrator or executor of the estate of a deceased individual, or the receiver, trustee, or successor of any of the same, employing any person.
2. 'Employe' includes any individual employed by an employer but shall not include:
a. Any individual employed by the United States, or by the state or any of its political subdivisions thereof;
b. Any individual who renders service gratuitously for a nonprofit organization as this term is defined by regulation of the commissioner.
c. An independent contractor.
3. 'Wages' means compensation for labor or services rendered by an employee, whether the amount is determined on a time, task, piece, commission, or other basis of calculation.
4. 'Commissioner' means the labor commissioner.

Sec. 2. NEW SECTION. TIME OF PAYMENT.

1. All employers shall pay to their employees all
wages due them at least twice during each calendar month, on regular paydays designated in advance by the employer, in lawful money of the United States or by checks or warrants payable at face value upon demand, and shall furnish each employee with statement of deductions each pay period.
2. By written agreement with the employee, an employer may establish regular paydays less frequently than twice each month.

Sec. 3. NEW SECTION. TERMINATION OF EMPLOYMENT. When an employee quits or resigns, or whenever an

## Page

employer discharges an employee, the employer shall pay such an employee all wages due him for all prior work. The final wage payment shall be made on or before the date on which he would have been paid had his employment not been terminated. Payment shall be made either through the regular pay channels or by certified mail if the employee requests payment by mail.

Sec. 4. NEW SECTION. PENALTY PAYABLE TO WORKER. If an employer fails to pay an employee wages as required, the employer shall be additionally liable to the employee for damages in the amount of five percent of unpaid wages for each day except Sunday and legal holidays upon which the failure continues after the

## 2

day payment is required or in an amount equal to unpaid wages, whichever is smaller.

Sec. 5. NEW SECTION. WITHHOLDING OF WAGES. An employer may not withhold any portion of an employee's wages unless:

1. The employer is required or empowered to do so by state or federal law or by court order, or
2. The employer has a written authorization by the employee for deductions for a lawful purpose.

Sec. 6. NEW SECTION. ENFORCEMENT, RULES AND REGULATIONS. The commissioner shall enforce and administer this Act and may issue, pursuant to chapter seventeen A (17A) of the Code, any rule necessary to carry out the provisions of this Act.
Sec. 7. NEW SECTION. RIGHT OF ENTRY. The commissioner or his authorized representative may, only after a formal complaint has been filed, enter and inspect such places, question such employees, and investigate such facts, conditions, or matters as he may deem appropriate, to determine whether any person has violated any provision of this Act or any rule promulgated under this Act.

Sec. 8. NEW SECTION. AUTHORITY TO TAKE ASSIGNMENTS OF WAGE CLAIMS.

1. Whenever the commissioner determines that wages have not been paid and that the unpaid wages constitute an enforceable claim, the commissioner shall, upon the request of the employee, take an assignment in trust for the assigning employee of the wages and any claim for damages, not to exceed five hundred dollars in the case of any one claim, and may bring any legal action necessary to collect the claim. Upon an assignment, the commissioner may settle and adjust the claim to the same extent as the assigning employee.
2. The commissioner may join various claimants in one preferred claim or lien and also join them in one cause of action.

Sec. 9. NEW SECTION. PENALTY. Any employer who willfully violates any provision of this Act or who fails to comply with any other requirements of this

41 Act shall be, upon conviction, guilty of a misdemeanor
42 and be punished by a fine of not less than twenty-
43 five dollars nor more than one hundred dollars for
44 each separate offense."
Egenes of Story offered amendment H-3213 to amendment $\mathrm{H}-3212$ filed by her and Drake of Muscatine and requested division of the amendment as follows:

H-3213
1 Amend the Lipsky, et al., amendment H-3212
2 to House File 351, filed March 4, 1975 as follows:
H-3213A
3 1. Page 1, by striking all of lines 13, 14
4 and 15.
H-3213B
5 2. Page 1, line 48, by striking the word
6 "five" and inserting in lieu thereof the word "one".
On motion by Egenes of Story, amendment H-3213A was adopted.

West of Marshall offered amendment H—3217 to amendment $\mathrm{H}-3212$ filed by him from the floor and requested division of the amendment as follows:
H-3217
1 Amend the Lipsky, et al., amendment H-3212 to
2 House File 351 as follows:
H-3217A
3 1. Page 1, line 46, by inserting after the
4 word "employer" the word "willfully".
H-3217B
5 2. Page 2, by striking all of lines 38 thru
644 and inserting in lieu thereof the following:
7 "Sec. ..... NEW SECTION. RECORD KEEPING.
8 Any employer who is found liable for damages, by
9 a court of law, pursuant to section 4 of this Act
10 shall:
11 1. Notify its employees in writing at the time 12 of hiring what wages and regular paydays are designa-
13 ted by the employer.
14 2. Notify, at least one pay period prior to the 15 initiation of any changes, its employees of any 16 changes in the arrangements specified in subsection 17 one (1) of this section that reduce wages or alter
18 the regular paydays. The notice shall either be in 19 writing or posted at a place where employee notices 20 are routinely posted.
21
22
23
24 agreements and policies with regard to vacation pay,
sick leave, reimbursement for expenses, retirement benefits, severance pay, and other comparable matters.
4. Furnish, upon request by an employee and within seven days after receipt of such request, the employee with an itemized statement of earnings and deductions made from wages for each pay period in which the deductions were made and with an explanation of how the wages and deductions were computed.
5. Establish, maintain, and preserve for three calendar years the payroll records showing the hours worked, wages earned, and deductions made for each employee and any employment agreements entered into between an employer and employee."
On motion by West of Marshall, amendment $\mathrm{H}-3217 \mathrm{~A}$ was adopted.

Egenes of Story moved the adoption of amendment H-3213B to amendment H-3212.

A non-record roll call was requested.
The ayes were 35 , nays 55 .
Amendment H-3213B lost.
West of Marshall moved the adoption of amendment H-3217B to amendment H-3212.

Roll call was requested by West of Marshall and Drake of Muscatine.

On the question "Shall amendment $\mathrm{H}-3217 \mathrm{~B}$ to amendment $\mathrm{H}-3212$ be adopted ?"
The ayes were, 56:

| Anderson | Danker | Hutchins | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Den Herder | Junker | Perkins |
| Baker | Dieleman | Kreamer | Readinger |
| Bennett | Drake | Lageschulte | Schroeder |
| Bina | Egenes | Lindeen | Spear |
| Bittle | Evans | McElroy | Stephens |
| Bortell | Fullerton | Menke | Stromer |
| Branstad | Gentleman | Mennenga | Svoboda |
| Brokett | Griffee | Millen | Tauke |
| Brunow | Halvorson | Miller, K. D. | Tofte |
| Clark | Hansen | Nealson | Welden |
| Crabb | Harper | Newhard | West |
| Crawford | Hullinger | Norland | Wulff |
| Daggett | Husak | Oakley | Wyckofi |
| The nays were, | 40: |  |  |
| Brandt | Doyle |  | Hennessey |
| Byerly | Dyrland | Higgins | Howell |
| Caffrey | Fitzgerald | Hines | Jesse |
| Connors | Gilloon | Hinkhouse | Jochum |
| Cusack | Hargrave | Horn | Kordan |
|  |  |  |  |


| Lipsky | Miller, O. L. | Pavich | Spencer |
| :--- | :--- | :--- | :--- |
| Lonergan | Monroe | Poncy | Walter |
| Middleswart | Niesen | Rinas | Wells |
| Middleton | O'Halloran | Scheelhaase | Woods |
| Miller, A. V. | Patchett | Small | Mr. Speaker |
| Absent or not voting, 4: |  |  |  |
| Dunton | Harvey | Krause | Varley |

Amendment H—3217B was adopted.
Lipsky of Linn moved the adoption of amendment H-3212, as amended.

Roll call was requested by Lipsky of Linn and Crawford of Story.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3212, as amended, be adopted?"

The ayes were, 41:

| Bennett | Drake | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bittle | Egenes | Lindeen | Spencer <br> Bortell |
| Branstad | Evans | Fullerton | Lipsky |
| Broklroy | Stephens |  |  |
| Brockett | Gentleman | Stromer |  |
| Clark | Halvorson | Millen | Tauke |
| Crabb | Hansen | Nealson | Tofte |
| Crawford | Harvey | Oakley | Varley |
| Daggett | Junker | Pellett | Welden |
| Danker | Kreamer | Readinger | West |
| Danff |  |  |  |

Den Herder
The nays were, 58:

| Anderson | Griffee | Koogler | Patchett <br> Avenson |
| :--- | :--- | :--- | :--- |
| Hargrave | Krause | Pavich |  |
| Baker | Harper | Lonergan | Perkins |
| Bina | Hennessey | Mennenga | Poncy |
| Brandt | Higgins | Middleswart | Rinas |
| Brunow | Hines | Middleton | Scheelhaase |
| Byerly | Hinkhouse | Miller, A. V. | Small |
| Caffrey | Horn | Miller, K. D. | Spear |
| Connors | Howell | Miller, O. L. | Svoboda |
| Cusack | Hullinger | Monroe | Walter |
| Dieleman | Husak | Newhard | Wells |
| Doyle | Hutchins | Nielsen | Woods |
| Dyrland | Jesse | Norland | Wyckoff |
| Fitzgerald | Jochum | O'Halloran | Mr.Speaker |
| Gilloon | Jordan |  |  |

Absent or not voting, 1:
Dunton
Amendment H-3212, as amended, lost.
West of Marshall offered amendment H-3214 filed by him and requested division of the amendment as follows:

H-3214
1 Amend House File 351 as follows:
$\mathrm{H}-3214 \mathrm{~A}$
2 1. Page 1, lines 9 through 11, by striking the 3 words ", or who is an officer or manager of such 4 employer and who knowingly permits or causes such
5 employer to violate the provisions of this Act'.
H-3214B
6 2. Page 1, line 14, by inserting after the word
7 "mean" the words "an independent contractor or".
$\mathrm{H}-3214 \mathrm{C}$
8 3. Page 1 , line 16, by inserting after the word
9 "means" the word "nondeferred".
H-3214D
10 4. Page 1, by striking everything in lines 32
11 through 35 , inclusive.
12 5. Page 2, by striking everything in lines 1
13 through 4, inclusive, and by renumbering the follow-
14 ing subsection accordingly.
$\mathrm{H}-3214 \mathrm{E}$
15 6. Page 2, line 5, by striking the word "five"
16 and inserting in lieu thereof the word "one".
17 7. Page 2, line 13, by striking the word
18 "twice".
H-3214F
19 8. Page 2, line 22, by striking the word "six"
20 and inserting in lieu thereof the word "twelve".
H-3214G
21 9. Page 2, line 32, by inserting after the word
22 "shall" the words "be sent to the employee by mail
23 or".
H-3214H
24 10. Page 5, line 25, by inserting after the word
25 "wages" the words ", unless made pursuant to a
26 written agreement with or a policy of the employer".
H-3214D
27 11. Page 6, line 5, by inserting after the word
28 "employer" the words "who has paid a claim for

H-3214J
43 16. Page 7, by striking everything after the 44 period in line 23 and all of lines 24 through 27. H-3214K
45 17. Page 8, line 29, by striking the words "one 46 year" and inserting in lieu thereof the words "ninety 47 days".
H-3214D
48 18. Page 10, lines 19 and 20, by striking the 49 words ", other than section seven (7) of this Act,".
50 19. Page 10, lines 23 through 26, by striking the

## Page 2

1 words "Any employer who violates the provisions of
2 section seven (7) of this Act or the rules promulgated
3 under it shall be subject to a civil money penalty of
4 not more than five hundred dollars for each violation."
H-3214L
5 20. Page 11, line 21, by striking the words "Also, 6 an".
21. Page 11, by striking everything in lines 22

8 through 28, inclusive.
H-3214M
9 22. Page 11, line 29, by striking the number " 6 "
10 and inserting in lieu thereof the number " 5 ".
On motion by West of Marshall, amendment H-3214A was adopted.

Bortell of Madison offered amendment H—3193 filed by Bortell, et al., and requested division of the amendment as follows:

H-3193
1 Amend House File 351 as follows:
H-3193A
2 1. Page 1, line 9, by striking the words "a
3 natural person" and inserting in lieu thereof the
4 words "more than ten natural persons".
H-3193B
5 2. Page 1, by striking everything in lines 32
6 through 35, inclusive.
7 3. Page 2, by striking lines 1 through 4, inclu-
8 sive, and by renumbering the following subsection
9 accordingly.
10 4. Page 6, by striking everything in lines 31
11 through 35, inclusive.
5. Page 7, by striking everything in lines 1

13 through 4, inclusive.
Bortell of Madison moved the adoption of amendment H-3193A.

Amendment H—3193A lost.
West of Marshall moved the adoption of amendment H-3214B.

Roll call was requested by West of Marshall and Bittle of Polk.
On the question "Shall amendment H—3214B be adopted?"
The ayes were, 41:

| Bennett | Den Herder | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bittle | Drake | Lindeen | Stephens |
| Bortell | Egenes | Lipsky | Stromer |
| Branstad | Evans | McElroy | Tauke |
| Brockett | Fullerton | Menke | Tofte |
| Brunow | Gentleman | Millen | Varley |
| Clark | Halvorson | Nealson | Welden |
| Crabb | Hansen | Oakley | West |
| Crawford | Junker | Pellett | Wulff |
| Daggett | Kreamer | Readinger | Wyckoff |
| Danker |  |  |  |

The nays were, 67:

| Anderson | Hargrave | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Harper | Koogler | Pavich |
| Baker | Harvey | Krause | Perkins |
| Bina | Hennessey | Lonergan | Poncy |
| Brandt | Higgins | Mennenga | Rinas |
| Byerly | Hines | Middleton | Scheelhaase |
| Caffrey | Hinkhouse | Miller, A.V. | Small |
| Connors | Horn | Miller, K. D. | Spear |
| Cusack | Howell | Mile, O.L. | Spencer |
| Dieleman | Hullinger | Monroe | Svoboda |
| Doyle | Husak | Newhard | Walter |
| Dyrland | Hutchins | Nielsen | Wells |
| Fitzgerald | Jesse | Norland | Woods |
| Gilloon | Jochum | O'Halloran | Mr. Speaker |
| Grife |  |  |  |

Griffee
Absent or not voting, 2:
Dunton Middleswart
Amendment $\mathrm{H}-3214 \mathrm{~B}$ lost.
Den Herder of Sioux offered the following amendment H-3186 filed by him:

H-3186

Amend House File 351, page 1, line 15, by inserting after the period the following:
"For the purposes of this Act, the following persons engaged in agriculture shall not be deemed employees:
a. The spouse of the employer and relatives of either the employer or spouse residing on the premises of the employer, and
b. Any person engaged in agriculture as an owneroperator or tenant-operator or spouse or relatives of either residing on the premises of such owner-operator or tenant-operator, while exchanging labor with an employer, or spouse, or relatives of either residing on the premises of such employer, for the mutual benefit of any or all of such persons."

Den Herder of Sioux asked and received unanimous consent that amendment $\mathrm{H}-3186$ be temporarily deferred.

Fitzgerald of Webster moved the previous question on amendments only to House File 351.

Varley of Adair moved that the House adjourn until 9:00 a.m., Thursday, March 6, 1975.

A non-record roll call was requested.
The ayes were 40 , nays 59 .
The motion to adjourn lost.
Fitzgerald of Webster moved that the House adjourn until 9:45 a.m., Thursday, March 6, 1975.

The motion prevailed.
(House File 351 and the previous question motion on amendments only pending at adjournment and placed under unfinished business.)

HOUSE CONCURRENT RESOLUTION 20<br>By Egenes, Patchett, Crawford, Kreamer, Avenson, Varley, Drake, Small and Mennenga

Wherea.s, state and local government employees are becoming increasingly mobile as they utilize information about available positions in other states and transfer employment from one state to another; and

Whereas, the state retirement systems vary from state to state, and years of employment in one state cannot be transferred to another state for retirement purposes; and

Whereas, it appears advantageous for persons transferring employment from one state to another to transfer years of employment for retirement purposes; Now Therefore,

Be It Resolved by the House of Representatives, the Senate
Concurring, That the Iowa General Assembly urges the National
Conference of State Legislatures with the Council of State Governments to appoint a committee for the purpose of developing a program and model legislation which would provide for the transfer of retirement benefits from one state to another for persons who participate in public employee retirement plans; and

Be It Further Resolved, That a copy of this resolution be forwarded to the National Conference of State Legislatures and the Council of State Governments.

Laid over under Rule 25.

# HOUSE CONCURRENT RESOLUTION 21 <br> By Caffrey, Byerly and Higgins 

## Page

the developing nations of the world especially in the areas of food, food production and processing, and

Be It Further Resolved, That the bicentennial commission seek the support and assistance of various private and public agencies and individuals with experience in youth festivals and exchange programs in setting up the World Youth Festival.
Laid over under Rule 25.

Whereas, food is a worldwide problem of major proportions; and

Whereas, vast populations of the world are suffering from lack of food and food-producing skills; and

Whereas, Iowa is located in the heart of the best foodproducing regions of the world; and

Whereas, there will be a world food conference held at Iowa State University during the 1976 Bicentennial year; and

Whereas, the youth of the world hold the key to the world's future; and

Whereas, knowledge and education are effective tools for promoting peaceful change; and

Whereas, Iowa has one of the highest literacy rates in the world; and

Whereas, the youth as well as the older citizens of Iowa could benefit from close personal contact with youth from other nations around the world; and

Whereas, there has never been a World Youth Festival held in the Western World or in the United States; and

Whereas, there has been widespread interest in the idea of a World Youth Festival in Iowa; and

Whereas, there are several organizations willing to assist in organizing and implementing a Youth Festival; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa general assembly direct the Iowa bicentennial commission to organize and implement a "World Youth Festival" to be held in conjunction with the 1976 bicentennial year celebration, and

Be It Further Resolved, That the purposes of the Youth Festival are to improve the education of selected youth from

## HOUSE CONCURRENT RESOLUTION 22

By Doyle, Lipsky, Welden, Newhard, Middleton, O'Halloran, and Readinger

Whereas, a Penal and Correctional Systems Study Committee was established during the 1973-1974 and 1974-1975 legislative interims to conduct a comprehensive study of the state penal and correctional system and the state juvenile justice system; and

Whereas, the committee held meetings with the residents, employees and administrative personnel of the Iowa State

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Penitentiary, the Women's Reformatory, the Men's Reformatory,
and the Riverview Release Center; and
    Whereas, the meetings held by the committee with the
residents, employees, and administrative personnel served
to focus the attention of the members of the committee on
the problems of the residents, employees, and administrative
personnel of state adult penal and correctional institutions;
and
    Whereas, the problems which confront the residents,
employees, and administrative personnel of the state adult
penal and correctional institutions warrant further and serious
legislative study; Now Therefore,
    Be It Resolved by the House of Representatives, the Senate
Conourring, That the legislative council is urged to appoint
a bipartisan interim study committee composed of members of
both houses of the general assembly and members of the public
to further investigate any problems existing in the state
adult penal and correctional system and to subsequently report
its findings with appropriate proposed legislation to the
legislative council and general assembly.
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Laid over under Rule 25.

MOTION TO RECONSIDER
(House File 324)
I move to reconsider the vote by which House File 324 passed the House on March 4, 1975.

HUSAK of Tama

## UNANIMOUS CONSENT CALENDAR

 (House Resolution 10)Pursuant to House Rule 26 we hereby request that House Resolution 10, filed on March 4, 1975, and found on page 504 of the House Journal be placed on the unanimous consent calendar.

KRAUSE of Palo Alto
READINGER of Polk
GILLOON of Dubuque

## SPONSOR WITHDRAWN <br> (House File 215)

Fullerton of Woodbury requests he be withdrawn as a sponsor of House File 215.

## REPORT OF COMMITTEE

Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Spmakior: Your committee on county, government to whom was referred Hoase File 195, a bill for an act relating to statewide fire protec-
tion, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> HUTCHINS of Guthrie, Chairman

## AMENDMENTS FILED

H-3228
1 Amend House File 175 as follows:

1. Page 1, line 22, by striking the word
"possess" and inserting in lieu thereof the word "obtain".
2. Page 1, line 24, by inserting after the word "instruction" the words "within six months of date of hiring".

HARPER of Davis
H-3219
1 Amend House File 231 as follows:
2 1. Page 1, by striking lines 16 through 22.
3 2. By renumbering sections and correcting internal references as may be necessary.

NORLAND of Worth
H-3227
1 Amend House File 231 as follows:
2 1. Page 2, by inserting after line 24 the follow-
3 ing section:
4 "Sec. ..... Chapter five hundred fifty-eight (558),
5 Code 1975, is amended by adding the following new
6 section:
7 NEW SECTION. An instrument affecting real estate
8 shall not be offered for record unless the instrument
9 or a supplemental list also offered for record
10 discloses every natural person acquiring a beneficial
11 interest of greater than ten percent in the real
12 estate."
13 2. Amend the title, line 1, by inserting after
14 the words "of the" the words "ownership and".
HENNESSEY of Delaware
H-3230
1 Amend the committee on judiciary and law
2 enforcement amendment H-3210, to House File 238, as
3 follows:

1. Line 4, by inserting after the word

5 "employer" the following: ", except a government
6 law enforcement agency during a pre-employment
7 interview,".
NEWHARD of Jones
$\mathrm{H}-3220$
1 Amend House File 335, page 1, by inserting after
2 line 14 the following section:

HARGRAVE of Johnson
H-3218
Amend the West amendment H-3214, to House File 351, as follows:

1. Page 1, by striking lines 27 through 32 and inserting in lieu thereof the following:
"11. Page 6, line 5, by inserting after the word 'employer' the words 'who has been assessed liquidated damages by a court of law pursuant to section 11 of this Act, or who has been found in a court of law to be civilly liable pursuant to section 13 of this Act.' "
2. Page 1, by striking lines 48 and 49 and inserting in lieu thereof the following:
"18. Page 10, by striking lines 19 and 20 and inserting in lieu thereof the following:
'Any employer who willfully violates the provisions of this Act or the rules'."

WEST of Marshall

## H-3222

Amend House File 351 as follows:

1. Page 2, line 19, by striking the words "twice during each calendar month" and inserting in lieu thereof the words "in monthly, semimonthly, or biweekly installments".
2. Page 3 , lines 14 and 15 , by striking the words "under section seven (7) of this Act".
3. Page 3 , lines 16,17 , and 18 , by striking the words "However, such variance shall not permit an employee to be paid less frequently than once a month for wages earned in the preceding month's period."
4. Page 6, line 20, by striking the word "seven" and inserting in lieu thereof the word "ten".
5. Page 6 , line 25 , by inserting after the period the words "However, an employer shall not be required to furnish such itemized statement upon a second request by the same employee for the same pay period."

SMALL of Johnson
H-3223
Amend House File 351, page 13, by inserting after line 15 the following new section:
"Sec. ..... This Act shall take effect on January 1, 1976."

Amend House File 351, page 11, line 11, by striking the words "the size of the employer's business,".

BITTLE of Polk

## H-3225

Amend House File 351 as follows:

1. Page 1, by striking everything in lines 32
through 35 inclusive.
2. Page 2, by striking everything in lines 1 through 4 inclusive.
3. Page 2, line 5 , by striking the number " 7 "
and inserting in lieu thereof the number " 6 ".
4. Page 4, line 21, by striking the words "per stirpes".
5. Page 6, line 5, by inserting after the word "shall" the words "after being notified by the commissioner".
6. Page 6, by striking everything in lines 20 through 25 inclusive.
7. Page 6 , line 26, by striking the letter " $e$ " and inserting in lieu thereof the letter "d".
8. Page 6, by striking everything in lines 31 through 35 inclusive and inserting in lieu thereof the following:
" 2 . The commissioner may notify an employer to keep records under subsection one (1) of this section if a written complaint by an employee of the employer has been filed with the commissioner or if the employer has paid a claim for unpaid wages or nonreimbursed authorized expenses. The commissioner shall notify an employer to keep records under subsection one (1) of this section if the employer has paid a claim for unpaid wages or nonreimbursed authorized expenses and liquidated damages under section eleven (11) of this Act or if the employer has been assessed a civil money penalty under section thirteen (13) of this Act."
9. Page 7, by striking everything in lines 1 through 4 inclusive and inserting in lieu thereof the following:
"3. Furnish, upon request by an employee and within seven days after receipt of such request, the employee with an itemized statement of earnings and deductions made from wages for each pay period in which the deductions were made and with an explanation of how the wages and deductions were computed."

KOOGLER of Mahaska
H-3231
1 Amend the House amendment to House File 351,
2 H-3225, as follows:
3 1. Page 1, line 37, by striking the word

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"seven" and inserting in lieu thereof the word
"ten".
    2. Page 1, line 42, by inserting after the
period the words "However, an employer shall not
be required to furnish such itemized statement
upon a second request by the same employee for the
same pay period."
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SMALL of Johnson
H-8232
Amend House File 351 as follows:
2 Page 6, by inserting after line 2 the following:
8 "d. Gratuities received by an employee from
4 customers of the employer."
HORN of Linn
H-3233
Amend the Koogler amendment H-3225 to House File 351 as follows:

1. By adding after the period in line 42, the following: "However, an employer need honor only one such request in any calendar year, unless the rate of earnings, hours, or deductions are changed during the calendar year. Fach such change shall entitle an employee to a further request for an itemized statement.

The commissioner may, upon request of the employer and in exceptional circumstances, extend this seven-day period for furnishing an itemized statement."

SCHROEDER of Pottawattamie
H-3226
1 Amend House File 375, page 1, by inserting after line 5 , the following new section:
"Sec. ..... Section three hundred twenty-one point two hundred thirty-six (321.236), subsection one (1), unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as follows:

1. Regulating the standing or parking of vehicles.
[Parking meter] Overtime parking violations which are denied shall be charged and proceed before a court the same as other traffic violations.
[Parking] Overtime parking violations which are admitted:"

DOYLE of Woodbury
H-3229
1 Amend House File 386 as follows:
2 1. Page 1, by striking lines 13 through 27 and
3 inserting in lieu thereof the following:
"Sec. ..... Section two hundred fifty-nine A point two (259A.2), Code 1975 , is amended by striking the section and inserting in lieu thereof the following:

7 259A. 2 APPLICATION FEE. Application shall be 8 made to the department of public instruction and shall
9 be accompanied by an application fee in an amount
10 prescribed by the department."
LIPSKY of Linn DOYLE of Woodbury
H-3221
1 Amend Senate File 100, as passed by the Senate,
2 as follows:
3 1. Page 1, line 4, by inserting after the
4 second word "or" the word "construction".
5 2. Page 1, line 33, by inserting after the
6 word "or" the word "construction".
BAKER of Buena Vista
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On previous motion by Fitzgerald of Webster, the House adjourned until 9:45 a.m., Thursday, March 6, 1975.

# JOURNAL OF THE HOUSE 

## Fifty-third Calendar Day-Thirty-eighth Session Day

## Hall of the House of Representatives Des Monnes, Iowa, Thursday, March 6, 1975

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

Prayer was offered by Father Harry Ryan, pastor of the St. Patrick's Catholic Church, Burlington, Iowa.

The Journal of Wednesday, March 5, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Roger Boulden, Lenox, Iowa.

## PRESENTATION OF VISITORS

Welden of Hardin presented to the House Lillian Leffert, former legislative counsel in the House.

Hutchins of Guthrie presented to the House Francisco Villegordoa, foreign exchange student from Mexico City, Mexico.

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

Eight students in the special education, work-study class from North Fayette County Community School, West Union, Iowa, accompanied by Mr. and Mrs. Verdell Schmolle and Bonnie Schmolle. By Avenson of Fayette, Connors of Polk, Miller of Cerro Gordo and Tofte of Winneshiek.

## PETITION FILED

By Hutchins of Guthrie from seventy-six residents of Exira, Iowa, who would like to have pari-mutuel racing debated in the Iowa Legislature.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 195, under Rule 36.

## INTRODUCTION OF BILLS

House File 409, by Evans, a bill for an act to provide a limited exemption from property taxation for property used to convert solar energy, wind or water into mechanical, electrical or heat energy.

Read first time and referred to committee on ways and means.
House File 410, by Egenes, Harper and Miller of Cerro Gordo (Junkins, Burroughs and Plymat), a bill for an act relating to continuing education requirements as a condition of a professional or occupational license renewal or inactive licensee reentry, providing for legislative review of professional and occupational examining board activities, delegating rule-making authority to professional and occupational examining boards, and eliminating mandatory annual renewal of professional and occupational licenses.

Read first time and referred to committee on state government.
House File 411, by Wyckoff and Harper, a bill for an act relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict.

Read first time and referred to committee on ways and means.
House File 412, by Monroe, Hargrave, Krause, Brandt, Hines, Dieleman, Middleton, Crawford, Jochum, Mennenga, Dyrland, Patchett, Lipsky, Connors, Cusack, Nielsen of Polk and Byerly, a bill for an act relating to the use of firearms.

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

House File 413, by O'Halloran, Howell, Gentleman, Evans, Brunow, Avenson, Cusack, Hargrave, Brandt, Jesse, Husak, Krause, Crawford, Tauke, Mennenga, Anderson, Miller of Buchanan and Hullinger (Miller of Marshall and Murray), a bill for an act to regulate the use of beverage containers and providing penalties.

Read first time and referred to committee on energy.

## SENATE MESSAGE CONSIDERED

Senate File 90, a bill for an act to increase the tax levy in certain townships for fire protection.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakiri : I am directed to inform your honorable body that the Senate has on March 5, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 73, a bill for an act relating to the duties of the counsel of the transportation regulation board.
Also: That the Senate has on March 5, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolation 11, commending Iowa State University of Science and Technology for its initiative in taking up the challenge of world food problems.
Also: That the Senate has on March 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 230, a bill for an act relating to bonding requirements for contracts with commercial fishermen.

Also: That the Senate has on March 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 231, a bill for an act relating to the inspection of fishing balt.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 73

H-8237
1 Amend House File 78, page 1, line 15, by striking
2 the word "his" and inserting in lieu thereof the
8 words "the counsel's".

## SENATE FILE 74 REREFERRED

The Speaker announced that Senate File 74 previously referred to the committee on ways and means is rereferred to the committee on education.

UNANIMOUS CONSENT CALENDAR (House Concurrent Resolution 21)
Pursuant to House Rule 26 we hereby request that House Concurrent Resolntion 21 be placed on the unanimous consent calendar.

CAFFREY of Polk HANSEN of O'Brien HIGGINS of Scott

## SPONSORS WITHDRAWN (House File 215)

The following members have requested they be withdrawn as
sponsors of House File 215: Hansen of O'Brien, Menke of O'Brien, Millen of Van Buren and Tofte of Winneshiek.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS UNFINISHED BUSINESS CALENDAR

The House resumed consideration of House File 351, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.

Fitzgerald of Webster asked and received unanimous consent to withdraw his previous question motion on amendments only to House File 351.

## SPECIAL ORDER <br> (House File 215)

Fitzgerald of Webster asked for unanimous consent that House File 215 be made a special order of business for 2:00 p.m., Wednesday, March 12, 1975.

Objection was raised.
Fitzgerald of Webster moved that House File 215 be made a special order of business for 2:00 p.m., Wednesday, March 12, 1975.

Millen of Van Buren rose on a point of order that the special order motion was not in order.

Fitzgerald of Webster moved that the rules be suspended for the consideration of the special order motion.

A non-record roll call was requested.
The ayes were 57 , nays 37 .
The motion prevailed and the rules were suspended.
Millen of Van Buren moved as a substitute motion that House File 215 be made a special order of business for 2:00 p.m., Wednesday, March 26, 1975.

Roll call was requested by Millen of Van Buren and Stromer of Hancock.

On the question "Shall the substitute motion prevail?"
The ayes were, 39:

| Bennett | Den Herder |
| :---: | :---: |
| Bittle | Drake |
| Bortell | Egenes |
| Branstad | Evans |
| Brockett | Fullerton |
| Clark | Gentleman |
| Crabb | Halvorson |
| Crawford | Hansen |
| Daggett | Harvey |
| Danker | Kreamer |

The nays were, 57:

| Anderson | Griffee |
| :--- | :--- |
| Avenson | Hargrave <br> Baker |
| Harper |  |
| Bina | Hrandt |
| Hennessey |  |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Fitzgerald | Jesse |
| Jochum |  |

Jordan
Koogler
Krause
Lonergan
Mennenga
Middleswart
Middleton
Miller, A.V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Norland
O'Halloran

Patchett
Pavich
Perkins
Poncy
Scheelhaase
Small
Spear
Spencer
Svoboda
Walter
Wells
Woods
Wyckoff
Mr. Speaker
Gilloon
Absent or not voting, 4:
Doyle
Junker
Nielsen
Rinas
The substitute motion lost.
On the motion that House File 215 be made a special order of business for 2:00 p.m., Wednesday, March 12, 1975, roll call was requested by Kreamer of Polk and Junker of Woodbury.

On the question "Shall the special order motion prevail?"
The ayes were, 59:

| Anderson | Griffee | Koogler <br> Avenson | Hargrave |
| :--- | :--- | :--- | :--- |
| Hrause | Pavich <br> Paker | Harper | Lonergan |

The nays were, 39:

| Bennett | Den Herder <br> Bittle | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bortell | Evenes | Lindeen | Stephens |

Absent or not voting, 2:
Doyle
Drake
The motion prevailed and House File 215 is a special order of business for 2 p.m., Wednesday, March 12, 1975.

The House resumed consideration of House File 351, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty and amendment H-3186 as follows:

H-3186
1 Amend House File 351, page 1, line 15, by insert-
2 ing after the period the following:
"For the purposes of this Act, the following persons engaged in agriculture shall not be deemed employees:
a. The spouse of the employer and relatives of either the employer or spouse residing on the premises of the employer, and
b. Any person eqgaged in agriculture as an owneroperator or tenant-operator or spouse or relatives of either residing on the premises of such owner-operator or tenant-operator, while exchanging labor with a employer, or spouse, or relatives of either residing on the premises of such employer, for the mutual benefit of any or all of such persons."

Den Herder of Sioux moved the adoption of amendment H-3186.

Roll call was requested by Den Herder of Sioux and Kreamer of Polk.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3186 be adopted?"
The ayes were, 69:

| Baker | Brockett | Daggett | Drake |
| :--- | :--- | :--- | :--- |
| Bennett | Brunow <br> Bittle | Clark | Danker |
| Bortell | Crabb | Dunton <br> Branstad | Crawford |


| Fullerton | Junker | Miller, O. L. | Spear |
| :---: | :---: | :---: | :---: |
| Gentleman | Kreamer | Nealson | Spencer |
| Gilloon | Lageschulte | Newhard | Stephens |
| Griffee | Lindeen | Norland | Stromer |
| Halvorson | Lipsky | Oakley | Svoboda |
| Hansen | McElroy | Patchett | Tauke |
| Harper | Menke | Pellett | Tofte |
| harvey | Mennenga | Perkins | Varley |
| Hennessey | Middleswart | Readinger | Welden |
| Howell | Millen | Scheelhaase | West |
| Husak | Miller, A.V. | Schroeder | Wulff |
| Hutchins | Miller, K. D. | Small | Wyckoff |
| The nays were, 80: |  |  |  |
| Anderson | Fitzgerald | Jochum | O'Halloran |
| Avenson | Hargrave | Koogler | Pavich |
| Bina | Higgins | Krause | Rinas |
| Brandt | Hines | Lonergan | Walter |
| Byerly | Hinkhouse | Middleton | Wells |
| Caffrey | Horn | Monroe | Woods |
| Connors | Hullinger | Nielsen | Mr. Speaker |
| Cusack | Jesse |  |  |

Absent or not voting, 1:
Poncy
Amendment $\mathrm{H}-3186$ was adopted.
The House resumed consideration of the West amendment H-3214C as follows:

```
H-3214C
    8 3. Page 1, line 16, by inserting after the word
    9 "means" the word "nondeferred".
```

West of Marshall moved the adoption of amendment $\mathrm{H}-3214 \mathrm{C}$.
A non-record roll call was requested.
The ayes were 45, nays 51 .
Amendment H-3214C lost.
Welden of Hardin offered the following amendment H-3204 filed by Welden, et al., and moved its adoption:

H-3204
1 Amend House File 351 as follows:
2 1. Page 1, by striking all of line 18 after
3 the word "task" and all of line 19, and inserting
4 in lieu thereof the following:
5 ", or piece work basin."
A non-record roll call was requested.
The ayes were 37 , nays 57.
Amendment H-3204 lost.

The House resumed consideration of the West amendment H-3214D as follows:

H-3214D
10 4. Page 1, by striking everything in lines 32
11 through 35, inclusive.
12 5. Page 2, by striking everything in lines 1
13 through 4, inclusive, and by renumbering the follow-
14 ing subsection accordingly.
27 11. Page 6, line 5, by inserting after the word
28 "employer" the words "who has paid a claim for
29 unpaid wages and liquidated damages under section
30 eleven (11) of this Act or who has been assessed
31 a civil money penalty under section thirteen (13)
32 of this Act."
33 12. Page 6, by striking everything in lines 31
34 through 35.
35
36
48
49
13. Page 7, by atriking everything in lines 1 through 4, inclusive.
18. Page 10 , lines 19 and 20, by striking the words ", other than section seven (7) of this Act,".
19. Page 10, lines 23 through 26, by striking the

## Page 2

1 words "Any employer who violates the provisions of
2 section seven (7) of this Act or the rules promulgated
3 under it shall be subject to a civil money penalty of
4 not more than five hundred dollars for each violation."
Koogler of Mahaska asked and received unanimous consent that amendment $\mathrm{H}-3225$ be substituted for amendment H-3214D.

Koogler of Mahaska offered amendment H-3225. Division was requested as follows:

## H-3225

1 Amend House File 351 as follows:
H-3225A

1. Page 1, by striking everything in lines 32

3 through 35 inclusive.
5. Page 6, line 5, by inserting after the word "shall" the words "after being notified by the commissioner".
6. Page 6, by striking everything in lines 20 through 25 inclusive.
7. Page 6, line 26, by striking the letter " $e$ " and inserting in lieu thereof the letter "d".
8. Page 6, by striking everything in lines 31 through 35 inclusive and inserting in lieu thereof the following:
"2. The commissioner may notify an employer to keep records under subsection one (1) of this section if a written complaint by an employee of the employer has been filed with the commissioner or if the employer has paid a claim for unpaid wages or nonreimbursed authorized expenses. The commissioner shall notify an employer to keep records under subsection one (1) of this section if the employer has paid a claim for unpaid wages or nonreimbursed authorized expenses and liquidated damages under section eleven (11) of this Act or if the employer has been assessed a civil money penalty under section thirteen (13) of this Act." 9. Page 7, by striking everything in lines 1 through 4 inclusive and inserting in lieu thereof the following:
'3. Furnish, upon request by an employee and within seven days after receipt of such request, the employee with an itemized statement of earnings and deductions made from wages for each pay period in which the deductions were made and with an explanation of how the wages and deductions were computed."
Koogler of Mahaska moved the adoption of amendment $\mathrm{H}-3225 \mathrm{~A}$.

Amendment $\mathrm{H}-3225 \mathrm{~A}$ was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Hutchins of Guthrie for the remainder of the day on request of Caffrey of Polk.

West of Marshall offered the following amendment H-3234 to amendment H-3225B filed by him from the floor and moved its adoption:
law to be civilly liable pursuant to section 13 of this Act'.
6. Page 6, by striking lines 31 through 35.

Roll call was requested by West of Marshall and Junker of Woodbury.

On the question "Shall amendment $\mathrm{H}-3234$ to amendment $\mathrm{H}-3225 \mathrm{~B}$ be adopted?"

The ayes were, 89 :

| Bennett | Den Herder | Kreamer | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Drake | Lageschulte | Stephens |
| Bortell | Egenes | Lindeen | Stromer |
| Branstad | Evans | Lipsky | Tauke |
| Brockett | Fullerton | McElroy | Tofte |
| Clark | Gentleman | Menke | Varley |
| Crabb | Halvorson | Millen | Welden |
| Crawford | Hansen | Nealson | West |
| Daggett | Harvey | Oakley | Wulff |
| Danker | Junker | Pellett |  |
| The nays were, 58: |  |  |  |
| Anderson | Gilloon | Koogler | Patchett |
| Avenson | Griffee | Krause | Pavich |
| Baker | Hargrave | Lonergan | Perkins |
| Bina | Harper | Mennenga | Poncy |
| Brandt | Hennessey | Middleswart | Rinas |
| Brunow | Higgins | Middleton | Small |
| Byerly | Hines | Miller, A. V. | Spear |
| Caffrey | Hinkhouse | Miller, K. D. | Spencer |
| Connors | Horn | Miller, O. L. | Svoboda |
| Cusack | Howell | Monroe | Walter |
| Dieleman | Hullinger | Newhard | Wells |
| Doyle | Husak | Nielsen | Woods |
| Dunton | Jesse | Norland | Wyckoff |
| Dyrland | Jochum | O'Halloran | Mr. Speaker |
| Fitzgerald | Jordan |  |  |
| Absent or not voting, 3: |  |  |  |
| Hutchins | Scheelhaase | Schroeder |  |

Amendment H-3234 lost.
Schroeder of Pottawattamie offered the following amendment H-3236 to amendment H-3225B filed by Schroeder, Howell and Clark from the floor and moved its adoption:

```
H-3236
            Amend the amendment H-3225 to House File }35
    as follows:
            1. Line 36, by striking the words "upon request
    by an employee and".
            2. By striking lines }87\mathrm{ and }38\mathrm{ and inserting in
    lieu thereof the words "to an employee within ten
    working days a printed, itemized statement when
    requested by the employee, which statement shall list
    the earn-".
```

        3. Line 42 , by adding after the period the
    11
12
13
14
15 16

```
following: "However, an employer need honor only
one such request in any calendar year, unless the
rate of earnings, hours, or deductions are changed
during the calendar year. Each such change shall
entitle an employee to a further request for an
itemized statement."
```

Amendment H-3236 was adopted.
The Speaker announced that the following amendments are out of order:

Amendment H-3231 to amendment H-3225B filed by Small of Johnson on March 5, 1975, and found on page 535 of the House Journal.

Amendment $\mathrm{H}-3233$ to amendment $\mathrm{H}-3225 \mathrm{~B}$ filed by Schroeder of Pottawattamie on March 5, 1975, and found on page 535 of the House Journal.

Koogler of Mahaska moved the adoption of amendment $\mathrm{H}-3225 \mathrm{~B}$, as amended.

Roll call was requested by Kreamer of Polk and Welden of Hardin.

On the question "Shall amendment H-3225B, as amended, be adopted?"

The ayes were, 50:

| Anderson | Gilloon | Lonergan | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Griffee | Mennenga | Poncy |
| Baker | Hargrave | Middleswart | Rinas |
| Bina | Harper | Middleton | Small |
| Brandt | Hennessey | Miller, A. V. | Spear |
| Brunow | Hinkhouse | Miller, K. D. | Spencer |
| Caffrey | Howell | Miller, O. L. | Svoboda |
| Crawford | Hullinger | Newhard | Tauke |
| Cusack | Husak | Norland | Wells |
| Dieleman | Jesse | O'Halloran | Woods |
| Dunton | Jordan | Patchett | Wyckoff |
| Dyrland | Koogler | Pellett | Mr. Speaker |
| Gentleman | Krause |  |  |
| The nays were, 45: |  |  |  |
| Bennett | Drake | Jochum | Nielsen |
| Bittle | Egenes | Junker | Oakley |
| Bortell | Evans | Kreamer | Pavich |
| Branstad | Fitzgerald | Lageschulte | Readinger |
| Brockett | Fullerton | Lindeen | Stephens |
| Byerly | Halvorson | Lipsky | Tofte |
| Clark | Hansen | McElroy | Varley |
| Connors | Harvey | Menke | Walter |
| Crabb | Higgins | Millen | Welden |
| Daggett | Hines | Monroe | West |
| Danker | Horn | Nealson | Wulff |
| Doyle . Nealson |  |  |  |

Absent or not voting, 5 :
Den Herder Scheelhaase Schroeder Stromer
Amendment H—3225B, as amended, was adopted.
The Speaker announced that with the adoption of amendment H-3225, the following amendments are out of order:

Amendment H—3214D filed by West of Marshall.
Amendment H-3218 to amendment H-3214D filed by West of Marshall on March 5, 1975, and found on page 533 of the House Journal.

Amendment H-3192 (to page 1, etc.) filed by Bortell, et al., on March 4, 1975, and found on pages 508 and 509 of the House Journal.

Amendment H-3193B (to page 1, etc.) filed by Bortell, et al., on March 4, 1975, and found on page 509 of the House Journal.

Amendment H-3200 (to page 2) filed by Welden, et al., on March 4, 1975, and found on page 510 of the House Journal.

Amendment H-3196 (to page 6) filed by Schroeder of Pottawattamie on March 4, 1975, and found on page 509 of the House Journal.

The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{E}$ as follows:
H-3214E
15 6. Page 2, line 5, by striking the word "five"
16 and inserting in lieu thereof the word "one".
17 7. Page 2, line 13, by striking the word
18 "twice".
West of Marshall moved the adoption of amendment H-3214E.
Roll call was requested by West of Marshall and Varley of Adair.

On the question "Shall amendment H-3214E be adopted?"
The ayes were, 42:

| Bennett | Drake <br> Bgenes | Lindeen <br> Lipsky | Schroeder <br> Stephens |
| :--- | :--- | :--- | :--- |
| Bortell | Evans | McElroy | Stromer |
| Branstad | Fullerton | Menke | Tofte |
| Brockett | Gentleman | Millen | Varley |
| Byerly | Halvorson | Nealson | Welden |
| Clark | Hansen | Nielsen | West |
| Crabb | Harvey | Oakley | Woods |
| Crawford | Junker | Pellett | Wulff |
| Daggett | Kreamer | Readinger | Wyckoff |
| Danker | Lageschulte |  |  |

The nays were, 53:

| Anderson | Griffee | Koogler | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Hargrave | Krause | Pavich |
| Bina | Harper | Lonergan | Perkins |
| Brandt | Hennessey | Mennenga | Poncy |
| Brunow | Higgins | Middleswart | Rinas |
| Caffrey | Hines | Middleton | Small |
| Connors | Hinkhouse | Miller, A. V. | Spear |
| Cusack | Horn | Miller, K. D. | Spencer |
| Dieleman | Howell | Miller, O. L. | Svoboda |
| Doyle | Hullinger | Monroe | Tauke |
| Dunton | Jesse | Newhard | Walter |
| Dyrland | Jochum | Norland | Wells |
| Fitzgerald | Jordan | O'Halloran | Mr. Speaker |
| Gilloon |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Baker <br> Den Herder | Husak | Hutchins | Scheelhaase |

Amendment H—3214E lost.
Small of Johnson offered amendment H-3222 filed by him and requested division of the amendment as follows:

H-3222
1 Amend House File 351 as follows:
H-3222A
2 1. Page 2, line 19, by striking the words "twice
3 during each calendar month" and inserting in lieu
4 thereof the words "in monthly, semimonthly, or
5 biweekly installments".
6 2. Page 3, lines 14 and 15, by striking the words
"under section seven (7) of this Act".
3. Page 3 , lines 16,17 , and 18 , by striking the words "However, such variance shall not permit an employee to be paid less frequently than once a month
for wages earned in the preceding month's period."
H-3222B
12 4. Page 6, line 20, by striking the word "seven"
13 and inserting in lieu thereof the word "ten".
14 5. Page 6, line 25, by inserting after the period
15 the words "However, an employer shall not be required
16 to furnish such itemized statement upon a second
17 request by the same employee for the same pay period."
On motion by Small of Johnson, amendment H-3222A was adopted.

Small of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3222 \mathrm{~B}$ be withdrawn.

The House resumed consideration of the West amendments $\mathrm{H}-3214 \mathrm{~F}$ and $\mathrm{H}-3214 \mathrm{G}$ as follows:

H-3214F
19 8. Page 2, line 22, by striking the word "six"

20 and inserting in lieu thereof the word "twelve". H-3214G
21 9. Page 2, line 32, by inserting after the word
22 "shall" the words "be sent to the employee by mail
23 or".
On motion by West of Marshall, amendments H-3214F and H - 3214 G were adopted.

The Speaker announced that amendment $\mathrm{H}-3202$ filed by Welden, et al., on March 4, 1975, and found on page 510 of the House Journal is out of order.

Welden of Hardin offered the following amendment H-3203 filed by Welden, et al., and moved its adoption:
H-3203
1 Amend House File 351 as follows:
2 Page 3, by adding after line 26 the following new subsection:
" 8 . If the amount of the wages involved does not exceed $\$ 10$ in a day and $\$ 20$ total in a calendar week, payment may be made as mutually agreed upon between the employer and the employee and the provisions of this section shall not be applicable."
A non-record roll call was requested.
The ayes were 42 , nays 49 .
Amendment H-3203 lost.
Jesse of Polk offered the following amendment H-3207 filed by Jesse, et al., and moved its adoption:
H-3207
1 Amend House File 351 as follows:
2 1. Page 4, by striking all of lines 1 through
35.
2. Page 5 , by striking all of lines 1 through

## 14.

3. By renumbering the sections.

Amendment $\mathrm{H}-3207$ was adopted.
The Speaker announced that amendment $\mathrm{H}-3205$ filed by Welden, et al., on March 4, 1975, and found on page 511 of the House Journal is out of order.

The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{H}$ as follows:
H-3214H
24 10. Page 5, line 25, by inserting after the word
25 "wages" the words ", unless made pursuant to a
26 written agreement with or a policy of the employer".

West of Marshall moved the adoption of amendment $\mathrm{H}-3214 \mathrm{H}$.

Roll call was requested by West of Marshall and Junker of Woodbury.

On the question "Shall amendment $\mathrm{H}-3214 \mathrm{H}$ be adopted?"
The ayes ware, 42:

| Bennett | Egenes <br> Evans | Kreamer <br> Lageschulte | Readinger <br> Schreder |
| :--- | :--- | :--- | :--- |
| Bortell | Fullerton | Lindeen | Stephens |

## The nays were, 49:

Anderson
Avenson
Baker
Bina
Brandt
Brunow
Byerly
Caffrey
Connors
Crawford
Cusack
Dieleman
Doyle
Dunton
Dyrland
Fitzgerald
Gilloon
Griffee
Hargrave
Hennessey
Higgins
Hines
Hinkhouse
Horn
Howell
Absent or not voting, 9:

| Hutchins | Norland |
| :--- | :--- |
| Lipsky |  |
| Mennenga | Patchett |


| Hullinger | Newhard |
| :--- | :--- |
| Jesse | Nielsen |
| Jochum | O'Halloran |
| Jordan | Pavich |
| Koogler | Poncy |
| Lonergan | Rinas |
| Middleswart | Small |
| Middleton | Spear |
| Miller, A. V. | Spencer |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Walter |
| Monroe | Mr. Speaker |


| Scheelhaase | Wells |
| :--- | :--- |
| Stromer | Woods |

Amendment $\mathrm{H}-3214 \mathrm{H}$ lost.
By unanimous consent the following corrective amendment H-3240 filed by Connors of Polk from the floor was adopted:
H-3240
1 Amend House File 851, page 5, line 24, by striking
2 the word "losses".
Horn of Linn offered the following amendment H-3232 filed by him and moved its adoption:

| H-3232 |  |
| :---: | :--- |
| 1 | Amend House File 351 as follows: |
| 2 | Page 6, by inserting after line 2 the following: |
| 8 | "d. Gratuities received by an employee from |
| 4 | customers of the employer." |

Amendment H-3232 was adopted.
Koogler of Mahaska asked and received unanimous consent that amendment H-3208 filed by him and Harper of Davis on March 4, 1975, and found on page 512 of the House Journal be withdrawn.

Welden of Hardin offered the following amendment H-3199 filed by Welden, et al., and moved its adoption:
H-3199
1 Amend House File 351, page 7, by adding after
line 13 the following new paragraph:
3 "Legal action by any employee to recover any amount of disputed wages or expenses of less than
$\$ 1,000$ shall be first initiated in magistrate court before any complaint is filed with the commissioner.
The employee may appeal the decision of the magis-
trate court to the commissioner. Upon receipt of
written complaint by the employee, the commissioner
10 shall proceed as set out in section 11 of this Act."
Roll call was requested by Welden of Hardin and Oakley of Clinton.

On the question "Shall amendment H-3199 be adopted ?"
The ayes were, 44:

| Bennett | Dunton <br> Egenes |
| :--- | :--- |
| Bittle | Bortell <br> Branstad |
| Evans <br> Frockett | Genterten <br> Gentleman |
| Clark | Halvorson |
| Crabb | Hansen |
| Daggett | Harper |
| Danker | Harver |
| Den Herder | Howell |
| Drake | Kreamer |

Lageschulte
Lindeen
McElroy
Menke
Middleswart
Millen
Miller, K. D.
Nealson
Oakley
Pellett
Perkins

Readinger
Schroeder
Stephens
Stromer
Tauke
Tofte
Varley
Welden
West
Wulff
Wyckoff

Pavich

| Jochum | Pavich |
| :--- | :--- |
| Jordan | Poncy |
| Koogler | Rinas |
| Lipsky | Scheelhase |
| Lonergan | Small |
| Middleton | Spear |
| Miller, A.V. | Spencer |
| Miller, O. L. | Svoboda |
| Monroe | Walter |
| Newhard | Wells |
| Nielsen | Woods |
| O'Halloran | Mr. Speaker |


| Anderson | Dyrland <br> Avenson |
| :--- | :--- |
| Fitzgerald |  |
| Baker | Gilloon |
| Bina | Griffee |
| Brandt | Hargrave |
| Brunow | Hennessey |
| Byerly | Higgins |
| Caffrey | Hines |
| Connors | Hinkhouse |
| Crawford | Horn |
| Cusack | Hullinger |
| Dieleman | Husak |
| Doyle | Jesse |


| Absent or notVoting, 6: <br> Hutchins <br> Junker$\quad$ Krause |  |
| :--- | :---: |
|  | Mennenga |

Norland
Patchett

Amendment H—3199 lost.
Welden of Hardin invoked Rule 32 on House File 351.
The Speaker ruled that Rule 32 was not in order.
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3206 filed by him on March 4, 1975, and found on pages 511 and 512 of the House Journal be withdrawn.

The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{I}$ as follows:

H-3214I
37 14. Page 7, line 15, by striking the word
38 "knowingly" and inserting in lieu thereof the word
39 "willfully".
$40 \quad$ 15. Page 7, line 19, by striking the word
41 "knowingly" and inserting in lieu thereof the word
42 "willfully".
West of Marshall moved the adoption of amendment H-3214I.
Amendment H-3214I lost.
The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{~J}$ as follows:

H-3214J
43 16. Page 7, by striking everything after the 44 period in line 23 and all of lines 24 through 27.

West of Marshall moved the adoption of amendment $\mathrm{H}-3214 \mathrm{~J}$.
Amendment H-3214J lost.
Jordan of Linn offered the following amendment H-3235 filed by him from the floor and moved its adoption:

H-3235
1 Amend House File 351, page 8, line 7, by
2 inserting after the period the following: "No
3 additional personnel shall be employed to
4 enforce the provisions of this Act prior to
5 July 1, 1976."
Roll call was requested by Jordan of Linn and Kreamer of Polk.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3235 be adopted?"

## The ayes were, 58 :

| Bennett | Evans |
| :--- | :--- |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Branstad | Gilloon |
| Brockett | Halvorson |
| Byerly | Hansen |
| Clark | Hargrave |
| Crabb | Harper |
| Crawford | Harvey |
| Daggett | Hennessey |
| Danker | Hinkhouse |
| Den Herder | Horn |
| Dieleman | Howell |
| Drake | Husak |
| Egenes | Jordan |

The nays were, 36:

| Anderson | Doyle <br> Avenson |
| :--- | :--- |
| Dunton |  |
| Baker | Dyrland |
| Bina | Fitzgerald |
| Brandt | Griffee |
| Brunow | Higgins |
| Caffrey | Hines |
| Connors | Hullinger |
| Cusack | Jesse |

Absent or not voting, 6:
Hutchins
Junker
Mennenga
Norland

Scheelhaase
Schroeder
Small
Spencer
Stephens
Tauke
Tofte
Varley
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker
Jochum
Koogler
Krause
Lindeen
Middleswart
Middleton
Miller, A. V.
Monroe
Newhard

Nielsen
O'Halloran
Pavich
Poncy
Rinas
Spear
Svoboda
Walter
Woods

Stromer

Amendment H-3235 was adopted.
The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{~K}$ as follows:

H-3214K
45 17. Page 8, line 29, by striking the words "one
46 year" and inserting in lieu thereof the words "ninety
47 days".
West of Marshall moved the adoption of amendment $\mathrm{H}-3214 \mathrm{~K}$.
A non-record roll call was requested.
The ayes were 38, nays 56.
Amendment H-3214K lost.
Welden of Hardin offered the following amendment $\mathrm{H}-3201$ filed by Welden, et al., and moved its adoption:

```
H-3201
1 Amend House File 351 as follows:
2 1. By striking from pages 10 and 11 all of
```

3 section 18.
4 2. By renumbering the sections.
Roll call was requested by Welden of Hardin and Clark of Lee.
On the question "Shall amendment H-3201 be adopted?"
The ayes were, 45 :

| Anderson | Doyle Lindeen Perkins <br> Bennett Drake Lipsky | Readinger |  |
| :--- | :--- | :--- | :--- |
| Bortell | Egenes | Lonergan | Schroeder |
| Branstad | Evans | McElroy | Stephens |
| Brockett | Fullerton | Menke | Tauke |
| Clark | Gentleman | Millen | Tofte |
| Crabb | Halvorson | Miller, K. D. | Tarley |
| Crawford | Hansen | Monroc | Welden |
| Cusack | Harvey | Nealson | West |
| Daggett | Kreamer | Oakley | Wulff |
| Danker | Lageschulte | Pellett | Wyckoff |
| Den Herder |  |  |  |

The nays were, 49:

| Avenson | Griffee | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Hargrave | Koogler | Poncy |
| Bina | Harper | Krause | Rinas |
| Brandt | Hennessey | Mennenga | Scheelhaase |
| Brunow | Higgins | Middleton | SmaH |
| Byerly | Hines | Miller, A.V. | Spear |
| Caffrey | Hinkhouse | Miller, O. L. | Spencer |
| Connors | Horn | Newhard | Svoboda |
| Dieleman | Howell | Nielsen | Walter |
| Dunton | Husak | Norland | Wells |
| Dyrland | Jesse | O'Halloran | Woods |
| Fitzgerald | Jochum | Patchett | Mr. Speaker |
| Gilloon |  |  |  |
| Absent or not voting, 6: |  |  |  |
| Bittle Hutler <br> Hullinger Hutchins | Middleswart | Stromer |  |

Amendment H-3201 lost.
Daggett of Adams offered the following amendment H-3198 filed by him and Danker of Pottawattamie and moved its adoption:

H-3198
1 Amend House File 351 as follows:
2 1. Page 10, line 22, by striking "one thousand"
3 and inserting in lieu thereof "one hundred".
2. Page 10, line 25, by striking "five hundred"
and inserting in lieu thereof "one hundred".
Roll call was requested by Daggett of Adams and Brockett of Marshall.

On the question "Shall amendment $\mathrm{H}-3198$ be adopted?"

The ayes were, 66:

| Anderson | Doyle <br> Avenson <br> Baker |
| :--- | :--- |
| Drake <br> Bennett | Dunton <br> Dina |
| Ditland |  |
| Bitte | Egenes |
| Bortell | Evans |
| Branstad | Fullerton |
| Brockett | Gentleman |
| Brunow | Halvorson |
| Clark | Hansen |
| Crabb | Harper |
| Crawford | Harvey |
| Daggett | Hines |
| Danker | Hinkhouse |
| Den Herder | Hullinger |
| Dieleman | Krause |
| Kreamer |  |


| Lageschulte | Readinger |
| :--- | :--- |
| Lindeen | Scheelhaase <br> Lonergan |
| Schriroy | Sphroeder |
| Mcear |  |
| Menke | Spencer |
| Mennenga | Stephens |
| Middleswart | Stromer |
| Millen | Svoboda |
| Miller, A. V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Nealson | Walter |
| Nielsen | Welden |
| Oakley | West |
| Pellett | Wulff |
| Perkins | Wyckoff |

The nays were, 30 :

| Brandt | Hargrave | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Byerly | Hennessey | Koogler | Poncy |
| Caffrey | Higgins | Middleton | Rinas |
| Connors | Horn | Monroe | Small |
| Cusack | Howell | Newhard | Wells |
| Fitzgerald | Husak | O'Halloran | Woods |
| Gillon | Jesse | Patchett | Mr. Speaker |
| Griffee | Jochum |  |  |
| Absent or not voting, 4: |  |  |  |
| Hutchins | Junker | Lipsky | Norland |

Amendment $\mathrm{H}-3198$ was adopted.
Bittle of Polk offered the following amendment $\mathrm{H}-3224$ filed by him and moved its adoption:

```
H-3224
            Amend House File 351, page 11, line 11, by
    striking the words "the size of the employer's
    3 business,".
```

Roll call was requested by Lipsky of Linn and Egenes of Story.
On the question "Shall amendment H-3224 be adopted?"
The ayes were, 44:

| Bennett | Den Herder | Lageschulte | Schroeder |
| :---: | :---: | :---: | :---: |
| Bina | Doyle | Lindeen | Small |
| Bittle | Drake | Lipsky | Spear |
| Bortell | Dunton | McElroy | Stephens |
| Branstad | Egenes | Menke | Stromer |
| Brockett | Evans | Millen | Tofte |
| Clark | Fullerton | Nealson | Varley |
| Crabb | Gentleman | Oakley | Welden |
| Crawford | Halvorson | O'Halloran | West |
| Daggett | Hansen | Pellett | Wulff |
| Danker | Ereamer | Readinger | Wyckoff |

The nays were, 51 :

| Anderson | Griffee | Jordan | Patchett <br> Avenson |
| :--- | :--- | :--- | :--- |
| Hargrave | Koogler | Pavich |  |
| Baker | Harper | Krause | Perkins |
| Brandt | Harvey | Lonergan | Poncy |
| Brunow | Hennessey | Mennenga | Scheelhaase |
| Byerly | Higgins | Middleswart | Spencer |
| Caffrey | Hines | Middleton | Svoboda |
| Connors | Hinkhouse | Miller, A.V. | Tauke |
| Cusack | Horn | Miller, K. D | Walter |
| Dieleman | Howell | Miller, O. L. | Wells |
| Dyrland | Husk | Newhard | Woods |
| Fitzgerald | Jesse | Nielsen | Mr. Speaker |
| Gilloon | Jochum | Norland |  |
| Absent or not voting, 5: |  |  |  |
| Hullinger Junker | Monroe | Rinas |  |
| Hutchins |  |  |  |

Amendment H-3224 lost.
Byerly of Polk moved to reconsider the vote by which the Jordan amendment $\mathrm{H}-3235$ was adopted by the House.

Roll call was requested by Millen of Van Buren and Varley of Adair.

On the question "Shall amendment $\mathrm{H}-3235$ be reconsidered?"
The ayes were, 55:

| Anderson | Dyrland | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Krause <br> Baker | Gilloon |
| Bina | Lonergan | Perkins |  |

Absent or not voting, 4:
Den Herder Hullinger Hutchins Junker
The motion prevailed and the House resumed consideration of amendment H-3235.

Jordan of Linn moved the adoption of amendment H-3235.
Roll call was requested by Millen of Van Buren and Harvey of Scott.

On the question "Shall amendment H-3235 be adopted?"
The ayes were, 47:

| Bennett | Egenes |
| :--- | :--- |
| Bittle | Evans <br> Bortell |
| Branstad | Fullerton |
| Brockett | Gentleman |
| Halvorson |  |
| Clark | Hansen |
| Crabb | Harper |
| Crawford | Harvey |
| Daggett | Husak |
| Danker | Jordan |
| Den Herder | Kreamer |
| Drake | Lageschulte |

The nays were, 50:

| Anderson | Dyrland <br> Avenson | Fitzgerald | Koogler <br> Krause |
| :--- | :--- | :--- | :--- |
| Baker | Gilloon | Mennenga | Patchett <br> Pavich |
| Bina | Griffee | Middleswart | Rinas |
| Brandt | Hargrave | Middleton | Scheelhaase |
| Brunow | Hennessey | Miller, A.V. | Small |
| Byerly | Higgins | Miller, O. L. | Spear |
| Caffrey | Hines | Monroe | Spencer |
| Connors | Hinkhouse | Newhard | Svoboda |
| Cusack | Horn | Nielsen | Walter |
| Dieleman | Howell | Norland | Wells |
| Doyle | Jesce | O'Halloran | Mr. Speaker |
| Dunton | Jochum |  |  |
| Absent or not voting, 8: |  |  |  |
| Hullinger | Hutchins | Junker |  |

Amendment H—3235 lost.
Nielsen of Polk moved to reconsider the vote by which the Daggett-Brockett amendment H-3198 was adopted by the House.

Roll call was requested by Egenes of Story and Varley of Adair.
Rules 69 and 70 were invoked.
On the question "Shall amendment H-3198 be reconsidered ?"

The ayes were, 49:

| Anderson | Fitzgerald | Jochum | O'Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Jordan | Patchett |
| Baker | Griffee | Koogler | Pavich |
| Bina | Hargrave | Krause | Perkins |
| Brandt | Hennessey | Mennenga | Poncy |
| Brunow | Higgins | Middleton | Rinas |
| Byerly | Hines | Miller, A.V. | Scheelhaase |
| Caffrey | Hinkhouse | Miller, O. L. | Svoboda |
| Connors | Horn | Monroe | Walter |
| Cusack | Howell | Newhard | Wells |
| Dieleman | Husak | Nielsen | Woods |
| Dunton | Jesse | Norland | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, 48:

| Bennett | Egenes | Lipsky | Small |
| :--- | :--- | :--- | :--- |
| Bittle | Evans | Lonergan | Spear <br> Bortell |
| Fullerton | McElroy | Spencer |  |
| Branstad | Gentleman | Menke | Stephens |
| Brockett | Halvorson | Middleswart | Stromer |
| Clark | Hansen | Millen | Tauke |
| Crabb | Harper | Miller, K. D. | Tofte |
| Crawford | Harvey | Nealson | Varley |
| Daggett | Hullinger | Oakley | Welden |
| Danker | Kreamer | Pellett | West |
| Den Herder | Lageschulte | Readinger | Wulff |
| Drake | Lindeen | Schroeder | Wyckoff |

Absent or not voting, 8:
Doyle Hutchins Junker
The motion prevailed and the House resumed consideration of amendment H-3198.

Daggett of Adams moved the adoption of amendment H-3198.
Roll call was requested by Daggett of Adams and Drake of Muscatine.

On the question "Shall amendment H-3198 be adopted ?"
The ayes were, 59 :

| Anderson | Drake | Lonergan | Spear <br> Bennet <br> Benett |
| :--- | :--- | :--- | :--- |
| Eina | Evenes | McElroy | Spencer |
| Bina | Evans | Menke | Stephens |
| Bittle | Fullerton | Mennenga | Stromer |
| Bortell | Gentleman | Middleswart | Svcboda |
| Branstad | Griffee | Millen | Tauke |
| Brockett | Halvorson | Miller, K. D. | Tofte |
| Clark | Hansen | Miller, O. L. | Varley |
| Crabb | Harper | Nealson | Walter |
| Crawford | Harvey | Oakley | Welen |
| Daggett | Hinkhouse | Pellett | West |
| Danker | Husak | Perkins | Woods |
| Den Herder | Lageschulte | Readinger | Wulf |
| Dieleman | Lindeen | Scheelhaase | Wyckoff |
| Doyle | Lipsky | Schroeder |  |

The nays were, 36:

| Avenson | Dyrland | Jesse | Nielsen |
| :---: | :---: | :---: | :---: |
| Baker | Fitzgerald | Jochum | Norland |
| Brandt | Gilloon | Jordan | O'Halloran |
| Brunow | Hargrave | Koogler | Patchett |
| Byerly | Hennessey | Krause | Pavich |
| Caffrey | Higgins | Middleton | Poncy |
| Connors | Hines | Miller, A. V. | Rinas |
| Cusack | Horn | Monroe | Wells |
| Dunton | Howell | Newhard | Mr. Speaker |
| Absent | oting, 5: |  |  |
| Hullinger | Junker | Kreamer | Small |

Amendment $\mathrm{H}-3198$ was adopted.
Jesse of Polk in the chair at 8:12 p.m.
The House resumed consideration of the West amendment $\mathrm{H}-3214 \mathrm{~L}$ as follows:

H-3214L
5 20. Page 11, line 21, by striking the words "Also, an".
21. Page 11, by striking everything in lines 22

8 through 28, inclusive.
West of Marshall moved the adoption of amendment H-3214L.
A non-record roll call was requested.
The ayes were 41, nays 51.
Amendment H—3214L lost.
The House resumed consideration of amendment $\mathrm{H}-3214 \mathrm{M}$ as follows:

## H-3214M

9 22. Page 11, line 29, by striking the number " 6 "
10 and inserting in lieu thereof the number " 5 ".
On motion by West of Marshall, amendment H-3214M was adopted.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3187$ filed by him and moved its adoption:

H-3187
1 Amend House File 351 as follows:
2 1. Page 11, by striking all of line 35.
3 2. Page 12, by striking all of lines 1 and 2.
4 3. Page 12, line 3, by striking the numeral
5 "2" and inserting in lieu thereof the numeral " 1 ".
Amendment $\mathrm{H}-3187$ was adopted.

Crawford of Story offered the following amendment H-3223 filed by him and moved its adoption:

H-3223
1 Amend House File 351, page 13, by inserting
2 after line 15 the following new section:
3 "Sec. ..... This Act shall take effect on
4 January 1, 1976."
Roll call was requested by Millen of Van Buren and Tauke of Dubuque.

On the question "Shall amendment H-3223 be adopted?"
The ayes were, 42:

| Bennett | Drake | McElroy | Spencer |
| :---: | :---: | :---: | :---: |
| Bittle | Egenes | Menke | Stephens |
| Bortell | Evans | Middleswart | Stromer |
| Branstad | Fullerton | Millen | Tauke |
| Brockett | Gentleman | Nealson | Tofte |
| Clark | Halvorson | Oakley | Varley |
| Crabb | Hansen | Pellett | Welden |
| Crawford | Harvey | Perkins | West |
| Daggett | Lageschulte | Readinger | Wulff |
| Danker | Lindeen | Schroeder | Wyckoff |
| Den Herder | Lipsky |  |  |
| The nays were, 51: |  |  |  |
| Anderson | Dyrland | Jochum | Norland |
| Avenson | Fitzgerald | Jordan | O'Halloran |
| Baker | Gilloon | Koogler | Patchett |
| Bina | Griffee | Krause | Pavich |
| Brandt | Hargrave | Lonergan | Poncy |
| Brunow | Harper | Mennenga | Rinas |
| Byerly | Hennessey | Middleton | Spear |
| Caffrey | Higgins | Miller, A. V. | Svoboda |
| Cochran | Hines | Miller, K. D. | Walter |
| Connors | Hinkhouse | Miller, O. L. | Wells |
| Cusack | Horn | Monroe | Woods |
| Dieleman | Howell | Newhard | Mr. Speaker |
| Doyle | Husak | Nielsen | (Jesse) |
| Absent or not voting, 7: |  |  |  |
| Dunton | Hutchins | Kreamer | Small |
| Hullinger | Junker | Scheelhaase |  |

Amendment $\mathrm{H}-3223$ lost.
Speaker Cochran in the chair at $9: 18$ p.m.

## QUORUM CALL

A roll call to determine that a quorum was present was requested by Schroeder of Pottawattamie and Harvey of Scott.

Rules 69 and 70 were invoked.
The vote revealed:

Present, 97:
$\left.\begin{array}{llll}\text { Anderson } & \begin{array}{l}\text { Dyrland } \\ \text { Egenes }\end{array} & \begin{array}{l}\text { Koogler } \\ \text { Krause } \\ \text { Avenson }\end{array} & \begin{array}{l}\text { Pellett } \\ \text { Evans }\end{array} \\ \text { Baker } & \text { Perkins }\end{array}\right\}$

Absent or not voting, 3:
Hutchins Kreamer Junker
Connors of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 351)
The ayes were, 73:

| Anderson | Gilloon | Lindeen | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Lipsky | Readinger |
| Baker | Hargrave | Lonergan | Rinas |
| Bina | Harper | Mennenga | Scheelhaase |
| Brandt | Harvey | Middleswart | Schroeder |
| Brunow | Hennessey | Middleton | Small |
| Byerly | Higgins | Miller, A.V. | Spear |
| Caffrey | Hines | Miller, K. D. | Spencer |
| Clark | Hinkhouse | Miller, O. L. | Svoboda |
| Connors | Horn | Monroe | Tauke |
| Crawford | Howell | Newhard | Tofte |
| Cusack | Hullinger | Nielsen | Walter |
| Dieleman | Husak | Norland | Wells |
| Doyle | Jesse | Oakley | West |
| Dyrland | Jochum | O'Halloran | Woods |
| Egenes | Jordan | Patchett | Wulfi |
| Evans | Koogler | Pavich | Wyckoff |
| Fitzgerald | Krause | Perkins | Mr. Speaker |

The nays were, 25 :
$\left.\begin{array}{llll}\begin{array}{l}\text { Bennett } \\ \text { Bittle } \\ \text { Bortell }\end{array} & \begin{array}{l}\text { Danker } \\ \text { Ben Herder }\end{array} & \begin{array}{l}\text { Hansen } \\ \text { Kreamer }\end{array} & \begin{array}{l}\text { Nealson } \\ \text { Brockett }\end{array} \\ \text { Crabellett }\end{array}\right\}$

## Absent or not voting, 2: <br> Hutchins Junker

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

MOTION TO RECONSIDER LOST
(House File 351)
Connors of Polk moved to reconsider the vote by which House File 351 passed the House.

A non-record roll call was requested.
The ayes were 32, nays 61 .
The motion lost.

## REPORTS OF COMMITTEES

Husak of Tama, from the committee on agriculture, submitted the following report:

Mr. Speaker: Your committee on agriculture to whom was referred House file 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the Act, and providing penalties for violations of the Act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

## H-3241

Amend House File 215 by striking everything after the enacting clause and inserting the following:
"Sec. 1. NEW SECTION. STATEMENT OF LEGISLATIVE
PURPOSE. It is the intent and purpose of this Act
to preserve the traditional, dispersed system of farm
production and marketing in which agricultural
production and marketing is dispersed among a
relatively large number of small firms, prevent
monopoly, protect consumers and promote the economy
of the state of Iowa by maintaining the family farm.
The general assembly finds that the family farm is
an efficient system for the production of food and
fiber and provides the economic and social base for community life in Iowa as well as insuring the continued existence of small business in rural communities. It further finds that the economy of Iowa could be threatened if nonfarm corporate interests and monopolistic entities are able to control food and fiber supplies.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

1. "Farming" means the cultivation of land for the production of agricultural crops; the raising of livestock or livestock products; the raising of poultry or poultry products; the production of milk; or the production of fruit or other horticultural products. It shall not include the production of timber, forest products, nursery products, or sod. "Farming" shall not include a contract where a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services or a contract whereby a family farm, family farm corporation, or authorized farm corporation agrees to supply agricultural crops, livestock, poultry, dairy products or other horticultural products if the ownership of the materials of that production, other than seed and plants, rests substantially with the family farm, family farm corporation, or authorized farm corporation.
2. "Family farm" means an unincorporated farming unit owned or operated by one or more persons residing on the farm or actively engaged in farming.
3. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of stockholders are members of a family related to each other within the third degree of kindred according to the rules of the civil law or the estate of such a family member;

## Page 2

b. Eighty percent of the gross revenue of the corporation must come from farming averaged over a consecutive three-year period; and
c. At least one of whose majority stockholders is a person residing on or actively operating the farm, and none of whose stockholders are a corporation.
4. "Authorized farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which sixty percent of the voting stock is held by persons residing on the farms or actively operating the farms owned or leased by the corporation. In addition, an authorized farm corporation must meet the following standards:
a. Its shareholders do not exceed ten in number;
b. All its shareholders, other than an estate,
are natural persons or trusts comprised of natural persons or estates;
c. Does not have more than one class of shares; and
d. Eighty percent of the gross revenues of the corporation must come from farming averaged over a consecutive three-year period.
5. "Agricultural land" means land used for farming or land capable of being used for farming.
6. "Public utility" means a corporation, whether or not subject to regulation by the Iowa state commerce commission, owning or operating either individually or jointly any facilities for:
a. Furnishing gas by piped distribution system or electricity.
b. Furnishing communications services.
c. Furnishing water by piped distribution system.
7. "Mining corporation" means a corporation engaged
in the process or business of extracting from the earth precious or valuable minerals or substances, either in their native state or in their ores.

Sec. 3. NEW SECTION. FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED. Commencing July 1, 1975, a corporation shall not engage in farming, or directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security;
2. A family farm corporation or authorized farm corporation as defined in section two (2) of this
Page 3
purposes, if the commercial sales from such farm are incidential to the research or experimental objectives of the corporation, and agricultural land operated for the purpose of testing, developing or producing seeds or plants for sale or resale to farmers or for purposes incidental to those purposes.
3. Agricultural lands held on July 1, 1975 by nonprofit religious, educational or charitable corporations; agricultural lands obtained subsequent to July 1, 1975 by such corporations either by gift or bequest; future interests in agricultural land including but not limited to remainder interests following life estates, when acquired as gift by such corporation either by grant or bequest; no such corporation shall engage in farming any agricultural
on July 1, 1975;
4. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation for a period not exceeding five years, however a public utility or a mining corporation may hold such agricultural land for a period not exceeding twenty-flve years. Such land may not be used for farming except under lease to a family farm unit or a family farm corporation or an authorized farm corporation, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 39013914) as amended, or a subsidiary or assign of such a corporation;
5. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to the effective date of this Act, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise. However all lands so acquired shall be disposed of within five years after acquiring the title thereto, and the land so acquired shall not be used for farming during the five-year period except under a lease to a family farm unit or a family farm corporation or an authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title

## 4

to the land against any corporate grantee or assignee or the successor of such corporation;
7. A municipal corporation and body corporate;
8. Any corporation engaging in farming on July 1,1975 shall be exempt from the provisions of section three (3) of this Act until March 1, 1976.

Sec. 4. NEW SECTION. DISPOSAL OF LANDS BY CERTAIN CORPORATIONS. Corporations which do not qualify as either a family farm corporation or an authorized farm corporation or are exempted under section three (3) of this Act shall dispose of all agricultural land held on the effective date of this Act not later than July 1, 1980. During this five-year period such land shall not be used for farming except under lease to a family farm, family farm corporation, or authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.

Sec. 5. NEW SECTION. REPORTS.

1. Every corporation, other than a family farm
corporation or an authorized farm corporation, that holds any interest in agricultural land or engaged in farming in this state on or after July 1, 1975 shall file a report with the secretary of state annually. The report shall be filed prior to the annual anniversary date of its incorporation and be based on its operations in the preceding corporate year and its status at the end of such year. The report shall contain the following information:
a. The name of the corporation and its place of incorporation.
b. The acreage and location listed by section, township and county of each lot or parcel of land in this state owned or leased by the corporation for the growing of crops or the feeding of poultry or livestock.
c. The address of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation, the address of its principal office in its place of incorporation.
d. The names and address of the officers and members of the board of directors of the corporation.
e. The amount of livestock or poultry owned or contracted for, and the amount of grain or vegetables grown during the preceding corporate year.
f. The amount of agricultural crops, fruit, or horticultural products grown or contracted for during the preceding corporate year.
ge 5
g. In the case of a corporation holding land capable of being used for farming for immediate or potential use in nonfarming purposes, a statement specifying for what purpose such land is being held.
2. The report of a corporation seeking to qualify as an authorized farm corporation or a family farm corporation shall contain the information required in section five (5), subsection one (1) and the following additional information:
a. The names of persons residing on the farm or actively engaged in farming and the number of shares owned by each person and, in the case of a family farm corporation, the names of those shareholders related to each other within the third degree of kindred;
b. The name, address, and number of shares owned by any other shareholder; and
c. A statement as to percentage of gross revenues of the corporation it is determined will be derived from farming.
3. Each corporation in existence as of July 1, 1975 or seeking to qualify as an authorized farm corporation or family farm corporation shall file with the secretary of state all required information

## Pag

before January 1, 1976. The secretary of state shall act within sixty days on all requested authorizations. A family farm corporation or an authorized farm corporation shall file a new report with the secretary of state whenever the information previously filed under section five (5), subsection one (1), paragraphs a through $d$ becomes inaccurate. Filing of such report shall not be required more often than annually.

Sec. 6. NEW SECTION. PENALTIES-REPORTS. Willful failure by the proper officers of a corporation to file a required report, or the willful filing of false information, is a public offense. If the corporation is found guilty of violating this section the corporation shall be subject to a fine of not less than one twentieth of one cent or more than one tenth of one cent multiplied by the total gross assets of the corporation as determined at the end of the previous corporate year.

Sec. 7. NEW SECTION. ENFORCEMENT. Any person who believes that a violation of this Act is occurring can request the attorney general or county attorney to conduct an investigation. Upon a showing that supports a reasonable inference that a violation may be occurring, the attorney general or county attorney shall immediately investigate for potential violations
ge 6
and prosecute where warranted.
If the attorney general or county attorney of the county in which the land is located has reason to believe that a corporation is violating this Act, he shall commence an action in the district court for any county in which any agricultural lands are situated. If the court finds that the lands in question are being held in violation of this Act, it shall enter an order so declaring. After judgment, the corporation owning such land shall have a period of one year from the date of such order to divest itself of such lands. The one-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.

Sec. 8. NEW SECTION. DISPOSAL OF REAL ESTATE. If a corporation fails, within the time fixed in sections three (3) or four (4) and as provided by this Act, to dispose of any real estate to which it has acquired title, then title to such real estate shall escheat to the county in which the real estate is located upon an action instituted by the attorney general or county attorney of such county. The county shall dispose of the land within one year at public auction to the highest bidder. The proceeds of the sale after all expenses of such proceedings shall have been paid, shall be paid to the corporation
which formerly owned the land.
Sec. 9. NEW SECTION. VIOLATIONS-INJUNCTIVE
RELIEF. In addition to the penalties provided in
this Act, the courts of this state may prevent and restrain violations of this Act through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this Act.

Sec. 10. NEW SECTION. PRIVATE RIGHT OF ACTION.
Any person or class of persons damaged or who is
threatened with loss, damage or injury by reason of
a violation of this Act may commence an action in the district court for injunctive relief or for compensatory and exemplary damages and for the costs of commencing and completing the action, including but not limited to the costs for attorney fees.

Sec. 11. NEW SECTION. EXEMPTION. This Act shall not apply to any corporation or its subsidiary organized under chapter four hundred ninety-one (491) of the Code and to which section three hundred twelve point eight (312.8) of the Code is applicable."

## HUSAK of Tama, Chairman

Small of Johnson, from the committee on commerce, submitted the following reports:

Mr. Speaker: Your committee on commerce to whom was referred House File 124, a bill for an act to establish the license and qualifications of real estate apprentice salesmen, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3238
1 Amend House File 124, page 12, by striking all
2 of lines 31 and 32.
SMALL of Johnson, Chairman

## Also:

Mr. Speaker: Your committee on commerce to whom was referred House File 159, a bill for an act relating to powers of a board of directors of an insurance company other than life, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## Also:

Mr. Speaker: Your committee on commerce to whom was referred Senate File 39, a bill for an act relating to the organization, powers and duties of credit unions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## AMENDMENTS FILED

$$
\mathrm{H}-3239
$$

1 Amend House File 231, page 2, by inserting after
2 line 25 the following new section:
3 "Sec. ..... The provisions of this Act shall
4 become effective July 1, 1976."
NORLAND of Worth

## H-3242

Amend House File 368 as follows:

1. By striking lines 3 through 7 and inserting
in lieu thereof the following: "sum of sixteen
million four hundred thousand $(16,400,000)$ dollars."
2. By striking everything after the word
"dollars" in line 10 and all of line 11 and "at no interest" in line 12.
3. By striking " 1975 " in line 18 and inserting in lieu thereof " 1977 ".
4. By striking lines 21 through 25.
STROMER of Hancock
VARLEY of Adair
DRAKE of Muscatine

H-3244
1 Amend House File 368 as follows:
2 1. Page 1, line 11, by striking the words "to
3 be available to provide loans".
4 2. Page 1, line 12, by striking the words "at 5 no interest".
3. Page 1 , line 14 , by inserting after the period the words "Any county which receives a greater share of these appropriated and distributed funds than it would have pursuant to the present farm to market road fund distribution formula shall, during the succeeding three fiscal years, have the excess amount deducted from its farm to market allocations. Said deductions shall then be distributed to those counties which did not receive their said formula share of these appropriated funds."
4. Page 1, by striking lines 17 through 25 and inserting in lieu thereof the following:
"Sec. ..... There is appropriated from the general fund of the state to the state department of transportation the sum of fourteen million three hundred thousand $(14,300,000)$ dollars to be distributed in the following manner:

1. To the primary road fund for highway and bridge projects
$\$ 7,100,000$
2. To the secondary road fund of the counties for allocation as provided by law to the counties for secondary road and bridge projects $.5,200,000$
3. To the street construction fund to be

30 allocated to cities as provided by law for
31 street and bridge projects
2,000,000
Sec. ..... Notwithstanding the provisions of chapter
eight (8) of the Code, all unencumbered or unobligated balances of appropriations made under section two (2) of this Act shall on August 31, 1976 be credited to the farm to market road fund."

BRANSTAD of Winnebago WYCKOFF of Benton McELROY of Fremont WEST of Marshall WELDEN of Hardin HANSEN of O'Brien TOFTE of Winneshiek TAUKE of Dubuque WULFF of Black Hawk

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H-3243
    1 Amend House File 399 as follows:
    2 Page 1, after line 29, insert the following:
    3 "For the production of two series known as
    4 the "Iowa History" and "Farm Digest" ...................$315,000".
Note: For explanation of brackets and italics, see page 143 of the House Journal.
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                                    STROMER of Hancock
    On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Friday, March 7, 1975.

## JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day-Thirty-ninth Session Day

Hall of the house of Representatives Des Moings, Iowa, Friday, March 7, 1975

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

Prayer was offered by the Reverend Frank E. Bognanno, Diocesan Renewal Coordinator, Des Moines, Iowa.

The Journal of Thursday, March 6, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Joseph Peraud, Broadlawns Hospital, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Junker of Woodbury on request of Fullerton of Woodbury; Bittle of Polk on request of West of Marshall; Oakley of Clinton on request of Millen of Van Buren.

## PETITION FILED

The following petition has been received and placed on file:
By Fullerton of Woodbury from forty-six residents of Woodbury County supporting House File 215 relating to the Corporate Farm Bill.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 124, 159, 215, and Senate File 39, under Rule 36.

## INTRODUCTION OF BILLS

House File 414, by committee on commerce, a bill for an act to require certain financial agencies to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit.

Read first time and placed on the calendar.

House File 415, by Svoboda, a bill for an act to exempt the Indians at the Tama settlement from hunting and fishing laws.

Read first time and referred to committee on natural resources.
House File 416, by Kreamer, a bill for an act relating to the tax exemption for property of cemetery associations and making the act retroactive.

Read first time and referred to committee on ways and means.
House File 417, by Wulff, a bill for an act relating to the offense of prostitution, and providing a penalty.

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

House File 418, by Newhard, Crawford, West, Crabb, Woods, Hargrave and Middleton, a bill for an act to provide longevity pay for certain employees of the state.

Read first time and referred to committee on state government.
House File 419, by Hennessey, Mennenga, Griffee, Egenes, Walter, Connors, Wells, Koogler, Daggett, Cusack, Bina, Dyrland, Newhard, Scheelhaase, Jesse, Avenson, Hullinger, Middleswart, Howell and Pavich, a bill for an act to require disclosure of the ownership of conveyed property.

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

House File 420, by Lipsky, a bill for an act stating a grounds for conducting an autopsy.

Read first time and referred to committee on human resources.
House File 421, by committee on transportation, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

Read first time and placed on the calendar.
House File 422, by committee on education, a bill for an act relating to the levy of a tax for buildings and sites in merged areas.

Read first time and placed on the calendar.
House File 423, by Bittle, a bill for an act relating to the conversion of group insurance for eligible employees.

Read first time and referred to committee on commerce.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:


#### Abstract

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 6, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 10, urging Congress to establish a program for the purpose of making loans to qualified farmers who have not been able to collect moneys due them by American Beefpackers, Inc.


Also: That the Senate has on March 5, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 13, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses.

Also: That the Senate has on February 27, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 85, a bill for an act to revise criminal procedure laws.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate File 85, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications.

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

Senate File 230, a bill for an act relating to bonding requirements for contracts with commercial fishermen.

Read first time and referred to committee on natural resources.
Senate File 231, a bill for an act relating to the inspection of fishing bait.

Read first time and referred to committee on natural resources.

## HOUSE FILE 375 REFERRED

Hutchins of Guthrie asked and received unanimous consent that House File 375 presently on the regular calendar be referred back to the committee on county government.

## HOUSE FILE 409 REREFERRED

The Speaker announced that House File 409 previously referred to the committee on ways and means is rereferred to the committee on energy.

## CONSIDERATION OF BILLS

## WAYS AND MEANS CALENDAR

## SENATE FILE 90 SUBSTITUTED FOR HOUSE FILE 139

Nielsen of Polk asked and received unanimous consent to substitute Senate File 90 for House File 139.

Senate File 90, a bill for an act to increase the tax levy in certain townships for fire protection, with report of committee recommending amendment and passage, was taken up for consideration.

Nielsen of Polk offered the following amendment H-3185 filed by the committee on ways and means and moved its adoption:

H-3185
1 Amend Senate File 90, page 2, by inserting after line 9 the following new section:
"Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Clinton Herald, a news-
paper published in Clinton, Iowa, and in the State
Center Enterprise, a newspaper published in State
8 Center, Iowa."
Amendment $\mathrm{H}-3185$ was adopted.
Nielsen of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 90)
The ayes were, 90:

| Anderson | Crabb | Gentleman | Jesse |
| :--- | :--- | :--- | :--- |
| Avenson | Crawford | Gilloon | Jochum |
| Baker | Cusack | Halvorson | Jordan |
| Bennett | Daggett | Hansen | Koogler |
| Bina | Danker | Hargrave | Krause |
| Bortell | Den Herder | Harper | Kreamer |
| Brandt | Dieleman | Hennessey | Lageschulte |
| Branstad | Doyle | Higgins | Lindeen |
| Brockett | Drake | Hines | Lipsky |
| Brunow | Dyrland | Hinkhouse | Lonergan |
| Byerly | Egenes | Horn | McElroy |
| Caffrey | Evans | Howell | Menke |
| Clark | Fitzgerald | Husak | Mennenga |
| Connors | Fullerton | Hutchins | Middleswart |


| Middleton | Pavich | Spear | Walter |
| :---: | :---: | :---: | :---: |
| Miller, A. V. | Pellett | Spencer | Welden |
| Miller, K. D. | Perkins | Stephens | Wells |
| Miller, O. L. | Poncy | Stromer | West |
| Monroe | Readinger | Svoboda | Woods |
| Newhard | Rinas | Tauke | Wulff |
| Nielsen | Scheelhaase | Tofte | Wyckoff |
| Norland | Schroeder | Varley | Mr. Speaker |
| Patchett | Small |  |  |
| The nays were, 3: |  |  |  |
| Harvey | Millen | Nealson |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Griffee | Junker | O'Halloran |
| Dunton | Hullinger | Oakley |  |

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

IMMEDIATE MESSAGE
(Senate File 90)
Nielsen of Polk asked and received unanimous consent that Senate File 90 be immediately messaged to the Senate.

## HOUSE FILE 139 WITHDRAWN

Nielsen of Polk asked and received unanimous consent to withdraw House File 139 from further consideration by the House.

## APPROPRIATIONS CALENDAR

House File 368, a bill for an act appropriating funds to the department of transportation to be used to match federal funds available for state and local projects, was taken up for consideration.

Stromer of Hancock offered amendment H-3242 filed by Stromer, et al., and requested division of the amendment as follows:

H-3242
1 Amend House File 368 as follows:
H-3242A
2 1. By striking lines 8 through 7 and insearting
3 in lieu thereof the following: "sum of sixteen
4 million four hundred thousand ( $16,400,000$ ) dollara."
H-3242B
$5 \quad$ 2. By striking everything after the word
6 "dollars" in line 10 and all of line 11 and "at no
7 interest" in line 12.

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H-3242A
    8 3. By striking " 1975 " in line 18 and inserting
    9 in lieu thereof " 1977 ".
H-3242B
10 4. By striking lines 21 through 25.
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Krause of Palo Alto rose on a point of order that amendments $\mathrm{H}-3242 \mathrm{~A}$ and $\mathrm{H}-3242 \mathrm{~B}$ were not germane.

The Speaker ruled the point well taken on amendment $\mathrm{H}-3242 \mathrm{~A}$ and amendment H-3242A not germane. The Speaker further ruled that the point was not well taken on amendment $\mathrm{H}-3242 \mathrm{~B}$ and amendment $\mathrm{H}-3242 \mathrm{~B}$ is germane.

Stromer of Hancock moved the adoption of amendment H-3242B.

Roll call was requested by Stromer of Hancock and Varley of Adair.

Rules 69 and 70 were invoked.
On the question "Shall amendment H--3242B be adopted?"
The ayes were, 43:

| Bennett | Egenes | Lindeen | Schroeder |
| :---: | :---: | :---: | :---: |
| Bortell | Evans | Lipsky | Stephens |
| Branstad | Fullerton | McElroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Clark | Gilloon | Millen | Tofte |
| Crabb | Halvorson | Miller, K. D. | Varley |
| Crawford | Hansen | Miller, O. L. | Welden |
| Daggett | Harvey | Nealson | West |
| Danker | Hutchins | Pellett | Wulff |
| Den Herder | Kreamer | Perkins | Wyckoff |
| Drake | Lageschulte | Readinger |  |
| The nays were, 53: |  |  |  |
| Anderson | Fitzgerald | Jordan | Patchett |
| Avenson | Griffee | Koogler | Pavich |
| Baker | Hargrave | Krause | Poncy |
| Bina | Harper | Lonergan | Rinas |
| Brandt | Hennessey | Mennenga | Scheelhaase |
| Brunow | Higgins | Middleswart | Small |
| Byerly | Hines | Middleton | Spear |
| Caffirey | Hinkhouse | Miller, A. V. | Spencer |
| Connors | Horn | Monroe | Svoboda |
| Cusack | Howell | Newhard | Walter |
| Dieleman | Hullinger | Nielsen | Wells |
| Doyle | Jesse | Norland | Wuods |
| Dunton | Jochum | O'Halloran | Mr. Speaker |
| Dyrland |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Bittle | Husak | Junker | Oakley |

Amendment H-3242B lost.

Branstad of Winnebago offered amendment H-3244 filed by Branstad, et al., and requested division of the amendment as follows:
H-3244
1 Amend House File 368 as follows:
$\mathrm{H}-3244 \mathrm{~A}$
2 1. Page 1, line 11, by striking the words "to
3 be available to provide loans".
4 2. Page 1 , line 12 , by striking the words "at no interest".
3. Page 1 , line 14 , by inserting after the period the words "Any county which receives a greater share of these appropriated and distributed funds than it would have pursuant to the present farm to market road fund distribution formula shall, during the succeeding three fiscal years, have the excess amount deducted from its farm to market allocations. Said deductions shall then be distributed to those counties which did not receive their said formula share of these appropriated funds."
H-3244B
16 4. Page 1 , by striking lines 17 through 25 and 17 inserting in lieu thereof the following:
18 "Sec. ..... There is appropriated from the general
19 fund of the state to the state department of
20 transportation the sum of fourteen million three
21 hundred thousand $(14,300,000)$ dollars to be distributed
22 in the following manner:
23 1. To the primary road fund for highway and
24
bridge projects .............................................................
2. To the secondary road fund of the counties for allocation as provided by law to the counties for secondary road and bridge projects

5,200,000
3. To the street construction fund to be allocated to cities as provided by law for street and bridge projects $2,000,000$ $-3244 \mathrm{~A}$
32 Sec. ..... Notwithstanding the provisions of chapter
33 eight (8) of the Code, all unencumbered or unobligated
34 balances of appropriations made under section two (2)
35 of this Act shall on August 31, 1976 be credited to the
36 farm to market road fund."
Gilloon of Dubuque rose on a point of order that amendment $\mathrm{H}-3244 \mathrm{~A}$ was subject matter previously considered and therefore not in order.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-3244 \mathrm{~A}$ in order.

[^20]Roll call was requested by Branstad of Winnebago and Drake of Muscatine.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-3244 \mathrm{~A}$ be adopted?"
The ayes were, 44:

| Bennett Dyrland <br> Bortell  | Dyrlan <br> Branstad | Egenes <br> Evans | Lageschulte <br> Lindeen |
| :--- | :--- | :--- | :--- |
| Brockett | Fullerton | Lipsky | Readinger <br> Scheelhaase |
| Clark | Gentleman | Mcelroy | Schroeder |

The nays were, 53 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Bina | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dunton | Jesse |
| Fitzgerald |  |


| Jochum | Patchett |
| :--- | :--- |
| Koogler | Pavich |
| Krause | Poncy |
| Lonergan | Rinas |
| Mennenga | Small |
| Middleswart | Spear |
| Middleton | Spencer |
| Miller, A. V. | Svoboda |
| Monroe | Tauke |
| Newhard | Walter |
| Nielsen | Wells |
| Norland | Woods |
| O'Halloran | Mr. Speaker |

Absent or not voting, 3 :
Bittle Junker Oakley
Amendment H—3244A lost.
Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3244 \mathrm{~B}$ was not germane.

The Speaker ruled the point well taken and amendment H -3244B not germane.

Branstad of Winnebago moved that the rules governing germaneness be suspended for the consideration of amendment H-3244B.

Byerly of Polk rose on a point of order that the motion to suspend the rules, having received debate, is out of order.

The Speaker ruled the point well taken and the motion out of order.

Millen of Van Buren moved that the rules governing germaneness be suspended for the consideration of amendment H-3244B.

Roll call was requested by Branstad of Winnebago and Tofte of Winneshiek.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to consider amendment $\mathrm{H}-3244 \mathrm{~B}$ ?"

The ayes were, 45:

| Bennett | Evans | Lageschulte | Schroeder |
| :---: | :---: | :---: | :---: |
| Bortell | Fullerton | Lindeen | Stephens |
| Branstad | Gentleman | Lipsky | Stromer |
| Brockett | Halvorson | McElroy | Tauke |
| Clark | Hansen | Menke | Tofte |
| Crabb | Harvey | Millen | Varley |
| Crawford | Hennessey | Miller, K. D. | Welden |
| Daggett | Husak | Nealson | West |
| Danker | Hutchins | Pellett | Woods |
| Den Herder | Jordan | Perkins | Wulff |
| Drake | Kreamer | Readinger | Wyckoff |
| Egenes |  |  |  |

The nays were, 52:

| Anderson | Dyrland | Jochum | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Koogler | Patchett |
| Baker | Gilloon | Krause | Pavich |
| Bina | Griffee | Lonergan | Poncy |
| Brandt | Hargrave | Mennenga | Rinas |
| Brunow | Harner | Middleswart | Scheelhaase |
| Byerly | Higgins | Middleton | Small |
| Caffrey | Hines | Miller, A. V. | Spear |
| Connors | Hinkhouse | Miller, O. L. | Spencer |
| Cusack | Horn | Monroe | Svoboda |
| Dieleman | Howell | Newhard | Walter |
| Doyle | Hullinger | Nielsen | Wells |
| Dunton | Jesse | Norland | Mr. Speaker |
| Absent or not voting, 3: |  |  |  |
| Bittle | Junker | Oakley |  |

The motion lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lipsky of Linn for the remainder of the day on request of Crawford of Story.

Daggett of Adams offered the following amendment H-3245 filed by him from the floor and moved its adoption:

[^21]2 of lines 24 and 25 and inserting in lieu thereof the

3
4
5 6 following: "30, 1976 and shall revert to the department of transportation to be distributed to the counties as provided in section three hundred twelve point three (312.3), paragraph one (1), of the Code."
Roll call was requested by Daggett of Adams and Tofte of Winneshiek.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3245 be adopted?"
The ayes were, 42:

| Bennett | Fullerton | Lonergan | Stephens <br> Bortell |
| :--- | :--- | :--- | :--- |
| Gentleman | McElroy | Stromer |  |
| Brockett | Halvorson | Menke | Tauke |
| Crabb | Hansen | Millen | Tofte |
| Crawford | Harvey | Miller, K. D. | Varley |
| Daggett | Hennessey | Miller, O.L. | Welden |
| Danker | Husak | Nealson | West |
| Den Herder | Jordan | Pellett | Woods |
| Drake | Kreamer | Readinger | Wulff |
| Egenes | Lageschulte | Schroeder | Wyckoff |
| Evans | Lindeen |  |  |

The nays were, 52:

| Anderson | Dunton | Hutchins | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Jochum | Pavich |
| Baker | Fitzgerald | Koogler | Perkins |
| Bina | Gilloon | Krause | Poncy |
| Brandt | Griffee | Mennenga | Rinas |
| Brunow | Hargrave | Middleswart | Scheelhaase |
| Byerly | Harper | Middleton | Small |
| Caffrey | Higgins | Miller, A. V. | Spear |
| Clark | Hines | Monroe | Spencer |
| Connors | Hinkhouse | Newhard | Svoboda |
| Cusack | Horn | Nielsen | Walter |
| Dieleman | Howell | Norland | Wells |
| Doyle | Hullinger | O'Halloran | Mr. Speaker |
| Absent or not voting, 6: |  |  |  |
| Bittle | Jesse | Lipsky | Oakley |
| Branstad | Junker |  |  |

Amendment H-3245 lost.
Monroe of Des Moines offered the following amendment H-3246 filed by him and Spear of Des Moines from the floor and moved its adoption:

```
H-3246
    1 Amend House File }368\mathrm{ as follows:
    2 1. Page 1, line 12, by inserting after the
    word 'counties' the words 'and cities'.
        2. Page 1, line 22, by inserting after the
    word 'counties' the words 'and cities'.
```

Amendment H—3246 lost.
Stromer of Hancock offered the following amendment H-3247 filed by Stromer, Varley and Drake from the floor:

H-3247
1 Amend House File 368 as follows:
2 1. By striking line 3 and inserting in lieu thereof the following: "sum of sixteen million four hundred thousand ( $16,400,000$ ) dollars,"
2. By adding the following new sentence after the period in line 7: "The department of transportation may transfer any funds not needed for matching funds to the primary road fund."
3. By striking from line 18 the numerals " 1975 " and inserting in lieu thereof the numerals "1976".

Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3247$ was not germane.

The Speaker ruled the point not well taken and amendment H-3247 germane.

Stromer of Hancock moved the adoption of amendment H-3247.

Roll call was requested by Stromer of Hancock and Drake of Muscatine.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-3247$ be adopted?"
The ayes were, 40:

| Bennett | Dyrland | Kreamer | Schroeder |
| :---: | :---: | :---: | :---: |
| Bortell | Egenes | Lageschulte | Stephens |
| Branstad | Evans | Lindeen | Stromer |
| Clark | Fullerton | McElroy | Tauke |
| Crabb | Gentleman | Menke | Tofte |
| Crawford | Halvorson | Millen | Varley |
| Daggett | Hansen | Miller, K. D. | Welden |
| Danker | Harvey | Nealson | West |
| Den Herder | Hennessey | Pellett | Wulff |
| Drake | Jordan | Readinger | Wyckoff |
| The nays were, 53 : |  |  |  |
| Anderson | Dunton | Hullinger | Miller, A. V. |
| Avenson | Fitzgerald | Husak | Miller, O. L. |
| Baker | Gilloon | Hutchins | Monroe |
| Bina | Griffee | Jesse | Newhard |
| Brandt | Hargrave | Jochum | Nielsen |
| Brunow | Harper | Koogler | Norland |
| Byerly | Higgins | Krause | Patchett |
| Connors | Hines | Lonergan | Pavich |
| Cusack | Hinkhouse | Mennenga | Perkins |
| Dieleman | Horn | Middleswart | Poncy |
| Doyle | Howell | Middleton | Rinas |

Scheelhaase
Small
Spear
Absent or not voting, 7:

| Bittle | Caffrey | Lipsky | O'Halloran |
| :--- | :--- | :--- | :--- |
| Brockett | Junker | Oakley |  |

Spencer
Svoboda Junker

Walter
Wells

Lipsky
Oakley

Woods
Mr. Speaker

Amendment H-3247 lost.
Branstad of Winnebago offered the following amendment $\mathrm{H}-3250$ filed by him from the floor and moved its adoption:
H-3250
1 Amend House File 368 as follows:
2 1. Page 1, by striking lines 17 through 25
3 and inserting in lieu thereof the following:
"Sec. ..... There is appropriated from the general fund of the state to the state department of transportation the sum of fourteen million three hundred thousand $(14,300,000)$ dollars for use as matching funds for projects which will be eligible to receive federal funds and to be distributed in the following manner:

1. To the primary road fund for highway and bridge projects . $\$ 7,100,000$
2. To the secondary road fund of the counties for allocation as provided by law to the counties for secondary road and bridge projects 5,200,000
3. To the street construction fund to be allocated to cities as provided by law for street and bridge projects ............................2,000,000

Sec. ..... Notwithstanding the provisions of chapter eight (8) of the Code, all unencumbered or unobligated balances of appropriations made under this Act shall on June 30, 1976 be credited to the road use tax fund."
2. By renumbering the remaining section.

Roll call was requested by Branstad of Winnebago and Nealson of Muscatine.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-3250$ be adopted?"
The ayes were, 41:

| Bennett | Evans | Lageschulte | Schroeder <br> Bortell |
| :--- | :--- | :--- | :--- |
| Branstad | Fullerton | Lindeen | Stephens |
| Clark | Gentleman | McElroy | Stromer |
| Crabb | Gilloon | Menke | Tauke |
| Crawford | Halvorson | Mansen | Millen |
| Daggett | Harvey | Miller, K. D. | Tofte |
| Danker | Henrley |  |  |
| DenHerder | Hornessey | Pealson | Pellett |
| Drake | Jordan | Perkins | West |
| Egenes | Kreamer | Readinger | Wulff |
| Wyckoff |  |  |  |


| The nays were, 53: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson | Fitzgerald | Jochum |  |
| Avenson | Griffee | Koogler | Patchett |
| Baker | Hargrave | Krause | Pavich |
| Bina | Harper | Lonergan | Rinas |
| Brandt | Higgins | Mennenga | Scheelhaase |
| Brunow | Hines | Middleswart | Small |
| Byerly | Hinkhouse | Middleton | Spear |
| Caffrey | Horn | Miller, A. V. | Spencer |
| Connors | Howell | Miller, O. L. | Svoboda |
| Cusack | Hullinger | Monroe | Walter |
| Dieleman | Husak | Newhard | Wells |
| Doyle | Hutchins | Nielsen | Woods |
| Dunton | Jesse | Norland | Mr. Speaker |
| Dyrland |  |  |  |
| Absent or not voting, 6: |  |  |  |
| Bittle | Junker | Oakley | O'Halloran |
| Brockett | Lipsky |  |  |

Amendment H-3250 lost.
Clark of Lee moved to reconsider the vote by which amendment $\mathrm{H}-3246$ failed to be adopted by the House.

Roll call was requested by Millen of Van Buren and Nealson of Muscatine.

On the question "Shall the motion to reconsider amendment H-3246 prevail?"

The ayes were, 37:

| Bennett | Dieleman | Kreamer | Nealson |
| :---: | :---: | :---: | :---: |
| Bina | Drake | Lageschulte | Readinger |
| Bortell | Egenes | Lindeen | Spear |
| Branstad | Fullerton | McElroy | Tauke |
| Byerly | Gentleman | Menke | Tofte |
| Clark | Halvorson | Mennenga | Varley |
| Crabb | Hansen | Millen | Welden |
| Crawford | Harvey | Miller, K. D. | West |
| Daggett | Jordan | Monroe | Wulff |
| Den Herder |  |  |  |
| The nays were, 52: |  |  |  |
| Anderson | Gilloon | Jesse | Perkins |
| Avenson | Griffee | Jochum | Poncy |
| Baker | Hargrave | Koogler | Rinas |
| Brandt | Harper | Krause | Scheelhaase |
| Brunow | Hennessey | Lonergan | Small |
| Caffrey | Higgins | Middleswart | Spencer |
| Connors | Hines | Middleton | Stephens |
| Cusack | Hinkhouse | Miller, A. V. | Svoboda |
| Doyle | Horn | Miller, O. L. | Walter |
| Dunton | Howell | Newhard | Wells |
| Dyrland | Hullinger | Norland | Woods |
| Evans | Husak | Patchett | Wyckoff |
| Fitzgerald | Hutchins | Pavich | Mr. Speaker |

Absent or not voting, 11:

| Bittle | Junker | Oakley | Schroeder |
| :--- | :--- | :--- | :--- |
| Brockett | Lipsky | O'Halloran | Stromer |
| Danker | Nielsen | Pellett |  |

The motion lost.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 368)
The ayes were, 92:

| Anderson | Egenes | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Kreamer | Poncy |
| Baker | Fitzgerald | Lageschulte | Readinger |
| Bennett | Fullerton | Lindeen | Rinas |
| Bina | Gilloon | Lonergan | Scheelhaase |
| Bortell | Griffee | McElroy | Schroeder |
| Brandt | Halvorson | Menke | Small |
| Branstad | Hansen | Mennenga | Spear |
| Brunow | Hargrave | Middleswart | Spencer |
| Byerly | Harper | Middleton | Stephens |
| Caffrey | Harvey | Millen | Stromer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Hines | Miller, K. D. | Tauke |
| Crabb | Hinkhouse | Miller, O. L. | Tofte |
| Crawford | Horn | Monroe | Varley |
| Cusack | Howell | Nealson | Walter |
| Daggett | Hullinger | Newhard | Welden |
| Den Herder | Husak | Nielsen | Wells |
| Dieleman | Hutchins | Norland | West |
| Doyle | Jesse | O'Halloran | Woods |
| Drake | Jochum | Patchett | Wulff |
| Dunton | Jordan | Pavich | Wyckoff |
| Dyrland | Koogler | Pellett | Mr. Speaker |
| The nays were, 2: |  |  |  |
| Danker | Gentleman |  |  |
| Absent or not voting, 6: |  |  |  |
| Bittle | Higgins | Lipsky | Oakley |
| Brockett | Junker |  |  |

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

## MOTION TO RECONSIDER LOST <br> (House File 368)

Brunow of Appanoose moved to reconsider the vote by which House File 368 passed the House.

A non-record roll call was requested.
The ayes were 19 , nays 67 .
The motion lost.
Brunow of Appanoose asked and received unanimous consent that House File 368 be immediately messaged to the Senate.

## SPONSOR WITHDRAWN <br> (House File 215)

Brockett of Marshall requested that his name be withdrawn as a sponsor on House File 215.

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber when the vote was taken on Senate File 90 and amendments $\mathrm{H}-3246, \mathrm{H}-3247$ and $\mathrm{H}-3250$ to House File 368. Had I been present I would have voted "aye" on Senate File 90 and "nay" on amendments $\mathrm{H}-3246, \mathrm{H}-3247$ and $\mathrm{H}-3250$ to House File 368.

O'HALLORAN of Black Hawk

## SUBCOMMITTEE OF HUMAN RESOURCES

Higgins of Scott, chairman of the committee on human resources announced the following subcommittee assignments:

Housing Authority<br>Cusack, Chairman<br>Anderson<br>Monroe<br>Crawford<br>Tofte

SUBCOMMITTEE ASSIGNMENTS

House File 40
County Government
West, Chairman
Miller of Calhoun
Hutchins
House File 187
Human Resouces
Lipsky, Chairman
Anderson
Tofte
House File 224
State Government
Monroe, Chairman
Hines
Brandt
Drake
Crawford
House File 237
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

House File 259
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 260
Commerce
Krause, Chairman
Doyle
Egenes
House File 261
Commerce
Krause, Chairman
Small
McElroy
House File 270
Commerce
Bina, Chairman
Egenes
Evans
House File 272
Commerce
McElroy, Chairman
Jordan
Tauke

House File 283
Commerce
Hennessey, Chairman
Evans
Jordan
House File 300
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Nealson of Muscatine
Readinger
House File 307
Cities and Towns
Clark, Chairman
Newhard
Anderson
Lipsky
Dieleman
House File 313
Agriculture
Scheelhaase, Chairman
Jordan
Crabb

House File 315
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 316
Commerce
Brockett, Chairman
Lonergan
Millen
House File 320
Commerce
Bina, Chairman
Egenes
Evans
House File 321
State Government
Monroe, Chairman
Hines
Brandt
Drake
Crawford
House File 322
Natural Resources
Perkins, Chairman
Halvorson
Hinkhouse
House File 323
Natural Resources
Scheelhaase, Chairman
Branstad
Avenson
House File 325
State Government
Monrae, Chairman
Patchett
Fullerton
House File 328
Human Resources
Monroe, Chairman
Schroeder
Miller of Buchanan
House File 330
Commerce
Hennessey, Chairman
Evans
Jordan
House File 337
Judiciary and Law Enforcement
Bittle, Chairman
Oakley
Brandt
House File 338
State Government
Junker, Chairman
Connors
Dieleman

House File 339
State Government
Dieleman, Chairman
Harvey
Svoboda
House File 342
Commerce
Doyle, Chairman
Krause
Millen
House File 343
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 348
Labor and Industrial
Relations
Pavich, Chairman
Jochum
McElroy
House File 350
Commerce
Brockett, Chairman
Bina
Lonergan
House File 352
Judiciary and Law
Enforcement
Oakley, Chairman
Gentleman
Brandt
House File 353
State Government
Monroe, Chairman
Patchett
Fullerton
House File 354
State Government
Crawford, Chairman
Dieleman
Harvey
House File 355
Commerce
Bina, Chairman
Evans
Lonergan
House File 358
Ways and Means
Hutchins, Chairman
Baker
Daggett
Middleton
Junker

House File 359
Education
Dyrland,Chairman
Mennenga
Spear
Bennett
Crawford
House File 361
Judiciary and Law Enforcement
Higgins, Chairman
Brandt
Clark
House File 362
Commerce
Bina, Chairman
Evans
Lonergan
House File 363
Natural Resources
Hullinger, Chairman
Branstad
Spencer
House File 364
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 365
Agriculture
Crabb, Chairman
Bennett
Danker
House File 366
Natural Resources
Perkins, Chairman
Halvorson
Hinkhouse
House File 367
Judiciary and Law Enforcement
Higgins, Chairman
Brandt
Clark
House File 369
Judiciary and Law Enforcement
Oakley, Chairman
Bittle
Jesse
House File 370
Agriculture
Miller of Cerro Gordo, Chairman
Miller of Calhoun
Bennett

House File 373
Judiciary and Law Enforcement Oakley, Chairman Bittle
Jesse
House File 377
Commerce
McElroy, Chairman Hennessey
Jordan
House File 378
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 379
Commerce
Halvorson, Chairman
Hennessey
Jordan
House File 387
Natural Resources
Branstad, Chairman
Avenson
Pellett

House File 390
Human Resources
Readinger, Chairman
Caffrey
Den Herder
House File 397
Natural Resources
Halvorson, Chairman
Hinkhouse
O'Halloran
House File 400
Labor and Industrial Relations
Gilloon, Chairman
Poncy
Brockett
House File 402
Agriculture
Svoboda, Chairman
Miller of Calhoun
Pellett
House Joint
Resolution 7
Human Resources
Den Herder, Chairman
Brunow
Lonergan

House Joint
Resolution 11
State Government
Fullerton, Chairman
Norland
Connors
House Joint
Resolution 12
State Government
Brandt, Chairman
Crawford
Svoboda
Senate File 147
Judiciary and Law Enforcement
Oakley, Chairman
Bittle
Jesse
Senate File 203
Agriculture
Svoboda, Chairman
Miller of Calhoun
Pellett

STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## ENERGY

2. To create an energy research and development fund within the Energy Policy Council.

Hullinger, Chairman
Griffee
Perkins
Gentleman
Welden
8. To encourage the use of solar energy systems for heating and cooling.

Howell, Chairman
Avenson
Jochum
Spencer
Den Herder
4. Relating to a change in contracting procedures for the purchase of coal.

Howell, Chairman
Avenson
Jochum
Spencer
Den Herder

## HUMAN RESOURCES

29. To provide for change of sex on birth certificates. Miller of Buchanan, Chairman Crawford
Lonergan
30. Relating to fees for processing and copies of vital records.

Den Herder, Chairman
Brunow
Tofte
31. Relating to the licensing of mobile home parks. Hansen, Chairman
Anderson
Caffrey
32. Permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery.

Hargrave, Chairman
Cusack
Hansen

## REPORTS OF COMMITTEES

Connors of Polk, from the committee on labor and industrial relations, submitted the following report:

Mr. Speaker: Your committee on labor and industrial relations to whom was referred House File 243, a bill for an act relating to absence of public employees for pregnancy and recovery from pregnancy and to provide a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3251
1 Amend House File 243 as follows:
2 1. Page 1, line 17, by inserting after the word
3 "pregnancy" the words "when supported by the
4 verification of the attending physician that such
5 absence is necessary in the best interest of the
6 health and well-being of the individual".
7 2. Amend the title page, by striking lines 2 and
83 and inserting in lieu thereof the following:
9 "pregnancy and recovery from pregnancy."

## CONNORS of Polk, Chairman

Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Speaker: Your committee on human resources to whom was referred House file 332, a bill for an act to establish a service program for the deaf within the department of health, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3249
Amend House File 332 as follows:

1. Page 1, by striking lines 3,4 and 5 and inserting in lieu thereof the following:
"1. "Deaf" or "deafness" refers to a hearing handicap which impairs the ability of the handicapped person to avail himself or herself of one or more community services."
2. Page 1, line 6, by inserting after the word "include" the words "interpretation services for persons who are deaf,".
3. Page 1, line 28, by striking the word "deaf".
4. Page 1, line 29, by striking everything before the period in that line and inserting in lieu thereof the words "to whom human speech is unintelligible with or without use of amplification".
5. Page 2, line 3, by inserting after the period the words "Members of the advisory committee shall serve without compensation, but shall receive reimbursement for the actual and necessary expenses incurred in the performance of their official duties as members of the committee."
6. Page 2, line 23, by striking the words "deaf people" and inserting in lieu thereof the word "deafness".
7. Page 2, line 30, by striking the word "expanding" and inserting in lieu thereof the word "extending".

## HIGGINS of Scott, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speakrr: Your committee on appropriations to whom was referred Senate File 165, a bill for an act relating to the report commonly known as the state salary book, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3252
1 Amend Senate File 165, as amended and passed by
2 the Senate as follows:
3 Page 1, lines 21 and 22 by striking the words
4 "one dollar" and inserting in lieu thereof the words
5 "fve dollars".
DUNTON of Keokuk, Chairman
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, March 10, 1975.

## JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day-Fortieth Session Day

## Hack of the House of Rbpresentatives Des Monnes, Lowa, Monday, Marce 10, 1975

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

Prayer was offered by the Reverend John Kerr, pastor of the United Presbyterian Church, Rockwell City, Iowa.

The Journal of Friday, March 7, 1975, was approved.

LEGISLATIVE PHYSICIANS FOR THE DAY
Dr. Tony R. Kunz and Dr. Leonard Masters, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Koogler of Mahaska on request of Middleswart of Warren; Dyrland of Clayton on request of Gilloon of Dubuque.

## PRESENTATION OF VISITORS

Daggett of Adams presented to the House Annette Lundgaard, from Oslo, Norway, a foreign exchange student attending Bedford High School, Bedford, Iowa.

The Speaker announced the following visitors were present in the House chambers:

Seventy-eight students from Cornell Elementary School, Saydel District, Des Moines, Iowa, accompanied by Mrs. Pittman and Mr. Twit. By Byerly of Polk.

Ten students from the government class at Bedford Community High School, Bedford, Iowa, accompanied by Mr. Henderson and Mr. Moen. By Daggett of Adams.

Thirty seniors from Nora Springs-Rock Falls Junior-Senior High School, Nora Springs, Iowa, accompanied by Frank Altman. By Howell of Floyd.

Forty members of the distributive education classes of the Decorah Community School and North Fayette County Community School of West Union, Iowa, accompanied by Rich Gaard and Dennis Wubbena. By Tofte of Winneshiek.

## PETITIONS FILED

The following petitions were received and placed on file:
By Wyckoff of Benton from forty-seven teachers of the Vinton Community School District, Vinton, Iowa, requesting the eight percent growth rate in the present school aid law be increased substantially.

By Bina of Scott from ninety-six members of the greater board of realtors of Scott County in support of Senate File 53, an act to establish the license and qualifications of real estate apprentice salesmen.

By Crabb of Crawford from twenty-six residents of Crawford County in favor of studying water pollution and causes of water pollution and ways to stop and prevent water pollution.

By Krause of Palo Alto from eleven residents of Henry County favoring the fifty-five mile per hour speed limit.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 243 and 332 and Senate File 165, under Rule 36.

## INTRODUCTION OF BILLS

House File 424, by committee on appropriations, a bill for an act to appropriate and authorize expenditures for centralized printing, centralized purchasing and the vehicle dispatcher.

Read first time and placed on appropriations calendar.
House File 425, by committee on transportation, a bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties for violations.

Read first time and placed on the calendar.
House File 426, by West, a bill for an act relating to safeguarding of and accounting for moneys and other property of residents of county care facilities.

Read first time and referred to committee on county government.

House File 427, by West, Welden, Crabb, Tofte, Rinas, Brunow and Bennett, a bill for an act relating to the election of presidential electors.

Read first time and referred to committee on state government.
House File 428, by Egenes, Anderson, Readinger, Cusack and Monroe, a bill for an act to permit a surviving spouse fifty-five years of age or older and otherwise qualified to file for additional property tax relief.

Read first time and referred to committee on ways and means.
House File 429, by Hullinger and Brunow, a bill for an act relating to the method of selection of grand and petit jurors.

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

House File 430, by Lipsky, Doyle, Middleton and Newhard, a bill for an act relating to the conducting of an autopsy on deceased persons confined in certain state correctional institutions at death.

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

## HOUSE INSISTS

## (Senate Concurrent Resolution 6)

Fitzgerald of Webster called up for consideration Senate Concurrent Resolution 6, establishing the joint rules for the Sixtysixth General Assembly, and moved that the House insist on its amendments.

A non-record roll call was requested.
The ayes were 54 , nays 39 .
The motion prevailed and the House insists on its amendments.

> CONSIDERATION OF BILLS
> APPROPRIATIONS CALENDAR
> (House File 112 Referred)

House File 112, a bill for an act to repeal chapter five hundred sixty-eight (568) of the Code relating to the sale of certain islands and abandoned river channels, was taken up for consideration.

Griffee of Chickasaw asked and received unanimous consent
that House File 112 be referred back to the committee on appropriations.

House File 334, a bill for an act appropriating funds to the Iowa state commerce commission and the department of public defense and providing for the deposit of receipts of such departments in the general fund of the state, was taken up for consideration.

Varley of Adair offered the following amendment H-3163 filed by Varley, et al., and moved its adoption:
H-3163
1 Amend House File 334 as follows:
2 1. Page 1, line 17, by striking the figures
3 " 864,599 " and inserting in lieu thereof the figures
4 "904,092".
5 2. Page 1, line 19, by striking the figures
"219,759" and inserting in lieu thereof the figures " 225,059 ".

Roll call was requested by Varley of Adair and Kreamer of Polk.

On the question "Shall amendment H—3163 be adopted?"
The ayes were, 40 :

| Bennett <br> Bittle | Den Herder <br> Dorake |
| :--- | :--- |
| Bortell |  |
| Branstad | Egenes |
| Brockett | Evans |
| Clark | Fullerton |
| Crabb | Gentleman |
| Crabuford | Halvorson |
| Crawfong | Hansen |
| Daggett | Harvey |
| Danker | Junker |


| Kreamer | Pellett |
| :--- | :--- |
| Lageschulte | Schroeder |
| Lindeen | Stephens |
| Lipsy | Stromer |
| McElroy | Svoboda |
| Menke | Tauke |
| Millen | Tofte |
| Nealson | Varley |
| Newhard | West |
| Oakley | Wulff |

Krause Perkins
Lonergan Poncy
Middleswart Readinger
Middleton
Miller, A. V.
Miller, K. D.
Miller, O. I.
Monroe
Nielsen
Norland
O'Halloran
Patchett
Pavich
Rinas
Scheelhaase
Spear
Spencer
Walter
Welden
Wells
Woods
Wyckoff
Mr. Speaker

Dunton
Fitzgerald
Absent or not voting, 6:
Dyrland Higgins

Amendment H-3163 lost.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 334)
The ayes were, 93 :

| Anderson | Dunton |
| :--- | :--- |
| Avenson | Egenes <br> Baker <br> Bennett |
| Bina | Fitzgerald |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Brandt | Gilloon |
| Branstad | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Husak |
| Dieleman | Hutthins |
| Doyle | Jesse |
| Drake | Jochum |
|  |  |

The nays were, 1:
Nealson
Absent or not voting, 6:

| Dyrland | Koogler | Kennenga |
| :--- | :--- | :--- |
| Higgins | Krause |  |

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

House File 399, a bill for an act to appropriate for programs under the jurisdiction of the Iowa commission for the blind, the bonus board, and the educational radio and television division of the department of general services, was taken up for consideration.

Stromer of Hancock offered the following amendment H-3243 filed by him and moved its adoption:
H-3243
1 Amend House File 399 as follows:
2 Page 1, after line 29, insert the following:
3 "For the production of two series known as
4 the "Iowa History" and "Farm Digest" .\$315,000".

Roll call was requested by Stromer of Hancock and Menke of O'Brien.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3243 be adopted?"
The ayes were, 37:

| Bennett | Egenes <br> Bittle |
| :--- | :--- |
| Branstad | Evans |
| Brockerton | Gullerteman |
| Blark | Halvorson |
| Crabb | Hansen |
| Crawford | Junker |
| Daggett | Kreamer |
| Danker | Lageschulte |
| Drake |  |

The nays were, 56 :

| Anderson | Dunton <br> Avenson |
| :--- | :--- |
| Fitzgerald |  |
| Baker | Gilloon |
| Bina | Griffee |
| Bortell | Hargrave |
| Brandt | Harper |
| Brunow | Hennessey |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |

Absent or not voting, 7:

| Dyrland |  |
| :--- | :--- |
| Harvey | Higgins |
| Koogler |  |


| JesseJochumJordanJordanKrauseLonerganMiddeswaMMiddlewonMillertonMorroMonroerNewhardNiesenPatchettPavich |
| :---: |
|  |  |
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|  |  |
|  |  |

Poncy
Readinger
Rinas
Scheelhaase
Spear
Spencer
Svoboda
Walter
Welden
Wells
West
Woods
Wyckoff
Mr. Speaker

Harvey
Koogler
Mennenga
Varley
Amendment H-3243 lost.
Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 399)
The ayes were, 92 :

| Anderson | Byerly <br> Avenson | Caffrey | Drake <br> Dunton |
| :--- | :--- | :--- | :--- |
| Baker | Clark | Egenes | Hargrave <br> Bennett |
| Corper |  |  |  |
| Bina | Crawford | Evans | Harvey |
| Bittle | Cusack | Fitzgerald | Hennessey |
| Bortell | Diglerton | Higgins |  |
| Brandt | Daggett | Gentleman | Hink |
| Branstad | Denker Herder | Gilloon | Grffee |
| Brockett | Dieleman | Harn |  |
| Brunow | Doyle | Hanserson | Howell |
| Hullinger |  |  |  |

Hutchins
Jesse
Jochum
Jordan
Junker
Krause
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy

Menke
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Spear
Spencer

Stephens
Stromer
Svoboda
Tauke
Tofte
Walter
Wells
West
Woods
Wulff
Wyckoff Mr. Speaker

The nays were, none.
Absent or not voting, 8:

| Crabb | Koogler | Nealson | Varley |
| :--- | :--- | :--- | :--- |
| Dyrland | Mennenga | Small | Welden |

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

## HOUSE CONCURRENT RESOLUTION <br> 23

By O'Halloran, Miller of Calhoun, Brandt, Lipsky, Lonergan, Egenes, McElroy, Svoboda, Harper and Gentleman

Whereas, there is a growing awareness today of the significant contributions that women have made to our country's development, its culture, and its social and economic life; and

Whereas, the entry of women into the labor force in increasing numbers has strengthened and expanded our economy, and in that labor force there still exist intolerable discriminations and inequities between men and women; and

Whereas, the 14th Amendment to the United States Constitution requires that all citizens be provided equal protection under the law, and due process of law; and

Whereas, Title VII of the Civil Rights Act of 1964 as amended in 1972 prohibits sex discrimination in hiring, promotion, discharge, and all terms and conditions of employment; and

Whereas, the State of Iowa has been in the forefront in the movement toward equality of women, specifically through ratification of the Equal Rights Amendment to the United States Constitution, the passage of the Iowa Civil Rights Act of 1965, the School Standards Act of 1974, the issuance by Governor Ray of Executive Order No. 15, which requires that every state agency examine its practices with respect to the employment and promotion of women and take affirmative steps, correct existing unfair patterns and practices that

## Page 2

1 women employed by state agencies; and
Whereas, the United Nations has designated 1975 as In-
3 ternational Women's Year and called for action "to promote
4 equality between men and women, to integrate women into the

Laid over under Rule 25.

## HOUSE RESOLUTION 11

By Koogler of Mahaska
Whereas, the city of Bussey, Iowa is nearing the one hundredth anniversary of its incorporation as a city; and

Whereas, the citizens of Bussey, Iowa are preparing for a celebration to commemorate the one hundredth anniversary of the city's incorporation, Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Bussey, Iowa in commemoration of the one hundredth anniversary of its incorporation; and Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Bussey who are in charge of making preparations for the one hundredth anniversary celebration.
Laid over under Rule 25.

## HOUSE RESOLUTION 12

By Koogler of Mahaska
Whereas, the city of Tracy, Iowa is nearing the one hundredth anniversary of its incorporation as a city; and

Whereas, the citizens of Tracy, Iowa are preparing for a celebration to commemorate the one hundredth anniversary of the city's incorporation, Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the

[^22]Laid over under Rule 25.

## COMMUNICATION FROM THE IOWA STATE ARTS COUNCIL

There is on file in the office of the Chief Clerk a copy of the biennium report for 1972-1974 from the Iowa State Arts Council.

## SPONSOR WITHDRAWN <br> (House File 248)

Nealson of Muscatine requested that his name be withdrawn as a sponsor of House File 248.

> EXPLANATION OF VOTE
> (Senate File 90 and House File 368 )

I was necessarily absent from the House chamber when the vote was taken on Senate File 90 and House File 368. Had I been present, I would have voted "aye".

OAKLEY of Clinton

## CONFERENCE COMMITTEE APPOINTED

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate Concurrent Resolution 6: Fitzgerald of Webster, Chairman ; Nielsen of Polk and Millen of Van Buren.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 7, 1975, he approved and transmitted to the Secretary of State the following bills:
S. F. 70-an act relating to road machinery.
S. F. 115-an act to provide for payment of the Lieutenant Governor's salary and expenses from funds specifically appropriated to the office of the Lieutenant Governor.
S. F. 116-an act relating to the compensation paid to members of the Board of Law Examiners and Temporary Examiners appointed by the Supreme Court.

## SUBCOMMITTEE ASSIGNMENT

Rinas of Linn and Hutchins of Guthrie announced the following joint subcommittee of the committees on cities and towns and county government to explore alternatives to House File 375: Bina, chairman; Walter, Junker, Lindeen, Hinkhouse and Miller of Calhoun.

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 424, a bill for an act to appropriate and authorize expenditures for centralized printing, centralized purchasing and the vehicle dispatcher, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

$\mathrm{H}-3255$
1 Amend the committee on agriculture amendment
$2 \mathrm{H}-3241$, to House File 215, page 4, line 10, by
3 inserting after the word "are" the word "not".
WYCKOFF of Benton
H-3254
1 Amend House File 409 as follows:
2 1. Page 1, line 27, by inserting after the word "application" the words "for exemption of property to be used for commercial and industrial purposes".
2. Page 1, line 33, by inserting after the period the sentence: "Application for exemption of property to be used for noncommercial or nonindustrial purposes, including home and farm use, shall not require a certificate from the energy policy council and the determination of eligibility for tax exemption shall be made by the assessing authority."
3. Page 2, line 1, by inserting after the period the sentence: "Review of a determination by an assessing authority may be sought from the board of review as provided in chapter four hundred forty-one (441) of the Code."

EVANS of Grundy
H-3253
1 Amend House File 416 as follows:
2 1. Page 1, by striking lines 12 through 22 and
3 inserting in lieu thereof the following:
"Sec. 2. This Act, being deemed of immediate
5 importance, shall take effect and be in force from

6 and after its publication in the West Des Moines
7 Express, a newspaper published in West Des Moines,
8 Iowa, and in the Highland Park News, a newspaper
published in Des Moines, Iowa."
2. Amend the title page, line 2, by striking the words "and making the act retroactive".

KREAMER of Polk

## H-3256

1 Amend Senate File 39 as follows:
2 1. Page 5, line 3 by striking the word "twenty"
3 and inserting in lieu thereof the word "fifteen".
4 2. Page 5 , line 19 by striking the word "ninety"
5 and inserting in lieu thereof the word "seventy-five".
SCHROEDER of Pottawattamie
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, March 11, 1975.

## JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day-Forty-first Session Day
Hall of the House of Rhpresentatives
Des Moines, IOwa, Tuesday, March 11, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend William Temple, pastor of the First Baptist Church, Leon, Iowa.

The Journal of Monday, March 10, 1975, was approved.

## Legislative physician for the day

Dr. Joseph Spearing, Harlan, Iowa.

## LEAVE of absence

Leave of absence was granted as follows:
Kreamer of Polk for the remainder of the week on request of Welden of Hardin; Varley of Adair on request of Stromer of Hancock.

## PRESENTATION OF VISITORS

Baker of Buena Vista presented to the House Vicki Schoer, member of the Clay Central High School basketball team and high scorer for girls in the state, averaging sixty points per game.

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

Forty-five juniors from the American government class of Gilmore City-Bradgate Junior-Senior High School, Gilmore City, Iowa, accompanied by Mrs. Juelfs. By Cochran of Webster.

Twenty-three members of the Clay Central High School girls basketball team from Royal, Iowa, accompanied by Coach Jim McDonnell. By Baker of Buena Vista.

Eighty sixth grade students from Greenwood School, Des Moines, Iowa, accompanied by Mrs. Carlson. By Gentleman of Polk.

## PETITIONS FILED

The following petitions have been received and placed on file:
By Caffrey of Polk from four hundred seventy-one residents of Polk, Marion, Boone, Warren, Dallas and Story Counties in favor of pari-mutuel betting and House File 198.

By Wells of Linn, from twenty-eight residents of Linn County in favor of providing reimbursement for enrollment of senior citizens in certain courses offered by area schools.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 424, under Rule 36.

## INTRODUCTION OF BILLS

House File 431, by committee on appropriations, a bill for an act relating to and making an appropriation to state regulatory agencies established for the regulation of banking, beer and liquor control, campaign finance disclosure, insurance, real estate, and those subjects regulated by the secretary of state.

Read first time and placed on appropriations calendar.
House File 432, by committee on transportation, a bill for an act relating to the requirement that motor vehicles be inspected upon transfer and providing a penalty.

Read first time and placed on the calendar.
House File 433, by committee on energy, a bill for an act relating to the establishment and administration of a railroad assistance fund for improvement of branch line railroad roadbeds, track, track structure, and other appurtenances of railroad right-of-way.

Read first time and placed on the calendar.
House File 434, by Wells, West, Woods, McElroy and Middleton, a bill for an act providing for an automatic cost-of-living salary adjustment for certain state employees and making an appropriation.

Read first time and referred to committee on appropriations.
House File 435, by Newhard, Middleton, Doyle and Lipsky, a bill for an act relating to compensation for inmates and prisoners.

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

House File 436, by Newhard, Middleton, Doyle and Lipsky, a bill for an act relating to the supervision of probationers and parolees.

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

House File 437, by Crabb, a bill for an act to provide an additional homestead tax credit for persons sixty-five years of age or older.

Read first time and referred to committee on ways and means.
House File 438, by Jordan, Miller of Buchanan and Rinas, a bill for an act relating to intestate succession and the rules of inheritance.

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

House File 439, by Doyle, Middleton and Newhard, a bill for an act relating to the juvenile court and dependent, delinquent, and neglected children.

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

House File 440, by Doyle, Newhard, Middleton, Lipsky and Welden, a bill for an act relating to probation after commitment.

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

House File 441, by Branstad, a bill for an act relating to the use of force, violence, or threats to impede any person from engaging in lawful employment or educational pursuit and providing penalties.

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

House File 442, by Doyle, a bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.

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

House File 443, by Avenson, a bill for an act relating to the destruction of weeds by spraying.

Read first time and referred to committee on agriculture.

House File 444, by Branstad, a bill for an act relating to the penalty provided for refusal to employ on the basis of union membership.

## Read first time and referred to committee on labor and industrial relations.

House File 445, by Branstad, a bill for an act relating to unlawful labor practices.

Read first time and referred to committee on labor and industrial relations.

House File 446, by Crabb, a bill for an act relating to the proceeds from the sale of confiscated items.

Read first time and referred to committee on transportation.
House File 447, by Middleswart and Daggett, a bill for an act relating to the civil defense and emergency planning of this state.

Read first time and referred to committee on state government.
House File 448, by Cusack, Higgins, Fitzgerald, Jesse, Avenson, Oakley, Varley, Drake, Hargrave, Small, Bina, Dyrland, Norland, Dunton, Wells, Crawford, Bittle, Middleswart, Harvey, Byerly, Monroe, Connors, Clark, Newhard, Patchett, Horn, Rinas, O'Halloran, Lipsky, Middleton, Harper, Griffee, Caffrey, Hines, Readinger, Krause, Husak, Mennenga, Walter, Jochum, Howell, Miller of Cerro Gordo, Svoboda, Poncy, Brandt, Miller of Buchanan, Hutchins, Hennessey, Gentleman, Gilloon, Baker, Lonergan, Pavich, Dieleman, Perkins, Hinkhouse, Wulff, Woods, Halvorson, Tauke and Junker (Gluba, Murray, Kinley, Lamborn, Palmer, Miller of Marshall, Andersen, Doderer, Hill of Polk, Carr, Coleman, Culver, Gallagher, Heying, Junkins, Merritt, Miller of Des Moines, Nolting, Orr, Redmond, Robinson, Rodgers, Scott, Sovern and Willits), a bill for an act establishing the Iowa housing finance authority, and prescribing its powers and duties.

Read first time and referred to committee on human resources.
House File 449, by Cusack, Oakley, O'Halloran, Avenson, Crawford and Hargrave, a bill for an act to establish a utility services stamp program for senior citizens and to prescribe penalties.

Read first time and referred to committee on energy.
House File 450, by committee on transportation, a bill for an act relating to vehicle registration by revising the registration
filing system, requiring a bond to be posted in situations where vehicle ownership is not established, providing for publication of notice regarding vehicle registration renewals, increasing motorcycle and hearse registration fees, providing for receipt of new registration for all vehicles transferred in December, and relating to the base price of a vehicle for registration purposes, subject to penalties provided by law.

Read first time and placed on the calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 14, by Brandt, Gilloon, Cusack, Higgins, Patchett and Bina, a joint resolution proposing an amendment to the Constitution of the State of Iowa to permit the governor to assign executive duties to the lieutenant governor.

Read first time and referred to committee on state government.
House Joint Resolution 15, by Spear, Dieleman, Svoboda, Anderson and Dyrland, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide a method to determine if the governor is disabled or, if he has been declared disabled, to determine if the disability has been removed.

Read first time and referred to committee on state government.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 7, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 48, a bill for an act relating to lifetime fishing and hunting licenses for resident senior citizens.

Also: That the Senate has on March 7, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 105, a bill for an act relating to registration fees for airmen, aeronautics instructors, and aircraft used for the application of herbicides and pesticides.

Also: That the Senate has on March 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 24, a bill for an act relating to registration fees for special trucks.

Also: That the Senate has on March 7, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 124, a bill for an act relating to the transfer of county funds.

Also: That the Majority Leader of the Senate has appointed as members of the conference committee on Senate Concurrent Resolution 6, a resolution establishing joint rules of the General Assembly, on the part of the Senate: The Senator from Polk, Mr. Palmer, chairman; the Senator from Wapello, Mr. Glenn; and the Senator from Muscatine, Mr. Rabedeaux.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 48

## H-3257

1 Amend House File 48, as passed by the House, as follows:

1. Page 1, line 7, by striking the figure
" 7.50 " and inserting in lieu thereof the figure
"6.00".
2. Page 1 , line 8 , by striking the figure
"7.50" and inserting in lieu thereof the figure " 6.00 ".
3. Page 1, line 9, by striking the figure " 10.00 " and inserting in lieu thereof the figure " 8.00 ".
4. Page 1 , line 9 , by adding the following two new sections:
"Sec. 2. Section one hundred ten point one (110.1), lines 14 through 16, Code 1975, are amended to read as follows: All persons legal residents of the state and sixty-five years of age or older, except as otherwise provided $\qquad$ [3.00] 1.25
Sec. 3. Section one hundred ten point one (110.1), lines 36 through 44, Code 1975, are amended to read as follows:

All persons legal residents of the state, and sixty-five years of age or older, except as otherwise provided $\qquad$ [3.00] 1.25
Hunting and fishing combined licenses:
All persons legal residents of the state, except as otherwise provided 8.00

All persons legal residents of the state, and sixty-five years of age or older, except as otherwise provided $\qquad$ [5.00] 2.50"
5. By renumbering the sections and correcting internal references to conform with this amendment.
6. Amend the title, line 1, by inserting after the word "lifetime" the words "and annual".

## REFERRED TO COMMERCE <br> (House File 414)

Small of Johnson asked and received unanimous consent that House File 414, presently on the regular calendar, be referred to the committee on commerce.

## REFERRED TO COUNTY GOVERNMENT <br> (House File 326)

Hutchins of Guthrie asked and received unanimous consent that House File 326, presently on the regular calendar, be referred to the committee on county government.

## REREFERRED TO STATE GOVERNMENT <br> (House File 51)

Monroe of Des Moines asked and received unanimous consent that House File 51, presently on the regular calendar, be rereferred to the committee on state government.

## SENATE AMENDMENT CONSIDERED

Koogler of Mahaska called up for consideration House File 73, a bill for an act relating to the duties of the counsel of the transportation regulation board, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3237
1 Amend House File 73, page 1, line 15, by striking
2 the word "his" and inserting in lieu thereof the
3 words "the counsel's".
A non-record roll call was requested.
The ayes were 79, nays 0.
The motion prevailed and the House concurred in the Senate amendment.

Koogler of Mahaska moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 73)

| The ayes were, 85: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson | Connors | Fitzgerald | Hutchins |
| Avenson | Crabb | Fullerton | Jesse |
| Baker | Crawford | Gentleman | Jochum |
| Bennett | Cusack | Gilloon | Jordan |
| Bina | Daggett | Halvorson | Junker |
| Bittle | Danker | Hansen | Koogler |
| Bortell | Den Herder | Harper | Krause |
| Brandt | Dieleman | Harvey | Lageschalte |
| Branstad | Doyle | Hennessey | Lindeen |
| Brockett | Drake | Higgins | Lonergan |
| Brunow | Dunton | Hinkhouse | McElroy |
| Byerly | Dyrland | Howell | Mennenga |
| Caffrey | Evans | Husak | Middleswait |


| Middleton | Oakley | Small | Walter |
| :--- | :--- | :--- | :--- |
| Millen | Patchett | Spear | Welden |
| Miller, A. V. | Pavich | Spencer | Wells |
| Miller, K. D. | Pellett | Stephens | West |
| Miller, O. L. | Perkins | Stromer | Woods |
| Monree | Poncy | Svoboda | Wulff |
| Nealson | Readinger | Tauke | Wyckoff |
| Newhard | Scheelhaase | Tofte | Mr. Speaker |
| Norland |  |  |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 15: |  |  |  |
| Clark | Hines |  | Lipsky |
| Egenes | Horn | Menke | Rinas |
| Griffee | Hullinger | Nielsen | Schroeder |
| Hargrave | Kreamer | O'Halloran |  |

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

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 172, a bill for an act relating to actions for breach of contract to marry, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 172)
The ayes were, 82:

| Anderson | Dunton | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Junker | Perkins |
| Baker | Egenes | Koogler | Readinger |
| Bennett | Evans | Krause | Scheelhaase |
| Bina | Fitzgerald | Lageschulte | Small |
| Bittle | Fullerton | Lindeen | Spear |
| Brandt | Gentleman | Lonergan | Spencer |
| Branstad | Gilloon | McElroy | Stephens |
| Brockett | Griffee | Menke | Stromer |
| Brunow | Hansen | Mennenga | Svoboda |
| Byerly | Harper | Middleswart | Tauke |
| Caffrey | Harvey | Middleton | Tofte |
| Connors | Hennessey | Millen | Walter |
| Crabb | Higgins | Miller, K. D. | Welden |
| Crawford | Horn | Miller, O. L. | Wells |
| Cusack | Howell | Monroe | West |
| Daggett | Hullinger | Newhard | Woods |
| Danker | Husak | Norland | Wulfi |
| Dieleman | Hutchins | Oakley | Wyckoff |
| Doyle | Jesse | Patchett | Mr. Speaker |
| Drake | Jochum |  |  |

The nays were, 8:

| Bortell <br> Den Herder | Halvorson <br> Hinkhouse | Nealson <br> Pellett | Poncy <br> Absent or not <br> Soting, 10: |
| :--- | :--- | :--- | :--- |
| Clark | Kreamer |  |  |
| Hargrave | Lipsky | Nielsen | Rinas |
| Hines | Miller, A. V. | O'Halloran | Varley |

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

House File 238, a bill for an act relating to the use of polygraph examination during the interview of a prospective employee and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

Jochum of Dubuque offered the following amendment H-3210 filed by the committee on judiciary and law enforcement:

H- 3210
1 Amend House File 238, page 1, by striking all
2 of lines 4 through 8 and inserting in lieu thereof
3 the following:
4
5 employee applying for employment with such employer
6 to take a polygraph examination as a condition for
7 further interview regarding the employment applica-
tion or as a condition of employment, or once hired, as a condition of continued employment."
Newhard of Jones offered the following amendment H-3230 to amendment $\mathrm{H}-3210$ filed by him and moved its adoption:

H- 3230
Amend the committee on judiciary and law
enforcement amendment $\mathrm{H}-3210$, to House File 238, as
follows:

1. Line 4, by inserting after the word
"employer" the following: ", except a government
law enforcement agency during a pre-employment
interview,".
A non-record roll call was requested.
The ayes were 55, nays 30.
Amendment $\mathrm{H}-3230$ was adopted.
On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.
(House File 238 and amendment $\mathrm{H}-3210$, as amended, pending at recess.)

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 451, by committee on agriculture, a bill for an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations.

Read first time and placed on the calendar.
House File 452, by Horn, a bill for an act relating to rules made by boards of directors of school corporations governing use of tobacco, alcohol, and controlled substances by students.

Read first time and referred to committee on education.
House File 453, by Byerly, a bill for an act relating to employment security benefits.

Read first time and referred to committee on labor and industrial relations.

House File 454, by Tauke, a bill for an act relating to the number of bank offices which a bank located in certain cities may establish.

Read first time and referred to committee on commerce.
House File 455, by committee on appropriations, a bill for an act making appropriations to the Iowa state fair board, agricultural societies, the geological survey, and the Iowa natural resources council.

Read first time and placed on appropriations calendar.
House File 456, by Doyle, Middleton and Lipsky, a bill for an act relating to the granting of furloughs to inmates.

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

House File 457, by Krause, a bill for an act making an appropriation from the general fund of the state to the state conservation commission for the shoreline development of Five Island Lake.

Read first time and referred to committee on appropriations.
House File 458, by Lipsky, Doyle, Middleton, Newhard and

O'Halloran, a bill for an act relating to work release programs for inmates of institutions.

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

House File 459, by committee on human resources, a bill for an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery.

Read first time and placed on the calendar.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 18

Fitzgerald of Webster called up for consideration Senate Concurrent Resolution 18 filed on February 26, 1975, and found on page 441 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## BUSINESS PENDING

(House File 238)
The House resumed consideration of House File 238, a bill for an act relating to the use of polygraph examination during the interview of a prospective employee and providing a penalty, and the committee on judiciary and law enforcement amendment $\mathrm{H}-3210$ as follows:

## H-3210

1 Amend House File 238, page 1, by striking all
2 of lines 4 through 8 and inserting in lieu thereof
3 the following:
4 "1. No employer shall require a prospective
5 employee applying for employment with such employer
6 to take a polygraph examination as a condition for
7 further interview regarding the employment applica-
8 tion or as a condition of employment, or once hired,
9 as a condition of continued employment."
Jochum of Dubuque moved the adoption of amendment $\mathrm{H}-3210$, as amended.

A non-record roll call was requested.
The ayes were 60 , nays 33 .
Amendment $\mathrm{H}-3210$, as amended, was adopted.
The following corrective amendment H-3282 filed by Oakley of Clinton from the floor was adopted by unanimous consent:

H-3282
1 Amend the title page to House File 238 by
2 striking from lines 1 and 2 the words "during the
3 interview of a prospective employee" and inserting
4 in lieu thereof the words "in regard to employment".
Jochum of Dubuque moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 238)

## The ayes were, 63:

| Anderson | Evans |
| :--- | :--- |
| Avenson | Fitzgerald |
| Baker | Gentleman |
| Bina | Gilloon |
| Brandt | Griffee |
| Brunow | Hennessey |
| Byerly | Higgins |
| Caffrey | Hines |
| Clark | Hinkhouse |
| Connors | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Dunton | Jesse |
| Dyrland | Jochum |

The nays were, 33:

| Bennett | Drake <br> Bittle |
| :--- | :--- |
| Fullerton |  |
| Bortell | Halvorson |
| Branstad | Hansen |
| Brockett | Harper |
| Crabb | Harvey |
| Daggett | Lipsky |
| Danker | McElroy |
| Den Herder |  |


| Menke | Stephens <br> Millen |
| :--- | :--- |
| Stromer |  |
| Mear, O. L. | Tofte |
| Nealson | Welden |
| Nielsen | West |
| Oakley | Woods |
| Pellett | Wulff |
| Poncy | Wyckoff |

Absent or not voting, 4:
Egenes Hargrave Kreamer Varley

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

CONSIDERATION OF BILLS
REGULAR CALENDAR
(House File 386 Pending)
House File 386, a bill for an act relating to the issuance of high school equivalency diplomas, was taken up for consideration.

Horn of Linn offered amendment H-3258 filed by him from the floor and requested division of the amendment as follows:

H-3258
1 Amend House File 386 as follows:
H-3258A
2 1. Page 1, line 5, by striking the word
3 "[certificate]" and inserting in lieu thereof the 4 word "certificate".
5 2. Page 1, line 6, by striking the words
6 "diploma. The [certificate] diploma" and inserting
7 in lieu thereof the words ". The certificate".
8 3. Page 1, line 20, by striking the word
9 "diploma" and inserting in lieu thereof the word
"certificate".
H-3258B
11 4. Page 1, line 27, by striking the word "ten"
12 and inserting in lieu thereof the word "five".
H-3258A
13 5. Page 1, line 34, by striking the word
14 "diploma" and inserting in lieu thereof the word
15 "certificate".
16
6. Page 2, line 8 , by striking the words
"[certificates], high school" and inserting in lieu
thereof the words "high school equivalency certificates".
7. Page 2, line 9 , by striking the words

20
21 "equivalency diplomas".
Horn of Linn moved the adoption of amendment H-3258A.
A non-record roll call was requested.
The ayes were 18 , nays 64 .
Amendment H-3258A lost.
Horn of Linn moved the adoption of amendment H-3258B.
A non-record roll call was requested.
The ayes were 22 , nays 53 .
Amendment H—3258B lost.
(House File 386 pending at adjournment.)

## MOTION TO SUSPEND RULES LOST <br> (House File 325)

Branstad of Winnebago asked for unanimous consent to suspend the rules for the immediate consideration of House File 325.

Objection was raised.
Branstad of Winnebago moved that the rules be suspended for the immediate consideration of House File 325.

Roll call was requested by Branstad of Winnebago and Wulff of Black Hawk.

Rules 69 and 70 were invoked.
On the question "Shall the motion to suspend the rules prevail?"

The ayes were, 42 :

| Bennett | Den Herder | Lindeen | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Drake | Lipsky | Spear |
| Bortell | Egenes | McElroy | Stephens |
| Branstad | Evans | Menke | Stromer |
| Brockett | Fullerton | Millen | Tauke |
| Byerly | Gentleman | Miller, K. D. | Tofte |
| Clark | Halvorson | Miller, O. L. | Welden |
| Crabb | Hansen | Nielsen | West |
| Crawford | Harvey | Oakley | Woods |
| Daggett | Junker | Pellett | Wulff |

Danker Lageschulte

The nays were, 51 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Brandt | Harper |
| Brunow | Hennessey |
| Caffrey | Higgins |
| Connors | Hines |
| Cusack | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Fitzgerald | Jesse |

Absent or not voting, 7:

| Bina | Kreamer |
| :--- | :--- |
| Hinkhouse | Nealson |

Newhard
Pavich
Jochum
Jordan
Koogler
Krause
Lonergan
Mennenga
Middleswart
Midleton
Miller, A..
Monroe
Morrand
O'Halloran
Patchett

Perkins
Poncy
Scheelhaase
Schroeder
Small
Spencer
Svoboda
Walter
Wells
Wyckoff
Mr. Speaker
Fitzgerald

Kreamer
Rinas
Varley
The motion lost.

## EXPLANATIONS OF VOTE <br> (House File 172)

I was attending a hearing at the Commerce Commission and was therefore necessarily absent from the House chamber when the vote was taken on House File 172. Had I been present, I would have voted "aye."

MILLER of Cerro Gordo
(House File 238)
I was in the Senate chamber and necessarily absent from the House chamber when the vote was taken on House File 238. Had I been present, I would have voted "aye."

## COMMUNICATION FROM THE IOWA ENERGY POLICY COUNCIL

There is on file in the office of the Chief Clerk a copy of the first annual report from the Iowa Energy Policy Council dated January 15, 1975.

## UNANIMOUS CONSENT CALENDAR

(House Resolution 11)
Pursuant to House Rule 26 we hereby request that House Resolution 11, filed on March 10, 1975, and found on page 599 of the House Journal be placed on the unanimous consent calendar.

KOOGLER of Mahaska<br>DIELEMAN of Marion MIDDLESWART of Warren

(House Resolution 12)
Pursuant to House Rule 26 we hereby request that House Resolution 12, filed on March 10, 1975, and found on page 599 of the House Journal be placed on the unanimous consent calendar.

KOOGLER of Mahaska<br>DIELEMAN of Marion MIDDLESWART of Warren

## REPORTS OF COMMITTEES

Husak of Tama, from the committee on agriculture, submitted the following reports:

Mr. Speaker: Your committee on agriculture to whom was referred House File 313, a bill for an act relating to railroad rights-of-way acquired by the state conservation commission and political subdivisions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3271
1 Amend House File 313 as follows:

2 1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. The state conservation commission and any political subdivision of the state shall have the same duties as a railroad corporation in regard to railroad rights-of-way for maintaining fences, crossings, drainage, underground passages and weed control upon railroad rights-of-way acquired by the state conservation commission or any political subdivision of the state."


#### Abstract

Also: Mr. Speaker: Your committee on agriculture to whom was referred House File 345, a bill for an act relating to fences on another's land, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.


## HUSAK of Tama, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 431, a bill for an act relating to and making an appropriation to state regulatory agencies established for the regulation of banking, beer and liquor control, campaign finance disclosure, insurance, real estate, and those subjects regulated by the secretary of state, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations has considered House File 455, a bill for an act making appropriations to the Iowa state fair board, agricultural societies, the geological survey, and the Iowa natural resources council, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

$\mathrm{H}-3263$
1 Amend House File 40, page 3, by inserting after
2 line 28 the following:
incident to their employment, to a hospital or other
7 appropriate place where treatment is available."

> DOYLE of Woodbury JUNKER of Woodbury SCHEELHAASE of Woodbury FULLERTON of Woodbury

## H-3266

1 Amend House File 196 as follows:
2 1. Page 1, by striking everything after the
3 enacting clause and inserting in lieu thereof
4 the following:
5 "Section 1. Section three hundred twenty-one
6 point two hundred eighty-five (321.285), Code

7 1975, is amended by striking subsection three
8 (3) and inserting in lieu thereof the following:
9 3. Forty-five miles per hour for any motor
10 vehicle drawing a disabled motor vehicle."
11 2. Amend the title, line 2, by inserting after
12 the word "disabled" the word "motor".
DOYLE of Woodbury
H-3264
1 Amend the amendment (H-3241) to House File 215 as follows:

Page 2, line 14, by striking the word "ten" and inserting the word "twelve".

WEST of Marshall
H-3265
1 Amend the amendment ( $\mathrm{H}-3241$ ) to House File 215
2 as follows:
3 Page 5, line 46, by striking the word "can" and inserting in lieu thereof the word "may".

SCHROEDER of Pottawattamie
H-3267
1 Amend the committee on agriculture amendment
2 H-3241 to House File 215 as follows:
3 1. Page 4, by inserting after line 6 the
4 following new section:
11
12
"Sec. ..... NEW SECTION. LIMITATION ON SIZE.
No family farm corporation or authorized farm corporation shall own or operate more than two thousand acres of Iowa agricultural land, nor shall it purchase or sell for its own account in any calendar year more than two million dollars ( $\$ 2,000,000$ ) worth of agricultural crops, livestock, poultry, dairy products or horticultural products."
2. Renumber the remaining sections.

EVANS of Grundy
H—3268
1 Amend the committee on agriculture amendment
$2 \mathrm{H}-3241$, to House File 215, as follows:
3 Page 5, by striking all of lines 40, 41, 42 and
443 and inserting in lieu thereof the following:
5 "than five hundred dollars ( $\$ 500$ ) or more than ten
6 thousand dollars ( $\$ 10,000$ )."
JUNKER of Woodbury
H-3269
1 Amend the amendment H-3241 to House File 215
2 as follows:
3 1. Page 2, by striking lines 25 through 36.
4 2. Page 3, by striking lines 24 through 27 and
5 inserting in lieu thereof the following: "operation.

Such land may not be used for".
3. Page 5, line 4, by inserting after the word "held" the following: "and a plan for the development of such land".
NORLAND of Worth
WEST of Marshall
ANDERSON of Jasper
JUNKER of Woodbury
DRAKE of Muscatine
STROMER of Hancock
MILLEN of Van Buren
HOWELL of Floyd
KOOGLER of Mahaska
GRIFFEE of Chickasaw
MENNENGA of Clinton
MILLER of Cerro Gordo 3270

Amend the committee on agriculture amendment H-3241, to House File 215, as follows:

1. Page 3, by striking lines 9 through 19 and inserting in lieu thereof the following:
"4. Agricultural lands acquired by nonprofit religious, educational or charitable corporations by devise. As used in this subsection "devise" means devise as defined in subsection twelve (12) of section six hundred thirty-three point three (633.3) of the Code."
2. Page 4 , by striking lines 4 through 6 and inserting in lieu thereof the following:
"8. Any corporation engaged in farming on the effective date of this Act, or which owns on the effective date of this Act, directly or indirectly, any interest, either legal, beneficial, or otherwise in any title to agricultural land. A corporation other than a family farm corporation or an authorized corporation shall not increase its holdings in agricultural land for farming purposes after the effective date of this Act except as provided in this Act and subject to the provisions of this Act."
3. Page 4, by striking lines 7 through 19.
4. Page 6, line 12, after the word "lands" insert the words "which resulted in the corporation being in violation of this Act".
5. Page 6, line 14, by striking the word "the" and inserting in lieu thereof the word "such".
6. Page 6, line 18, by striking the words "sections three (3) or four (4)" and inserting in lieu thereof the words "section three (3)".
7. Renumber sections and internal references which may be required because of this amendment.

WYCKOFF of Benton DIELEMAN of Marion
CRABB of Crawford
PELLETT of Cass

Amend the amendment (H-3241) to House File 215
as follows:
Page 5, line 31, by inserting after "d" the fol-
lowing: "or section five (5), subsection two (2)".

JESSE of Polk

H-3273

Amend the committee on agriculture amendment
H-3241 to House File 215 as follows:

1. Page 2, by inserting after line 22 the

## following:

" 5 . 'Landlord corporation' means a corporation founded for the purpose of farming and the ownership of agricultural land which operates in a manner which will promote the entry of young people into the business of farming and permit them to acquire an equity in Iowa farmland without the burden of heavy debt or the risks inherent in contract purchase. To qualify, a landlord corporation must meet the following standards:
a. A landlord corporation shall lease at least eighty percent of its land to family farm units or family farm corporations.
b. It shall lease no more than three hundred twenty acres to one operator.
c. It shall not lease land to any operator farming more than six hundred forty acres.
d. If the landlord corporation leases land to two or more operators, at least fifty percent of the leaseholders must be operators of family farm units who are under thirty-five years of age or family farm corporations in which a majority of the stock is held by persons under thirty-five years of age.
e. All leaseholders shall have the option of purchasing stock in the landlord corporation each year. Options shall provide for purchase of stock at a price representing fair market value of the assets of the corporation. Each year a leaseholder shall have the right to purchase stock at least equal in value to five percent of the land leased from the landlord corporation until such time as the leaseholder owns stock equal in value to one hundred percent of such land."
2. By renumbering the subsequent subsections.
3. Page 2 , line 50 , by inserting after the word "corporation" the words "or landlord corporation". 4. Page 4, line 10 , by inserting after the word "corporation" the words "or a landlord corporation". 5. Page 4, line 22, by inserting after the first word "corporation" the words "or a landlord corporation". 6. Page 5, line 7, by inserting after the word "corporation" the words "or a landlord corporation".
7. Page 5, line 23, by inserting after the first

## EVANS of Grundy

3274
Amend the amendment H—3241 to House File
215 as follows:

1. Page 2, by striking the word "real" from
line 42.
2. Page 2, by striking line 43.
3. Page 2, by striking the word "farming"
from line 44.
4. Page 6 , line 16 , by striking the words
"REAL ESTATE." and inserting in lieu thereof
the words "AGRICULTURAL LAND."
5. Page 5, by striking the word "land"
from line 1.
6. Page 5 , by striking the words "capable of being used for farming".
7. Page 6, line 19, by striking the words
"real estate" and inserting the words "agricultural land".
8. Page 6, line 20, by striking the words
"real estate" and inserting the words "agricultural land".
9. Page 6, line 21, by striking the words
"real estate" and inserting the words "agricultur-
al land".
SMALL of Johnson
3275
Amend the amendment H-3241 to House File 215
as follows:
10. Page 4, after line 2, by adding the following:
"7. Any corporation engaged in farming six hundred forty acres or less of agricultural land."
11. By renumbering the remaining subsections.

WEST of Marshall WYCKOFF of Benton

H-3276
Amend the amendment H-3241 to House File 215 as follows:

Page 3, by striking lines 10 and 11 and inserting in lieu thereof the following: "nonprofit corporations organized under the provisions of chapters five
6 hundred four (504) and five hundred four A (504A) of
7 the Code; agricultural lands obtained subsequent to".

> HULLINGER of Decatur KOOGLER of Mahaska

H-3277
1 Amend the amendment H-3241 to House File

## 215 as follows: <br> 1. Page 4, after line 3 insert the following: <br> "8. Any Iowa food processing corporation which on or before March 1, 1975, engaged in the growing of products for its own processing, however, such exemption shall cease if control of a majority of the voting stock transfers to any except residents of the state."

WELDEN of Hardin
EVANS of Grundy READINGER of Polk

## H-3278

Amend the committee on agriculture amendment
2 H-3241, to House File 215, page 2, line 22, by stri-
3 king the word "three" and inserting in lieu thereof
the word "six".
DANKER of Pottawattamie
H-3279
Amend the committee on agriculture amendment
H- 3241 to House File 215, as follows:

1. Page 2, line 11, by striking the word
"operating" and inserting in lieu thereof the words
"engaged in the operation of".
2. Page 6, by striking all of line 6 and
inserting in lieu thereof "for the county in which any of the agricultural lands of the corporation are".
3. Page 6 , line 11 , by striking the word "one" and inserting in lieu thereof the word "two".
4. Page 6, line 12, by striking the word "one" and inserting in lieu thereof the word "two".

HULLINGER of Decatur
H-3280

Amend the committee on agriculture amendment H-3241, to House File 215, page 5, line 33 by inserting after the period the following: "If a family farm corporation or an authorized farm corporation ceases to qualify as such it shall have three years from the date of such disqualification to requalify as a family farm corporation or an authorized farm corporation and upon requalifying the corporation shall be deemed to have been qualified from the date of disqualification."

KOOGLER of Mahaska MIDDLESWART of Warren STEPHENS of Plymouth

## H-8281

1 Amend the amendment $\mathrm{H}-3241$ to House File
2215 as follows:
3 1. Page 3, line 50, by striking the word
4 "title".

[^23]SMALL of Johnson

[^24]of milk, the production of fruit or other horticultural crops, or the production of livestock.
b. Farming shall not include:
(1) The production of timber, forest products, nursery products or sod.
(2) Agreements whereby a food processor or distributor contracts with a family farm, family farm corporation, or authorized farm corporation to provide spraying, harvesting or similar services or to receive the seed, livestock or produce from such farm if substantial control of production remains with the family farm, family farm corporation or authorized farm corporation.
2. "Family farm" means an unincorporated farming unit.
3. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming or the ownership of agricultural land in which the majority of the voting stock is held by and the majority of stockholders are members of a family related to each other within the third degree of kindred according to the rules of civil law or persons who have received their shares through the estate of such family member; and
b. In which eighty percent of the gross revenues of the corporation averaged over a three-year period or estimated if these records are not readily available, must come from farming.
4. "Authorized farm corporation" means a corporation founded for the purpose of farming or the ownership of agricultural land in which the majority of the voting stock is held by people active in the management or ownership of family farms or family farm corporations. In addition, an authorized farm corporation shall meet the following standards:
a. All its shareholders, other than an estate, are natural persons or trusts comprised of natural persons or estates; and
b. Not have more than one class of shares; and
c. Eighty percent or more of the gross revenues of the corporation are received or estimated to be received from farming over a three-year period.
5. "Agricultural land" means land used for farming or land capable of being used for farming.
6. "Actively engaged in farming" means not less than monthly direct supervision of the operation of farming engaged in by the corporation or the leasing of lands held by the corporation and the direct supervision of this leasing.

Sec. 8. NEW SECTION. FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.
Commencing July 1,1975 a corporation shall not engage
in farming, or directly or indirectly, own, acquire
or otherwise obtain an interest, whether legal, beneficial, or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security.
2. A family farm corporation or authorized farm corporation as defined in section one (1) of this Act.
3. Farming done or farms operated for research or experimental purposes if the commercial sales from such farming are incidental to the research or experimental objectives of the corporation, and farming done for the purpose of testing, developing or producing seeds, plants, livestock, machinery, poultry, or other agricultural products for use in farming.
4. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business
3
operation for a period not exceeding five years, however a public utility or a mining corporation may hold such agricultural land for a period not exceeding twenty-five years. Such land may not be used for farming except under lease to a family farm unit or a family farm corporation or an authorized farm corporation, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 39013914) as amended, or a subsidiary or assign of such a corporation.
5. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to the effective date of this Act, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise. However all lands so acquired shall be disposed of within five years after acquiring the title thereto, and the land so acquired shall not be used for farming during the five-year period except under a lease to a family farm unit or a family farm corporation or an authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.
6. Corporations farming or holding agricultural land on the effective date of this Act if said corporation does not increase the size of its farming

## Page 4

operation or add additional land to its holdings."
2. Page 5, after line 33, insert the following:
"4. The secretary of state shall obtain from each county assessor, and each county assessor shall make available to the secretary of state, the name of every individual, corporation, partnership, or other business entity engaged in farming in the county as shown by the assessment rolls of the county."
3. Page 6, line 12, after the word "lands" insert the words "which resulted in the corporation being in violation of this Act".
4. Page 6 , line 14 , by striking the word "the" and inserting the word "such".
5. Page 6, line 18 , by striking the words "sections three (3) or four (4)" and inserting the words "section three (3)".
6. Page 6, after line 48 insert the following:
"Sec. ..... USE OF INFORMATION IN REPORTS—DUTY

## OF SECRETARY OF STATE—LEGISLATIVE USE. All

information obtained by the secretary of state pursuant to this Act shall be held and maintained for the use of the general assembly as well as use by the secretary of state. It is the intent of this section that information shall be made available to members of the general assembly and appropriate committees of the general assembly in order to determine the extent of farming being carried out in this state by corporations and other business entities and the effect of such farming practices upon the economy of this state. The secretary of state shall assist any committee of the general assembly existing or established for the purposes of studying the effects of this Act and the practices this Act seeks to study and regulate."
7. Renumber sections and internal references as required by this amendment.

BENNETT of Ida
3259
Amend House File 386 as follows:

1. Page 1, line 27, by striking the words "of ten dollars" and inserting in lieu thereof the words "in an amount prescribed by the department".
2. Page 1, by inserting after line 27 the
following:
"Sec. ..... Chapter two hundred fifty-nine A (259A), Code 1975, is amended by adding the following new section:

NEW SECTION. RESIDENTS OF JUVENILE INSTITUTIONS AND JUVENILE PROBATIONERS. Notwithstanding the provisions of section two hundred fifty-nine $A$ point two (259A.2) of the Code a minor who is a resident of a state training school or the Iowa juvenile home
or a minor who is placed under the supervision of a juvenile probation office may make application for a high school equivalency diploma and upon successful completion of the program receive a high school equivalency diploma."
3. By renumbering the remaining sections to accord with this amendment.

DOYLE of Woodbury LIPSKY of Linn
$\mathrm{H}-3260$
1 Amend House File 421 as follows:

1. Page 2, by inserting after line 11 the following:
"Sec. 3. Section three hundred twenty-one point one hundred seventy-seven (321.177), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. To any person under the age of eighteen years to permit operation of a motorcycle unless the person has completed an approved course in drivers education designed to emphasize motorcycle driving safety.

Sec. 4. Section three hundred twenty-one point one hundred seventy-eight (321.178), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. An approved course in drivers education designed to emphasize motorcycle driving safety means an approved driver education course plus five clock hours of classroom instructions as programmed by the department of public instruction to acquaint the student with driving hazards particular to motorcyclists."
2. Amend the title, line 2, by inserting after the word "riders" the words "and instruction of motorcycle riders".

HORN of Linn
-3261
Amend House File 421 as follows:

1. Page 2, by inserting after line 11 the
following:
"Sec. 3. Section three hundred twenty-one point four hundred ninety-four (321.494), Code 1975, is amended to read as follows:
321.494 GUEST STATUTE. 1. The owner or operator of a motor vehicle, except a motorcycle as provided in subsection two (2) of this section, shall not be liable for any damages to any passenger or person riding in said motor vehicle as a guest or by invitation and not for hire unless damage is caused as a result of the driver of said motor vehicle being under the influence of an alcoholic beverage, a narcotic, hypnotic or other drug, or any combination of such substances, or because of the reckless

17 operation by him of such motor vehicle.
2. The operator of a motorcycle shall be liable for any injury sustained by a passenger on the motorcycle under the age of eighteen years who is not wearing a helmet approved by the director. This is not to be construed as precluding recovery by the operator or passenger from any individual whose actions may have caused the accident."
2. Amend the title, line 2, by inserting after the word "riders" the words "and civil liability of motorcycle riders".

HORN of Linn
H-3262
1 Amend House File 421 as follows:
2 1. Page 2, by inserting after line 11 the
3 following:
4
5 Code 1975, is apter thre hur
section:

NEW SECTION. A person violating section one (1) of this Act relating to protective headgear is contributorially negligent and may not recover for any injury when involved in an accident and sustaining injury to the head or sustaining any injury causing death as a result of the accident."
2. Amend the title, line 2, by inserting after the word "riders" the words "and civil liability of motorcycle riders".

HORN of Linn
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, March 12, 1975.

# JOURNAL OF THE HOUSE 

Fifty-ninth Calendar Day-Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 12, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Honorable Jay Mennenga, State Representative from Clinton County, Iowa.

The Journal of Tuesday, March 11, 1975, was approved.

## LEGISLATIVE PHYSICAN FOR THE DAY

Dr. D. C. Weideman, Vinton, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Varley of Adair on request of Stromer of Hancock.

## PRESENTATON OF DISTINGUISHED GUEST

Krause of Palo Alto presented to the House the Honorable Gerard Collins and his wife Hillary from County Limerick, Ireland. Mr. Collins is a Speaker of Agriculture, and chairman of the Economy Committee. He is the visiting dignitary for the St. Patrick's Day celebration at Emmetsburg, Iowa.

The House rose and extended its welcome to Mr. Collins who offered the following remarks:

Distinguished and Honorable Members of the Legislature of the State of Iowa:
It is my privilege and pleasure to bring you greetings and good wishes from the people of Ireland-particularly this week when Irish people all over the world prepare to celebrate the occasion of the Feast Day of our National Saint-Saint Patrick.

I am truly delighted to be the Representative of the Parliament of Ireland at these festivities in your state-in particular your town of Emmetsburg which has such strong ties with my country-in particular with its Irish Sister or Twin Town-our Irish Capital, Dublin.

This is my first visit to your great state and for this visit I am thankful for the opportunity to see for myself at first hand the many fine
features that I have read or heard of over the years. I know Lieutenant Albert M. Lea, commander of a company of soldiers who explored this territory in the early 1800 's, wrote and I quote "Iowa country was one grand rolling prairie, along one side of which flows the mightiest river in the world-the river regrets leaving so delightful a region." He further noted that every scene was "gay and beautiful, being clothed in grass, foliage and flowers". . . . All in all, for convenience of navigation, water, fuel and timber, for richness of soil, for beauty of appearance and for pleasantness of climate, it surpasses any part of the United States with which he was acquainted.

Gentlemen, I am so glad the early description of Iowa holds true today. You have tamed your virgin prairies and they are now the most productive lands in your nation. The flowers, the timbers, the rivers and lakes all remain and create a gentle feeling of peace and tranquility. The vast corn, soybean and oatfields create one of the most beautiful sights to be found and so, naturally, does a feeling of satisfaction and pride hover over your land. Your people are neighborly, friendly, helpful and trusting-you have a quality of life which is the envy of many. How proudly you can say your liberties you prize and your rights you will maintain.

## PRESENTATION OF VISITORS

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

Twenty members of the girls basketball team from Washington High School, Cedar Rapids, accompanied by Bob Fouts, Linda Hackett and Rex Van. By Lipsky of Linn.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 313, 345, 431 and 455, under Rule 36.

## INTRODUCTION OF BILLS

House File 460, by committee on state government, a bill for an act relating to the leasing of buildings and office space by the department of general services.

Read first time and placed on the calendar.
House File 461, by Oakley, Bennett, Crabb, Danker, Den Herder, Egenes, Fullerton, Hansen, Junker, Menke, Pellett and Stephens, a bill for an act making an appropriation to provide assistance to political subdivisions for disaster relief.

Read first time and referred to committee on appropriations.

## HOUSE FILE 386 DEFERRED

The House resumed consideration of House File 386, a bill
for an act relating to the issuance of high school equivalency diplomas.

Lipsky of Linn offered the following amendment H-3229 filed by her and Doyle of Woodbury and moved its adoption:
H-3229
Amend House File 386 as follows:
2 1. Page 1, by striking lines 13 through 27 and
3 inserting in lieu thereof the following:
4 "Sec. ..... Section two hundred fifty-nine A point
5 two (259A.2), Code 1975, is amended by striking the
6 section and inserting in lieu thereof the following:
7 259A. 2 APPLICATION FEE. Application shall be
8 made to the department of public instruction and shall
9 be accompanied by an application fee in an amount
10 prescribed by the department."
A non-record roll call was requested.
The ayes were 37 , nays 44 .
Amendment H—3229 lost.
Doyle of Woodbury offered amendment H-3259 filed by him and Lipsky of Linn and requested division of the amendment as follows:

H- 3259
1 Amend House File 386 as follows:
H-3259A

1. Page 1, line 27, by striking the words

8 "of ten dollars" and inserting in lieu thereof the
4 words "in an amount prescribed by the department".
H-3259B
5 2. Page 1, by inserting after line 27 the following:
"Sec. ..... Chapter two hundred fifty-nine A (259A), Code 1975, is amended by adding the following new section:

NEW SECTION. RESIDENTS OF JUVENILE INSTITUTIONS AND JUVENILE PROBATIONERS. Notwithstanding the provisions of section two hundred fifty-nine A point two (259A.2) of the Code a minor who is a resident of a state training school or the Iowa juvenile home or a minor who is placed under the supervision of a juvenile probation office may make application for a high school equivalency diploma and upon successful completion of the program receive a high school equivalency diploma."
3. By renumbering the remaining sections to accord with this amendment.
On motion by Doyle of Woodbury, amendrnent H-3259A was adopted.

On motion by Doyle of Woodbury, amendment H-3259B was adopted.

Horn of Linn asked for unanimous consent that House File 386 be deferred.

Objection was raised.
Horn of Linn moved that House File 386 be deferred.
The motion prevailed and House File 386 is deferred and placed under unfinished business.

## APPROPRIATIONS CALENDAR

Senate File 165, a bill for an act relating to the report commonly known as the state salary book, with report of committee recommending amendment and passage, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-3252 filed by the committee on appropriations and moved its adoption:
H-3252
1 Amend Senate File 165, as amended and passed by
2 the Senate as follows:
3 Page 1, lines 21 and 22 by striking the words
4 "one dollar" and inserting in lieu thereof the words 5 "five dollars".
Amendment H-3252 was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 165)
The ayes were, 88:

| Anderson | Daggett <br> Avenson |
| :--- | :--- |
| Baker | Danker |
| Bennett | Den Herder |
| Bina | Dieleman |
| Bittle | Doyle |
| Bortell | Drake |
| Brandt | Dunton |
| Branstad | Dyrland |
| Brockett | Egenes |
| Brunow | Evans |
| Byerly | Fitzgerald |
| Caffrey | Fullerton |
| Clark | Griffee |
| Connors | Halvorson |
| Cusack | Hansen |
|  | Hargrave |


| Harper | Krause |
| :--- | :--- |
| Harvey | Lageschulte <br> Hennessey <br> Higgins |
| Hines | Lindeen |
| Hinkhouse | Lonergan |
| Horn | McElroy |
| Howell | Menke |
| Hullinger | Mennenga |
| Husak | Middleswart |
| Hutchins | Middleton |
| Jesse | Millen |
| Jochum | Miller, A.V. |
| Jordan | Miller, K. D. |
| Junker | Miller, O. L. |
| Koogler | Monroe |
|  | Nealson |

Newhard
Norland
Oakley
O'Halloran
Pavich
Pellett
Perkins
Poncy
Rinas
Scheelhaase
Schroeder
Small

| Spear | Walter |
| :--- | :--- |
| Spencer | Wells |
| Stephens | West |
| Stromer | Woods |
| Svoboda | Wyckoff |
| Tofte | Mr. Speaker |

The nays were, 7:

| Crawford <br> Gentleman | Gilloon <br> Readinger | Tauke <br> Welden | Wulff |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 5:  <br> Crabb Nielsen | Patchett | Varley |  |

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

## REGULAR CALENDAR

House File 393, a bill for an act relating to reports filed by the holder of a commercial fishing license, was taken up for consideration.

Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 393)
The ayes were, 88:

| Anderson | Dyrland | Jordan | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Egenes | Sunker | Pellett |  |
| Baker | Evans | Koogler | Perkins |
| Bennett | Fitzgerald | Krause | Poncy |
| Bina | Fullerton | Lageschulte | Rinas |
| Bittle | Gentleman | Lindeen | Scheelhaase |
| Bortell | Gilloon | Lipsky | Schroeder |
| Brandt | Griffee | Lonergan | Small |
| Branstad | Halvorson | McElroy | Spear |
| Brockett | Hansen | Menke | Spencer |
| Brunow | Hargrave | Middleswart | Stephens |
| Byerly | Haper | Middleton | Svoboda |
| Caffrey | Hennessey | Millen | Tauke |
| Connors | Higgins | Miller, A.V. | Tofte |
| Crawford | Hinkhouse | Miller, K. D. | Walter |
| Cusack | Horn | Miller, O. L. | Welden |
| Daggett | Howell | Monree | Wels |
| Den Herder | Hullinger | Nealson | West |
| Dieleman | Husak | Newhard | Woods |
| Doyle | Hutchins | Norland | Wulff |
| Drake | Jesse | Oakley | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr. Speaker |
| The nays were, | 4: |  |  |
| Clark | Danker | Harvey | Readinger |


| Absent or not voting, 8: |  |  |  |
| :--- | :--- | :--- | :--- |
| Crabb | Kreamer | Nielsen | Stromer |
| Hines | Mennenga | Patchett | Varley |

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

House File 394, a bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities, was taken up for consideration.

Pavich of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 394)
The ayes were, 81 :

| Anderson <br> Avenson | Dyrland <br> Egenes |
| :--- | :--- |
| Baker | Evans |
| Bina | Fitzgerald |
| Bittle | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Connors | Harper |
| Crawford | Harvey |
| Cusack | Hennessey |
| Daggett | Higgins |
| Danker | Hines |
| Den Herder | Horn |
| Dieleman | Howell |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton |  |

The nays were, 13:

| Bennett | Miller, K. D. | Oakley | Tauke |
| :---: | :---: | :---: | :---: |
| Bortell | Monroe | Schroeder | Tofte |
| Clark | Nealson | Spear | Welden |
| Jordan |  |  |  |
| Absent 0 | ting, 6: |  |  |
| Crabb | Hullinger | Nielsen | Varley |
| Hinkhouse | Kreamer |  |  |

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

## HOUSE FILE 142 WITHDRAWN

Bittle of Polk asked and received unanimous consent to withdraw House File 142 from further consideration by the House.

## HOUSE FILE 165 WITHDRAWN

Lipsky of Linn asked and received unanimous consent to withdraw House File 165 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

SPECIAL ORDER<br>(House File 215)

The hour of 2:00 p.m. having arrived, the Speaker announced the special order of business for the consideration of House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act.

Scheelhaase of Woodbury offered the following amendment $\mathrm{H}-3241$ filed by the committee on agriculture:

Amend House File 215 by striking everything after the enacting clause and inserting the following:
"Sec. 1. NEW SECTION. STATEMENT OF LEGISLATIVE
PURPOSE. It is the intent and purpose of this Act to preserve the traditional, dispersed system of farm production and marketing in which agricultural production and marketing is dispersed among a relatively large number of small firms, prevent monopoly, protect consumers and promote the economy of the state of Iowa by maintaining the family farm. The general assembly finds that the family farm is an efficient system for the production of food and fiber and provides the economic and social base for community life in Iowa as well as insuring the continued existence of small business in rural communities. It further finds that the economy of Iowa could be threatened if nonfarm corporate interests and monopolistic entities are able to control food and fiber supplies.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

1. "Farming" means the cultivation of land for the production of agricultural crops; the raising
of livestock or livestock products; the raising of poultry or poultry products; the production of milk; or the production of fruit or other horticultural products. It shall not include the production of timber, forest products, nursery products, or sod. "Farming" shall not include a contract where a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services or a contract whereby a family farm, family farm corporation, or authorized farm corporation agrees to supply agricultural crops, livestock, poultry, dairy products or other horticultural products if the ownership of the materials of that production, other than seed and plants, rests substantially with the family farm, family farm corporation, or authorized farm corporation.
2. "Family farm" means an unincorporated farming unit owned or operated by one or more persons residing on the farm or actively engaged in farming.
3. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of stockholders are members of a family related to each other within the third degree of kindred according to the rules of the civil law or the estate of such a family member;
b. Eighty percent of the gross revenue of the corporation must come from farming averaged over a consecutive three-year period; and
c. At least one of whose majority stockholders is a person residing on or actively operating the farm, and none of whose stockholders are a corporation.
4. "Authorized farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which sixty percent of the voting stock is held by persons residing on the farms or actively operating the farms owned or leased by the corporation. In addition, an authorized farm corporation must meet the following standards:
a. Its shareholders do not exceed ten in number;
b. All its shareholders, other than an estate, are natural persons or trusts comprised of natural persons or estates;
c. Does not have more than one class of shares; and
d. Eighty percent of the gross revenues of the corporation must come from farming averaged over a consecutive three-year period.
5. "Agricultural land" means land used for farming or land capable of being used for farming.
6. "Public utility" means a corporation, whether or not subject to regulation by the Iowa state com-
merce commission, owning or operating either individually or jointly any facilities for:
a. Furnishing gas by piped distribution system or electricity.
b. Furnishing communications services.
c. Furnishing water by piped distribution system.
7. "Mining corporation" means a corporation engaged
in the process or business of extracting from the earth precious or valuable minerals or substances, either in their native state or in their ores.

Sec. 3. NEW SECTION. FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.
Commencing July 1, 1975, a corporation shall not
engage in farming, or directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security;
2. A family farm corporation or authorized farm corporation as defined in section two (2) of this

## 3

Act;
3. A farm operated for research or experimental purposes, if the commercial sales from such farm are incidential to the research or experimental objectives of the corporation, and agricultural land operated for the purpose of testing, developing or producing seeds or plants for sale or resale to farmers or for purposes incidental to those purposes.
4. Agricultural lands held on July 1, 1975 by nonprofit religious, educational or charitable corporations; agricultural lands obtained subsequent to July 1, 1975 by such corporations either by gift or bequest; future interests in agricultural land including but not limited to remainder interests following life estates, when acquired as gift by such corporation either by grant or bequest; no such corporation shall engage in farming any agricultural land unless they were engaged in farming on such land on July 1, 1975;
5. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation for a period not exceeding five years, however a public utility or a mining corporation may hold such agricultural land for a period not exceeding twenty-five years. Such land may not be used for farming except under lease to a family farm unit or a family farm corporation or an authorized farm

## Page 4

corporation, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 39013914) as amended, or a subsidiary or assign of such a corporation;
6. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to the effective date of this Act, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise. However all lands so acquired shall be disposed of within five years after acquiring the title thereto, and the land so acquired shall not be used for farming during the five-year period except under a lease to a family farm unit or a family farm corporation or an authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title
to the land against any corporate grantee or assignee or the successor of such corporation;
7. A municipal corporation and body corporate;
8. Any corporation engaging in farming on July 1,1975 shall be exempt from the provisions of section three (3) of this Act until March 1, 1976.

Sec. 4. NEW SECTION. DISPOSAL OF LANDS BY CERTAIN CORPORATIONS. Corporations which do not qualify as either a family farm corporation or an authorized farm corporation or are exempted under section three
(3) of this Act shall dispose of all agricultural
land held on the effective date of this Act not later than July 1, 1980. During this five-year period such land shall not be used for farming except under lease to a family farm, family farm corporation, or authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.

Sec. 5. NEW SECTION. REPORTS.

1. Every corporation, other than a family farm corporation or an authorized farm corporation, that holds any interest in agricultural land or engaged in farming in this state on or after July 1, 1975 shall file a report with the secretary of state annually. The report shall be filed prior to the annual anniversary date of its incorporation and be based on its operations in the preceding corporate year and its status at the end of such year. The report shall contain the following information:
a. The name of the corporation and its place of incorporation.
b. The acreage and location listed by section, township and county of each lot or parcel of land in this state owned or leased by the corporation for the growing of crops or the feeding of poultry or livestock.
c. The address of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation, the address of its principal office in its place of incorporation.
d. The names and address of the officers and members of the board of directors of the corporation.
e. The amount of livestock or poultry owned or contracted for, and the amount of grain or vegetables grown during the preceding corporate year.
f. The amount of agricultural crops, fruit, or horticultural products grown or contracted for during the preceding corporate year.
5
g. In the case of a corporation holding land capable of being used for farming for immediate or potential use in nonfarming purposes, a statement specifying for what purpose such land is being held.
2. The report of a corporation seeking to qualify as an authorized farm corporation or a family farm corporation shall contain the information required in section five (5), subsection one (1) and the following additional information:
a. The names of persons residing on the farm or actively engaged in farming and the number of shares owned by each person and, in the case of a family farm corporation, the names of those shareholders related to each other within the third degree of kindred;
b. The name, address, and number of shares owned by any other shareholder; and
c. A statement as to percentage of gross revenues of the corporation it is determined will be derived from farming.
3. Each corporation in existence as of July 1, 1975 or seeking to qualify as an authorized farm corporation or family farm corporation shall file with the secretary of state all required information before January 1, 1976. The secretary of state shall act within sixty days on all requested authorizations. A family farm corporation or an authorized farm corporation shall file a new report with the secretary of state whenever the information previously filed under section five (5), subsection one (1), paragraphs a through $d$ becomes inaccurate. Filing of such report shall not be required more often than annually.

Sec. 6. NEW SECTION. PENALTIES-REPORTS. Willful failure by the proper officers of a corporation to
file a required report, or the willful filing of false information, is a public offense. If the corporation is found guilty of violating this section the corporation shall be subject to a fine of not less than one twentieth of one cent or more than one tenth of one cent multiplied by the total gross assets of the corporation as determined at the end of the previous corporate year.

Sec. 7. NEW SECTION. ENFORCEMENT. Any person who believes that a violation of this Act is occurring can request the attorney general or county attorney to conduct an investigation. Upon a showing that supports a reasonable inference that a violation may be occurring, the attorney general or county attorney shall immediately investigate for potential violations

## 6

and prosecute where warranted.
If the attorney general or county attorney of the county in which the land is located has reason to believe that a corporation is violating this Act, he shall commence an action in the district court for any county in which any agricultural lands are situated. If the court finds that the lands in question are being held in violation of this Act, it shall enter an order so declaring. After judgment, the corporation owning such land shall have a period of one year from the date of such order to divest itself of such lands. The one-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.

Sec. 8. NEW SECTION. DISPOSAL OF REAL ESTATE. If a corporation fails, within the time fixed in sections three (3) or four (4) and as provided by this Act, to dispose of any real estate to which it has acquired title, then title to such real estate shall escheat to the county in which the real estate is located upon an action instituted by the attorney general or county attorney of such county. The county shall dispose of the land within one year at public auction to the highest bidder. The proceeds of the sale after all expenses of such proceedings shall have been paid, shall be paid to the corporation which formerly owned the land.

Sec. 9. NEW SECTION. VIOLATIONS-INJUNCTIVE RELIEF. In addition to the penalties provided in this Act, the courts of this state may prevent and restrain violations of this Act through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this Act.

Sec. 10. NEW SECTION. PRIVATE RIGHT OF ACTION. Any person or class of persons damaged or who is threatened with loss, damage or injury by reason of
a violation of this Act may commence an action in the district court for injunctive relief or for compensatory and exemplary damages and for the costs of commencing and completing the action, including but not limited to the costs for attorney fees.

Sec. 11. NEW SECTION. EXEMPTION. This Act shall not apply to any corporation or its subsidiary organized under chapter four hundred ninety-one (491) of the Code and to which section three hundred twelve point eight (312.8) of the Code is applicable."

Wyckoff of Benton offered the following amendment H-3292 to the committee amendment $\mathrm{H}-3241$ filed from the floor by Wyckoff, Miller of Buchanan, McElroy, Millen and Egenes:

## H—3292

Amend the amendment ( $\mathrm{H}-3241$ ) to House File 215 as follows:

1. Page 1 , by striking lines 3 through 50 .
2. By striking pages $2,3,4,5$, and 6 and inserting in lieu thereof the following:
"Section 1. NEW SECTION. DEFINITIONS. For the purposes of this Act, "family farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are members of a family related to each other within the third degree of kindred according to the rules of the civil law, and at least one of whose stockholders is a person residing on or actively operating the farm and who owns at least twenty percent of the voting stock, and none of whose stockholders are corporations, however a family farm corporation shall not cease to qualify as a family farm corporation by reason of any devise or bequest of shares of voting stock.

Sec. 2. NEW SECTION. REPORTS. Every corporation engaging in farming or proposing to commence farming in this state on or after July 1, 1975, except family farm corporations, shall file with the secretary of state, within thirty days, a report containing the following information:

1. The name of the corporation and its place of incorporation.
2. The acreage and location listed by section, township and county of each lot or parcel of land in this state owned or leased by the corporation, and used for the growing of crops or the feeding of poultry or livestock.
3. The address of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation, the address of its principal office in its place of incorporation.
4. The names and addresses of the officers and the members of the board of directors of the corporation.
5. The amount of livestock owned or contracted for, and the amount of grain or vegetables grown.

Sec. 3. NEW SECTION. FILING REPORT. Every corporation, except family farm corporations, engaged in farming in this state, shall prior to April fifteenth of each year, file with the secretary of state a report containing the information required in section two (2) of this Act based on its operations in the preceding calendar year and its status

## Page 2

at the end of such year.
Sec. 4. NEW SECTION. PENALTIES. Failure by the proper officers of a corporation to file a required report, or the willful filing of false information, shall constitute a misdemeanor."
3. Amend the title page, by striking all after the word "Act" on line 1 and inserting in lieu thereof the words "relating to reporting of nonfamily corporate farms to the secretary of state and providing a penalty."

Drake of Muscatine rose on a point of order that the committee amendment $\mathrm{H}-3241$ was not germane.

The Speaker ruled the point not well taken and amendment H-3241 germane.

Wyckoff of Benton moved the adoption of amendment $\mathrm{H}-3292$ to the committee amendment H-3241.

Roll call was requested by Hansen of O'Brien and Readinger of Polk.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3292 to the committee amendment H-3241 be adopted?"

The ayes were, 48 :
Baker
Bennett
Bittle
Bortell
Branstad
Brockett
Byerly
Clark
Crabb
Crawford
Daggett
Danker

Den Herder
Lageschulte
Pellett
Drake
Egenes
Evans
Fullerton
Gentleman
Griffee
Halvorson
Hansen
Harvey
Horn
Junker

| Lindeen | Rellet <br> Readinger |
| :--- | :--- |
| Lipsky | Schroeder |
| McElroy | Stephens |
| Menke | Stromer |
| Middleswart | Tauke |
| Millen | Tofte |
| Miller, K. D. | Welden |
| Miller, O. L. | West |
| Nealson | Woods |
| Nielsen | Wulff |
| Oakley | Wyckoff |

The nays were, 50 :

| Anderson | Gilloon | Jordan | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Hargrave | Koogler | Perkins |  |
| Bina | Harper | Krause | Poncy |
| Brandt | Hennessey | Lonergan | Rinas |
| Brunow | Higgins | Mennenga | Scheelhaase |
| Caffrey | Hines | Middleton | Small |
| Connors | Hinkhouse | Miller, A.V. | Spear |
| Cusack | Howell | Monroe | Spencer |
| Dieleman | Hullinger | Newhard | Svoboda |
| Doyle | Husak | Norland | Walter |
| Dunton | Hutchins | O'Halloran | Wells |
| Dyrland | Jesse | Patchett | Mr. Speaker |

Jochum

Pavich
Perkins
Poncy
Scheelhaase
Small
Spear
Spencer
Svoboda
Wells
Mr. Speaker

Absent or not voting, 2:
Kreamer Varley
Amendment H—3292 lost.
Bennett of Ida asked and received unanimous consent that amendment $\mathrm{H}-3284$ to amendment $\mathrm{H}-3241$ filed by him on March 11, 1975, and found on pages 624 through 627 of the House Journal be withdrawn.

Bennett of Ida offered the following amendment H-3294 to the committee amendment H - 3241 filed by him from the floor and moved its adoption:

H-3294

1

Amend the amendment ( $\mathrm{H}-3241$ ) to House File 215
as follows:

1. By striking from page 1 , all of lines 3 through 50, all of pages 2 and 3, and lines 1 through 19 of page 4 and inserting in lieu thereof the following:
"Section 1. NEW SECTION. STATEMENT OF LEGISLATIVE
PURPOSE. It is the intent and purpose of this Act
to preserve the traditional system of farm production
and marketing in which agricultural production and
marketing is dispersed among a relatively large number of small firms, prevent monopoly, protect consumers and promote the economy of the state of Iowa by maintaining the family farm. The general assembly finds that the family farm is an efficient system for the production of food and fiber and provides the economic and social base for community life in Iowa as well as insuring the continued existence of small business in rural communities. It further finds that the economy of Iowa could be threatened if nonfarm corporate interests and monopolistic entities are able to control food and fiber supplies.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

1. a. "Farming" means the cultivation of land for the production of agricultural crops, the raising
of poultry, the production of eggs, the production of milk, the production of fruit or other horticultural crops, or the production of livestock.
b. Farming shall not include:
(1) The production of timber, forest products, nursery products or sod.
(2) Agreements whereby a food processor or distributor contracts with a family farm, family farm corporation, or authorized farm corporation to provide spraying, harvesting or similar services or to receive the seed, livestock or produce from such farm if substantial control of production remains with the family farm, family farm corporation or authorized farm corporation.
2. "Family farm" means an unincorporated farming unit.
3. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming or the ownership of agricultural land in which the majority of the voting stock is held by and the majority of stockholders are members of a family related to each other within the third degree of kindred according to the rules of civil law or persons who have received their shares through the estate of such family member; and or estimated if these records are not readily available, must come from farming.
4. "Authorized farm corporation" means a corporation founded for the purpose of farming or the ownership of agricultural land in which the majority of the voting stock is held by people active in the management or ownership of family farms or family farm corporations. In addition, an authorized farm corporation shall meet the following standards:
a. All its shareholders, other than an estate, are natural persons or trusts comprised of natural persons or estates; and
b. Not have more than one class of shares; and
c. Eighty percent or more of the gross revenues of the corporation are received or estimated to be received from farming over a three-year period.
5. "Agricultural land" means land used for farming or land capable of being used for farming.
6. "Actively engaged in farming" means not less than monthly direct supervision of the operation of farming engaged in by the corporation or the leasing of lands held by the corporation and the direct supervision of this leasing.

Sec. 3. NEW SECTION. FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED. Commencing July 1, 1975 a corporation shall not engage
in farming, or directly or indirectly, own, acquire or otherwise obtain an interest, whether legal, beneficial, or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security.
2. A family farm corporation or authorized farm corporation as defined in section one (1) of this Act.
3. Farming done or farms operated for research or experimental purposes if the commercial sales from such farming are incidental to the research or experimental objectives of the corporation, and farming done for the purpose of testing, developing or producing seeds, plants, livestock, machinery, poultry, or other agricultural products for use in farming.
4. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business

## e 3

operation. The corporation must file an annual report with the secretary of state showing the plans that the corporation has developed for the use of the land and that the land is necessary for the future development of the corporation. Such land may not be used for farming except under lease to a family farm unit or a family farm corporation or an authorized farm corporation, or except when controlled through ownership, options, leaseholds, or other agreements by a corporation which has entered into an agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 39013914) as amended, or a subsidiary or assign of such a corporation.
5. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to the effective date of this Act, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise. However all lands so acquired shall be disposed of within five years after acquiring the title thereto, and the land so acquired shall not be used for farming during the five-year period except under a lease to a family farm unit or a family farm corporation or an authorized farm corporation. The five-year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.
6. Corporations farming or holding agricultural land on the effective date of this Act if said
corporation does not increase the size of its farming
operation or add additional land to its holdings."
2. Page 5, after line 33, insert the following:
"4. The secretary of state shall obtain from each
county assessor, and each county assessor shall make
available to the secretary of state, the name of every
individual, corporation, partnership, or other business
entity engaged in farming in the county as shown by
the assessment rolls of the county."
3. Page 6, line 12, after the word "lands" insert
the words "which resulted in the corporation being
in violation of this Act".
4. Page 6, line 14, by striking the word "the"
and inserting the word "such".
5. Page 6 , line 18 , by striking the words "sections
three (3) or four (4)" and inserting the words "section
three (3)".
6. Page 6, after line 48 insert the following:
Page 4
1 "Sec. ..... USE OF INFORMATION IN REPORTS-DUTY
OF SECRETARY OF STATE-LEGISLATIVE USE. All
information obtained by the secretary of state pur-
suant to this Act shall be held and maintained for
the use of the general assembly as well as use by
the secretary of state. It is the intent of this
section that information shall be made available to
members of the general assembly and appropriate
committees of the general assembly in order to
determine the extent of farming being carried out
in this state by corporations and other business
entities and the effect of such farming practices
upon the economy of this state. The secretary of
state shall assist any committee of the general
assembly existing or established for the purposes
of studying the effects of this Act and the practices
this Act seeks to study and regulate."
7. Renumber sections and internal references as
required by this amendment.

Roll call was requested by Crabb of Crawford and Millen of Van Buren.

Rule 70 was invoked.
On the question "Shall amendment H-3294 to the committee amendment $\mathrm{H}-3241$ be adopted?"

The ayes were, 43:

| Bennett | Daggett <br> Danker | Halvorson | Menke |
| :--- | :--- | :--- | :--- |
| Bittle | Hansen | Mennenga |  |
| Bortell | Den Herder | Harvey | Millen |
| Branstad | Drake | Hutchins | Miller, K. D. |
| Brockett | Egenes | Lageschulte | Nealson |
| Clark | Evans | Lindeen | Oakley |
| Crabb | Fullerton | Lipsky | Pellett |
| Crawford | Gentleman | McEIroy | Perkins |


| Readinger | Stephens | Tofte | Wulff |
| :---: | :---: | :---: | :---: |
| Schroeder | Stromer | Welden | Wyckoff |
| Spear | Tauke | West |  |
| The nays were, 55: |  |  |  |
| Anderson | Fitzgerald | Jochum | O'Halloran |
| Avenson | Gilloon | Jordan | Patchett |
| Baker | Griffee | Junker | Pavich |
| Bina | Hargrave | Koogler | Poncy |
| Brandt | Harper | Krause | Rinas |
| Brunow | Hennessey | Lonergan | Scheelhaase |
| Byerly | Higgins | Middleswart | Small |
| Caffrey | Hines | Middleton | Spencer |
| Connors | Hinkhouse | Miller, A. V. | Svoboda |
| Cusack | Horn | Miller, O. L. | Walter |
| Dieleman | Howell | Monroe | Wells |
| Doyle | Hullinger | Newhard | Woods |
| Dunton | Husak | Nielsen | Mr. Speaker |
| Dyrland | Jesse | Norland |  |

Absent or not voting, 2:
Kreamer Varley
Amendment H-3294 lost.
Egenes of Story offered the following amendment H-3300 to the committee amendment H-3241 filed from the floor by Egenes, West, Harvey, Clark, Halvorson, Evans, McElroy and Tauke and moved its adoption:

H-3300
Amend the amendment (H-3241) to House File 215 as follows:

1. Page 1, by striking lines 3 through 50.
2. By striking pages $2,3,4,5$, and 6
and inserting in lieu thereof
the following:
"Section 1. DEFINITIONS. As used in this Act:
3. "Farming" or "farmed" means the cultivation of land for the production of agricultural crops, the raising of livestock or livestock products, the raising of poultry or poultry products, the production of dairy products, or the production of fruit or other horticultural products.
4. "Persons" means individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity.

Sec. 2. REPORTS. Every person who owns six hundred forty acres of land or more of land being farmed and who is engaged in farming, or who owns land totaling six hundred forty acres or more which is capable of being farmed, or who farms or operates a farm which controls land, capable of being farmed, through ownership, lease, or other agreement totaling one thousand two hundred acres or more, or the agents of such per-
sons, shall make a report containing the information required in section three (3) of this Act not later than September 15, 1975 to the secretary of state. However, an owner of a confined feedlot operation shall make a report required by this Act. "Confined feedlot operation" means one or more adjacent or nearby enclosures where the following animal species and animal populations exist:
a. Cattle, beef-More than one thousand population.
b. Cattle, dairy-More than seven hundred popula-
tion.
c. Swine, butcher and breeding (over forty pounds)-

More than four thousand five hundred population.
d. Swine, feeder pigs (forty pounds or less)More than thirty-five thousand population.
e. Sheep-More than twelve thousand population.
f. Turkeys-More than fifty-five thousand population.
g. Chicken, broiler-More than two hundred seventy thousand population.
h. Chickens, layer-More than one hundred eighty thousand population.

The information contained in the report shall reflect the status of such person as of July 1, 1975 and July 1, 1974. The secretary of state shall compile by October 15, e 2
1975 such information based on the reports in a manner which will be useful to the study committee created by the legislative council pursuant to section five (5) of this Act.

Sec. 3. CONTENTS OF REPORTS.

1. Every report required by section two (2) of this Act shall contain the following information for each year reported:
a. The name of the person and the type of business structure represented by such person.
b. The acreage and location listed by section, township and county of each lot or parcel of land in this state owned or leased by the person and used or capable of being used for farming.
c. The address of the registered office of the person in this state, the name and address of any registered agent in this state and, in the case of a foreign corporation, the address of its principal office in its place of incorporation.
d. The names and address of the officers and members of the business entity represented, if any.
e. The amount of livestock or poultry owned or contracted for, and the amount of grain or vegetables grown during the preceding corporate year.
f. The amount of agricultural crops, fruit, or horticultural products grown or contracted for
during the preceding calendar year.
g . The names of persons residing on the farm or actively engaged in farming and the number of shares, if a corporation owned by each person and the names of those shareholders related to each other within the third degree of consanguinity or affinity and the name, address, and number of shares owned by any other shareholder. In addition the report shall contain a statement as to percentage of gross revenues of the person it is determined will be derived from farming, however the secretary of state shall not divulge, nor shall any person be compelled to reveal any information which would be confidential under section four hundred twenty-two point seventy-two (422.72) of the Code.

Sec. 4. NEW SECTION. PENALTY. Willful failure to file a required report, or the willful filing of false information, is a misdemeanor.

Sec. 5. The legislative council shall establish a study committee for the purpose of studying the manner in which farming is carried out in Iowa. The council shall determine the membership of the study committee, however members of appropriate standing

## e 3

committees representing both houses of the general assembly and both political parties, as well as knowledgeable citizen members, shall be members of the study committee. The costs for such study committee shall be paid from funds available pursuant to section two point twelve (2.12) of the Code. The secretary of state shall cooperate with the study committee and make available to it the information compiled pursuant to the provisions of this Act.

The study committee shall make recommendations, accompanied by proposed bill drafts, designed to enhance the prosperity and stability of the family farm unit and rural communities. The report of the study committee shall be made to the legislative council and the general assembly meeting in the year 1976. Legislation submitted by the study committee shall be designed to encourage the prosperity for rural residents of Iowa and the economy of the state."
3. Amend the title page by striking everything after the word "Act" on line 1 and inserting in lieu thereof the words "requiring a report of all persons engaged in farming in this state, establishing a study committee, and providing a penalty.
Roll call was requested by Egenes of Story and West of Marshall.

On the question "Shall amendment $\mathrm{H}-3300$ to the committee amendment H-3241 be adopted?"

The ayes were, 35 :

| Baker <br> Bennett | Drake <br> Egenes |
| :--- | :--- |
| Bittle | Evans <br> Bortell |
| Brockett <br> Cullerton <br> Clark | Gentleman |
| Daggett | Halvorson <br> Danker |
| Den Herder | Harvey |
| Junker |  |

The nays were, 60:

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Bina | Hargrave |
| Brandt | Harper |
| Branstad | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |

Absent or not voting, 5 :
Crabb Kreamer
Dunton

| Lageschulte | Readinger |
| :--- | :--- |
| Lindeen | Rinas |
| Lipsky | Stephens |
| McEIroy | Tauke |
| Menke | Tofte |
| Millen | Welden |
| Miller, K. D. | West |
| Mille, O. L. | Wyckoff |
| Nealson |  |

Jordan
Koogler
Krause
Lonergan
Mennenga
Middleswart
Middleton
Miller, A. V.
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Scheelhaase
Schroeder
Small
Spear
Spencer
Stromer
Svoboda
Walter
Wells
Woods
Wulff
Mr. Speaker

Monroe
Varley
Amendment H-3300 lost.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3283$ to the committee amendment $\mathrm{H}-3241$ filed by Howell, et al., and moved its adoption:
H-3283
Amend the committee on agriculture amendment
$\mathrm{H}-3241$ to House File 215 as follows:

1. Page 1 , line 34 , by striking the word
"poultry,".
2. Page 1, line 39, by inserting after the word
"corporation" the following: ", or agrees to supply
or care for poultry or poultry products".
3. Page 3, line 7, by inserting after the word
"seeds" the following: ", animals,".
Amendment $\mathrm{H}-3283$ was adopted.
Jesse of Polk offered the following amendment H-3298 to the committee amendment H-3241 filed from the floor by Jesse, Schroeder, Middleswart, Spear, Stromer, Scheelhaase and Anderson and moved its adoption:

## H-3298

1 Amend the committee on agriculture amendment

H-3241, to House File 215 as follows:

1. Page 1, by striking lines 43 through 50, inclusive, and page 2 , by striking lines 1 through 22, inclusive, and inserting in lieu thereof the following:
"3. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are:
(1) Persons related to each other within the third degree of consanguinity or affinity determined according to the civil law method,
(2) Children or grandchildren of deceased family members described in subparagraph (1) of numbered paragraph three of section two of this Act who receive stock in the corporation from those family members, and
(3) Persons acting in a fiduciary capacity who receive stock in the corporation from one or more family members described in subparagraph (1) of numbered paragraph 3 of section 2 of this Act,
b. All of its stockholders are natural persons or persons acting in a fiduciary capacity;
c. Eighty percent of the gross revenues of the corporation averaged over the last consecutive three year period come from farming; and
d. At least one of its majority stockholders is:
(1) A person residing on or actively operating the farm owned or leased by the corporation,
(2) A disabled or retired person who at one time resided on or actively operated the farm owned or leased by the corporation,
(3) A child or grandchild of a deceased person who at one time resided on or actively operated the farm owned or leased by the corporation,
(4) A person acting in a fiduciary capacity who receives stock from one or more persons who at one time resided on or actively operated the farm owned or leased by the corporation.
2. "Authorized farm corporation" means a corporation:
a. Founded for the purpose of farming and the ownership of agricultural land in which sixty per cent of the stock is held by:
(1) Persons residing on or actively operating a farm,
(2) Disabled persons who at one time resided on

## Page 2

1 or actively operated the farm owned or leased by the corporation, and
(3) Persons acting in a fiduciary capacity who
receive stock from one or more persons who at one time resided on or actively operated the farm owned or leased by the corporation;
b. Its stockholders do not exceed ten in number;
c. Its stockholders are all natural persons or
persons acting in a fiduciary capacity;
d. It has only one class of stock; and
e. Eighty percent of the gross revenues of the corporation averaged over the last consecutive three year period come from farming."
2. Page 2, by adding after line 36 the following:
"8. "Fiduciary capacity" means an undertaking to act alone or jointly as trustee, executor, administrator, personal representative, agent guardian, conservator, receiver, escrow agent, attorney-infact, and any other similar capacity for the benefit of natural persons or nonprofit corporations exempted by section two, subsection four of this Act."
3. Page 4, by adding after line 3 the following:
"7. Agricultural land which is or may be held by a trust company or bank in a fiduciary capacity."
4. By renumbering the remaining subsections.
5. Page 5, by striking lines 10 through 15, inclusive, and inserting in lieu thereof the following:
" $a$. The names of persons residing on the farm, the names of stockholders, the number of shares held by each stockholder, in the case of a family farm corporation the names of persons qualifying under section two, subsection three, paragraphs a and $d$ of this Act, and in the case of an authorized farm corporation the names of persons qualifying under section two, subsection four, paragraph a of this Act."
Amendment H-3298 was adopted.
(House File 215 and the committee amendment H-3241, as amended, pending at adjournment.)

## MOTION TO RECONSIDER <br> (Amendment H-3292)

I move to reconsider the vote by which the Wyckoff amendment H-3292 to the committee amendment H-3241 (House File 215) failed to be adopted by the House on March 12, 1975.

PERKINS of Greene

## COMMUNICATION FROM THE CHIEF CLERK

According to Rule 28 Friday, March 14, 1975, is the final day for individual House members to request bill drafts from the Legislative Service Bureau for introduction during this session. According to Rule 28 all requests must be submitted by this date
or the Legislative Service Bureau will not be authorized to draft them for this session. Committee bills may be requested at any time for introduction this session except as otherwise regulated by House rules.

Individual Representatives may still request the drafting of bills for introduction in the next session of the General Assembly.

Rule 28 also applies to companion bills to Senate bills, and joint resolutions; however it does not apply to simple and concurrent resolutions.

## EXPLANATION OF VOTE <br> (House File 325)

I was necessarily absent from the House chamber for the vote to suspend the rules for immediate consideration of House File 325. Had I been present, I would have voted "nay".

BINA of Scott

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 12th day of March, 1975: House Files 16, 81, 205, 225 and 251.

DAVID L L WRAY<br>Chief Clerk of the House

Report adopted.

## REPORTS OF COMMITTEE

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following reports:

Mr. Spmakiar: Your committee on judiciary and law enforcement to whom was referred Howse File 221, a bill for an act relating to the right of minors to change their name, bega leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## JESSE of Polk, Chairman

Also:
Mr. Spmakirr: Your committee on judiciary and law onforcement to whom was referred Honse Fle 352, a bill for an act relating to dissolution of marriage, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the

## recommendation that the same be amended as follows, and when so amended the bill do pass:

JESSE of Polk, Chairman

## AMENDMENTS FILED

$\mathrm{H}-3304$
Amend House File 124 as follows:

1. Page 2, by inserting after line 17 the following section:

Sec. ..... Section one hundred seventeen point seven (117.7), subsection three (3), Code 1975, is repealed.
2. Page 12, by striking lines 24 through 30, inclusive, and inserting in lieu thereof the following:
"Sec. 20. In addition, each person possessing a license as a real estate salesman on January 1, 1976 shall complete the education requirements for real estate apprentice salesmen as provided in section six (6) of this Act and shall so inform the commission by December 31, 1976, or the license shall expire on December 31, 1976 and the person shall not be eligible for license renewal."

## H-3286

Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:

1. Page 2, by striking all of lines 42,43 and 44, and inserting in lieu thereof the following:
"legal, beneficial or otherwise, in any title to agricultural land in this state. However, the restrictions".
2. Page 5, by striking lines 1 and 2, and inserting in lieu thereof the following:
" g . In the case of a corporation holding agricultural land for immediate or".
3. Page 6, line 16, by striking the words "REAL ESTATE" and inserting in lieu thereof the words "AGRICULTURAL LAND".
4. Page 6 , by striking all of lines 19,20 , and 21, and inserting in lieu thereof the following: "this Act, to dispose of any agricultural land to which it has acquired title, then title to such agricultural land shall escheat to the county in which the agricultural land".

SMALL of Johnson
H-3287
Amend the committee on agriculture amendment,
2 H-3241, to House File 215 as follows:
8 1. Page 4, by striking lines 26 and 27 and
4 inserting in lieu thereof the following:
5

- annually. The report shall be filed in ac-

6 cordance with the time of report requirements con-
7 tained in section four hundred ninety-six point
8 one (496.1), Code 1975, or section four hundred
9 ninety-six A point one hundred twenty-two (496A.122),
10 Code 1975, whichever is applicable and be".
MILLEN of Van Buren
H- 3288

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t
Amend the committee on agriculture amendment
H- 3241 to House File 215, as follows:
Page 5, by striking all of lines $39,40,41$,
42 and 43 and inserting in lieu thereof the following:
"corporation shall be subject to a fine not to exceed ten thousand dollars ( $\$ 10,000$ )."

JUNKER of Woodbury
H-3289
Amend the committee on agriculture amendment,
H-8241, to House File 215 by adding the following new sections:
"Sec. .... NIEW SECTION. There is appropriated from the general fund of the state for the year beginning July 1, 1975 and ending June 30, 1976, to the secretary of state, the following

8 sum or so much thereof as may be necessary, to be used for the purposes designated:

1975-76
Fiscal Year
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18
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21
22 80, 1976 shall revert to the general fund on August
28 80, 1976. In all other respects the provisions of
24 section eight point thirty-three (8.33) of the Code
25 shall apply to this Act."
MILLEN of Van Buren
H-8290
1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, as follows:
Page 3, by inserting at the end of subsection 4, the following: "No such corporation shall engage in farming any agricultural land obtained subsequent to July 1,1975 , unless such farming operation is in direct support of said nonprofit corporation."

KOOGLER of Mahaska
H-3291
1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, as follows:
Page 8, by striking lines 18 and 19 and
inserting in lieu thereof the following: "land
obtained subsequently to July 1, 1975 unless such
farming operation is in direct support of said
nonprofit corporation;"
KOOGLER of Mahaska
H—3293
Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:

1. Page 2 , line 2, by striking the word " $a$ "
and inserting in lieu thereof the words "the most
current".
2. Page 2, by striking from lines 9 and 10
the words "sixty percent of the voting".
3. Pages 5 and 6, by striking all of section 7 .

STROMER of Hancock
$\mathrm{H}-3295$
$2 \mathrm{H}-3241$, to House File 215, as follows:

Page 2, line 6, by inserting after the word "corporation" the following:
"other than a family farm corporation or an authorized family farm corporation as defined herein".

BROCKETT of Marshall
H-3296
1
2 of any portion or all of the agricultural land of a family farm, a family farm corporation or authorized farm corporation.

JUNKER of Woodbury

## H—3297

Amend the committee on agriculture amendment, H-3241, to House File 215, page 6, line 48, by inserting after the period the words "This Act shall not apply to nonprofit religious corporations engaged on the effective date of this Act in farming as a means of support for its members who live in a monastic style, if the total acreage of agricultural land owned by the nonprofit religious corporation shall not be increased, except for property acquired by bequest."

GILLOON of Dubuque

## H-3299

Amend the committee on agriculture amendment H- 3241 to House File 215, page 2, line 5, by striking the word "operating" and inserting in lieu thereof the words "engaged in the operation of".

HULLINGER of Decatur
H-3301
1 Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:

1. Page 3, line 24, by striking the comma and inserting in lieu thereof a period.
2. Page 3, by striking lines 25, 26 and 27 and

6 inserting in lieu thereof the following: "However,
7 a public utility may hold such agricultural land for
8 a period not exceeding twenty-five years, and a
9 mining corporation may hold such agricultural land
10 until any mineral deposits are depleted."
GENTLEMAN of Polk
H-3285
1 Amend House File 386 as follows:
2 1. Page 1, line 3, by striking the words

1 Amend House File 421 as follows:

1. Page 1, by inserting after line 19 the following section:
"Sec. 2. Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. The director shall compute the administrative costs for implementation of section one (1) of this Act pursuant to rules promulgated by the department under chapter seventeen $A$ (17A) of the Code.

The costs so computed shall be forwarded quarterly to the United States secretary of transportation for reimbursement. The provisions of this Act shall be enforced only so long as federal funds are received within ninety days following dispatch of the request for reimbursement."
2. By renumbering sections in conformity with this amendment.

MONROE of Des Moines

H-3303
1 Amend House File 421 as follows:
2 1. Page 1, by striking lines 20 through 35.
3 2. Page 2, by striking lines 1 through 11.
KRAUSE of Palo Alto

H-3302
1 Amend Senate File 39, as passed by the Senate, as follows:
2 1. Page 3, after line 5, by inserting the following
3 section:

7 At all meetings no member shall have more than
8 one vote regardless of the shares held by him. There
9 shall be no voting by proxy. A member may vote by
10 absentee ballot as provided in the bylaws of the
11 credit union. A member other than a natural person
12 may cast a single vote through a delegated agent which
13 agent shall be a member of the organization for which
14 he acts. The majority of members [present] voting at
15 any meeting may modify, amend or reverse any act of
16 the board of directors or instruct it to take action
17 not inconsistent with the bylaws or of this chapter."
18 2. By renumbering sections in accordance with
19 this amendment.
JESSE of Polk
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, March 13, 1975.

# JOURNAL OF THE HOUSE 

## Sixtieth Calendar Day-Forty-third Session Day

hail of the house of Representatives
Des Moines, Iowa, Thursday, March 13, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Monsignor A. W. Behrens, pastor of St. John's Catholic Church, Bancroft, Iowa.

The Journal of Wednesday, March 12, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Wayne Rouse, Boone, Iowa.

## Leave of absence

Leave of absence was granted as follows:
Lonergan of Boone for March 13 and 14 on request of Crabb of Crawford; Nielsen of Polk for March 13 and 14 on request of Byerly of Polk.

## PRESENTATION OF VISITORS

Pellett of Cass presented to the House the Honorable Marion D. Siglin, former member of the House during the Sixtieth and Sixty-fourth General Assemblies, representing Clarke, Lucas and Madison Counties.

Spencer of Clay presented to the House the Honorable W. Riley Gillette, former member of the House during the Sixtyfirst General Assembly, representing Clay and Dickinson Counties.

Den Herder of Sioux presented to the House Eric Bourgoieux from France, a foreign exchange student attending Sioux Center High School, and nine students representing nine different high schools in Sioux County.

Horn of Linn presented to the House Olivia Gasares from Quito, Ecuador, and Eva Wullenweber from Hamburg, West Germany, foreign exchange students attending Lisbon High School, Lisbon, Iowa.

Stephens of Plymouth presented to the House Erika Vargas Aleman from Lima, Peru, a foreign exchange student attending LeMars High School, LeMars, Iowa.

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

Thirty-six Camp Fire girls from Cedar Rapids, Iowa, accompanied by Mrs. Conrad and Mrs. Schultz. By Lipsky of Linn.

## PETITION FILED

The following petition was received and placed on file:
By Harvey of Scott from ninety-six residents of Scott County favoring Senate File 53 (without amendments) relating to the licensing and qualifications of real estate apprentice salesmen.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 221 and 352, under Rule 36.

## INTRODUCTION OF BILLS

House File 462, by Higgins and Caffrey (Gluba and Murray), a bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.

Read first time and referred to committee on human resources.
House File 463, by committee on human resources, a bill for an act relating to remedial eye care.

Read first time and placed on the calendar.
House File 464, by committee on state government, a bill for an act relating to contracts among public agencies under section 28E. 12 of the Code.

Read first time and placed on the calendar.
House File 465, by committee on education, a bill for an act relating to the transportation of nonpublic school pupils outside the boundary lines of the school district of residence.

Read first time and placed on the calendar.
House File 466, by Hargrave, Connors, O'Halloran, West, Crabb, Drake and Middleton, a bill for an act relating to paid holidays for state employees.

Read first time and referred to committee on state government.

House File 467, by committee on education, a bill for an act relating to approval of plans for erecting school buildings.

Read first time and placed on the calendar.

## SENATE MESSAGES CONSIDERED

Senate File 124, a bill for an act relating to the transfer of county funds.

Read first time and referred to committee on county government.

## HOUSE CONCURRENT RESOLUTION 24 <br> By Griffee

> Whereas, it has been the custom to hold a biennial memorial session in recognition of the public services of departed members of the General Assembly, and
> Whereas, both Houses desire to participate in such an observance, Now Therefore
> Be It Resolved by the House, the Senate Concurring: That an evening session of the Sixty-sixth General Assembly be held in the House chamber Thursday evening, April 24, 1975, at 7:30 p.m.
> Be It Further Resolved, that a joint committee of eight members be appointed, four from the Senate to be appointed by the President of the Senate, and four from the House to be appointed by the Speaker of the House, to make suitable arrangements for a joint memorial session.

Laid over under Rule 25.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed eighty members present, twenty absent.

## BUSINESS PENDING

The House resumed consideration of House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act, and the committee on agriculture amendment $\mathrm{H}-3241$, as amended, and found on pages 636 through 643 of the House Journal.

The Speaker announced that with the adoption of amendment
$\mathrm{H}-3298$ to the committee amendment $\mathrm{H}-3241$ the following amendments (all filed to the committee amendment $\mathrm{H}-3241$ ) are out of order:

Amendment H-3264 filed by West of Marshall on March 11, 1975, and found on page 619 of the House Journal.

Amendment H-3278 filed by Danker of Pottawattamie on March 11, 1975, and found on page 623 of the House Journal.

Amendment H-3295 filed by Brockett of Marshall on March 12, 1975, and found on page 658 of the House Journal.

Amendment H- 3299 filed by Hullinger of Decatur on March 12, 1975, and found on page 658 of the House Journal.

Evans of Grundy offered the following amendment H-3273 to the committee amendment H-3241 filed by him:

Amend the committee on agriculture amendment
H-3241 to House File 215 as follows:

1. Page 2, by inserting after line 22 the

## following:

" 5 . 'Landlord corporation' means a corporation founded for the purpose of farming and the ownership of agricultural land which operates in a manner which will promote the entry of young people into the business of farming and permit them to acquire an equity in Iowa farmland without the burden of heavy debt or the risks inherent in contract purchase. To qualify, a landlord corporation must meet the following standards:
a. A landlord corporation shall lease at least eighty percent of its land to family farm units or family farm corporations.
b. It shall lease no more than three hundred twenty acres to one operator.
c. It shall not lease land to any operator farming more than six hundred forty acres.
d. If the landlord corporation leases land to two or more operators, at least fifty percent of the leaseholders must be operators of family farm units who are under thirty-five years of age or family farm corporations in which a majority of the stock is held by persons under thirty-five years of age.
e. All leaseholders shall have the option of purchasing stock in the landlord corporation each year. Options shall provide for purchase of stock at a price representing fair market value of the assets of the corporation. Each year a leaseholder shall have the right to purchase stock at least equal in value to five percent of the land leased from the landlord corporation
until such time as the leaseholder owns stock equal in value to one hundred percent of such land."
2. By renumbering the subsequent subsections.
3. Page 2, line 50 , by inserting after the word
"corporation" the words "or landlord corporation".
4. Page 4, line 10, by inserting after the word
"corporation" the words "or a landlord corporation".
5. Page 4, line 22, by inserting after the first word "corporation" the words "or a landlord corporation".
6. Page 5 , line 7 , by inserting after the word "corporation" the words "or a landlord corporation".
7. Page 5, line 23, by inserting after the first word "corporation" the words "or a landlord corporation".
8. Page 5 , line 28 , by inserting after the word "corporation" the words "or a landlord corporation".
(House File 215 and amendment $\mathrm{H}-3273$ to the committee amendment $\mathrm{H}-3241$ pending at recess.)

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## ADOPTION OF HOUSE RESOLUTION 10

Pursuant to House Rule 26, the Speaker announced that House Resolution 10 filed on March 4, 1975, and found on page 504 of the House Journal is adopted by unanimous consent.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed eighty members present, twenty absent.

## BUSINESS PENDING

(House File 215)
The House resumed consideration of House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act, and amendment H-3273, to the committee amendment H-3241, filed by Evans of Grundy.

Evans of Grundy moved the adoption of amendment H-3273, to the committee amendment $\mathrm{H}-3241$, and moved its adoption.

Roll call was requested by Evans of Grundy and Menke of O'Brien.

On the question "Shall amendment H-3273, to the committee amendment H-3241, be adopted?"

The ayes were, 39 :

| Bennett <br> Bittle | Egenes <br> Bortell |
| :--- | :--- |
| Evans |  |
| Brockett | Fullerton |
| Clark | Gentleman |
| Crabb | Halvorson |
| Crawford | Hansen |
| Daggett | Harvey |
| Danker | Junker |
| Den Herder | Lageschulte |
| Lindeen |  |

Lipsky
McElroy
Menke
Mennenga
Millen
Miller, K. D.
Nealson
Oakley
Pellett
Readinger
Hutchins Perkins

| Anderson |  |
| :--- | :--- |
| Avenson | Fitzgerald <br> Gilloon |
| Baker | Griffee |
| Bina | Hargrave |
| Brandt | Harper |
| Brunow | Hennessey |
| Byerly | Higgins |
| Caffrey | Hines |
| Connors | Hinkhouse |
| Cusack | Horn |
| Dieleman | Howell |
| Dunton | Hullinger |
| Dyrland | Husak |

Absent or not voting, 10 :

| Branstad | Jesse |
| :--- | :--- |
| Doyle | Kreamer |
| Drake | Lonergan |

Amendment H-3273 lost.
Norland of Worth offered the following amendment H-3269 to the committee amendment $\mathrm{H}-3241$, filed by Norland, et al., and moved its adoption:

```
H-3269
    Amend the amendment H-3241 to House File 215
    as follows:
    1. Page 2, by striking lines 25 through }86
    2. Page 3, by striking lines }24\mathrm{ through 27 and
    inserting in lieu thereof the following: "operation.
    Such land may not be used for".
        3. Page 5, line 4, by inserting after the word
    "held" the following: "and a plan for the develop-
    ment of such land".
```

Amendment H—3269 was adopted.
Junker of Woodbury offered the following amendment H-3296, to the committee amendment H-3241, filed by him and moved its adoption:

H-3296
1 Amend amendment (H-3241) to House File 215 as
follows:

1. Page 2, by inserting after line 36 the following new definition:
... "Gross revenues" shall not include the sale of any portion or all of the agricultural land of a family farm, a family farm corporation or authorized farm corporation.

Amendment H-3296 was adopted.
Byerly of Polk offered the following amendment H-3307, to the committee amendment $\mathrm{H}-3241$, filed from the floor by Byerly, Schroeder and Gilloon and moved its adoption:

H-3307
Amend the committee on agriculture amendment
H-3241, to House File 215, page 2, by inserting
after line 36 the following new subsection:
"8. "Corporation" includes any limited partnership formed under chapter five hundred forty-five (545) of the Code."

Roll call was requested by Evans of Grundy and Wyckoff of Benton.

Rule 70 was invoked.
On the question "Shall amendment H-3307, to the committee amendment $\mathrm{H}-3241$, be adopted?"

The ayes were, 59:

| Baker | Dieleman | Hutchins | Readinger |
| :--- | :--- | :--- | :--- |
| Bennett | Drake <br> Boogler | Rinas |  |
| Bina | Dyrland | Lageschulte | Schroeder |
| Bittle | Egenes | Lindeen | Stephens |
| Bortell | Evans | Lipsky | Stromer |
| Branstad | Fullerton | McElroy | Tauke |
| Brockett | Gentleman | Menke | Tofte |
| Byerly | Gilloon | Mennenga | Varley |
| Clark | Griffee | Midlleton | Walter |
| Crabb | Halvorson | Millen | Welden |
| Crawford | Hansen | Miller, K. D. | West |
| Cusack | Harvey | Nealson | Woods |
| Daggett | Hines | Oakley | Wulff |
| Danker | Horn | Patchett | Wyckoff |
| Den Herder | Hullinger | Pellett |  |

The nays were, 37 :

| Anderson | Harper | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Hennessey | Krause | Poncy |
| Brandt | Higgins | Middleswart | Scheelhaase |
| Brunow | Hinkhouse | Miller, A.V. | Small |
| Caffrey | Howell | Miller, O. L. | Spear |
| Connors | Husak | Newhard | Spencer |
| Doyle | Jesse | Norland | Svoboda |
| Dunton | Jochum | O'Halloran | Wells |
| Fitzgerald | Jordan | Pavich | Mr. Speaker |
| Hargrave |  |  |  |
| Absent or not voting, 4: |  |  |  |
| Kreamer | Lonergan | Monroe | Nielsen |

Amendment $\mathrm{H}-3307$ was adopted.
Perkins of Greene asked for unanimous consent to withdraw his motion to reconsider amendment $\mathrm{H}-3292$ to the committee amendment H-3241, filed on March 12, 1975.

## Objection was raised.

Perkins of Greene moved to reconsider the vote by which amendment H-3292 to the committee amendment H-3241 failed to be adopted by the House on March 12, 1975.

Roll call was requested by Menke of O'Brien and Millen of Van Buren.

Rule 70 was invoked.
On the question "Shall the motion to reconsider amendment H-3292 prevail?"

## The ayes were, 44:

| Baker | Drake | Lageschulte | Readinger |
| :---: | :---: | :---: | :---: |
| Bennett | Egenes | Lindeen | Schroeder |
| Bittle | Evans | Lipsky | Stephens |
| Bortell | Fullerton | McElroy | Stromer |
| Branstad | Gentleman | Menke | Tauke |
| Brockett | Griffee | Middleswart | Tofte |
| Clark | Halvorson | Millen | Varley |
| Crabb | Hansen | Miller, K. D. | Welden |
| Crawford | Harvey | Nealson | West |
| Danker | Horn | Oakley | Wulff |
| Den Herder | Junker | Pellett | Wyckoff |
| The nays were, 51: |  |  |  |
| Anderson | Daggett | Higgins | Jordan |
| Avenson | Dieleman | Hines | Koogler |
| Bina | Dunton | Hinkhouse | Krause |
| Brandt | Dyrland | Howell | Mennenga |
| Brunow | Fitzgerald | Hullinger | Middleton |
| Byerly | Gilloon | Husak | Miller, A. V |
| Caffrey | Hargrave | Hutchins | Miller, 0. L. |
| Connors | Harper | Jesse | Newhard |
| Cusack | Hennessey | Jochum | Norland |


| O'Halloran | Poncy | Spear | Wells |
| :--- | :--- | :--- | :--- |
| Patchett | Rinas | Spencer | Woods |
| Pavich | Scheelhaase | Svoboda | Mr. Speaker |
| Perkins | Small | Walter |  |
| Absent or not voting, 5: |  |  |  |
| Doyle Lonergan Monroe | Nielsen |  |  |
| Kreamer |  |  |  |

The motion lost.
Small of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3274$, to the committee amendment $\mathrm{H}-3241$, filed by him on March 11, 1975, and found on page 622 of the House Journal be withdrawn.

Small of Johnson offered the following amendment H-3286, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:
H—3286

Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:

1. Page 2, by striking all of lines 42,43 and 44, and inserting in lieu thereof the following:
"legal, beneficial or otherwise, in any title to agricultural land in this state. However, the restrictions".
2. Page 5, by striking lines 1 and 2, and
inserting in lieu thereof the following:
" g . In the case of a corporation holding agricultural land for immediate or'.
3. Page 6, line 16, by striking the words "REAL ESTATE" and inserting in lieu thereof the words "AGRICULTURAL LAND".
4. Page 6, by striking all of lines 19,20 , and 21, and inserting in lieu thereof the following: "this Act, to dispose of any agricultural land to which it has acquired title, then title to such agricultural land shall escheat to the county in which the agricultural land".
Amendment H-3286 was adopted.
Bittle of Polk offered the following amendment H-3310, to the committee amendment H - 3241 , filed from the floor by Bittle, Bortell and Crabb:
H-3310
1 Amend the amendment H-3241 to House File 215
2 as follows:
$3 \quad$ Page 3 by striking lines 9 through 19.
Bittle of Polk asked and received unanimous consent that amendment $\mathrm{H}-3310$ to committee amendment $\mathrm{H}-3241$ be withdrawn.

Crabb of Crawford asked and received unanimous consent that amendment $\mathrm{H}-3270$, to the committee amendment $\mathrm{H}-3241$, filed by Wyckoff, et al., on March 11, 1975, and found on page 620 of the House Journal, be withdrawn.
(House File 215 and the committee amendment H-3241, as amended, pending at adjournment.)

## HOUSE FILE 231 REFERRED

Norland of Worth asked and received unanimous consent that House File 231, presently on the the ways and means calendar, be referred to the committee on ways and means.

## HOUSE FILE 460 REFERRED

Monroe of Des Moines asked and received unanimous consent that House File 460, presently on the regular calendar, be referred to the committee on state government.

## MOTION TO RECONSIDER WITHDRAWN

(House File 324)
Husak of Tama asked and received unanimous consent to withdraw the motion to reconsider House File 324 filed by him on March 5, 1975.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 6

Baker of Buena Vista offered the following House Memorial Resolution 6 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 6

Whereas, The Honorable O. J. Grau of Buena Vista County, who was a member of the Forty-fifth and Forty-fifth Extra General Assemblies as a Representative from Buena Vista County, passed away on July 28, 1974, Now Therefore,

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

The motion prevailed and the Speaker appointed as such committee Baker of Buena Vista, Menke of O'Brien and Miller of Calhoun.

SPONSORS WITHDRAWN
(House File 248)
Crabb of Crawford, Miller of Calhoun, Hansen of O'Brien and

Menke of O'Brien requested their names be withdrawn as sponsors of House File 248.

## (House File 40)

Crabb of Crawford requested his name be withdrawn as a sponsor of House File 40.

## SPONSOR ADDED <br> (House File 15)

Harper of Davis requested her name be added as a sponsor of House File 15.

## REMOVED FROM UNANIMOUS CONSENT CALENDAR (House Concurrent Resolution 21)

We respectfully request that House Concurrent Resolution 21 be removed from the unanimous consent calendar of the House and laid over under Rule 25.

TAUKE of Dubuque HALVORSON of Clayton EVANS of Grundy CRAWFORD of Story CLARK of Lee HARVEY of Scott MENKE of O'Brien

## MOTION TO RECONSIDER <br> (Amendment H-3307 to amendment H-3241 to House File 215)

I move to reconsider the vote by which amendment $\mathrm{H}-3307$, to the committee amendment H-3241, to House File 215 was adopted by the House on March 13, 1975.

PATCHETT of Johnson

## COMMUNICATION FROM THE SCHOOL BUDGET REVIEW COMMITTEE

There is on file in the office of the Speaker a copy of the 19731975 School Budget Review Committee report to the Sixty-sixth General Assembly.

## REPORT OF COMMITTEE

Small of Johnson, from the committee on commerce, submitted the following report:

Mr. SPEAKER: Your committee on commerce to whom was referred House File 208, a bill for an act relating to conservators administering moneys paid by the veterans administration, begs leave to report it has had
the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## AMENDMENTS FILED

H-3308
1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, page 4, line 6, by
3 inserting before the period the following:
4 ", however, corporations which have ten or fewer
5 shareholders shall have until July 1, 1980".
SCHROEDER of Pottawattamie SCHEELHAASE of Woodbury JESSE of Polk
OAKLEY of Clinton
HARGRAVE of Johnson
STROMER of Hancock

```
H-3312
    1 Amend House File 250 as follows:
        1. Page 1, by striking all of lines 5 and 6
        and inserting in lieu thereof the following: "text-
        books and other materials required by an instructor
        for any state approved course of educational in-
        struction in which the taxpayer,".
            2. Amend the title page, line 1, by inserting
        after the word "textbooks" the words "and other
        materials".
DIELEMAN of Marion
H-3309
            Amend House File 432, page 1, by striking all the
        words after the period in line 21 and by striking all
        of lines 22 and 23 and inserting in lien thereof the
        following: "A vehicle inspection is not required
        when the transfer of the vehicle or an interest in
        the vehicle is between spouses or whon required
        pursuant to a decree for dissolution of marriage
        between former spouses."
SCHROEDER of Pottawattamie
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## E-8811

```
Amend House File 461 as follows:
1. Page 1, by inserting the following after line 18:
"Sec. 8. Whenever, at the request of the governor, the President has declared a "major disaster" to exist in this state, the governor is authorized:
1. Upon his determination that a local govern-
ment of the state will suffer a substantial loss of
10 tax and other revenues from a major disaster and has
11 demonstrated a need for financial assistance to per-
```

12 form its governmental functions, to apply to the federal government, on behalf of the local government, for a loan; and to receive and disburse the proceeds of any approved loan to any applicant local government.
2. To determine the amount needed by any applicant local government to restore or resume its governmental functions, and to certify the same to the federal government, provided, however, that no application amount shall exceed 25 percent of the annual operating budget of the applicant for the fiscal year in which the major disaster occurs.
3. To recommend to the federal government, based upon his review, the cancellation of all or any part of repayment when, in the first three full fiscal year period following the major disaster, the revenues of the local government are insufficient to meet its operating expenses, including additional disasterrelated expenses of a municipal operation character." 2. By renumbering the sections.

OAKLEY of Clinton
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, March 14, 1975.

# JOURNAL OF THE HOUSE 

## Sixty-first Calendar Day-Forty-fourth Session Day

## Hall of the House of Representatives Dis Moinks, Iowa, Frday, March 14, 1975

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

Prayer was offered by the Reverend Frank L. Greenwood, pastor of the United Methodist Church, Sigourney, Iowa.

The Journal of Thursday, March 13, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Wayne Rouse, Boone, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Fullerton of Woodbury on request of Junker of Woodbury.

## PRESENTATION OF VISITORS

Caffrey of Polk presented to the House the Honorable Ed Skinner, former member of the House during the Sixty-third and Sixty-fourth General Assemblies, representing Polk County.

Middleswart of Warren presented to the House the Honorable George N. Pierson, former member of the House during the Sixty-second, Sixty-third and Sixty-fourth General Assemblies, representing Keokuk, Mahaska and Monroe Counties.

Dunton of Keokuk presented to the House Bjourn Almgren from Sweden and Adalberto Benedetti from Brazil, foreign exchange students attending Sigourney High School, Sigourney, Iowa.

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

Forty sixth grade students from Jensen Elementary School, Urbandale, Iowa, accompanied by Mrs. Nickolson, Mrs. Patrick and Mrs. Tansey. By Readinger of Polk.

Sixty-eight seniors from Sigourney High School, Sigourney, Iowa, accompanied by Fred Gilliland and John Andersen. By Dunton of Keokuk.

Members of the Lake View-Auburn Girls Basketball Team and their cheerleaders from Lake View, Iowa, accompanied by their coach, Mr. McRea, and Mr. Peterson. By Bennett of Ida and Miller of Calhoun.

A group of girls basketball players from the Waco School District located in the Wayland, Crawfordsville and Olds area, accompanied by Dr. Gipple. By Lindeen of Henry.

## PETITION FILED

The following petition was received and placed on file:
By Caffrey of Polk from one thousand ninety-six residents of Polk, Dallas, Clarke, Cass, Warren, Boone, Story, Floyd, Marshall, Poweshiek, Jasper, Johnson, Adair, Guthrie, Scott, Madison, Audubon, Sac, Shelby, Cerro Gordo, Linn, Marion, Monroe, Mahaska, Black Hawk, Hardin, Carroll and Greene Counties who would like to have pari-mutuel debated in the Iowa Legislature.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 208, under Rule 36.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 368, a bill for an act appropriating funds to the department of transportation to be used to match federal funds available for state and local projects.

Also: That the Senate has on March 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 38, a bill for an act relating to a tax rate for nonowned cemetery property.

Also: That the Senate has on March 13, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 90, a bill for an act to increase tax levy in certain townships for fire protection.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGE CONSIDERED

Senate File 24, a bill for an act relating to the registration fees for special trucks.

Read first time and referred to committee on transportation.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 19

Pursuant to House Rule 26, the Speaker announced that House Concurrent Resolution 19, filed on March 4, 1975, and found on page 504 of the House Journal, is adopted by unanimous consent.

QUORUM CALL
A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed eightythree members present, seventeen absent.

## BUSINESS PENDING

(House File 215)
The House resumed consideration of House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act, and the committee on agriculture amendment H-3241, as amended, found on pages 636 through 643 of the House Journal.

Hullinger of Decatur offered the following amendment $\mathrm{H}-3276$, to the committee amendment H-3241, filed by him and Koogler of Mahaska and moved its adoption:

H-3276
1 Amend the amendment H-3241 to House File 215
as follows:
3 Page 3, by striking lines 10 and 11 and insert-
4 ing in lieu thereof the following: "nonprofit corpor-
5 ations organized under the provisions of chapters five
6 hundred four (504) and five hundred four A (504A) of
7 the Code; agricultural lands obtained subsequent to".
Roll call was requested by Nealson of Muscatine and Dieleman of Marion.

Under the provisions of Rule 71, Varley of Adair refrained from voting.

On the question "Shall amendment H-3276 to the committee amendment H-3241 be adopted ?"

The ayes were, 63 :

| Anderson | Gilloon <br> Avenson |
| :--- | :--- |
| Griffee |  |
| Baker | Hargrave |
| Brandt | Harper |
| Branstad | Hennessey |
| Brunow | Higgins |
| Caffrey | Hines |
| Clark | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum <br> Jordan |

The nays were, 27:

| Bennett <br> Bittle | Danker <br> Den Herder <br> Bortell |
| :--- | :--- |
| Brockett | Egenes <br> Evans |
| Crabb | Halvorson |
| Crawford | Harvey |
| Daggett | Lageschulte |

Absent or not voting, 10:

| Byerly | Gentleman |
| :--- | :--- |
| Drake | Hansen |
| Fullerton | Kreamer |

Junker
Koogler
Krause
Mennenga
Middleswart
Middleton
Miller, A. V.
Miller, O. L.
Monroe
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich
Perkins

| Lindeen | Pellett |
| :--- | :--- |
| Lipsky | Poncy |

Lipsky Poncy
Readinger
Stephens
Tauke
Tofte

Svoboda
Varley

Amendment H—3276 was adopted.
Koogler of Mahaska offered the following amendment H-3291 to the committee amendment $\mathrm{H}-3241$ filed by him and moved its adoption:

## H-3291

Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:
Page 8, by striking lines 18 and 19 and
inserting in lieu thereof the following: "land
obtained subsequently to July 1, 1975 unless such
farming operation is in direct support of said
nonprofit corporation;"
Amendment H-3291 was adopted.
Koogler of Mahaska asked and received unanimous consent that amendment H-3290, to the committee amendment H-3241, filed by him on March 12, 1975, and found on page 657 of the House Journal, be withdrawn.

Gentleman of Polk asked and received unanimous consent that amendment $\mathrm{H}-3301$, to the committee amendment $\mathrm{H}-3241$, filed by her on March 12, 1975, and found on page 658 of the House Journal, be withdrawn.

Small of Johnson offered the following amendment H-3281, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

H-3281
Amend the amendment $\mathrm{H}-3241$ to House File 215 as follows:

1. Page 3, line 50 , by striking the word "title".
2. Page 4, line 1 , by striking the words "to the".
3. Page 4, line 18 , by striking the words "title to the".
4. Page 6, line 13, by striking the word "title".
5. Page 6, line 14, by striking the words "to the".

Amendment $\mathrm{H}-3281$ was adopted.
West of Marshall offered the following amendment $\mathrm{H}-3275$, to the committee amendment H-3241, filed by him and Wyckoff of Benton and moved its adoption:

H—3275
1 Amend the amendment H-3241 to House File 215 as follows:

1. Page 4, after line 2, by adding the following:
" 7 . Any corporation engaged in farming six hundred forty acres or less of agricultural land."
2. By renumbering the remaining subsections.

Roll call was requested by West of Marshall and Menke of O'Brien.

On the question "Shall amendment $\mathrm{H}-3275$, to the committee amendment $\mathrm{H}-3241$, be adopted ?"

The ayes were, 34:

| Bennett <br> Bittle | Den Herder <br> Egenes | Lipsky <br> McEElroy | Schroeder <br> Stephens |
| :--- | :--- | :--- | :--- |
| Bortell | Evans | Menke | Tofte |
| Branstad | Gentleman | Millen | Varley |
| Brockett | Halvorson | Nealson | Welden |
| Clark | Hansen | Oakley | West |
| Crabb | Harvey | Pellett | Wulff |
| Daggett | Lageschulte | Readinger | Wyckoff |
| Danker | Lindeen |  |  |

The nays were, 59 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Bina | Harper |
| Brandt | Hennessey |
| Byerly | Higgins |
| Caffrey | Hines |
| Connors | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |

Absent or not voting, 7:

| Brunow | Fullerton |
| :--- | :--- |
| Drake | Junker |

Amendment H-3275 lost.

| Jordan | Perkins |
| :--- | :--- |
| Koogler | Poncy |
| Krause | Rinas |
| Lonergan | Scheelhaase |
| Mennenga | Small |
| Middleswart | Spear |
| Middleton | Spencer |
| Miller, A.V. | Stromer |
| Miller, K.D. | Svoboda |
| Miller, O. L. | Tauke |
| Monroe | Walter |
| Newhard | Wells |
| O'Halloran | Woods |
| Patchett | Mr. Speaker |
| Pavich |  |

Kreamer Norland

Nielsen

kins<br>Poney<br>Scheelhaase<br>Small<br>Spear<br>Spencer<br>Svoboda<br>Tauke<br>Walter<br>Wells<br>Mr. Speaker

Welden of Hardin offered the following amendment H-3277, to the committee amendment $\mathrm{H}-3241$, filed by Welden, et al.:

H-3277
1 Amend the amendment H-3241 to House File 215 as follows:

1. Page 4, after line 3 insert the following:
"8. Any Iowa food processing corporation
which on or before March 1, 1975, engaged in the growing of products for its own processing, however, such exemption shall cease if control of a majority of the voting stock transfers to any except residents of the state."
Welden of Hardin asked for unanimous consent to offer the following corrective amendment $\mathrm{H}-3314$ to amendment H-3277:

H-3314
1 Amend the Welden, et al., amendment $\mathrm{H}-3277$, to
2 amendment H-3241, to House File 215, as follows:
3 Line 6, by inserting after the word "of" the
4 word "vegetable".
Objection was raised.
Schroeder of Pottawattamie moved that the rules be suspended to offer and adopt amendment $\mathrm{H}-3314$ to amendment $\mathrm{H}-3277$, filed by Welden of Hardin from the floor.

Roll call was requested by Branstad of Winnebago and Crawford of Story.

On the question "Shall the rules be suspended to offer and
adopt amendment $\mathrm{H}-3314$ to amendment $\mathrm{H}-3277$ (to amendment H-3241) ?"

The ayes were, 70:

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Evans <br> Bina | Gentleman |
| Bittle | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brunow | Harper |
| Caffrey | Harvey |
| Clark | Higgins |
| Crabb | Hutchins |
| Crawford | Jesse |
| Cusack | Junker |
| Daggett | Koogler |
| Danker | Lageschulte |
| Doyle | Lindeen |
| Dunton | Lipsky |
| Dyrland | Lonergan |


| McElroy | Readinger <br> Menke |
| :--- | :--- |
| Rinas |  |
| Mennenga | Schroeder |
| Middleswart | Small |
| Millen | Spear |
| Miller, A.V. | Stephens |
| Miller, K. D. | Stromer |
| Miller, O. L. | Svoboda |
| Monroe | Tauke |
| Nealson | Tofte |
| Newhard | Varley |
| Norland | Walter |
| Oakley | Welden |
| O'Halloran | West |
| Pavich | Woods |
| Pellett | Wulff |
| Perkins | Wyckoff |

The nays were, 15:

| Baker | Hines | Husak | Scheelhaase |
| :---: | :---: | :---: | :---: |
| Bennett | Hinkhouse | Jochum | Wells |
| Byerly | Horn | Jordan | Mr. Speaker |
| Dieleman | Howell | Poncy |  |
| Absent or not voting, 15: |  |  |  |
| Brockett | Fitzgerald | Hullinger | Nielsen |
| Connors | Fullerton | Krause | Patchett |
| Den Herder | Hargrave | Kreamer | Spencer |
| Drake | Hennessey | Middleton |  |

The motion prevailed and amendment $\mathrm{H}-3314$ was adopted.
Welden of Hardin moved the adoption of amendment H-3277, as amended, to the committee amendment H-3241.

Roll call was requested by Readinger of Polk and Nealson of Muscatine.

Rule 70 was invoked.
On the question "Shall amendment H-3277, as amended (to the committee amendment H-3241), be adopted?"

The ayes were, 56:

| Anderson | Crabb | Evans | Junker |
| :--- | :--- | :--- | :--- |
| Avenson | Crawford <br> Baker | Gentleman | Lageschulte |
| Bennett | Daggett | Griffee | Lindeen |
| Bittle | Danker | Halvorson | Lipsky |
| Bortell | Den Herder | Hansen | McElroy |
| Branstad | Dieleman | Harper | Melke |
| Brunow | Dunton | Harvey | Middleswart |
| Clark | Dyrland | Horn | Millen |
| Egenes | Hullinger | Miller, K. D. |  |

Miller, O. L.
Nealson
Norland
Oakley
O'Halloran

Pellett
Poncy Readinger
Schroeder Spencer

The nays were, 38:

| Bina | Higgins |
| :--- | :--- |
| Brandt | Hines |
| Byerly | Hinkhouse |
| Caffrey | Howell |
| Connors | Husak |
| Cusack | Hutchins |
| Fitzgerald | Jesse |
| Gilloon | Jochum |
| Hargrave | Jordan |
| Hennessey | Koogler |

Absent or not voting, 6:
Brockett
Doyle

Amendment $\mathrm{H}-3277$, as amended, was adopted.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3308$, to the committee amendment $\mathrm{H}-3241$, filed by Schroeder, et al., and moved its adoption:

H-3308
1 Amend the committee on agriculture amendment
H-3241, to House File 215, page 4, line 6, by
inserting before the period the following:
", however, corporations which have ten or fewer shareholders shall have until July 1, 1980".
Amendment H-3308 was adopted.
Spear of Lee offered the following amendment H-3313 to the committee amendment $\mathrm{H}-3241$, filed by him from the floor, and moved its adoption:

```
H-3313
    Amend the committee on agriculture amendment
    H-3241, to House File 215, as follows:
        Page 4, by inserting after line 6 the following
    new subsection:
        "Any corporation engaged in farming on March 1,
    1975 shall be exempt from the provisions of section
    3 of this Act, as to agricultural land owned, being
    purchased or leased, on March 1, 1975."
```

Roll call was requested by Spear of Lee and Millen of Van Buren.

On the question "Shall amendment $\mathrm{H}-3313$, to the committee amendment H—3241, be adopted?"


Amendment H-3313 lost.
Evans of Grundy offered the following amendment H-3267, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

## H-3267

1 Amend the committee on agriculture amendment H-3241 to House File 215 as follows:

1. Page 4, by inserting after line 6 the
following new section:
"Sec. ..... NEW SECTION. LIMITATION ON SIZE.
No family farm corporation or authorized farm corporation shall own or operate more than two thousand acres of Iowa agricultural land, nor shall it purchase or sell for its own account in any calendar year more than two million dollars ( $\$ 2,000,000$ ) worth of agricultural crops, livestock, poultry, dairy products or
horticultural products."
2. Renumber the remaining sections.

Roll call was requested by Evans of Grundy and Egenes of Story.

Rule 70 was invoked.

On the question "Shall amendment H-3267, to the committee amendment $\mathrm{H}-3241$, be adopted?"

The ayes were, 39:

| Bennett | Den Herder | Lipsky | Svoboda |
| :---: | :---: | :---: | :---: |
| Bittle | Egenes | McElroy | Tauke |
| Bortell | Evans | Menke | Tofte |
| Branstad | Gentleman | Millen | Varley |
| Clark | Halvorson | Nealson | Welden |
| Crabb | Hansen | Pellett | West |
| Crawford | Harvey | Readinger | Woods |
| Cusack | Junker | Spencer | Wulff |
| Daggett | Lageschulte | Stephens | Wyckoff |
| Danker | Lindeen | Stromer |  |
| The nays were, 55 : |  |  |  |
| Anderson | Gilloon | Jochum | Oakley |
| Avenson | Griffee | Jordan | O'Halloran |
| Baker | Hargrave | Koogler | Pavich |
| Bina | Harper | Krause | Perkins |
| Brandt | Hennessey | Lonergan | Poncy |
| Brunow | Higgins | Mennenga | Rinas |
| Byerly | Hines | Middleswart | Scheelhaase |
| Caffrey | Hinkhouse | Middleton | Schroeder |
| Connors | Horn | Miller, A. V. | Small |
| Dieleman | Howell | Miller, K. D. | Spear |
| Doyle | Hullinger | Miller, O. L. | Walter |
| Dunton | Husak | Monroe | Wells |
| Dyrland | Hutchins | Newhard | Mr. Speaker |
| Fitzgerald | Jesse | Norland |  |
| Absent or not voting, 6: |  |  |  |
| Brockett | Fullerton | Nielsen | Patchett |
| Drake | Kreamer |  |  |

Amendment H—3267 lost.
On motion by Fitzgerald of Webster, the House was recessed until 12:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Wells of Linn. Roll call revealed sixty members present, forty absent.

## BUSINESS PENDING <br> (House File 215)

The House resumed consideration of House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal
of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the act, and providing penalties for violation of the act, and the committee on agriculture amendment H-3241, as amended, found on pages 636 through 643 of the House Journal.

Wyckoff of Benton offered the following amendment H-3255, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

## H-3255

1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, page 4, line 10, by
3 inserting after the word "are" the word "not".
Amendment H-3255 was adopted.
Millen of Van Buren offered the following amendment H-3287, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

## H-3287

Amend the committee on agriculture amendment, H-3241, to House File 215 as follows:

1. Page 4, by striking lines 26 and 27 and inserting in lieu thereof the following: "annually. The report shall be filed in accordance with the time of report requirements contained in section four hundred ninety-six point one (496.1), Code 1975, or section four hundred ninety-six A point one hundred twenty-two (496A.122), Code 1975, whichever is applicable and be".

Amendment $\mathrm{H}-3287$ was adopted.
Koogler of Mahaska offered the following amendment H-3280, to the committee amendment H-3241, filed by Koogler, et al., and moved its adoption:

H-3280

$$
\begin{aligned}
& 2 \\
& 2
\end{aligned}
$$4

8

9 10

Amend the committee on agriculture amendment H-3241, to House File 215, page 5, line 33 by inserting after the period the following: "If a family farm corporation or an authorized farm corporation ceases to qualify as such it shall have three years from the date of such disqualification to requalify as a family farm corporation or an authorized farm corporation and upon requalifying the corporation shall be deemed to have been qualified from the date of disqualification."
Amendment H—3280 was adopted.

Jesse of Polk offered the following amendment H-3272, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:
H- 3272
Amend the amendment (H-3241) to House File 215
as follows:
Page 5, line 31, by inserting after "d" the fol-
lowing: "or section five (5), subsection two (2)".
Amendment H-3272 was adopted.
Junker of Woodbury offered the following amendment H-3288, to the committee amendment H-3241, filed by him and moved its adoption:

H-3288
1 Amend the committee on agriculture amendment
H-3241 to House File 215, as follows:
Page 5, by striking all of lines $39,40,41$,
42 and 43 and inserting in lieu thereof the following:
"corporation shall be subject to a fine not
to exceed ten thousand dollars $(\$ 10,000) . "$
Amendment H-3288 was adopted.
Junker of Woodbury asked and received unanimous consent that amendment $\mathrm{H}-3268$, to the committee amendment $\mathrm{H}-3241$, filed by him on March 11, 1975, and found on page 619 of the House Journal, be withdrawn.

Stromer of Hancock offered amendment H-3293, to the committee amendment H-3241, and requested division of the amendment as follows:
H-3293
1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, as follows:
H-3293A
3 1. Page 2, line 2, by striking the word " $a$ "
and inserting in lieu thereof the words "the most current".
2. Page 2, by striking from lines 9 and 10

7 the words "sixty percent of the voting".
H-3293B
8 3. Pages 5 and 6, by striking all of section 7.
Jesse of Polk asked and received unanimous consent that action on amendment $\mathrm{H}-3293$ be temporarily deferred.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3265$ to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

## H-3265

1 Amend the amendment (H-3241) to House File 215
as follows:
Page 5, line 46, by striking the word "can" and
4 inserting in lieu thereof the word "may".
Amendment H—3265 was adopted.
Hullinger of Decatur offered amendment H-3279 to the committee amendment $\mathrm{H}-3241$, filed by him and requested division of the amendment as follows:

H-3279
1 Amend the committee on agriculture amendment
2 H-3241 to House File 215, as follows: H-3279A
3 1. Page 2, line 11, by striking the word
4 "operating" and inserting in lieu thereof the words
5 "engaged in the operation of".
H-3279B
6 2. Page 6, by striking all of line 6 and
7 inserting in lieu thereof "for the county in which any
8 of the agricultural lands of the corporation are".
H-3279C
3. Page 6, line 11, by striking the word "one"
and inserting in lieu thereof the word "two".
4. Page 6 , line 12 , by striking the word "one"
and inserting in lien thereof the word "two".
The Speaker announced that amendment H -3279A was out of order.

Hullinger of Decatur moved the adoption of amendment $\mathrm{H}-3279 \mathrm{~B}$, to the committee amendment $\mathrm{H}-3241$.

Amendment H-3279B was adopted.
Hullinger of Decatur moved the adoption of amendment $\mathrm{H}-3279 \mathrm{C}$, to the committee amendment $\mathrm{H}-3241$.

Amendment H-3279C was adopted.
Stromer of Hancock asked and received unanimous consent to withdraw amendment $\mathrm{H}-3293 \mathrm{~A}$, to the committee amendment H-3241.

Stromer of Hancock moved the adoption of amendment H—3293B to the committee amendment $\mathrm{H}-3241$.

Amendment H-3293B was adopted.
With the adoption of amendment H-3293B, amendments $\mathrm{H}-3265, \mathrm{H}-3279 \mathrm{~B}$ and $\mathrm{H}-3279 \mathrm{C}$ (all to the committee amendment $\mathrm{H}-3241$ ) are out of order.

Gilloon of Dubuque offered the following amendment H-3297, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

H—3297

1
H-3241, to House File 215, page 6, line 48, by
inserting after the period the words "This Act
shall not apply to nonprofit religious corporations
engaged on the effective date of this Act in farm-
ing as a means of support for its members who
live in a monastic style, if the total acreage
of agricultural land owned by the nonprofit
religious corporation shall not be increased,
except for property acquired by bequest."

Roll call was requested by Nealson of Muscatine and Harvey of Scott.

On the question "Shall amendment $\mathrm{H}-3297$, to the committee amendment $\mathrm{H}-3241$, be adopted?"

The ayes were, 67 :

| Avenson | Gilloon |
| :--- | :--- |
| Baker | Griffee |
| Bina | Halvorson |
| Brandt | Hargrave |
| Branstad | Harper |
| Brunow | Hennessey |
| Byerly | Higgins |
| Caffrey | Hinkhouse |
| Clark | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Evans | Jochum |
| Fitzgerald | Junker |
| Gentleman | Koogler |

The nays were, 15:

| Anderson | Crawford |
| :--- | :--- |
| Bennett | Danker |
| Bortell | Harvey |
| Crabb | Jordan |

Absent or not voting, 18:

| Bittle | Drake | Kreamer | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Brockett | Egenes | Menke | Schroeder |
| Connors | Fullerton | Miller, A. V. | Tofte |
| Daggett | Hansen | Nielsen | Varley |
| Den Herder | Hines |  |  |

Amendment H-3297 was adopted.
Junker of Woodbury offered the following amendment
$\mathrm{H}-3315$, to the committee amendment $\mathrm{H}-3241$, filed from the floor by Junker, Hullinger, Bina, Evans and Hines:

H-3315
Amend the committee on agriculture amendment
H-3241, to House File 215, as follows:
Page 6, by inserting after line 28 the following new section:
".... NEW SECTION. Landlord corporation", which, except for this section would be a corporation required to dispose of land under section 4 of this act, shall have twenty-five years from the effective date of this act to dispose of agricultural land.

If the agricultural land is not disposed of within twenty-five years of the effective date of this act, the land shall escheat to the county as provided in section 8 of this Act.

For the purposes of this section, a "landlord corporation" is a corporation the purpose of which is to promote the entry of young people into the business of farming and permit them to acquire an equity in lowa farm land.

A landlord corporation shall:

1. Establish a wholly-owned subsidiary for each parcel of agricultural land which the landlord corporation owns not to exceed three hundred twenty acres.
2. Own all of the issued stock of the subsidiary corporation at the moment of the creation of the subsidiary corporation and shall not sell or otherwise dispose of the shares of stock except as provided in this section.
3. Sell to a leaseholder, if the leaseholder desires to purchase at least five percent of the issued stock of the subsidiary annually on the anniversary of the leasing date.
4. Not reacquire stock of the subsidiary corporation which has once been sold to the leaseholder, unless the leaseholder has made a bona fide attempt to sell the agricultural land to interests other than nonsubsidiary corporations or landlord corporations for a period of two years.
5. Have sold at least fifteen percent of the stock of the subsidiary corporation within five (5) years of the effective date of this act.

A subsidiary corporation shall:

1. Have only one class of stock.
2. Authorize only 100 shares of stock.
3. Shall issue all authorized stock to the parent corporation.
4. Not repurchase the stock.
5. Own a fee simple interest in agricultural
land purchased from the landlord corporation which

## Page 2

1 shall not exceed 320 acres.
6. Lease agricultural land to any person actively operating the farm who is under forty years of age at the time of entering into the initial leasing agreement and who does not own or is not purchasing or leasing over six hundred and forty acres of agricultural land. If the agricultural land is leased by more than one person, at least fifty percent of the leaseholders must be under forty years of age at the time of entering into the leasing agreement.
7. Lease the land at a fair market value which value shall be determined only on that portion of the land which represents the same percentage to the whole of the land owned by the subsidiary as the stock owned by the corporation represents to the total issued stock.

A leaseholder shall:

1. Have the right to purchase 5 percent of the issued stock of the subsidiary corporation yearly on the anniversary date of the signing of the lease. The right to purchase is cumulative and a shareholder may purchase fractional shares of stock.
2. Have the option to renew the lease at the fair market leasing value of the land.

Any substantial violation of this section by a landlord corporation or subsidiary corporation shall result in the land escheating to the county as provided in section 8 of this act.
Junker of Woodbury asked and received unanimous consent that amendment $\mathrm{H}-3315$ be withdrawn.

Millen of Van Buren offered the following amendment H-3289, to the committee amendment $\mathrm{H}-3241$, filed by him and moved its adoption:

H-
1
3289

Amend the committee on agriculture amendment, H-3241, to House File 215 by adding the following new sections:
"Sec. ..... NEW SECTION. There is appropriated from the general fund of the state for the year beginning July 1, 1975 and ending June 30, 1976, to the secretary of state, the following sum or so much thereof as may be necessary, to be used for the purposes stated:

1975-76
Fiscal Year
"1. SECRETARY OF STATE
a. General administration
(1) For salaries, support, maintenance and miscellaneous purposes

> "Sec. .... NEW SECTION. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, all unencumbered or unobligated balances of appropriations made by this Act for the fiscal year beginning July 1, 1975 and ending June 30, 1976 shall revert to the general fund on August 30,1976 . In all other respects the provisions of section eight point thirty-three (8.33) of the Code shall apply to this Act."
Roll call was requested by Welden of Hardin and Millen of Van Buren.

Rule 70 was invoked.
On the question "Shall amendment H-3289, to the committee amendment H-3241, be adopted?"

The ayes were, 29 :

| Bennett | Halvorson | McElroy | Stephens |
| :--- | :--- | :--- | :--- |
| Bortell | Hansen | Millen | Stromer |
| Clark | Harvey | Nealson | Tauke |
| Crabb | Junker | Oakley | Varley |
| Crawford | Lageschulte | Pellett | Welden |
| Daggett | Lindeen | Readinger | West |
| Danker | Lipsky | Schroeder | Wulff |
| Evans |  |  |  |

The nays were, 57 :

| Anderson | Griffee |
| :--- | :--- |
| Avenson | Hargrave |
| Baker | Harper |
| Bina | Hennessey |
| Brandt | Higgins |
| Brunow | Hines |
| Byerly | Hinkhouse |
| Caffrey | Horn |
| Connors | Howell |
| Cusack | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |
| Gilloon |  |

Absent or not voting, 14:

| Bittle | Drake |
| :--- | :--- |
| Branstad | Dunton |
| Brockett | Egenes |
| Den Herder | Fullerton |

Amendment H—3289 lost.
Byerly of Polk called up for consideration the motion to reconsider amendment H-3307 to the committee amendment H-3241 to House File 215 and moved to reconsider the vote by which amendment $\mathrm{H}-3307$ to amendment $\mathrm{H}-3241$ was adopted by the House on March 13, 1975.

A non-record roll call was requested.
The ayes were 55 , the nays were 28.
The motion prevailed and the House resumed consideration of amendment H—3307, to the committee amendment H-3241, as follows:

## H-3307

1 Amend the committee on agriculture amendment
2 H-3241, to House File 215, page 2, by inserting
3 after line 36 the following new subsection:
4 "8. "Corporation" includes any limited
5 partnership formed under chapter five hundred
6 forty-five (545) of the Code."
Byerly of Polk asked and received unanimous consent that amendment $\mathrm{H}-3307$ be withdrawn.

Byerly of Polk offered the following amendment H-3316, to the committee amendment $\mathrm{H}-3241$, filed from the floor by Byerly, Gilloon and Griffee:
H-3316

Amend the committee on agriculture amendment, H-3241, to House File 215, as follows:

1. Page 6, by adding after line 48 the following new section:
"NEW SECTION. 1. A limited partnership organized under chapter five hundred forty-five (545) of the Code may hold agricultural land and engage in farming if the limited partnership meets the following requirements:
a. The partnership is founded for the purpose of farming and the ownership of agricultural land is in the name of the general partners or limited partners and the partners are:
(1) Persons related to each other within the third degree of consanguinity or affinity determined according to the civil law method,
(2) Children or grandchildren of deceased family membrs described in subparagraph one (1) of numbered paragraph three (8) of section two (2) of this Act who receive any interest in the partnership from those family members, and
(3) Persons acting in a fiduciary capacity who receive any interest in the partnership from one or more family members described in subparagraph one (1) of numbered paragraph three (3) of section two (2) of this Act;
b. All of its partners are natural persons or persons acting in a fiduciary capacity;
c. Eighty percent of the gross revenues of the partnership averaged over the last consecutive threeyear period come from farming; and
d. At least one of its partners is:
(1) A person residing on or actively operating the farm owned or leased by the partnership,
(2) A disabled or retired person who at one time resided on or actively operated the farm owned or leased by the partnership,
(3) A child or grandchild of a deceased person who at one time resided on or actively operated the farm owned or leased by the partnership,
(4) A person acting in a fiduciary capacity who receives any interest in the partnership from one or more persons who at one time resided on or actively operated the farm owned or leased by the partnership.

## e 2

2. A limited partnership organized under chapter five hundred forty-five (545) of the Code may hold agricultural property if the limited partnership meets the following requirements:
a. The partnership is founded for the purpose of farming and the ownership of agricultural land in which a sixty percent interest in the partnership is held by:
(1) Persons residing on or actively operating a farm,
(2) Disabled persons who at one time resided on or actively operated the farm owned or leased by the partnership, and
(3) Persons acting in a fiduciary capacity who receive any interest in the partnership from one or more persons who at one time resided on or actively operated the farm owned or leased by the partnership;
b. Its partners do not exceed ten in number;
c. Its partners are all natural persons or persons acting in a fiduciary capacity; and d. Eighty percent of the gross revenues of the partnership averaged over the last consecutive three-year period come from farming.
3. Any limited partnership which owns or holds agricultural land shall be subject to the reporting requirements of this Act and shall file reports in the same manner as corporations under section five (5) of this Act.
4. A limited partnership may acquire and hold agricultural land for immediate or potential use in nonfarming purposes. A limited partnership may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation for a period not exceeding five years. Such land may not be used for farming except under lease to a family farm unit or a family farm corporation or an authorized farm corporation.
5. A limited partnership which does not comply with the provisions of subsections one (1) and two (2) of this section, shall dispose of any agri-

43 cultural property which it holds and shall dis44 pose of the land in the same manner and subject
45 to the same limitations which are imposed upon
46 corporations required to divest themselves of
47 agricultural land under the provisions of this Act."
$48 \quad$ 2. Amend the title, lines 1 through 3, by
49 striking the words ", restricting the ownership
50 of farming land by corporations, providing for
Page 3
1 the disposal of farm land by certain corporations"
and inserting in lieu thereof the words "and limited partnerships, restricting the owership of farming land by certain corporations and limited partnerships, providing for the disposal of farm land by certain corporations and limited partnerships".
Stromer of Hancock rose on a point of order that amendment $\mathrm{H}-3316$, to the committee amendment $\mathrm{H}-3241$, was not germane.

The Speaker ruled the point well taken and amendment H-3316 not germane.

Byerly of Polk moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-\mathbf{3 3 1 6}$.

A non-record roll call was requested.
The ayes were 56 , nays 30 .
The motion prevailed and the rules were suspended for the consideration of amendment $\mathrm{H}-3316$.

Byerly of Polk moved the adoption of amendment $\mathrm{H}-3316$, to the committee amendment H-3241.

Roll call was requested by Byerly of Polk and Varley of Adair.
Rule 70 was invoked.
On the question "Shall amendment H-3316, to the committee amendment H-3241, be adopted?"

The ayes were, 37:

| Bennett | Danker Lindeen Schroeder <br> Bina Evans Lipsky | Stephens |  |
| :--- | :--- | :--- | :--- |
| Bortell | Gilloon | McElroy | Stromer |
| Byerly | Griffee | Menke | Tauke |
| Caffrey | Halvorson | Millen | Varley |
| Clark | Hansen | Monroe | Welden |
| Crabb | Harvey | Nealson | West |
| Crawford | Horn | Pellett | Woods |
| Cusack | Lageschulte | Readinger | Wulff |
| Daggett |  |  |  |


| The nays were, 49: |  |  |  |
| :---: | :---: | :---: | :---: |
| Anderson | Higgins | Lonergan | Perkins |
| Avenson | Hines | Mennenga | Poncy |
| Baker | Hinkhouse | Middleswart | Rinas |
| Brandt | Howell | Middleton | Scheelhasse |
| Brunow | Hullinger | Miller, A. V. | Small |
| Connors | Husak | Miller, K. D. | Spear |
| Dieleman | Hutchins | Miller, O. L. | Spencer |
| Doyle | Jesse | Newhard | Svoboda |
| Dyrland | Jochum | Oakley | Walter |
| Fitzgerald | Jordan | O'Halloran | Wells |
| Hargrave | Koogler | Patchett | Wyckoff |
| Harper | Krause | Pavich | Mr. Speaker |
| Hennessey |  |  |  |
| Absent or not voting, 14: |  |  |  |
| Bittle | Drake | Gentleman | Nielsen |
| Branstad | Dunton | Junker | Norland |
| Brockett | Egenes | Kreamer | Tofte |
| Den Herder | Fullerton |  |  |

Amendment H-3316 lost.
Scheelhaase of Woodbury moved the adoption of the committee amendment H-3241, as amended.

A non-record roll call was requested.
The ayes were 70, nays 14 .
Amendment H-3241, as amended, was adopted.
Scheelhaase of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time

Rule 70 was invoked.
On the question "Shall the bill pass?" (H.F. 215)
The ayes were, 66:

| Anderson | Griffee | Krause | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Halvorson | Lageschulte | Perkins |
| Bina | Hargrave | Lindeen | Poncy |
| Brandt | Harper | Lonergan | Readinger |
| Brunow | Hennessey | Mennenga | Rinas |
| Byerly | Higgins | Middleswart | Scheelhaase |
| Caffrey | Hines | Middleton | Small |
| Connors | Hinkhouse | Miller, A. V. | Spear |
| Crawford | Horn | Miller, K. D. | Spencer |
| Cusack | Howell | Miller, O. L. | Stromer |
| Daggett | Hullinger | Monroe | Svoboda |
| Dieleman | Husak | Newhard | Varley |
| Doyle | Hutchins | Norland | Walter |
| Dyrland | Jesse | O'Halloran | Wells |
| Evans | Jochum | Patchett | Wyckoff |
| Fitzgerald | Jordan | Pavich | Mr. Speaker |
| Gilloon | Koogler |  |  |

The nays were, 19:

| Baker | Hansen | Millen | Tauke |
| :--- | :--- | :--- | :--- |
| Bennett | Harvey | Nealson | Welden |
| Clark | Lipsky | Oakley | West |
| Crabb | McElroy | Schroeder | Wulff |
| Danker | Menke | Stephens |  |
| Absent or not voting, 15: |  |  |  |
| Bittle | Den Herder | Fullerton | Nielsen |
| Bortell | Drake | Gentleman | Tofte |
| Branstad | Dunton | Junker | Woods |
| Brockett | Egenes | Kreamer |  |

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

Byerly of Polk requested that his vote on House File 215 be changed from "nay" to "aye." Schroeder of Pottawattamie requested that his vote on House File 215 be changed from "aye" to "nay." These requests were complied with and the votes changed accordingly.

The Speaker announced that the following members requested unanimous consent in their absence to be voted as follows on House File 215: Dunton "aye"; Bittle, Branstad and Tofte "nay."

Objection was raised.
Higgins of Scott moved that Representatives Dunton, Bittle, Branstad and Tofte be allowed to vote as requested.

Varley of Adair invoked Rule 69.
Fitzgerald of Webster moved that the House adjourn until Monday, March 24, 1975.

The motion prevailed.

## MOTION TO RECONSIDER <br> (House File 215)

I move to reconsider the vote by which House File 215 passed the House on March 14, 1975.

SCHEELHAASE of Woodbury

## EXPLANATION OF VOTE

I was necessarily absent from the chamber of the House, due to work on the school finance proposal, when the votes on Senate File 165 and House File 393 were taken on the morning of Wednesday, March 12. Had I been present, I would have voted "aye" on both bills.

PATCHETT of Johnson

## COMMUNICATION FROM THE SECRETARY OF STATE

March 14, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 173 was published in The Hawk Eye, Burlington, Iowa, March 10, 1975, and in the Guthrie Center Times, Guthrie Center, Iowa, March 5, 1975.

I further certify that Senate File 149 was published in the Quad-City Times, Davenport, Iowa, March 6, 1975, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa, March 6, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## COMMUNICATION FROM THE SUPREME COURT ADMINISTRATOR

There is on file in the office of the Chief Clerk a report from the Supreme Court Administrator pursuant to Section 25, Chapter 1124, Acts of the 1972 regular session of the Sixty-fourth General Assembly.

This report gives detailed statistical information provided by judicial magistrates during the calendar year 1974.

## UNANIMOUS CONSENT CALENDAR <br> (House Concurrent Resolution 23)

We hereby request that House Concurrent Resolution 23, filed on March 10, 1975, and found on pages 598 and 599 of the House Journal, be placed on the unanimous consent calendar.

MILLER of Calhoun O'HALLORAN of Black Hawk HARPER of Davis

## HOUSE CONCURRENT RESOLUTION 25

By Newhard, Doyle, Middleton, and Lipsky
Whereas, a Penal and Correctional Systems Study Committee was established in 1973 and 1974 to study the state adult penal and correctional system and the state juvenile justice system; and

Whereas, the Committee received testimony from probation officers, judges, juvenile law experts, social workers, and other interested persons recommending that the pertinent laws on juveniles be revised; and

Whereas, the Committee discovered several problems concerning the state juvenile justice system which warrant serious legislative study; and

Whereas, the Committee found that the problems and solutions of the state juvenile justice system are too broad and complicated for one committee to thoroughly explore and study, especially in conjunction with a study of the state adult penal and correctional system; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is urged to appoint a bipartisan interim study committee composed of members of both houses of the general assembly and members of the general public to further investigate any problems existing in the state juvenile system and to subsequently report its findings with appropriate proposed legislation to the legislative council and general assembly.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 26

By Krause, Doyle, Drake, Harper, Gilloon, and Rinas
Whereas, the Congress has declared the inspection and replacement of bridges over waterways or other topographical barriers are "in the vital interest of the nation", and

Whereas, the total appropriation of federal funds to assist in replacement of bridges for the years 1972 and 1973 for all national assistance represents less than twenty-five percent of the 1.028 billion dollars estimated by the Iowa county engineers association to be the cost to inspect and replace defective bridges in Iowa, and

Whereas, the detailed inspection of all bridges will require a substantial investment of engineering time and cost; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa general assembly urges that the Congress of the United States appropriate funds consistent with this priority of national interest in the undertaking of the inspection and replacement of bridges.

Be It Further Resolved, That the chief clerk of the house forward copies of this resolution to the President of the United States, the Vice-President of the United States, the members of the Iowa congressional delegation and to the United States secretary of transportation.
Laid over under Rule 25.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 14, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 16, an act authorizing counties to provide facilities and services for handicapped persons.

House File 81, an act relating to the payment of transportation expenses
for moving household goods for employees of the highway division of the State Department of Transportation.

House File 205, an act requiring any person operating a railroad in this State to construct and maintain catwalks and handrails on railway bridges and trestles.

House File 225, an act relating to the functions of the laboratory at the State University of Iowa and to change its title to the State Hygienic Laboratory.

House File 251, an act making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture.

## SUBCOMMITTEE ASSIGNMENTS

House File 301
Transportation
Harper, Chairman
Rinas
Tauke
House File 303
Transportation
Harper, Chairman
Gilloon
Drake
House File 304
Transportation
Doyle, Chairman
Bortell
Schroeder
House File 305
Commerce
Walter, Chairman
Doyle
Tauke
House File 311
Commerce
McElroy, Chairman
Jordan
Tauke
House File 346
Transportation
Gilloon, Chairman
Rinas
Wulff
House File 356
State Government
Connors, Chairman
Dieleman
Drake
House File 371
State Government
Monroe, Chairman
Woods
Harvey

House File 372
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 374
County Government
Hinkhouse, Chairman
Lindeen
Miller of Calhoun
House File 381
State Government
Drake, Chairman
Brandt
Hines
House File 383
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 385
County Government
Jordan, Chairman
Bortell
Baker
House File 388
Cities and Towns
Miller of Cerro Gordo, Chairman
Rinas
Harvey
Nealson
Walter

House File 389
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 391
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 401
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 403
County Government
Baker, Chairman
Danker
Spear
House File 405
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 406
State Government
Hines, Chairman
Brandt
McElroy

House File 407
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 410
State Government
Woods, Chairman
Patchett
Junker
House File 411
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Wyckoff
Pavich
House File 412
Judiciary and Law Enforcement
Woods, Chairman
Poncy
Newhard
House File 414
Commerce
Walter, Chairman
Tauke
Doyle
House File 415
Natural Resources
Koogler, Chairman
Egenes
Avenson
House File 417
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 418
State Government
Connors, Chairman
Hines
McElroy
House File 419
Judiciary and Law
Enforcement
Middleton, Chairman
Oakley
Spencer
House File 423
Commerce
Halvorson, Chairman
Brockett
Walter

House File 427
State Government
Brandt, Chairman
Drake
Hines
House File 429
Judiciary and Law Enforcement
Oakley, Chairman
Bittle
Jesse
House File 430
Judiciary and Law
Enforcement
Higgins, Chairman
Newhard
Gentleman
House File 435
Judiciary and Law
Enforcement
Higgins, Chairman
Newhard
Gentleman
House File 436
Judiciary and Law Enforcement
Newhard, Chairman
Jesse
Woods
House File 438
Judiciary and Law Enforcement
Bittle, Chairman
Nielsen
Gentleman
House File 439
Judiciary and Law Enforcement
Higgins, Chairman
Brandt
Clark
House File 440
Judiciary and Law Enforcement
Newhard, Chairman
Jesse
Woods
House File 441
Judiciary and Law Enforcement
Newhard, Chairman
Jesse
Woods
House File 442
Judiciary and Law Enforcement
Newhard, Chairman
Jesse
Woods

House File 452
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
Senate File 74
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
Senate File 114
State Government
Junker, Chairman
Svoboda
Norland
Senate File 119
Commerce
Hennessey, Chairman
Egenes
Bina
Senate File 132
Natural Resources
Wyckoff, Chairman
Tofte
Halvorson
Senate File 230
Natural Resources
Wyckoff, Chairman
Tofte
Halvorson
Senate File 231
Natural Resources
Koogler, Chairman
Egenes
Avenson
House Joint
Resolution 13
Transportation
Rinas, Chairman
Tauke
Doyle

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS COMMERCE

8. Relating to regulation of persons providing residential utility service, etc.

Krause, Chairman
Small
Evans
4. Relating to joint exercise of governmental powers for the financing of electric power generation, etc.

Jordan, Chairman
Egenes
Doyle

COUNTY GOVERNMENT
28. Authorizing a periodic indepen-
dent audit of counties.
Lonergan, Chairman
Tauke
Jordan
WAYS AND MEANS
19. Relating to payment and final returns of inheritance tax.

Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens
20. Correcting the amount of the farm equipment tax exemption.

Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
22. Relating to taxation of United States civil service retirement and disability annuities. Norland, Chairman Bina
Dyrland
Egenes
Harvey
Svoboda
West

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On previous motion by Fitzgerald of Webster and pursuant to Senate Concurrent Resolution 7 duly adopted, the House adjourned until 10:00 a.m., Monday, March 24, 1975.

# JOURNAL OF THE HOUSE 

Seventy-first Calendar Day-Forty-fifth Session Day
Hall of the House of Representatives
Des Monns, Iowa, Monday, March 24, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Carl J. Manternach, pastor of the Saint Peter and Paul Catholic Church, Ames, Iowa.

The Journal of Friday, March 14, 1975, was approved.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Bina of Scott for March 24 and 25 on request of Fitzgerald of Webster; Miller of Buchanan for the morning session on request of Jordan of Linn; Oakley of Clinton for the morning session on request of Schroeder of Pottawattamie; Dyrland of Clayton on request of Cusack of Scott; O'Halloran of Black Hawk on request of Middleswart of Warren.

## SPECIAL RECOGNITION

Fitzgerald of Webster rose on a point of personal privilege to recognize the Honorable Don Avenson, who on Monday, March 17, 1975, was credited with saving Luke Smith of Guttenberg, Iowa, from drowning in the Mississippi River at the dam near Guttenberg, Lock Ten. Representative Avenson risked his own life to save Mr. Smith by taking his boat into heavy current and managing to pull him safely into the boat without any assistance.

The House rose and expressed their commendation for this deed.

## PRESENTATION OF VISITORS

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

Thirty sixth grade students from Stowe School, Des Moines, Iowa, accompanied by Marlene Doby, Mrs. Shillings and Mrs. Walden. By Nielsen of Polk.

Fifty-three students from Holstein Community School, Holstein, Iowa, accompanied by Mr. Mentzer and Mr. Lister. By Bennett of Ida.

Twenty-eight students from St. Anthony School, Des Moines, Iowa, accompanied by Mrs. McCurnin, Ruth Lokers and Mr. Rivas. By Caffrey of Polk.

## PETITIONS FILED

The following petitions were received and placed on file:
By Junker of Woodbury from fifty-six residents of Cherokee, Iowa, petitioning to rescind the March 1972 ratification of the Equal Rights Amendment.

By Fitzgerald of Webster and Crabb of Crawford from three hundred fifty-one residents of North Central Iowa supporting the continuation of the North Central Alcoholism Research Foundation, Inc. in Fort Dodge and surrounding towns.

By Jochum of Dubuque from one hundred sixty-one residents of Dubuque County supporting the elimination of the one week waiting period for unemployment compensation, raising the unemployment compensation pay to sixty-six and two-thirds percent of the average earnings in the State of Iowa, eliminating the one week waiting period for workmen's compensation and giving a worker the right to choose his/her doctor in a work related accident.

By Menke of O'Brien from one hundred sixty-one residents of Iowa who would like to have pari-mutuel debated in the Iowa Legislature.

By Spencer of Clay from ninety-five residents of Clay, Dickinson, Emmet and Palo Alto Counties who would like to have a pari-mutuel bill debated in the Iowa Legislature.

## INTRODUCTION OF BILLS

House File 468, by Cusack, a bill for an act providing an exemption from taxation for property used for solar energy systems of heating and cooling residential, commercial or public buildings.

Read first time and referred to committee on ways and means.
House File 469, by Gentleman, Tauke, Gilloon, Readinger and Bina, a bill for an act relative to the authorization and sale of public bonds.

Read first time and referred to committee on ways and means.
House File 470, by committee on state government, a bill for an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties.

Read first time and placed on the calendar.
House File 471, by Brandt, a bill for an act relating to registration of voters, permitting eligible electors to register as voters by mail or to do so at the polls on the day of an election.

Read first time and referred to committee on state government.
House File 472, by Crabb, a bill for an act to establish an educational tuition grant or cash allowance payable to members of the national guard and making an appropriation.

Read first time and referred to committee on education.
House File 473, by Crabb, a bill for an act relating to attorney's fees under the Iowa Tort Claims Act.

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

House File 474, by Lipsky, Doyle, Newhard, Middleton, Welden and O'Halloran, a bill for an act relating to neglected, dependent, and delinquent children.

Read first time and referred to committee on human resources.
House File 475, by Newhard, Middleton, Doyle and Welden, a bill for an act relating to the use of probation by the court.

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

House File 476, by O'Halloran, a bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the act.

Read first time and referred to committee on energy.
House File 477, by Hargrave, a bill for an act relating to the salaries paid to certain persons receiving retirement allowances.

Read first time and referred to committee on state government.
House File 478, by Kreamer, a bill for an act to create a vocational youth organization fund, and to make an appropriation therefor.

Read first time and referred to committee on appropriations.

House File 479, by committee on transportation, a bill for an act relating to the movement of mobile homes and factory-built structures of excessive size subject to penalties provided by law.

Read first time and placed on the calendar.
House File 480, by Howell, a bill for an act relating to the operation of snowmobiles.

Read first time and referred to committee on natural resources.
House File 481, by Doyle, Welden, Readinger, O'Halloran and Lipsky, a bill for an act relating to the review of persons serving life terms by the board of parole.

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

House File 482, by Crabb, Bennett, Menke, Hansen, Fullerton, Scheelhaase, Den Herder and Schroeder, a bill for an act relating to school days.

Read first time and referred to committee on education.
House File 483, by Lonergan, Crawford and Hines, a bill for an act relating to leave of absence by reason of sickness or injury.

Read first time and referred to committee on state government.
House File 484, by committee on state government, a bill for an act relating to the licensing and regulation of social workers and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.

Read first time and placed on the calendar.
House File 485, by committee on appropriations, a bill for an act appropriating funds from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system.

Read first time and placed on appropriations calendar.
House File 486, by committee on appropriations, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

Read first time and placed on appropriations calendar.
House File 487, by Newhard, Hinkhouse, Junker, Brockett, Jesse, Welden, Krause and Griffee, a bill for an act relating to
investment by state banks in revenue bonds issued by municipalities in support of industrial projects.

Read first time and referred to committee on commerce.
House File 488, by Middleswart, a bill for an act to allow the state conservation commission to gather or remove certain plant life from parks.

Read first time and referred to committee on natural resources.
House File 489, by Newhard, Middleton, Lipsky, Doyle and O'Halloran, a bill for an act relating to the issuance of a summons and notice by the juvenile court.

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

House File 490, by Lonergan and Hines, a bill for an act providing for automatic cost-of-living salary increases to persons who are members of the merit system.

Read first time and referred to committee on state government.
House File 491, by Patchett, Svoboda, Hargrave, Avenson, O'Halloran, Wells, Griffee, Anderson, Gilloon, Mennenga, Bina, Cusack, Doyle, Baker and Middleton, a bill for an act to contract with the national railroad passenger corporation for railroad passenger service, provide for the purchase of railroad depots, and making an appropriation therefor.

Read first time and referred to committee on transportation.

## SENATE MESSAGE CONSIDERED

Senate File 38, a bill for an act relating to the tax rate for nonowned cemetery property.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 228, a bill for an act relating to the payment of witnesses by the labor commissioner.

Also: That the Senate has on March 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 229, a bill for an act relating to the payment of expenses of presidential electors.

Also: That the Senate has on March 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 267, a bill for an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, the Mississippi River Parkway Commission, the Midwest Nuclear Compact, and the American Revolution Bicentennial Commission.

Also: That the Senate has on March 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 333, a bill for an act making an appropriation from the general fund of the state to examining boards governing the practices of medicine, nursing and pharmacy.

Also: That the Senate has on March 14, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 282, a bill for an act appropriating funds to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund.

Also: That the Senate has on March 14, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 283, a bill for an act appropriating funds to the SpanishAmerican war veterans and the committee on the employment of the handicapped.

CLARK R. RASMUSSEN, Secretary

## HOUSE RESOLUTION 13

## By Kreamer

Whereas, the Drake University basketball team enjoyed an outstanding 1974-1975 season, and as a result thereof was invited to participate in the National Commissioners Invitational Tournament, held in Freedom Hall, Louisville, Kentucky, and

Whereas, the team culminated a fine tournament performance by a convincing defeat of Arizona University, March 16, 1975, by winning the Commissioners title, and

Whereas, by winning the National Commissioners Invitational Tournament placed the previously unrated Drake Bulldogs in fourteenth place in the final Associated Press College Basketball Poll, and

Whereas, the Drake University basketball team has consistently displayed the utmost in spirit, sportsmanship and teamwork throughout the season, Now Therefore,

Be It Resolved by the Members of the House of Representatives of the Sixty-Sixth General Assembly: That we congratulate and salute Drake University, Coach Bob Ortegel and the members of the Drake University basketball team for exhibiting the qualities of true champions, and bringing honor and victory to their school and the state of Iowa, and

Be It Further Resolved: That copies of this resolution be sent to Drake University, to Coach Ortegel and to each member of the 1974-1975 Drake Bulldog basketball team, with our most sincere congratulations and best wishes for the future.
Laid over under Rule 25.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 7

Jochum of Dubuque offered the following House Memorial Resolution 7 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 7

Whereas, The Honorable Joseph W. Clark of Dubuque County, who was a member of the Sixty-fifth session of the General Assembly from Dubuque County, passed away on October 8, 1974: Now, Therefore,

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

The motion prevailed and the Speaker appointed as such committee Jochum of Dubuque, Tauke of Dubuque, and Gilloon of Dubuque.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Wells of Linn. Roll call revealed eighty-three members present, seventeen absent.

## MOTION TO RECONSIDER WITHDRAWN <br> (House File 215)

Scheelhaase of Woodbury asked and received unanimous consent to withdraw his motion to reconsider House File 215 filed on March 14, 1975.

## HOUSE INSISTS

(Senate File 5)
Norland of Worth called up for consideration Senate File 5, a bill for an act relating to the membership and qualifications of the board of review, and moved that the House insist on its amendment.

A non-record roll call was requested.
The ayes were 70, nays 7 .
The motion prevailed and the House insists on its amendment.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 455, a bill for an act making appropriations to the Iowa state fair board, agricultural societies, the geological survey,
and the Iowa natural resources council, was taken up for consideration.

Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 455)
The ayes were, 87 :

| Anderson | Dunton | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Koogler | Poncy |
| Baker | Evans | Krause | Readinger |
| Bennett | Fitzgerald | Kreamer | Schroeder |
| Bittle | Fullerton | Lageschulte | Small |
| Bortell | Gentleman | Lindeen | Spear |
| Brandt | Gilloon | Lipsky | Spencer |
| Branstad | Halvorson | Lonergan | Stephens |
| Brockett | Hansen | McElroy | Stromer |
| Brunow | Hargrave | Menke | Svoboda |
| Byerly | Harper | Middleswart | Tauke |
| Caffrey | Harvey | Middleton | Tofte |
| Connors | Hennessey | Millen | Varley |
| Crabb | Higgins | Miller, A. V. | Walter |
| Crawford | Hines | Miller, O. L. | Welden |
| Cusack | Hinkhouse | Nealson | Wells |
| Daggett | Hullinger | Newhard | West |
| Danker | Husak | Nielsen | Woods |
| Den Herder | Hutchins | Norland | Wulff |
| Dieleman | Jesse | Patchett | Wyckoff |
| Doyle | Jochum | Pavich | Mr.Speaker |
| Drake | Jordan | Pellett |  |

The nays were, 1 :
Scheelhaase
Absent or not voting, 12:

| Bina | Griffee | Mennenga | Oakley |
| :--- | :--- | :--- | :--- |
| Clark | Horn | Miller, K. D. | O'Halloran |
| Dyrland | Howell | Monroe | Rinas |

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

House File 424, a bill for an act to appropriate and authorize expenditures for centralized printing, centralized purchasing and the vehicle dispatcher, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 424)
The ayes were, 88:

| Anderson <br> Avenson | Baker <br> Bennett | Bittle <br> Bortell | Brandt <br> Branstad |
| :--- | :--- | :--- | :--- |


| Brockett | Gilloon |
| :--- | :--- |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Connors | Harper |
| Crabb | Harvey |
| Crawford | Hennessey |
| Cusack | Higgins |
| Daggett | Hines |
| Danker | Hinkhouse |
| Den Herder | Horn |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jesse |
| Egenes | Jochum |
| Evans | Jordan |
| Fitzgerald | Junker |
| Fullerton | Koogler |
| Gentleman | Krause |

Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Middleswart
Middleton
Millen
Miller, A. V.
Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Patchett
Pavich
Pellett
Perkins

Poncy
Readinger
Scheelhaase
Schroeder
Spear
Spencer
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
The nays were, none.
Absent or not voting, 12 :

| Bina | Griffee | Miller, K. D. | O'Halloran |
| :--- | :--- | :--- | :--- |
| Clark | Howell | Monroe | Rinas |
| Dyrland | Mennenga | Oakley | Small |

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

House File 431, a bill for an act relating to and making an appropriation to state regulatory agencies established for the regulation of banking, beer and liquor control, campaign finance disclosure, insurance, real estate, and those subjects regulated by the secretary of state, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 431)

The ayes were, 74:

| Anderson | Doyle <br> Baker |
| :--- | :--- |
| Bennett | Drake <br> Bortell |
| Dunton |  |
| Brandt | Egenes |
| Branstad | Evans |
| Brockett | Fitzgerald |
| Caffrey | Fullerton |
| Clark | Gentleman |
| Crabb | Gilloon |
| Crawford | Halvorson |
| Daggett | Hansen |
| Den Herder | Hargrave |
| Dieleman | Harper |
| Hennessey |  |

Higgins
Hines
Hinkhouse
Husak
Hutchins
Jesse
Jochum
Jordan
Junker
Krause
Kreamer
Lageschulte
Lindeen
Lipsky

Lonergan
McElroy
Menke
Middleswart
Middleton
Millen
Miller, A. V.
Miller, O. L.
Newhard
Nielsen
Norland
Patchett
Pavich
Pellett

| Perkins | Spencer | Varley | West |
| :---: | :---: | :---: | :---: |
| Poncy | Stromer | Walter | Woods |
| Readinger | Svoboda | Welden | Wyckoff |
| Small | Tauke | Wells | Mr. Speaker |
| Spear | Tofte |  |  |
| The nays were, 10: |  |  |  |
| Avenson | Cusack | Koogler | Stephens |
| Brunow | Danker | Nealson | Wulff |
| Byerly | Harvey |  |  |
| Absent or not voting, 16: |  |  |  |
| Bina | Griffee | Mennenga | O'Halloran |
| Bittle | Horn | Miller, K. D. | Rinas |
| Connors | Howell | Monroe | Scheelhaase |
| Dyrland | Hullinger | Oakley | Schroeder |

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

## SENATE AMENDMENT CONSIDERED

Hines of Story called up for consideration House File 48, a bill for an act relating to lifetime fishing and hunting licenses for resident senior citizens, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3257
Amend House File 48, as passed by the House, as follows:

1. Page 1 , line 7 , by striking the figure
" 7.50 " and inserting in lieu thereof the figure "6.00".
2. Page 1, line 8 , by striking the figure
" 7.50 " and inserting in lieu thereof the figure
"6.00".
3. Page 1, line 9 , by striking the figure
" 10.00 " and inserting in lieu thereof the figure "8.00".
4. Page 1 , line 9 , by adding the following
two new sections:
"Sec. 2. Section one hundred ten point one
(110.1), lines 14 through 16, Code 1975, are
amended to read as follows:
All persons legal residents of the
state and sixty-five years of age or
older, except as otherwise provided [3.00] 1.25
Sec. 3. Section one hundred ten point one
(110.1), lines 36 through 44, Code 1975, are
amended to read as follows:
All persons legal residents of the
state, and sixty-five years of age or
older, except as otherwise provided ............[3.00] 1.25
Hunting and fishing combined licenses:
All persons legal residents of the state,

28 except as otherwise provided ......................................8.00
29 All persons legal residents of the state,
30 and sixty-five years of age or older,
31 except as otherwise provided $\qquad$ [5.00]
$2.50^{\prime \prime}$
5. By renumbering the sections and correcting internal references to conform with this amendment.
6. Amend the title, line 1 , by inserting after the word "lifetime" the words "and annual".

Roll call was requested by Hines of Story and Dieleman of Marion.

On the question "Shall the House concur in the Senate amendment?"

The ayes were, 54 :

| Anderson | Dunton | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Junker | Pavich |
| Baker | Gilloon | Koogler | Poncy |
| Bittle | Hargrave | Krause | Rinas |
| Brandt | Harper | Lipsky | Scheelhaase |
| Brockett | Hennessey | Lonergan | Small |
| Brunow | Higgins | Middleton | Spear |
| Byerly | Hines | Miller, A.V. | Svoboda |
| Caffrey | Hinkhouse | Miller, O.L. | Tauke |
| Clark | Horn | Monroe | Walter |
| Connors | Husak | Newhard | Wells |
| Crawford | Hutchins | Nielsen | Woods |
| Cusack | Jesse | Norland | Mr. Speaker |
| Dieleman | Jochum |  |  |

The nays were, 37 :

| Bennett | Evans | McElroy | Spencer |
| :---: | :---: | :---: | :---: |
| Bortell | Fullerton | Menke | Stephens |
| Branstad | Gentlernan | Middleswart | Stromer |
| Crabb | Halvorson | Millen | Tofte |
| Daggett | Hansen | Nealson | Varley |
| Danker | Harvey | Pellett | Welden |
| Den Herder | Kreamer | Perkins | West |
| Doyle | Lageschulte | Readinger | Wulff |
| Drake | Lindeen | Schroeder | Wyckoff |
| Egenes |  |  |  |
| Absent or not voting, 9: |  |  |  |
| Bina | Howell | Mennenga | Oakley |
| Dyrland | Hullinger | Miller, K. D. | O'Halloran |

The motion prevailed and the House concurred in the Senate amendment.

Hines of Story moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 48)
The ayes were, 81:

| Anderson | Egenes <br> Avenson | Evans | Junker <br> Koogler |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Krause | Pellett <br> Perkins |
| Bittle | Gentleman | Kreamer | Poncy |
| Brandt | Gilloon | Lageschulte | Readinger |
| Brockett | Halvorson | Lindeen | Sinas |
| Brunow | Hargrave | Lipsky | Smelhaase |
| Byerly | Harper | Lonergan | Spear |
| Caffrey | Harvey | McElroy | Spencer |
| Clark | Hennessey | Middleswart | Stromer |
| Connors | Higgins | Middleton | Svoboda |
| Crabb | Hines | Miller, A.V. | Tauke |
| Crawford | Hinkhouse | Miller, O. L. | Tofte |
| Cusack | Horn | Monroe | Varley |
| Daggett | Hullinger | Nealson | Walter |
| Danker | Husak | Newhard | Wells |
| Den Herder | Hutchins | Nielsen | West |
| Dieleman | Jesse | Norland | Woods |
| Doyle | Jochum | Patchett | Wulff |
| Drake | Jordan | Pavich | Mr. Speaker |
| Dunton |  |  |  |

The nays were, 10 :

| Bennett | Hansen |
| :--- | :--- |
| Bortell | Menke |
| Branstad | Millen |

Absent or not voting, 9 :

| Bina | Griffee |
| :--- | :--- |
| Dyrland | Howell |

Dylland
Howell

| Schroeder | Welden |
| :--- | :--- |
| Stephens | Wyckoff |


| Mennenga | Oakley |
| :--- | :--- |
| Miller, K. D. | O'Halloran |

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

## MOTIONS TO RECONSIDER

(House File 424)
I move to reconsider the vote by which House File 424 passed the House on March 24, 1975.

BITTLE of Polk
(House File 431)
I move to reconsider the vote by which House File 431 passed the House on March 24, 1975.

DRAKE of Muscatine
COMMUNICATION FROM THE STATE APPEAL BOARD
The following communication was received from the State Appeal Board and is on file in the office of the Chief Clerk:

March 21, 1975
Mr. David L. Wray
Chief Clerk
House of Representatives
State House
Local
Dear Mr. Wray:
There are transmitted herewith claims against the State of Iowa, to be filed with the Claims Committee of the House of Representatives.

These include sixteen (16) claims of a general nature. This supplements our filing on January 14, 1975.

Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.
Very truly yours,
MAURICE E. BARINGER
Chairman
State Appeal Board
STATE COMPTROLLER

Claim Name of Claimant
Number Nature of Claim

| 1049-65-25 | Firkins Truck Line |
| :--- | :--- |
|  | Emmetsburg, Iowa |
|  | Registration fee refund |

2179-65-25 O's Gold Seed Company Parkersburg, Iowa County license plate refund 608-66-25 Booker Smith, Attorney Fairfield, Iowa Real estate transfer tax

810-66-25 | Carlton A. Fosvik | 10.00 | Disapproved |
| :--- | :--- | :--- | :--- | Sioux City, Iowa Deer license refund

865-66-25 Mary Lois Steeve $10.00 \quad$ Disapproved

Clarinda, Iowa Eyeglasses damaged by patient

872-66-25 Amy Groves | Des Moines, Iowa |
| :--- |
|  |
|  |
| Payment of |

| $874-66-25$ | Lois E. Rohrbaugh | 29.00 | Disapproved |
| :--- | :--- | :--- | :--- |


|  | Eyeglasses damaged by patient <br> 929-66-25 | Aid Insurance Company (Mutual) <br> Des Moines, Iowa | 165.83 |
| :--- | :--- | :---: | ---: |
| 958-66-25 | Property damage | Disapproved |  |
|  | Fred Peters <br> Muscatine, Iowa | $1,500.00$ | Disapproved |
| 989-66-25 | Refund of medical costs <br> 10-X Manufacturing Company <br> Boulder, Colorado <br> Outdated invoice already paid | 161.01 | Disapproved |


| Claim | $\begin{array}{l}\text { Name of Claimant } \\ \text { Number }\end{array}$ | $\begin{array}{c}\text { Amount } \\ \text { of Claim }\end{array}$ | $\begin{array}{c}\text { Amount } \\ \text { Approved }\end{array}$ |
| :---: | :--- | :---: | :---: |
| Nature of Claim |  |  |  |$)$

## COMMUNICATION FROM THE SENATE OF NORTH DAKOTA

There is on file in the office of the Chief Clerk a copy of a Senate concurrent resolution calling for an amendment to the U.S. Constitution proposing the requirement of a balanced U.S. cash budget for each session of Congress except in time of war or national emergency.

## COMMUNICATION FROM THE <br> OFFICE FOR PLANNING AND PROGRAMMING

There is on file in the office of the Chief Clerk a copy of the annual report from the office for planning and programming regarding Federal Education Grants received in Iowa.

## EXPLANATIONS OF VOTE <br> (House File 215)

I was necessarily absent from the chamber of the House on Friday, March 14, when the vote was taken on House File 215. Had I been present I would have voted "nay".

FULLERTON of Woodbury
(House File 431)
I was in the Governor's office when the vote was taken on House File 431. Had I been present, I would have vote "aye."

## GOVERNOR'S VETO MESSAGE <br> (Senate File 77)

A copy of the following communication was received and placed on file:

March 18, 1975
The Honorable Arthur A. Neu
Lieutenant Governor and President of the Senate
Sixty-sixth General Assembly
State Capitol Building
Local
Dear Governor Neu:
I am returning herewith Senate File 77, an Act "relating to county contracts requiring bids", disapproved and without my signature to the Senate in accordance with Article III, Section 16, of the Constitution of the State of Iowa.

At the outset, I would say that it would have been more appropriate to entitle this bill an Act "relating to county contracts not requiring bids."

I can readily understand the rationale for the legislature's action which raises the present $\$ 2,000$ maximum exemption on the requirement to take bids to $\$ 5,000$. We are in a period of inflated construction costs.

However, I think it important we also recognize that a bidding procedure provides protection for public officials who are constantly subject to scrutiny by the people as well as to taxpayers who must have assurance that their tax dollars are wisely and honestly used.

This bill would allow substantial sums to be spent in the construction or repair of a building without using any bidding procedures.

Even though I have vetoed this bill, I am not suggesting that at all times a strictly formal bidding procedure must be followed by counties.

Acceptable to me would be provisions for informal bidding under certain conditions, flexibility in accepting the most desirable bids even if not the lowest, and exceptions altogether in cases of emergencies.

For the reasons I have outlined above, I hereby respectfully disapprove of this Senate File 77.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 18, 1975, he approved and transmitted to the Secretary of State the following bills:

Senate File 13, an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses and the issuance of personalized license plates for motor vehicles.

Senate File 14, an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive.

Senate File 123, an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Lowa Professional Corporation Act.

Senate File 133, an act appropriating funds to the service compensation fund and providing a publication clause.

Senate File 134, an act to repeal authorization for the standing appropriation of funds to the Auditor of State to audit the Department of Transportation.

Senate File 153, an act relating to the disposition of seized cigarettes.

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 486, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, and begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 485, a bill for an act appropriating funds from the Iowa public employees' retirement system fund to the employment security commission for costs of the administration of the Iowa public employees' retirement system, and begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

## H-3321

1 Amend the Norland, et al., amendment H-3152 to
2 House File 231 by striking the word "his" in line 16
3 and inserting in lieu thereof the words "the
4 recorder's".
MONROE of Des Moines
H-3322
1 Amend House File 367, page 2, by inserting
2 after line 29 the following new section:${ }_{13}^{12}$
595.9 VIOLATIONS. [If the clerk issues a license in violation of the provisions of section 595.8, or if] If a marriage is solemnized without [its being procured] procuring a license, [the clerk so issuing the same, and] the parties married, and all persons aiding them, are guilty of a misdemeanor and shall be punished by a fine not exceeding one hundred dollars, or by imprisonment in the county jail not exceeding thirty days.

BRANDT of Black Hawk DOYLE of Woodbury

H-3323
Amend House File 395 pages 3 and 4, by striking all of section 6.

SCHROEDER of Pottawattamie
H-3317
1 Amend House File 396 as follows:

1. Page 1, line 4, by striking the word "licensed" and inserting in lieu thereof the words "issued a certificate".
2. Page 1, by striking from line 6 the comma and inserting in lieu thereof the following: ". Such competency shall be proscribed by rules subject to Chapter 17A promulgated by the secretary."
3. Page 1, line 7, by striking the words "but veterinary" and inserting in lieu thereof the word "Veterinary".

MONROE of Des Moines
H-3318

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2
$$

MONROE of Des Moines
$\mathrm{H}-3324$

1

Amend House File 422 as follows:

1. Page 1 , by striking lines 1 and 2 and inserting in lieu thereof the following:
"Section 1. Section two hundred eighty A point seventeen (280A.17), Code 1975, is amended to read as follows:

280A. 17 PREPARATION OF BUDGET. The board of directors of each merged area shall prepare an annual budget designating the proposed expenditures for operation of the area vocational school or area community college. The board shall further designate the amounts which are to be raised by local taxation and the amounts which are to be raised by other sources of revenue for such operation. The budget of each merged area shall be submitted to the state board no later than December 1 preceding the next fiscal year for approval. The state board shall review the proposed budget and shall, prior to January 1, either grant its approval or return the budget without approval with the comments of the state board attached
thereto. Any unapproved budget shall be resubmitted to the state board for final approval. Upon approval of the budget by the state board, the board of directors shall prorate the amount to be raised by local taxation among the respective school districts, in the proportion that the value of taxable property in each school district bears to the total value of taxable property in the area. The board of directors shall certify the amount so determined to the respective county auditors and the boards of supervisors shall levy a tax sufficient to raise the amount. No tax in excess of twenty and one-fourth cents per thousand dollars of assessed value shall be levied on taxable property in a merged area for the operation of an area vocational school or area community college, and the rate of tax to be levied under this section in any year shall not exceed the rate necessary to raise one hundred eight percent of the amount raised in the last preceding year by the tax levied under this section. Taxes collected pursuant to such levy shall be paid by the respective county treasurers to the treasurer of the merged area in the same manner that other school taxes are paid to local school districts.

It is the policy of this state that the property tax for operation of area schools shall not in any event exceed twenty and one-fourth cents per thousand dollars of assessed value and shall not exceed the percentage limitation in unnumbered paragraph one (1) of this section, and that the present

## 2

and future costs of such operation in excess of the funds raised by such levy shall be the responsibility of the state and shall not be paid from property tax.

Sec. 2. Section two hundred eighty A point twentytwo (280A.22), unnumbered paragraphs one (1), three (3) and four (4), Code 1975, are amended".
2. Page 1, line 22, by inserting after the period the following:
"However, the rate of tax to be levied under this section in any year shall not exceed the rate necessary to raise one hundred eight percent of the amount raised in the last preceding year by the tax levied under this section, except in the case of the fiscal year adjustment for one year only provided in Acts of the Sixty-fifth General Assembly, 1974 Session, chapter one thousand ninety-six (1096), section fiftyeight (58), in which case the rate shall not exceed the rate necessary to raise one hundred sixty-two percent of the amount raised in the last preceding year.

Nothing herein contained, other than the percentage limitation in unnumbered paragraph one (1) of this section, shall be construed to limit the authority of the board of directors to levy the full amount

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## Page 3

1 borrowing additional money and entering into further
2 loan agreements provided that the aggregate of the
3 amount payable under all of such loan agreements does
4 not exceed the proceeds of the voted tax and the
5 percentage limitation in unnumbered paragraph one
6 (1) of this section. All acts and proceedings
7 heretofore taken by the board of directors or by any
8 official of any merged area for the exercise of any
9 of the powers granted by this section are hereby
10 legalized and validated in all respects."
11 3. Amend the title, line 1, by adding after the 12 word "for" the word "operations,".

SCHROEDER of Pottawattamie
H-3320
Amend House File 425 as follows:
2 1. Page 1, by striking lines 23 through 25.
3 2. Page 2, line 22, by striking the words "approve
4 or disapprove" and all of line 23 .
MONROE of Des Moines
H-3325
Amend House File 450 as follows:
2 1. Page 10, by inserting after line 6 the
3 following:
of the voted tax, but if and to whatever extent said tax is levied in any year in excess of the amount of principal and interest falling due in such year under any loan agreement, the first available proceeds thereof, to an amount sufficient to meet maturing installments of principal and interest under the loan agreement, shall be paid into the sinking fund for such loan before any of such taxes are otherwise made available to the merged area for other school purposes, and the amount required to be annually set aside to pay the principal of and interest on the money borrowed under such loan agreement shall constitute a first charge upon all of the proceeds of such annual special voted tax, which tax shall be pledged to pay said loan and the interest thereon.

This law shall be construed as supplemental and in addition to existing statutory authority and as providing an independent method of financing the cost of acquiring school facilities for which a tax has been voted under this section and for the borrowing of money and execution of loan agreements in connection therewith and shall not be construed as subject to the provisions of any other law. The fact that a merged area may have previously borrowed money and entered into loan agreements under authority herein contained shall not present such merged area from
"Sec. 10. Section three hundred twenty-one point one hundred nine (321.109), subsection one (1), Code 1975, is amended to read as follows:

1. The annual fee for all motor vehicles including vehicles designated by manufacturers as station wagons, except motor trucks [,] and hearses, [motorcycles, and motor bicycles,] shall be equal to one percent of the value as fixed by the department plus forty cents for each one hundred pounds or fraction thereof of weight of vehicle, as fixed by the department. The weight of a motor vehicle, fixed by the department for registration purposes, shall include the weight of a battery, heater, bumpers, spare tire, and wheel. Provided, however, that for any new vehicle purchased in this state by a nonresident for removal to his state of residence the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of five dollars shall be paid. And provided, however, that for any used vehicle held by a registered dealer and not currently registered in this state, or for any vehicle held by an individual and currently registered in this state, when purchased in this state by a nonresident for removal to his state of residence, the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of three dollars shall be paid. The county treasurer shall issue a nontransferable certificate of registration for which no refund shall be allowed; and the transit plates shall be void thirty days after issuance. Such purchaser may apply for a certificate of title by surrendering the manufacturer's or importer's certificate or certificate of title, duly assigned as provided in this chapter. In this event, the treasurer in the county of purchase shall, when satisfied with the genuineness and regularity of the application, and upon payment of a fee of two dollars, issue a certificate of title in the name and address of such nonresident purchaser delivering the same to the person entitled thereto as provided in this chapter."
2. Page 10, by striking lines 7 through 14 and inserting in lieu thereof the following:
"Sec. 11. Section three hundred twenty-one point one hundred seventeen (321.117), Code 1975, is amended to read as follows:
321.117 [MOTORCYCLE AND] HEARSE FEES. [For all

Page 2
1 motorcycles the annual fee shall be five dollars.
2 When said motorcycle has been registered five times,
3 the annual registration fee shall be one-half the
4 rate when new.] The annual registration fee for hearses
5 shall be [thirty] forty dollars. Passenger car plates
6 shall be issued for hearses."
7
3. Renumber the sections and correct internal references in conformance with this amendment.

MONROE of Des Moines

H-3319
1 Amend House File 467 as follows:
2 1. Page 1, line 6, by striking the word
3 "erecting" and inserting in lieu thereof the
4 words "[erecting] constructing".
5 2. Amend the title, line 1, by striking
6 the word "erecting" and inserting in lieu
7 thereof the word "constructing".
BAKER of Buena Vista
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, March 25, 1975.

# JOURNAL OF THE HOUSE 

## Seventy-second Calendar Day-Forty-sixth Session Day

## Hall of the Housie of Representatives Des Monnes, Iowa, Tursday, Marci 25, 1975

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

Prayer was offered by the Reverend James Fyfe, pastor of the Montrose Presbyterian Church, Montrose, Iowa.

The Journal of Monday, March 24, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Withers, Waukon, Iowa.

## PETITIONS FILED

The following petitions were received and placed on file:
By Brunow of Appanoose from two hundred fifteen residents of Appanoose and Monroe Counties supporting the elimination of the one week waiting period for unemployment compensation, the raising of the unemployment compensation pay to sixty-six and two-thirds percent of the average earnings in the State of Iowa, the elimination of the one week waiting period for workmen's compensation, and supporting a provision that allows a worker who is hurt in a plant the right to go to a doctor of his/her choice.

By Norland of Worth from twenty residents of Cerro Gordo County supporting Senate File 225 which would implement the merit pay plan for state employees, and Senate File 216 and House File 94 which would provide automatic cost of living increases based on the Consumer Price Index for state employees.

By Rinas of Linn from eleven residents of Linn County in favor of House File 71, an act exempting federal annuities income from state income tax.

By Baker of Buena Vista from eighty-six residents of Buena Vista, Clay and O'Brien Counties; Cochran of Webster from four hundred five residents of Iowa; Daggett of Adams from fifty-
seven residents of Taylor County ; Gentleman of Polk and Husak of Tama from three hundred fifty-four residents of Iowa, and Pellett of Cass from eighty-one residents of the 95th District in favor of pari-mutuel being debated in the Iowa Legislature.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 485 and 486, under Rule 36.

## INTRODUCTION OF BILLS

House File 492, by Horn, a bill for an act relating to the purchase of uniforms by school districts.

Read first time and referred to committee on education.
House File 493, by Brunow, a bill for an act requiring the publication of condensed statement of the proceedings of city councils and boards of supervisors.

Read first time and referred to committee on county government.

House File 494, by Poncy, a bill for an act relating to the duties of the state educational radio and television facility board.

Read first time and referred to committee on education.
House File 495, by Kreamer, Poncy, Hennessey, Woods, Caffrey, Hansen, West, Husak, Clark, Readinger, Krause, Pavich, Danker, Stromer, Drake, Connors and Jesse, a bill for an act to establish a subvention program and a tuition grant program for certain students at the college of osteopathic medicine and surgery in Des Moines, Iowa, and to make an appropriation.

Read first time and referred to committee on appropriations.
House File 496, by Wells, a bill for an act relating to the official title of the state of Iowa.

Read first time and referred to committee on state government.

## SENATE MESSAGES CONSIDERED

Senate File 282, a bill for an act making an appropriation to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund.

Read first time and referred to committee on appropriations.

Senate File 283, a bill for an act making an appropriation from the general fund of the state to the Spanish-American war veterans and the committee on the employment of the handicapped.

Read first time and referred to committee on appropriations.

## HOUSE CONCURRENT RESOLUTION 27 <br> By Miller of Buchanan

Whereas, many resolutions are sponsored or cosponsored by legislators which call for interim studies or which urge or request the legislative council to establish interim studies; and

Whereas, legislators who sponsor or cosponsor such resolutions have a direct interest in serving on such study committees in many cases; Now Therefore,
Be It Resolved by the House of Representatives, the Senate Concurring, That the general assembly direct the legislative council or the presiding officers of each house of the general assembly not to appoint legislators to study committees established as a result of resolutions sponsored or cosponsored by such legislators.
Read first time and referred to the committee on state government.

## HOUSE CONCURRENT RESOLUTION 29

## By Lipsky

Whereas, the foundation known in Cedar Rapids as the Sisters of Mercy was established in Dublin, Ireland by Catherine McAuley along with other women who gathered to work in a way of life more active than that of contemplative orders of women in that day; and

Whereas, these women exemplified the desire to care for and alleviate the suffering of the sick, the poor and the uneducated, and
Whereas, on Thursday, July 22, 1875, three members of this order arrived in Cedar Rapids to open the first Catholic school and to establish what was to become a motherhouse of the Sisters of Mercy in Iowa; and

Whereas, today on the remaining original property obtained by the Sisters, at the highest point in Linn County stands the Sacred Heart Convent which represents the legacy of Catherine McAuley to her Sisters of charity exemplified in the spiritual and corporal works of mercy; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa General Assembly and the state of Iowa congratulate the Sisters of Mercy on completion of a century of gracious works for disadvantaged people throughout Iowa, the nation and the world.
Laid over under Rule 25.

# HOUSE RESOLUTION 14 

By Woods, Caffrey and Bortell

Whereas, the Lincoln High School of Des Moines basketball team has won the Iowa Class AAA High School basketball championship; and

Whereas, the Lincoln High School basketball team has completed a perfect season with twenty-four consecutive victories; and

Whereas, the Lincoln High School basketball team has displayed the utmost in spirit and teamwork, Now Therefore,

Be It Resolved by the House of Representatives, That the Sixty-sixth General Assembly, 1975 Session, extends its heartiest congratulations to the Lincoln Railsplitters, their coaches, cheerleaders, drill team, faculty and administration, families and loyal fans who encouraged and supported the Railsplitters through the regular season and during the tournament; and Be It Further Resolved, That the members of the Sixtysixth General Assembly commend the Railsplitters for their splendid example of sportsmanship, fair play and athletic prowess which took them to the highest place in Iowa high school basketball, winning the Class AAA championship and bcoming Iowa's number one team in Class AAA; and

Be It Further Resolved, That a copy of this resolution be sent to Coach John Carle and the Lincoln High School basketball team.
Laid over under Rule 25.

## SENATE AMENDMENT CONSIDERED

## HOUSE REFUSES TO CONCUR

Husak of Tama called up for consideration Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive, amended by the House, further amended by the Senate, and moved that the House refuse to concur in the following Senate amendment to the House amendment:
H-3216

Amend the House amendment to Senate File 44, S3187, by striking lines 5 through 27 and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:
5. Motor trucks and truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck traetor and trailer or semitrailer, except as follows:
a. Motor trucks registered for six tons or less pulling trailers not used for hire shall not be subject to registration for the gross weight of such trailer.

```
    b. Motor trucks pulling semitrailers not used
for hire shall be subject to registration in accordance
with the following schedule subject to any tolerance
provided by law:
(1) For a combined gross weight not exceeding ten tons, the motor truck shall be registered for not less than four tons.
(2) For a combined gross weight exceeding ten tons but not exceeding eleven tons, the motor truck shall be registered for not less than five tons.
(3) For a combined gross weight exceeding eleven tons but not exceeding twelve tons, the motor truck shall be registered for not less than six tons.
(4) Motor trucks pulling semitrailers with a combined gross weight exceeding twelve tons shall be subject to registration for combined gross weight and shall not be subject to the provisions of paragraph b of this subsection."
```

A non-record roll call was requested.
The ayes were 78 , nays 14 .
The motion prevailed and the House refuses to concur in the Senate amendment to the House amendment.

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
House File 392, a bill for an act relating to the definition of tax year for corporation and individual income tax returns, was taken up for consideration.

Anderson of Jasper moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 392)
The ayes were, 94:

| Anderson | Crawford | Griffee | Jochum |
| :--- | :--- | :--- | :--- |
| Avenson | Cusack | Hansen | Jordan |
| Baker | Daggett | Hargrave | Junker |
| Bennett | Danker | Harper | Koogler |
| Bittle | Den Herder | Harvey | Krause |
| Bortell | Dieleman | Hennessey | Lageschulte |
| Brandt | Doyle | Higgins | Lindeen |
| Branstad | Drake | Hines | Lipsky |
| Brockett | Dunton | Hinkhouse | Lonergan |
| Brunow | Dyrland | Horn | McErroy |
| Byerly | Egenes | Howell | Menke |
| Caffrey | Evans | Hullinger | Middleswart |
| Clark | Fitzgerald | Husak | Middleton |
| Connors | Fullerton | Hutchins | Millen |
| Crabb | Gentleman | Jesse | Miller, A.V. |

Miller, K. D.
Miller, $\mathbf{O}$ L.
Monroe
Nealson
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

| Spear | Walter |
| :--- | :--- |
| Spencer | Welden |
| Stephens | Wells |
| Stromer | West |
| Svoboda | Woods |
| Tauke | Wulff |
| Tofte | Wyckoff |
| Varley | Mr. Speaker |

The nays were, none.
Absent or not voting, 6:

| Bina | Halvorson <br> Gilloon | Kreamer |
| :--- | :--- | :--- |

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

## REGULAR CALENDAR

House File 395, a bill for an act relating to the civil service systems of cities, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment H-3323 filed by him:

H-3323
1 Amend House File 395 pages 3 and 4, by striking
2 all of section 6 .
Speaker pro tempore Jesse of Polk in the chair at 9:43 a.m.
Schroeder of Pottawattamie moved the adoption of amendment H-3323.

A non-record roll call was requested.
The ayes were 28 , nays 61 .
Amendment H-3323 lost.
Junker of Woodbury offered the following amendment H-3326 filed by him from the floor and moved its adoption:
H-3326
1 Amend House File 895 as follows:
2 1. Page 4, line 18, by striking the word "An"
3 and inserting in lieu thereof the words "A civil
4 service".
5 2. Page 4, line 19, by inserting after the 6 word "request" the words "of the employee".
Amendment H-3326 was adopted.
Connors of Polk moved that the bill be read a last time now
and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 395)
The ayes were, 74:

| Anderson | Fitzgerald | Lindeen | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Lipsky | Readinger |
| Baker | Halvorson | Lonergan | Rinas |
| Bittle | Hansen | Menke | Scheelhaase |
| Brandt | Hargrave | Middleswart | Small |
| Branstad | Harper | Middleton | Spear |
| Brunow | Hennessey | Miller, A.V. | Spencer |
| Byerly | Higgins | Miller, K.D. | Stromer |
| Caffrey | Hines | Miller, O. L. | Svoboda |
| Clark | Hinkhouse | Monroe | Tauke |
| Cochran | Horn | Newhard | Tofte |
| Connors | Howell | Nielsen | Water |
| Crawford | Hullinger | Norland | Wells |
| Cusack | Husak | Oakley | West |
| Dieleman | Hutchins | O'Halloran | Woods |
| Doyle | Jochum | Patchett | Wyckoff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Dyrland | Junker | Pellett | (Jesse) |
| Egenes | Koogler | Perkins |  |

The nays were, 21:

| Bennett Ben Herder <br> Brtell  | Den <br> Drockett <br> Brake |
| :--- | :--- |
| Crabb | Evans |
| Daggett | Fullerton |
| Danker | Gentleman |

Absent or not voting, 5:
Bina Krause
Gilloon
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Cochran in the chair at 10:00 a.m.
On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Kreamer of Polk for an indefinite period on request of Millen of Van Buren.

## RULE 48 SUSPENDED

Avenson of Fayette asked and received unanimous consent that Rule 48 be suspended for the election contest committee meeting.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Millen of Van Buren. Roll call revealed eighty members present, twenty absent.

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 8

Lageschulte of Bremer offered the following House Memorial Resolution 8 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 8

Whereas, The Honorable Henry W. Burma of Butler County, who was a member of the Forty-seventh, Forty-eighth, Forty-ninth, Fiftieth and Fiftieth Extra sessions of the General Assembly, and was Speaker of the House during the Fiftieth and Fiftieth Extra sessions, passed away on December 8, 1974; Now, Therefore,

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

The motion prevailed and the Speaker appointed as such committee Lageschulte of Bremer, Evans of Grundy and Welden of Hardin.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 396, a bill for an act relating to the licensing of veterinary lay assistants, was taken up for consideration.

Monroe of Des Moines offered the following amendment $\mathrm{H}-3317$ filed by him and requested division of the amendment as follows:
H-3317
$1 \quad$ Amend House File 396 as follows:
H-317A
2 1. Page 1, line 4, by striking the word "licensed"
3 and inserting in lieu thereof the words "issued a
4 certificate".
H-3317B
5 2. Page 1, by striking from line 6 the comma and
6 inserting in lieu thereof the following: ". Such
7
8 Competency shall be proscribed by rules subject to
8 Chapter 17A promulgated by the secretary.

9 3. Page 1 , line 7, by striking the words "but
10 veterinary" and inserting in lieu thereof the word
11 "Veterinary".
On motion by Monroe of Des Moines, amendment H-3317A was adopted.

Monroe of Des Moines asked and received unanimous consent to withdraw amendment $\mathrm{H}-3317 \mathrm{~B}$.

Monroe of Des Moines offered the following amendment filed by him from the floor and moved its adoption:

H-3334
1 Amend the title page to House File 396, line 1,
2 by striking the words "licensing of" and inserting
3 in lieu thereof the words "issuing of certificates
4 to".
Amendment H-3334 was adopted.
Miller of Calhoun moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 396)
The ayes were, 95:

| Anderson | Egenes | Koogler | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Krause | Perkins |
| Baker | Fitzgerald | Lageschulte | Poncy |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Brandt | Griffee | McElroy | Schroeder |
| Branstad | Halvorson | Menke | Small |
| Brockett | Hansen | Mennenga | Spear |
| Brunow | Hargrave | Middleswart | Spencer |
| Byerly | Harper | Middleton | Stephens |
| Caffrey | Harvey | Millen | Stromer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Hines | Miller, K. D. | Tofte |
| Crabb | Hinkhouse | Miller, O. L. | Varley |
| Crawford | Horn | Monroe | Walter |
| Daggett | Howell | Nealson | Welden |
| Danker | Hullinger | Newhard | Wells |
| Den Herder | Husak | Nielsen | West |
| Dieleman | Hutchins | Norland | Woods |
| Doyle | Jesse | Oakley | Wulff |
| Drake | Jochum | O'Halloran | Wyckoff |
| Dunton | Jordan | Patchett | Mr. Speaker |
| Dyrland | Junker | Pavich |  |
| The nays were, none. |  |  |  |
| Absent or | oting, 5: |  |  |
| Bina | Higgins | Kreamer | Tauke |

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

House File 398, a bill for an act relating to the board of psychology examiners, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 398)
The ayes were, 95:

| Anderson |  |
| :--- | :--- |
| Avenson | Egenes <br> Baker <br> Bennett <br> Bittle |
| Bortell | Fitzgerald |
| Brandt | Fullerton |
| Branstad | Gentleman |
| Brockett | Gilloon |
| Brunow | Griffee |
| Byerly | Halvorson |
| Caffrey | Hargen |
| Clark | Harger |
| Connors | Harvey |
| Crabb | Hennessey |
| Crawford | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jesse |
| Dyrland | Jochum |
|  | Jordan |
|  | Junker |

The nays were, none.
Absent or not voting, 5:
Bina Higgins

Cusack
Koogler
Krause
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patthett
Pavich

Pellett Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Svoboda
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

Kreamer Tauke

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

## HOUSE FILE 195 DEFERRED

House File 195, a bill for an act relating to statewide fire protection, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment H-3327 filed from the floor by Schroeder, Hutchins, Connors, Danker, Miller of Buchanan, Junker, Drake, Evans and Husak and moved its adoption:

Amend House File 195 as follows:

1. Page 3, by striking lines 17 through 26.
2. Page 4, line 10, by striking the word "sections"
and inserting in lieu thereof the word "section".
3. Page 4, lines 11 and 12, by striking the words
"and three hundred fifty-nine point forty-four
(359.44)".
4. Page 4, by striking lines 18 through 27.
5. Page 5, line 8 , by striking the number " 1. ."
6. Page 5 , by striking lines 26 through 31.
7. Page 5, by inserting after line 31 the

## following:

"Sec. ..... Section eighty-five point sixty-one (85.61), subsections one (1) and eight (8), Code 1975, are amended to read as follows:

1. "Employer" includes and applies to any person, firm, association, or corporation, state, county, municipal corporation, school corporation, area education agency, township, benefited fire district and the legal representatives of a deceased employer.
2. The term "volunteer firemen" shall mean any active member of an organized volunteer fire department in this state and any other person performing services as a volunteer fireman for a municipality, township or benefited fire district at the request of the chief or other person in command of the fire department of such municipality, township or benefited fire district, or of any other officer of such municipality, township or benefited fire district having authority to demand such service, and who is not a full-time member of a paid fire department. A person performing such services shall not be classified as a casual employee."
3. Page 5, line 32, by inserting after the word "Sections" the words "three hundred fifty-seven B point six (357B.6),".
4. Page 6, line 6, by inserting before the word "Code" the words "three hundred fifty-nine point forty-four (359.44),".
5. By renumbering sections to conform to this amendment.
Amendment H-3327 was adopted.
Hutchins of Guthrie asked and received unanimous consent that House File 195 be deferred and that the bill retain its place on the calendar.

## HOUSE FILE 124 DEFERRED

Hennessey of Delaware asked and received unanimous consent that House File 124 be deferred and that the bill retain its place on the calendar.

## SENATE FILE 107 SUBSTITUTED FOR HOUSE FILE 159 AND DEFERRED

Hennessey of Delaware asked and received unanimous consent to substitute Senate File 107 for House File 159.

Senate File 107, a bill for an act relating to powers of a board of directors of an insurance company other than life, was taken up for consideration.

Hennessey of Delaware asked and received unanimous consent that Senate File 107 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
Senate File 39, a bill for an act relating to the organization, powers and duties of credit unions, with report of committee recommending passage, was taken up for consideration.

Newhard of Jones asked and received unanimous consent that amendment H-3302, filed by Jesse of Polk on March 12, 1975, and found on page 660 of the House Journal, be withdrawn.

Schroeder of Pottawattamie offered the following amendment H-3256 filed by him:

H—3256
1 Amend Senate File 39 as follows:

1. Page 5, line 3 by striking the word "twenty"
and inserting in lieu thereof the word "fifteen".
2. Page 5, line 19 by striking the word "ninety"
and inserting in lieu thereof the word "seventy-five".
Schroeder of Pottawattamie asked and received unanimous consent that amendment $\mathrm{H}-3256$ be withdrawn.

Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 39)
The ayes were, 91 :

| Anderson | Brockett | Danker <br> Avenson | Brunow |
| :--- | :--- | :--- | :--- |
| Baker | Den Herder | Evans <br> Fitzgerald |  |
| Bennett | Caffrey | Dieleman | Fullerton |
| Bittle | Clark | Doyle | Gentleman |
| Bortell | Connors | Drake | Gilloon |
| Brandt | Crabb | Dunton | Griffee |
| Branstad | Daggett | Egenes | Halvorson |


| Hargrave | Krause <br> Hages |
| :--- | :--- |
| Harper | Lageschulte |
| Harvey | Lindeen |
| Hennessey | Lipsky |
| Higgins | Lonergan |
| Hines | MicElroy |
| Hinkhouse | Menke |
| Horn | Mennenga |
| Howell | Middleton |
| Husak | Millen |
| Hutchins | Miller, A. V. |
| Jochum | Miller, K. D. |
| Jordan | Miller, O. L. |
| Junker | Monroe |
| Koogler | Nealson |

Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

The nays were, none.
Absent or not voting, 9:
Bina Hullinger
Crawford
Cusack

Jesse

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

## HOUSE FILE 181 WITHDRAWN

Hennessey of Delaware asked and received unanimous consent to withdraw House File 181 from further consideration by the House.

## HOUSE FILE 243 DEFERRED

Patchett of Johnson asked and received unanimous consent that House File 243 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS <br> REGULAR CALENDAR

House File 332, a bill for an act to establish a service program for the deaf within the department of health, with report of committee recommending amendment and passage, was taken up for consideration.

Hargrave of Johnson offered the following amendment H-3249 filed by the committee on human resources and moved its adoption:

H-3249
1 Amend House File 332 as follows:
2 1. Page 1, by striking lines 3,4 and 5 and
3 inserting in lieu thereof the following:
"1. "Deaf" or "deafness" refers to a hearing handicap which impairs the ability of the handicapped person to avail himself or herself of one or more community services."
2. Page 1, line 6, by inserting after the word "include" the words "interpretation services for persons who are deaf.".
3. Page 1 , line 28 , by striking the word "deaf".
4. Page 1, line 29, by striking everything before the period in that line and inserting in lieu thereof the words "to whom human speech is unintelligible with or without use of amplification".
5. Page 2 , line 3 , by inserting after the period the words "Members of the advisory committee shall serve without compensation, but shall receive reimbursement for the actual and necessary expenses incurred in the performance of their official duties as members of the committee."
6. Page 2, line 23 , by striking the words "deaf people" and inserting in lieu thereof the word "deafness".
7. Page 2, line 30, by striking the word "expanding" and inserting in lieu thereof the word "extending".
Amendment H—3249 was adopted.
Connors of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 332)
The ayes were, 90:

| Anderson | Egenes | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | Perkins |
| Baker | Fitzgerald | Lageschulte | Poncy |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Brandt | Griffee | McElroy | Schroeder |
| Branstad | Halvorson | Menke | Small |
| Brockett | Hansen | Mennenga | Spear |
| Brunow | Hargrave | Middleton | Spencer |
| Byerly | Harper | Millen | Stromer |
| Caffrey | Harvey | Miller, A.V. | Svoboda |
| Clark | Hennessey | Miller, K. D. | Tofte |
| Connors | Higgins | Miler, O. L. | Varley |
| Crabb | Hines | Monroe | Walter |
| Daggett | Hinkhouse | Nealson | Weden |
| Danker | Horn | Newhard | Wells |
| Den Herder | Howell | Nielsen | West |
| Dieleman | Husak | Norland | Woods |
| Doyle | Hutchins | Oakley | Wulff |
| Drake | Jochum | O'Halloran | Wyckoff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Dyrland | Junker |  |  |

The nays were, none.

| Absent or not voting, 10: |  |  |  |
| :--- | :--- | :--- | :--- |
| Bina | Hullinger | Middleswart | Stephens <br> Crawford |
| Sesse  <br> Cusack Kreamer | Patchett | Tauke |  |

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

House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law, was taken up for consideration.

Monroe of Des Moines offered the following amendment H-3318 filed by him and moved its adoption:
H-3318
1 Amend House File 421, page 1, by striking
2 everything after the enacting clause and in-
3 serting in lieu thereof the following:
"Section 1. Chapter three hundred twenty-one
(321), Code 1975, is amended by adding the fol-
lowing new section:
$N E W$ SECTION. It shall be the responsibility
of the operator of a motorcycle to furnish any
rider, who does not possess headgear approved
10 by the director, an approved headgear to be
11 properly worn when riding on a motorcycle."
A non-record roll call was requested.
The ayes were 24, nays 52 .
Amendment H-3318 lost.
Egenes of Story offered the following amendment H-3329 filed by her from the floor and moved its adoption:
H-3329
1 Amend House File 421, page 1, by inserting after
2 line 11 the following:
3 c. The person is wearing headgear that is made
4 of or coated with a reflective material or a garment
5 or garments having no fewer than 300 square inches of
6 reflecting material so distributed as to assure
7 visability from all sides.
Amendment H-3329 lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Svoboda of Iowa for the remainder of the afternoon on request of Anderson of Jasper.

Millen of Van Buren offered the following amendment H-3328 filed by him from the floor and moved its adoption:

## H-3328

1 Amend House File 421, page 1, line 13, by in-
2 serting after the word "cab" the words "or to per-
3 sons riding in a parade sponsored by a corporation
4 enumerated in section five hundred four point five
5 (504.5) of the Code when operated in a manner to
6 insure safety to riders and other participants in
7 the parade".
A non-record roll call was requested.
The ayes were 61, nays 25 .
Amendment H-3328 was adopted.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3306$ filed by him:
H-3306
1 Amend House File 421 as follows:
2 1. Page 1, by inserting after line 19 the
3 following section:
4 "Sec. 2. Chapter three hundred twnty-one
5 (321), Code 1975, is amended by adding the
6 following new section:
one (1) of this Act pursuant to rules promulgated
by the department under chapter seventeen A (17A)
of the Code.
The costs so computed shall be forwarded quarterly
to the United States secretary of transportation
for reimbursement. The provisions of this Act
shall be enforced only so long as federal funds
are received within ninety days following dispatch
of the request for reimbursement."
2. By renumbering sections in conformity with
this amendment.

Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3306$ was frivolous and dilatory.

The Speaker ruled the point not well taken.
Monroe of Des Moines moved the adoption of amendment H-3306.

A non-record roll call was requested.
The ayes were 36 , nays 48 .
Amendment H-3306 lost.
Krause of Palo Alto offered the following amendment H-3303 filed by him and moved its adoption:
H-3303
1 Amend House File 421 as follows:

2 1. Page 1, by striking lines 20 through 35.
3 2. Page 2, by striking lines 1 through 11.
Roll call was requested by Krause of Palo Alto and Hansen of O'Brien.

Rule 70 was invoked.
On the question "Shall amendment H-3303 be adopted?"
The ayes were, 46:

| Anderson | Fitzgerald <br> Gilloon |
| :--- | :--- |
| Avenson | Halvorson |
| Bittle | Hargrave |
| Brandt | Hennessey |
| Brockett | Hinkhouse |
| Connors | Hinack |
| Howell |  |
| Den Herder | Jesse |
| Doyle | Jordan |
| Drake | Krause |
| Dyrland | Lageschult |
| Evans | Lipsky |

The nays were, 49:


Amendment H—3303 lost.
Horn of Linn offered the following amendment $\mathrm{H}-3262$ filed by him:

H-3262
1 Amend House File 421 as follows:
2 1. Page 2, by inserting after line 11 the
3 following:
4 "Sec. 3. Chapter three hundred twenty-one (321),
5 Code 1975, is amended by adding the following new
6 section:
NEW SECTION. A person violating section one (1)
8 of this Act relating to protective headgear is
9 contributorially negligent and may not recover for
10 any injury when involved in an accident and sustaining

11 injury to the head or sustaining any injury causing
12 death as a result of the accident."
13
14 the word "riders" the words "and civil liability of
15 motorcycle riders".
Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3262$ was not germane.

The Speaker ruled the point well taken and amendment H- 3262 not germane.

Horn of Linn offered the following amendment $\mathrm{H}-3261$ filed by him :

H-3261
1 Amend House File 421 as follows:
amended to read as follows:
321.494 GUEST STATUTE. 1. The owner or operator
of a motor vehicle, except a motorcycle as provided
in subsection two (2) of this section, shall not be
liable for any damages to any passenger or person
riding in said motor vehicle as a guest or by
invitation and not for hire unless damage is caused
as a result of the driver of said motor vehicle being
under the influence of an alcoholic beverage, a
narcotic, hypnotic or other drug, or any combination
of such substances, or because of the reckless
operation by him or such motor vehicle.
2. The operator of a motorcycle shall be liable
for any injury sustained by a passenger on the
motorcycle under the age of eighteen years who is
not wearing a helmet approved by the director. This
is not to be construed as precluding recovery by the
operator or passenger from any individual whose actions
may have caused the accident."
2. Amend the title, line 2, by inserting after
the word "riders" the words "and civil liability of
motoreycle riders".

Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3261$ was not germane.

The Speaker ruled the point well taken and amendment H-3261 not germane.

Horn of Linn offered amendment H-3260 filed by him. Division of the amendment was requested as follows:

H-3260
1 Amend House File 421 as follows:
H-3260A

1. Page 2, by inserting after line 11 the
following:
"Sec. 3. Section three hundred twenty-one point
one hundred seventy-seven (321.177), Code 1975, is
amended by adding the following new subsection:
$N E W S U B S E C T I O N$. To any person under the age of
eighteen years to permit operation of a motorcycle
unless the person has completed an approved course
in drivers education designed to emphasize motorcycle
driving safety.
3260 B
Sec. 4. Section three hundred twenty-one point one hundred seventy-eight (321.178), Code 1975, is amended by adding the following new subsection: $N E W$ SUBSECTION. An approved course in drivers education designed to emphasize motorcycle driving safety means an approved driver education course plus five clock hours of classroom instructions as programmed by the department of public instruction to acquaint the student with driving hazards particular to motorcyclists."
H-3260A
22 2. Amend the title, line 2, by inserting after
23 the word "riders" the words "and instruction of 24 motorcycle riders".

Drake of Muscatine rose on a point of order that amendments $\mathrm{H}-3260 \mathrm{~A}$ and $\mathrm{H}-3260 \mathrm{~B}$ were not germane.

The Speaker ruled the point well taken and amendments $\mathrm{H}-3260 \mathrm{~A}$ and $\mathrm{H}-3260 \mathrm{~B}$ not germane.

Nielsen of Polk moved that the rules governing germaneness be suspended for the consideration of amendments $\mathrm{H}-3260 \mathrm{~A}$ and $\mathrm{H}-3260 \mathrm{~B}$.

Roll call was requested by Byerly of Polk and Woods of Polk.
On the question "Shall the rules be suspended to consider amendments $\mathrm{H}-3260 \mathrm{~A}$ and $\mathrm{H}-3260 \mathrm{~B}$ ?"

| The ayes were, 32: |  |  |  |
| :--- | :--- | :--- | :--- |
| Baker | Crawford | Howell | Miller, A. V. |
| Bennett | Daggett | Hullinger | Monroe |
| Bortell | Doyle | Husak | Newhard |
| Branstad | Dyrland | Jordan | Nielsen |
| Brunow | Gentleman | Lipsky | Perkins |
| Byerly | Harper | Mennenga | West |
| Connors | Harvey | Middleswart | Woods |
| Crabb | Horn | Millen | Mr. Speaker |

The nays were, 61:

| Anderson | Griffee |
| :--- | :--- |
| Avenson | Halvorson |
| Bittle | Hansen |
| Brockett | Hargrave |
| Caffrey | Higgins |
| Clark | Hines |
| Cusack | Hinkhouse |
| Danker | Hutchins |
| Den Herder | Jesse |
| Dieleman | Jochum |
| Drake | Junker |
| Dunton | Koogler |
| Egenes | Krause |
| Evans | Lageschulte |
| Fullerton | Lindeen |
| Gillon |  |

Absent or not voting, 7:
Bina

Brandt | Fitzgerald |
| :---: |
| Hennessey |

The motion lost.

| Lonergan | Rinas |
| :--- | :--- |
| McElroy | Scheelhaase |
| Menke | Schroeder |
| Middleton | Small |
| Miller, K. D. | Spear |
| Miller, O. L. | Spencer |
| Nealson | Stromer |
| Norland | Tauke |
| Oakley | Tofte |
| O'Halloran | Varley |
| Patchett | Walter |
| Pavich | Welden |
| Pellett | Wells |
| Poncy | Wulff |
| Readinger | Wyckoff |

Kreamer
Stephens $\quad$ Svoboda

Monroe of Des Moines offered the following amendment H-3333 filed by Monroe and Lonergan of Boone from the floor:

H-3333
1 Amend House File 421, page 2, by inserting after 2 line 11 the following section:
"Sec. 3. Chapter six hundred ninteen (619), Code 1975, is amended by adding the following new section:

NEW SECTION. COMPARATIVE NEGLIGENCE.

1. This section shall apply only in actions in which contributory negligence, as the term is used in this section, is alleged against the operator or a rider of a motorcycle, and may be raised only on the grounds of the failure of such a party to comply with section one (1) of this Act as it relates to properly wearing an approved protective headgear.
2. For the purpose of this section, "person" means only the operator of or a rider on a motorcycle.
3. Contributory negligence, including that type of contributory negligence sometimes designated as "assumption of risk", for failure to comply with section one (1) of this Act as it relates to properly wearing an approved protective headgear shall not bar recovery in an action by a person or his legal representative to recover damages for negligence resulting in death or in injury to the person or the person's property, if such negligence was not greater than the negligence of the party against whom recovery is sought, but any damages allowed shall be diminished in the proportion to the amount of negligence attributable to the person whose contributory negligence was causal to the death or injury.

30 The provisions of this section shall apply to those situations in which the negligent party has the last clear chance to avoid the injury and to those situations in which the defendant's negligence consists of a failure to recognize that the plaintiff is in a zone of immediate danger."
Drake of Muscatine rose on a point of order that amendment H-3333 was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3333$ not germane.

Monroe of Des Moines moved that the rules governing germaneness be suspended for the consideration of amendment H-3333.

A non-record roll call was requested.
The ayes were 44, nays 41.
The motion, having failed to receive a constitutional majority, lost.
(House File 421 pending.)

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 28

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 28 as follows and moved its adoption:

## HOUSE CONCURRENT RESOLUTION 28 By Fitzgerald

1 Whereas, Many members of both houses of the 2 legislature wish to spend Good Friday in contemplation 3 and religious observance,
4 Whereas, The General Assembly respects each individ-
5 ual's right to worship the Almighty in whatever manner
6 seems most appropriate; Now, Therefore,
7 Be It Resolved by the House, the Senate Concurring:
8 That when adjournment is had on Thursday, March 27, 1975,
9 it be to reconvene Monday, March 31, 1975, at 10:00 a.m.
The motion prevailed and the resolution was adopted.

## REQUEST TO VOTE

Bittle of Polk asked for unanimous consent to be recorded as voting "aye" on Senate File 39 and House File 332.

Objection was raised.

Bittle of Polk moved that he be recorded as voting "aye" on Senate File 39 and House File 332.

The motion prevailed and the votes were recorded accordingly.

## MOTIONS TO RECONSIDER <br> (House File 395)

I move to reconsider the vote by which House File 395 passed the House on March 25, 1975.

EGENES of Story BITTLE of Polk WYCKOFF of Benton

## (Amendment $\mathrm{H}-3303$ to House File 421)

I move to reconsider the vote by which amendment $\mathrm{H}-3303$ to House File 421 failed to be adopted by the House on March 25, 1975.

KRAUSE of Palo Alto
(House File 332)
I move to reconsider the vote by which House File 332 passed the House on March 25, 1975.

BYERLY of Polk NIELSEN of Polk

## HOUSE FILE 468 REREFERRED

The Speaker announced that House File 468, previously referred to the committee on ways and means, is rereferred to the committee on energy.

## SPONSOR WITHDRAWN <br> (House File 354)

Welden of Hardin requests he be withdrawn as a sponsor of House File 354.

## EXPLANATIONS OF VOTE <br> (House File 332)

I was necessarily absent from the chamber of the House on Tuesday, March 25, 1975, when the vote was taken on House File 332. Had I been present I would have voted "aye".

PATCHETT of Johnson
(House Files 48, 424, 431 and 455)
I was necessarily absent from the House chamber when the vote was taken on Senate amendment S- 3257 to House File 48, House Files 48, 424, 431, and 455. Had I been present, I would have voted "aye".

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 13)

We hereby request that House Resolution 13, filed on March 24, 1975, and found on page 706 of the House Journal, be placed on the unanimous consent calendar.

KREAMER of Polk AVENSON of Fayette WELDEN of Hardin

## COMMUNICATION FROM THE IOWA INDUSTRIAL COMMISSIONER

There is on file in the office of the Chief Clerk a copy of the thirty-first biennial report of the Iowa Industrial Commissioner as required by the Code of Iowa.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 25, 1975, he approved and transmitted to the Secretary of State the following bill:

Senate File 90, an act to increase the tax levy in certain townships for fire protection.

## REPORT OF COMMITTEE

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Spiakgr: Your committee on state government to whom was referred House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa to change the methods in which executive officers of the State are selected, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

Amend House Joint Resolution 6 as follows:
2 1. Page 1, by striking everything in lines 3
3 through 35, inclusive.
2. Page 2, by striking everything in lines 1 through 28, inclusive.
3. Page 2, line 29 , by striking the number "5."
4. Page 2, by striking line 33 and inserting in lieu thereof the following:
"Section 22. A Secretary of State".
5. Page 3, lines 3 and 4, by striking the words "simple majority" and inserting in lieu thereof the words "constitutional majority of each house".

MONROE of Des Moines, Chairman

## AMENDMENTS FILED

H-3335

> BRUNOW of Appanoose MONROE of Des Moines HARVEY of Scott

H-3330
1 Amend House File 425, page 2, by striking lines
21 through 26 and inserting in lieu thereof the
following:
"Sec. 7. NEW SECTION. APPROVED REFLECTIVE
DEVICES. The director of the state department of
transportation shall issue rules establishing
standards and performance requirements for reflective
devices and publish lists of approved reflective
surfaces."

## HENNESSEY of Delaware

H-3331
1 Amend the Monroe amendment H-3325 to House
2 File 450, as follows:
3 1. Page 1, line 9 , by striking the words "and 4 hearses," and inserting in lieu thereof the word
5 "[hearses,]".
6 2. Page 1, by striking lines 47 through 50 and
7 page 2 by striking lines 1 through 6 and inserting
8 in lieu thereof the following:
9 "Sec. 11. Section three hundred twenty-one point
10 one hundred seventeen (321.117), Code 1975, is

11
MONROE of Des Moines
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, March 26, 1975.

## JOURNAL OF THE HOUSE

Seventy-third Calendar Day-Forty-seventh Session Day
Hall of the Housi of Representatives
Des Moines, IOWa, Wednesday, March 26, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Val Cudnoski, pastor of the First Baptist Church, Sumner, Iowa.

The Journal of Tuesday, March 25, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gene Michel, Cherokee, Iowa.

## PRESENTATION OF VISITORS

Branstad of Winnebago presented to the House the Honorable Harold O. Fischer, former member of the House during the Fifty-eighth through Sixty-fifth General Assemblies representing Black Hawk, Butler, Franklin, Grundy, Marshall and Tama Counties.

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

Fifteen students from Carlisle School, Carlisle, Iowa, accompanied by Mike Leo. By Anderson of Jasper.

Thirty sixth grade students from Dexfield Elementary School, Dexter, Iowa, accompanied by Mrs. Sandhorn. By Bortell of Madison.

## PETITIONS FILED

The following petitions were received and placed on file:
By Newhard of Jones from fourteen members of the Cedar Rapids Junior Woman's Club conservation committee favoring "Ban the Can" and requesting the Iowa Legislature to make the use of throw away cans and bottles illegal in the state.

By Howell of Floyd from forty-four teachers from Osage Community Schools favoring passage of Senate File 205.

By Millen of Van Buren from six hundred eighty-five residents of Jefferson County opposing House File 421 relating to the equipment of motorcycles and motorcycle riders.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House Joint Resolution 6, under Rule 36.

## INTRODUCTION OF BILLS

House File 497, by committee on natural resources, a bill for an act relating to the conservation management and protection of fish, plant life, and wildlife species endangered or threatened with extinction and prescribing penalties.

Read first time and placed on the calendar.
House File 498, by committee on transportation, a bill for an act to provide that the making or delivering of a false odometer statement is an offense subject to a penalty provided by law.

Read first time and placed on the calendar.
House File 499, by Doyle, Middleton, Lipsky, Newhard and Readinger, a bill for an act relating to benefits for employees of the adult penal and correctional institutions of this state and making an appropriation.

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

House File 500, by Hansen, a bill for an act relating to Iowa corporations which make loans for agricultural purposes, and providing penalties.

Read first time and referred to committee on commerce.
House File 501, by committee on education, a bill for an act relating to the requirement for admission to the school for the deaf.

Read first time and placed on the calendar.
House File 502, by committee on transportation, a bill for an act relating to vehicle inspection and issuing inspection orders by authorized employees.

Read first time and placed on the calendar.

House File 503, by committee on human resources, a bill for an act relating to transfer of prisoners of institutions administered by the department of social services.

## Read first time and placed on the calendar.

House File 504, by committee on ways and means, a bill for an act providing for the disclosure of the actual sales price in real estate transfers and providing penalties for violations of this Act.

Read first time and placed on ways and means calendar.
House File 505, by committee on natural resources, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies.

Read first time and placed on the calendar.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 24, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 12, urging the United States Corps of Engineers to provide funding to the State Conservation Commission for restocking fish in Coralville Resorvoir.

Also: That the Senate has on March 24, 1975, amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked :

House Concurrent Resolution 18, urging that the United States Railway Association reconsider its decision to deny loan funds to support the operating and capital needs of the Rock Island Railroad.

Also: That the Senate has on March 26, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 28, providing for adjournment of the General Assembly on Thursday, March 27, 1975, and reconvening on Monday, March 31, 1975, at 10:00 a.m.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 6, a bill for an act relating to political affiliations of highway safety patrol personnel.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 50, a bill for an act relating to the definition of snow tires.

Also: That the Senate has on March 24, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 286, a bill for an act relating to the duties and responsibilities of the state department of transportation and the counties regarding secondary roads.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 82, a bill for an act relating to civil damages for unlawfully taking certain protected species of wildlife.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 121, a bill for an act relating to compensation of the clerk of the grand jury.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 233, a bill for an act relating to claims against the estates of decedents arising from assistance granted under a previous categorical assistance program.

Also: That the Senate has on March 24, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 285, a bill for an act relating to the administration of state records and providing an appropriation.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 286

H-3337
1 Amend House File 286 as follows:
2 1. Page 1, line 2, by striking the words "and four
3 (4)".
4 2. Page 1, by striking lines 8 through 12 and inserting
5 in lieu thereof the following:
6 "Sec 2. Section three hundred seven A point two
7 (307A.2) is amended by striking subsection four (4)."
8 3. By renumbering the remaining sections in accordance
9 with this amendment.

## SENATE AMENDMENT TO <br> HOUSE CONCURRENT RESOLUTION 18

H-3340
1 Amend House Concurrent Resolution 18 by striking
2 lines 15 through 18.

## ADOPTION OF HOUSE RESOLUTION 11

Pursuant to House Rule 26, the Speaker announced that House Resolution 11, filed on March 10, 1975, and found on page 599 of the House Journal, is adopted by unanimous consent.

## ADOPTION OF HOUSE RESOLUTION 12

Pursuant to House Rule 26, the Speaker announced that House Resolution 12, filed on March 10, 1975, and found on pages 599 and 600 of the House Journal, is adopted by unanimous consent.

## HOUSE RESOLUTION 15 <br> By Danker

> Whereas, the city of Minden, Iowa is celebrating the centennial anniversary of its platting; and
> Whereas, the citizens of Minden, Iowa are preparing for a centennial celebration to commemorate the one-hundredth anniversary of the city's platting; Now Therefore,
> Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Minden, Iowa in commemoration of the centennial anniversary of its platting; and
> Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Minden who are in charge of making the preparations for the centennial celebration.

Laid over under Rule 25.

## HOUSE RESOLUTION 16

## By Dieleman

Whereas, the city of Lynnville, Iowa is nearing the one hundredth anniversary of its incorporation as a city; and

Whereas, the citizens of Lynnville, Iowa are preparing for a celebration to commemorate the one hundredth anniversary of the city's incorporation, Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Lynnville, Iowa in commemoration of the one hundredth anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Lynnville who are in charge of making preparations for the one hundredth anniversary celebration.
Laid over under Rule 25.

## HOUSE RESOLUTION 17 By Tofte

Whereas, the city of Ossian, Iowa is nearing the one hundred twenty-fifth anniversary of its incorporation as a city; and Whereas, the citizens of Ossian, Iowa are preparing for a

# celebration to commemorate the one hundred twenty-fifth anniversary of the city's incorporation; Now Therefore, <br> Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Ossian, Iowa in commemoration of the one hundred twenty-fifth anniversary of its incorporation; and <br> Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Ossian who are in charge of making preparations for the one hundred twenty-fifth anniversary celebration. 

Laid over under Rule 25.
On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## RULE 48 SUSPENDED

Avenson of Fayette asked and received unanimous consent that Rule 48 be suspended for the committee on education school finance subcommittee meeting and those members be permitted to vote on all bills passed while attending the meeting.

> MOTION TO RECONSIDER OUT OF ORDER
> (Amendment H-3303 to House File 421)

The Speaker announced that the motion to reconsider amendment H-3303 to House File 421 filed by Krause of Palo Alto was out of order inasmuch as Representative Krause did not vote on the prevailing side.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

The House resumed consideration of House File 195, a bill for an act relating to statewide fire protection.

Hutchins of Guthrie offered the following amendment H-3336 filed by Hutchins and Schroeder of Pottawattamie from the floor and moved its adoption:

## H-3336

1 Amend House File 195 as follows:
2 1. Page 4, line 4, by inserting after the date 3 "1975," the words "as amended by Senate File ninety
4 (90) as enacted by the Sixty-sixth General Assembly,

```
1975 Session, section one (1),".
    2. Page 4, line 17, by inserting after the word
"purpose" the following: "and in any township which
has a common boundary with a city having a population
of two hundred thousand or more, the township trustees
may levy an annual tax not exceeding sixty-seven and
one-half cents per thousand dollars of assessed value
of taxable property for fire protection purposes".
```

Amendment H-3336 was adopted.
Schroeder of Pottawattamie offered the following amendment H-3343 filed by Schroeder, Hutchins, Monroe, Norland, Perkins and Wyckoff from the floor and moved its adoption:

H-3343
1 Amend House File 195 as follows:
2 1. Page 5 , before line 32, insert the following: "Sec. ..... NEW SECTION. USE OF FEDERAL REVENUE SHARING FUNDS. The board of supervisors may appropriate federal revenue sharing funds to aid in providing fire protection services and equipment jointly with any other public agency of this state to residents of such county. The board of supervisors may use federal revenue sharing funds for providing other services and equipment for use of the residents of the county. The use of federal revenue sharing funds shall be consistent with federal law and rules promulgated pursuant to such law."
Amedment $\mathrm{H}-3343$ was adopted.
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 195)
The ayes were, 93 :

| Avenson | Den Herder | Hennessey | McElroy |
| :--- | :--- | :--- | :--- |
| Baker | Dieleman | Higgins <br> Bennett | Doyle |

Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder

Spear
Spencer
Stromer
Svoboda
Tauke

Anderson Hullinger Kreamer Miller, A. V.
Tofte
Varley
Walter
Welden
Wells

Stephens

West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, 3:
Daggett Small
Absent or not voting, 4:

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

Fitzgerald of Webster asked and received unanimous consent to take up out of order House File 433, a bill for an act relating to the establishment and administration of a railroad assistance fund for improvement of branch line railroad roadbeds, track, track structure, and other appurtenances of railroad right-ofway.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 433)
The ayes were, 92 :

| Avenson | Dyrland | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Egenes | Lageschulte | Perkins |
| Bennett | Evans | Lindeen | Poncy |
| Bina | Fitzgerald | Lipsky | Readinger |
| Bittle | Fullerton | Lonergan | Rinas |
| Bortell | Gentleman | McElroy | Scheelhaase |
| Brandt | Griffee | Menke | Schroeder |
| Branstad | Halvorson | Mennenga | Spear |
| Brckett | Hansen | Middleswart | Spencer |
| Brunow | Hargrave | Midlleton | Stephens |
| Byerly | Harper | Millen | Stromer |
| Caffrey | Harvey | Miler, A.V. | Svoboda |
| Clark | Hennessey | Miller, K. D. | Tauke |
| Connors | Higgins | Miller, O. L. | Tofte |
| Crabb | Hines | Monroe | Varley |
| Crawford | Hinkhouse | Nealson | Walter |
| Cusack | Horn | Newhard | Welden |
| Daggett | Howell | Nielsen | Wells |
| DenHerder | Husak | Norland | West |
| Dieleman | Jesse | Oakley | Woods |
| Doyle | Jochum | O'Halloran | Wulft |
| Drake | Jordan | Patchett | Wyckoff |
| Dunton | Junker | Pavich | Mr. Speaker |
| The nays were, |  |  |  |
| Danker | Gilloon | Small |  |

Absent or not voting, 5:
Anderson $\quad$ Hutchins
Hullinger

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

IMMEDIATE MESSAGE
(House File 433)
O'Halloran of Black Hawk asked and received unanimous consent that House File 433 be immediately messaged to the Senate.

## LEAVE OF ABSENCE

Leave of absence was granted by the Speaker for the remainder of the day to the following members of the nuclear subcommittee of the committee on energy to tour the Palo Nuclear Plant: Doyle of Woodbury, Readinger of Polk, O'Halloran of Black Hawk, Evans of Grundy, Den Herder of Sioux and Wells of Linn.

## HOUSE FILE 422 DEFERRED

House File 422, a bill for an act relating to the levy of a tax for buildings and sites in merged areas, was taken up for consideration.

Schroeder of Pottawattamie offered amendment H-3324 filed by him on March 24, 1975, and found on pages 717 through 719 of the House Journal.

Baker of Buena Vista rose on a point of order that amendment $\mathrm{H}-3324$ was not germane.

The Speaker ruled the point well taken and amendment H-3324 not germane.

Schroeder of Pottawattamie moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3324$.

Roll call was requested by Baker of Buena Vista and Wulff of Black Hawk.

On the question "Shall the rules be suspended for the consideration of amendment H-3324?"

The ayes were, 56 :

| Bennett | Clark | Danker | Gentleman |
| :--- | :--- | :--- | :--- |
| Bina | Crabb | Dieleman | Gilloon |
| Bortell | Crawford | Egenes | Griffee |
| Branstad | Daggett | Fullerton | Halvorson |


| Hansen | Jochum | Miller, K. D. | Spencer |
| :---: | :---: | :---: | :---: |
| Hargrave | Jordan | Monroe | Stephens |
| Harper | Junker | Nealson | Svoboda |
| Harvey | Lageschulte | Norland | Tauke |
| Hennessey | Lindeen | Pavich | Tofte |
| Higgins | Lipsky | Pellett | Walter |
| Hinkhouse | McElroy | Perkins | Welden |
| Howell | Menke | Rinas | West |
| Husak | Middleton | Scheelhaase | Wyckoff |
| Jesse | Millen | Schroeder | Mr. Speaker |
| The nays were, 26: |  |  |  |
| Avenson | Caffrey | Mennenga | Patchett |
| Baker | Cusack | Miller, A. V. | Poncy |
| Bittle | Dyrland | Miller, O. L. | Small |
| Brandt | Fitzgerald | Newhard | Spear |
| Brockett | Horn | Nielsen | Woods |
| Brunow | Koogler | Oakley | Wulff |
| Byerly | Lonergan |  |  |
| Absent or not voting, 18: |  |  |  |
| Anderson | Dunton | Krause | Readinger |
| Connors | Evans | Kreamer | Stromer |
| Den Herder | Hines | Middleswart | Varley |
| Doyle | Hullinger | O'Halloran | Wells |
| Drake | Hutchins |  |  |

The motion prevailed and the House resumed consideration of amendment H-3324.

Patchett of Johnson asked and received unanimous consent that House File 422 be deferred and that the bill retain its place on the calendar.
(Amendment $\mathrm{H}-3324$ pending.)

> MOTION TO RECONSIDER
> (Amendment H- 3303 to House File 421)

I move to reconsider the vote by which amendment $\mathrm{H}-3303$ to House File 421 failed to be adopted by the House on March 25, 1975.

## HUTCHINS of Guthrie

## UNANIMOUS CONSENT CALENDAR

(House Resolution 14)
We hereby request that House Resolution 14, filed on March 25, 1975, and found on page 725 of the House Journal, be placed on the unanimous consent calendar.

> WOODS of Polk CAFFREY of Polk BORTELL of Madison

## (House Concurrent Resolution 26)

We hereby request that House Concurrent Resolution 26, filed on March

14, 1975, and found on page 697 of the House Journal, be placed on the unanimous consent calendar.

> KRAUSE of Palo Alto LAGESCHULTE of Bremer SVOBODA of Iowa

## EXPLANATION OF VOTE

(House Files 48, 332, 392, 395, 396, 398, 421, 424, 431, and 455 and Senate File 39)
I was necessarily absent from the House chamber due to personal illness when the vote was taken on Senate amendment S- 3275 to House File 48, and House Files 48, 392, 395, 396, 398, 332, 424, 431, 455, and Senate File 39. Had I been present, I would have voted "aye". I would have voted "nay" on House amendment H-3303 to House File 421 and "aye" on a motion to suspend the rules to consider House amendments $\mathrm{H}-3260 \mathrm{~A}$ and $\mathrm{H}-3260 \mathrm{~B}$ to House File 421.

BINA of Scott

## REPORTS OF COMMITTEES

Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Speakbr: Your committee on county government to whom was referred House File 12, a bill for an act relating to the indemnification of county officers and employees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3351
1 Amend House File 12 as follows:
2 1. Page 1, line 12, by striking the words
3 "negligent acts," and inserting in lieu thereof the
4 words "[negligent acts,]".
5 2. Page 1, by inserting after line 15 the following:
"Sec. $\qquad$ Section three hundred thirty-two point thirty-eight (332.38), Code 1975, is amended to read as follows:
332.38 TAX TO SUPPORT FUND. If the balance in the fund on September 30 of any year is less than [three] six hundred thousand dollars, the treasurer of state shall notify the board of supervisors of each county to again levy for that year one half cent per thousand dollars of assessed value to be collected with other taxes in the next year."
3. Page 1, line 18, by striking the words
"negligent act," and inserting in lieu thereof the words "[negligent act,]".
4. Page 1, line 19, by striking the word "error," and inserting in lieu thereof the word "error[,]".
5. Page 1 , line 24, by inserting after the word "processed" the words "in accordance with provisions

23 of chapter six hundred thirteen A (613A) of the Code".
6. Page 1, lines 24 and 25, by striking the words "in accordance with the provisions of chapter 25A" and inserting in lieu thereof the words "[in accordance with the provisions of chapter 25A]".
7. Page 2, line 18, by striking the word "repealed" and inserting in lieu thereof the following:
"amended to read as follows:
332.42 INSURANCE COVERAGE ON OTHER EMPLOYEES.

The board of supervisors may purchase insurance insuring any [other] county officers and their employees in the performance of their official duties [not specified in section 332.36,] against personal liability as a result of negligent acts[, errors or omissions]. The premiums for the insurance shall be paid from the general fund of the county. If the liability of any county officer or his employees in the performance of their official duties[, not specified in section 332.36,] is not fully indemnified by insurance, the board of supervisors shall pay any such loss, for which the county officer or his employees shall be found liable, from the general fund of the county. Any county board of supervisors may compromise and settle any such claim."

## HUTCHINS of Guthrie, Chairman

Middleswart of Warren, from the committee on natural resources, submitted the following reports:

Mr. Spanker: Your committee on natural resources to whom was referred House File 488, a bill for an act to allow the state conservation commission to gather or remove certain plant life from parks, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3349
1 Amend House File 488 by adding the following:
2 "Sec. 2. This Act, being deemed of immediate
3 importance, shall take effect, and be in force from
4 and after its publication in the Cedar Valley Times,
5 a newspaper published in Vinton, Iowa, and in
6 The Record-Herald and Indianola Tribune, a newspaper
7 published in Indianola, Iowa."
MIDDLESWART of Warren, Chairman

## Also:

Mr. Speaknr: Your committee on natural resources to whom was referred Senate File 132, a bill for an act to prohibit hunting within one hundred yards of buildings, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

Also:
Mr. Speaker: Your committee on natural resources to whom was referred Senate File 230, a bill for an act relating to bonding requirements for contracts with commercial fishermen, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MIDDLESWART of Warren, Chairman

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House Joint Resolution 9, a joint resolution proposing an amendment to the constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MONROE of Des Moines, Chairman

## AMENDMENTS FILED

H-3346
1 Amend House File 352, page 2, line 20, by
2 striking the word "thirty" and inserting in
3 lieu thereof the word "sixty".
BRANDT of Black Hawk
H
3347
1 Amend House File 352 as follows:
2 1. Page 1, by inserting before line 1 , the
3 following:
"Section 1. Section five hundred ninety-eight point three (598.3), Code 1975, is amended to read as follows:
598.3 KIND OF ACTION-JOINDER. An action for dissolution of marriage shall be by equitable proceedings, and no cause of action, save for alimony, shall be joined therewith. Such actions shall not be subject to counterclaim or cross petition by the respondent. After the appearance of the respondent, no dismissal of the cause of action shall be allowed unless both the petitioner and the respondent sign the dismissal."
2. Page 2, line 16, by striking the word "shall" and inserting in lieu thereof the word "may".
3. Page 2, by inserting after line 29 , the following:
'Sec. ..... Section five hundred ninety-eight point sixteen (598.16), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

The costs of any such conciliation procedures shall be paid in full or in part by the parties and taxed
as court costs; however, if the court determines that such parties will be unable to pay the costs without prejudicing their financial ability to provide themselves and any minor children with economic necessities, such costs may be paid in full or in part from the court expense fund.

Sec. ..... Section five hundred ninety-eight point seventeen (598.17), Code 1975, is amended to read as follows:
598.17 DISSOLUTION OF MARRIAGE-EVIDENCE.

A decree dissolving the marriage may be entered when the court is satisfied from the evidence presented that there has been a breakdown of the marriage relationship to the extent that the legitimate objects of matrimony have been destroyed and there remains no reasonable likelihood that the marriage can be preserved. The deoree shall state that the dissolution is granted to the parties, and shall not state that it is granted to only one party.

If at the time of trial petitioner fails to present satisfactory evidence that there has been a breakdown of the marriage relationship to the extent that the reasonable likelihood that the marriage can be preserved, the respondent may then proceed to present such evidence as though the respondent had filed the original petition.

## e 2

The court shall, based upon competent and relevant evidence, in such decree provide for the division of the assets of the parties and reasonable support or maintenance of any dependent children or either spouse.

No marriage dissolution granted due to the mental illness of one of the spouses shall relieve the other spouse of any obligation imposed by law as a result of the marriage for the support of the mentally ill spouse[, and the]. The court may make an order for such support or may waive the support obligation when satisfied from the evidence that it would create an undue hardship on the obliged spouse or his other. dependents.

Sec. ..... Section five hundred ninety-eight point nineteen (598.19), Code 1975, is amended to read as follows:
598.19 WAITING PERIOD BEFORE DECREE. No decree
dissolving a marriage shall be granted in any proceeding before ninety days shall have elapsed from the day the original notice is served, or from the last day of publication of notice, or from the date that waiver or acceptance of original notice is filed or until after conciliation is completed, whichever period shall be longer. However, the court may in its discretion, on written motion supported by affidavit setting forth grounds of emergency or necessity and facts which satisfy the court that

## Page

shall[, if possible,] cause notice of such proceedings
to be served upon the parties to the original action
unless either or both parties are deceased."
4. Page 2, line 32 , by inserting before the word
"Code" the words and figures "five hundred ninety-eight point thirty-three (598.33)".
5. By renumbering the sections to accord with this amendment.
DOYLE of Woodbury
H-3339
1
2
3
immediate action is warranted or required to protect the substantive rights or interests of any party or person who might be affected by the decree, hold a hearing and grant a decree dissolving the marriage prior to the expiration of the applicable period, provided that requirements of notice have been complied with. In such case the grounds of emergency or necessity and the facts with respect thereto shall be recited in the decree unless otherwise ordered by the court. The court may enter an order finding the respondent in default and waiving conciliation when the respondent has failed to file an appearance within the time set forth in the original notice.

Sec. ..... Section five hundred ninety-eight point twenty-five (598.25), subsections one (1) and two (2), Code 1975, are amended to read as follows:

1. The party initiating such proceedings must present to the court the names and addresses of the parties to the dissolution decree if known, as well as the name and place of the court which granted the dissolution decree and the date of the decree.
2. The court in which the proceedings are initiated 3

Amend House File 411 as follows:

1. Pages 3 and 4 by striking all of sections 4 and 5.
2. By renumbering the remaining sections.

WYCKOFF of Benton HARPER of Davis

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H-3342
            Amend House File 421 as follows:
            1. Page 1, by inserting after line }19\mathrm{ the
        following:
            "Sec. 2. Chapter three hundred twenty-one
        (321), Code 1975, is amended by adding the fol-
        lowing new section:
            NEW SECTION. LOCAL OPTIONS FOR MOTORCYCLE
        HEADGEAR AND EYE-PROTECTIVE DEVICES. Local
        political subdivisions may submit to the director
        of the state department of transportation proposals
        to regulate the use of motorcycle headgear and
        eye-protective devices within their jurisdiction
        in lieu of section one (1) of this Act. Such
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proposals may be approved by the director if designed to insure the safety of motorcycle operators and riders and in accordance with uniform safety standards promulgated by the director pursuant to chapter seventeen A (17A) of the Code."
2. Renumber sections and correct internal references in conformance with this amendment.

## MONROE of Des Moines

H-3341
Amend House File 425 as follows:

1. Page 1, line 7, by inserting before the word "wheel" the word "rear".
2. Page 1 , by inserting after line 11 the following subsections:
"4. "Bikeway" means a continuous way designated for use of bicycles and other vehicles propelled solely by human power.
3. "Bicycle trail" means a bikeway separated from the through lanes for motor vehicles by space or barrier.
4. "Shared roadway" means a roadway which may be shared by motor vehicles and bicycles, or a portion of which is reserved for use by bicycles and other nonmotorized vehicles."
5. Page 1, line 19, by inserting after the word "white" the words "or amber".
6. Page 1, line 29, by inserting after the word "highway" the words ", bikeway, bicycle trail, or shared roadway".
7. Page 1, by striking all after the word "turn" in line 31, all of line 32, and inserting in lieu thereof a period.

## GILLOON of Dubuque

3344
Amend House File 425 as follows:

1. Page 1, line 31, by striking the word "highway"
and inserting in lieu thereof the word "roadway".
2. Page 1, line 32, by inserting after the word "pathway" the following:
"as determined by local ordinance".
WELDEN of Hardin
H-3348
1 Amend House File 425 as follows:
"3. A bicyclist shall not operate or ride a bicycle upon the highways of this state unless the person is properly wearing protective headgear which complies with standards established by the director."

[^25]56.13 ACTION OF COMMITTEE IMPUTED TO CANDIDATE. Action by any person or political committee on behalf of a candidate, if known and approved by the candidate, shall be deemed action by the candidate. It shall be presumed that a candidate approves such action if he had knowledge thereof and failed to file a statement of disavowal with the [appropriate] commissioner [of elections] or commission and take corrective action within seventy-two hours thereof.

However, this section shall not be construed to require duplicate reporting of anything reported under this chapter, by a political committee, or of action by any person which does not constitute a contribution.

Sec. ..... Section fifty-six point fourteen (56.14), Code 1975, is amended to read as follows:
56.14 CAMPAIGN EXPENSE LIMITATION DETERMINED. The [state commissioner] commission shall determine the total number of votes cast for candidates for the office of president of the United States by the electors of the state in each state legislative district[, in each congressional district,] and statewide at the preceding presidential election.

The [state commissioner] commission shall in each case multiply the total number of votes cast for all presidential candidates by thirty cents. The resulting amount shall be the campaign expense limitation for candidates seeking offices in the executive and legislative brances of state government [and candidates seeking congressional offices, respectively].

The campaign expense limitation amount shall apply only to items specified in section 56.15 and not to the total campaign expenses."
6. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

DRAKE of Muscatine<br>BITTLE of Polk<br>GRIFFEE of Chickasaw

H-3345
Amend House File 486 by striking from lines 2 and 3 the words and figures "seventeen thousand seven hundred eight dollars and thirty-three cents ( $\$ 17,708.33$ )" and inserting in lieu thereof the words and figures "eight thousand seven hundred eight dollars and thirty-three cents $(\$ 8,708.33)$ ".

DUNTON of Keokuk

H-3350
1 Amend House File 505 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. STATEMENT OF LEGISLATIVE INTENT. It is the intent of the general assembly of the state of Iowa to provide for the orderly use and development of land and related natural resources

## Page 2

in Iowa, to preserve private property rights, to preserve the use of prime agricultural land for agricultural production, to preserve natural, cultural and historical areas, to provide for future housing, commercial, industrial and recreational needs and for such other uses as needed, to provide for the coordination of comprehensive plans for land use, and to control urban sprawl, and thereby provide for the protection and preservation of the private and public interest in the land, water, and related resources of this state for the public health, safety and general welfare, and for the benefit of present and future generations.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:

1. "County commission" means any county land use policy commission.
2. "Special district" means a benefited water district, a rural water district, a benefited fire district, a benefited street lighting district, school district or a sanitary district.
3. "Land use" means all activities, occupations, practices, and utilization of space, including ground space, water, subsurface and air space.
4. "Land use planning" means the art, science, and process of arranging ground space, and its accompanying activity patterns, structures, systems and functions so as to adapt it most economically, functionally, and gracefuly to the diverse present and anticipated future activities and occupations of civilized man.
5. "Land use policy" means a definite course of action selected after evaluation of alternative courses in order to effectuate wise and prudent decisions for the use of land.
6. "Land use guideline" means a statement of the criteria, standards, specifications, and procedures to be used in developing land use policy.
7. "Land use goal or objective" means a broad statement of ideals, aims, and desired results of land use planning and policy projected as far as possible into the future.
8. "Comprehensive plan" means a document or
documents in map, text, tabular, chart or similar form which illustrates land use goals or objectives and which is used as a tool in present and future land use decision-making.
9. "Urban sprawl" means the irregular and uncontrolled development of urban land uses without regard to land use planning.
10. "Aggrieved person" means any person whose property rights are adversely affected or who establishes that a substantial public interest is adversely affected by a policy, guideline,
commission. A vacancy in the membership of county commission shall be filled by appointment of the remaining members of the county commission until the next succeeding general election, at which time the balance of the unexpired term shall be filled as provided in section sixty-nine point twelve (69.12) of the Code.
11. At each general election a successor shall be chosen for each commissioner whose term expires in the succeeding January. Nomination of candidates for membership on the county land use policy commission shall be made by petition in accordance with chapter forty-five (45) of the Code, except that each candidate's nominating petition shall be signed by at least twenty-five electors of the county. The

Page
petition form shall be furnished by the county commissioner of elections. Every candidate shall file with the nomination papers an affidavit stating his name, his residence, that he is a candidate and is eligible for membership on the county commission, and that if elected he will qualify for the office. An eligible elector shall not in any one year sign the nominating petitions of a number of candidates greater than the number of the members of the county commission to be elected in that year. The signed petitions shall be filed with the county commissioner of elections not later than five o'clock p.m. on the fifty-fifth day before the general election. The votes for membership on the county commission shall be canvassed in the same manner as the votes for county officers and the returns shall be certified to the county commission. A plurality shall be sufficient to elect a member of the county commission and no primary election for the office shall be held.
3. The county commission shall organize annually by election of a chairman and vice chairman from among its membership. Meetings may be called by the chairman at any time and shall be called as soon as possible by the chairman on the written request of a majority of the membership. A majority of the members of the county commission shall constitute a quorum and the concurrence of a quorum of the county commission shall be required to determine any matter relating to its official duties.
4. Each member of the county commission is entitled to receive reimbursement for travel and other necessary expenses incurred in the performance of his official duties.

Sec. 4. NEW SECTION. POWERS AND DUTIES OF THE COUNTY COMMISSION.
ge 4

1. The county commission shall inventory and evaluate on a continuing basis the physical, social, and economic resources of the county.
2. The county commission shall study and evaluate the current comprehensive plans, ordinances, policies and regulations of the county, special districts, and the cities within the county relating to land use.
3. Taking into consideration the land use policy objectives as specified in section five (5) of this Act, and to provide an integrated comprehensive plan for the county, the county commission shall adopt guidelines for the preparation of comprehensive plans for:
a. Coordinated systems of solid waste disposal, sewage collection and treatment, and water supply and distribution.
b. The siting and development of industrial, commercial, educational, cultural, residential and
recreational facilities and areas.
c. The designation, development, or use of local critical areas.
d. A coordinated countywide transportation system.
e. The designation, siting and development of confined feedlot operations as defined by the county commission.
4. Before adopting the county land use policy guidelines, the county commission shall conduct at least one public hearing and receive testimony from any interested person relating to any such guideline. The county commission shall annually review the county land use policy guidelines and may revise or modify any guidelines. The county commission shall give public notice of the date, time and location of each public hearing by publication in a newspaper of general circulation within the county not later than two weeks before the date of such hearing. The county land use policy guidelines shall be adopted not later than January 1, 1978.
5. The county commission may employ a director and such other professional, technical, and secretarial personnel deemed necessary.
6. The county commission shall annually adopt a budget which shall be funded by the board of supervisors from state funds appropriate for that purpose.
7. The county commission shall approve all contracts and agreements between the county commission and other public or private persons or agencies on matters relating to its powers and duties. of this Act.
8. The county commission shall review all comprehensive plans, ordinances or regulations for land use, recommended or being prepared by the county, special districts and cities within the county as provided in the Act to assure an integrated comprehensive plan for the county. The county commission shall advise the county, the special districts and the cities whether or not their respective comprehensive plans and ordinances or regulations are in conformity with the county land use policy guidelines. A comprehensive plan or a modification of such plan and any ordinances or regulations relating to land use prepared by a city, county or special district under this Act shall not become effective until approved by the county commission as provided in this Act.
9. A county commission may apply for, receive, and spend any public or private funds for the purpose of accomplishing its responsibilities for land use
under this Act.
10. If the county commission determines that an action taken by a county, city or special district affecting land use is in conflict with the county land use policy guidelines or any comprehensive plan provision, ordinance, or regulation of a county, city, or special district within the county, the county commission may issue an order to require compliance or a conflicting activity to cease. If such conflicting action or activity continues, the county attorney shall petition, at the request of the county commission, the district court of the county for injunctive relief.

Sec. 5. NEW SECTION. LAND USE POLICY OBJECTIVES.
In preparing county land use policy guidelines for
the county, cities and special districts of the county,
the county commission shall consider the following
land use policy objectives. Where the objectives
conflict the county commission shall submit a statement
of the reasons for and the merits of the proposed
guidelines. The land use policy objectives include:

1. Preservation of agricultural land for food and fiber production.
2. Preservation of local critical areas.
3. Establishment of criteria for the approval of residential, commercial and industry developments.
4. Provision for future recreational areas and
facilities.
5. Provision for an orderly and efficient transition from rural to urban land use.
6. Provision and encouragement for a safe, convenient and economic transportation system including all modes of transportation and recognition of differences in the social costs in the various modes of transportation.
7. Development of a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.
8. Assurance that the development of properties within the county is commensurate with the character and the physical limitations of the land.

Sec. 6. NEW SECTION. JURISDICTION OF COUNTY COMMISSION-OVERLAPPING BOUNDARIES OF POLITICAL SUBDIVISIONS. A city or special district, the boundaries of which overlap two or more counties, shall be subject to the jurisdiction of the county commission of the county in which the largest portion of the land area of such city or special district is located.

Sec. 7. NEW SECTION. COMPREHENSIVE PLANS FOR LAND USE.

1. Each city and county shall prepare and the city council or board of supervisors shall adopt a comprehensive plan for land use in accordance with
the adopted county land use policy guidelines not later than January 1, 1979. A city, in lieu of preparing and adopting its own comprehensive plan may agree to be included in the comprehensive plan of the county. A city or a county may contract with a metropolitan or regional planning commission or a council of governments or other public or private agency to prepare a comprehensive plan for land use, which a city or a county may adopt. However, a comprehensive plan shall not become effective until it has been approved by the county commission.
2. Each special district shall cooperate in the preparation of a comprehensive plan for land use with the appropriate city or county, and exercise its powers and responsibilities that are authorized by law with respect to programs affecting land use in accordance with the adopted county land use policy guidelines and the city or county comprehensive plan.

Sec. 8. NEW SECTION. NONCOMPLIANCE BY PUBLIC AGENCIES. If a city or county fails to prepare and adopt a comprehensive plan for land use and exercise its powers and duties as provided by law to enforce the provisions of such comprehensive plan as provided
Page 7
1 in this Act effective July 1, 1979 the county
2 commission shall provide for the preparation and 3 adoption of a comprehensive plan for land use and 4 the enforcement of necessary ordinances, rules or 5 regulations in behalf of such city, county, or special district by the county commission or by contract with another agency of this state or its political subdivisions. However, the county commission may grant an extension of time for compliance if it finds that satisfactory progress is being made toward compliance.

Sec. 9. NEW SECTION. PRIOR PLANS, ORDINANCES, AND REGULATIONS. Comprehensive plans and zoning, subdivision and other ordinances and regulations adopted prior to the effective date of this Act shall remain in effect until revised under this Act.

Sec. 10. NEW SECTION. JOINT EXERCISE OF POWERS AND DUTIES. A city, county, county commission, or special district may contract with any regional or metropolitan planning commission or any other private or public agency under chapters twenty-eight $E$ (28E) or four hundred seventy-three A (473A) for any planning purposes authorized or required under this Act.

Sec. 11. NEW SECTION. APPEALS TO COUNTY COMMISSION.

1. The county commission shall review upon:
a. Petition by a city council, board of supervisors, or special district, a comprehensive plan provision or any zoning, subdivision, or other ordinance, or regulation adopted or land use action taken by a city, county or special district that the
city council, board of supervisors, or special district directors consider to be in conflict with the county land use policy guidelines.
b. Petition by an aggrieved person, any comprehensive plan provision or zoning, subdivision, or other ordinance or regulation adopted or land use action taken by a city, county or special district that the aggrieved person considers to be in conflict with the county land use policy guidelines.
2. A petition filed with the county commission under subsection one (1) of this section shall be filed not later than sixty days after the date of final adoption or approval of the action, comprehensive plan provision, or zoning, subdivision or other ordinance or regulation upon which the petition is based.
3. An appeal to the county commission stays all proceedings in furtherance of the action appealed from, unless the authority from whom the appeal is

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taken certifies to the county commission after notice of appeal shall have been filed with such authority that by reason of facts stated in the certificate, a stay would cause imminent peril to life or property. In such case, proceedings shall not be stayed other than by a restraining order which may be issued by the county commission or by a district court on application on notice to the authority from which the appeal is taken and on due cause shown.
4. All review proceedings conducted by the county commission under this Act shall be based on the administrative record, if any, prepared with respect to the proceedings for the adoption or approval of the comprehensive plan provision, subdivision or other ordinance or regulation, or action that is the subject of the review proceeding and the provisions of sections twelve (12), thirteen (13) and fourteen (14) of this Act shall govern the conduct of all review proceedings before the county commission.
5. The county commission may enforce orders issued pursuant to a review proceeding under this section in appropriate judicial proceedings brought by the county attorney at the request of the county commission.

Sec. 12. NEW SECTION. APPEAL PROCEDURES.

1. All review proceedings conducted by the county commission pursuant to section eleven (11) of this Act shall be based on the administrative record, if any, prepared with respect to the proceedings for the adoption or approval of the comprehensive plan provision or action that is the subject of the review proceeding.
2. The county commission shall adopt rules, procedures and regulations for the conduct of review proceedings held pursuant to section eleven (11) of
the review proceeding.
3. A hearing officer shall conduct a review proceeding in acordance with the rules, procedures and regulations adopted by the county commission. Upon the conclusion of a hearing, the hearing officer shall make a proposed decision and submit a copy of his recommendation to the county commission and to each party to the proceedings.
4. The county commission shall upon appeal by a party or on its own motion, review the proposed decision of the hearing officer and the record of the proceeding and issue its order with respect to the review proceeding within sixty days following the date of the filing of the petition upon which such review proceeding is based. The county commission may adopt, reject or amend the recommendation of the hearing officer in any matter.
5. No order of the county commission issued under subsection three (3) of this section is valid unless all members of the county commission have received the recommendation of the hearing officer in the matter and at least a quorum of the members of the county commission concur in its action in the matter.

5 . The county commission may enforce orders issued under subsection three (3) of this section in appropriate judicial proceedings brought by the county attorney at the request of the county commission.

Sec. 14. NEW SECTION. ADDITIONAL INFORMATION.

1. If, upon its review of the proposed decision of a hearing officer and the record of the review proceeding prepared following a review proceeding before the county commission, the county commission is unable to reach a decision in the matter without further information or evidence, it may refer the matter back to the hearing officer and request that the additional information or evidence be acquired by him or that he correct any errors or deficiencies found by the county commission to exist in his recommendation or record of the proceeding.

## Pag

2. In case of a referral of a matter back to the hearing officer pursuant to subsection one (1) of this section, the sixty-day period referred to in subsection three (3) of section thirteen (13) of this Act is suspended for an interval not to exceed sixty days.

Sec. 15. NEW SECTION. JUDICIAL REVIEW. Judicial review of an order by the county commission may be sought in the district court of the county.

Sec. 16. NEW SECTION. PRIVATE LEGAL COUNSEL. In any case when the county and the county commission
are opposing parties in any legal action taken under this Act, the county commission may employ private legal counsel for such proceedings.

Sec. 17. NEW SECTION. PRIVATE PROPERTY RIGHTS. Nothing in this Act shall be construed to deprive a person of his property without just compensation and due process of law as guaranteed by the Fifth and Fourteenth Amendments of the Constitution of the United States and the Constitution of the State of Iowa.

Sec. 18. Section three hundred twenty-nine point three (329.3), Code 1975, is amended to read as follows:
329.3 ZONING REGULATIONS-POWERS GRANTED. Every municipality having an airport hazard area within its territorial limits may adopt, administer, and enforce in the manner and upon the conditions prescribed by this chapter, zoning regulations for such airport hazard area, which regulations may divide such area into zones and, with in such zones, specify the land uses permitted, and regulate and restrict, for the purpose of preventing airport hazards, the height to which structures and trees may be erected or permitted to grow except that effective January 1, 1979, it shall be mandatory that such zoning ordinances or regulations are adopted and enforced in accordance with a comprehensive plan adopted as provided in this Act, unless a time extension is granted as provided in section eight (8) of this Act.
Sec. 19. Section three hundred fifty-eight A point one (358A.1), Code 1975, is amended to read as follows:

358A. 1 WHERE APPLICABLE. The provisions of this chapter shall be applicable to any county of the state at the option of the board of supervisors of any such county except that effective January 1, 1979, it shall be mandatory that a comprehensive plan for land use be adopted in accordance with the county land use policy guidelines; and that appropriate subdivision, zoning, or other ordinances or regulations are adopted and enforced, unless a time extension is granted as provided in section eight (8) of this Act.

Sec. 20. Section three hundred fifty-eight A point two (358A.2), Code 1975, is amended to read as follows:

358A. 2 FARMS EXEMPT. No regulation or ordinance adopted under the provisions of this chapter shall be construted to apply to land, farm houses, farm barns, farm outbuildings or other buildings, structures, or erections which are primarily adapted, by reason of nature and area, for use for agricultural purposes, while so used; provided, however,

## 11

that such regulations or ordinances which relate to any structure, building, dam, obstruction, deposit or excavation in or on the flood plains of any river or stream or to confined feedlot operations shall apply thereto.

Sec. 21. Section four hundred fourteen point one (414.1), Code 1975, is amended to read as follows:
414.1 BUILDING RESTRICTIONS-POWERS GRANTED.

For the purpose of promoting the health, safety, morals, or the general welfare of the community, any city is hereby empowered to regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts, and other open spaces, the density of population, and the location and use of buildings, structures, and the land for trade, industry, residence, or other purposes. However, effective July 1, 1979, it shall be mandatory that zoning, subdivision, or other ordinances and regulations are adopted and enforced in accordance with a comprehensive plan adopted as provided in this Act, unless a time extension is granted as provided in section eight (8) of this Act.

Sec. 22. Section three hundred sixty-eight point sixteen (368.16), subsection two (2), Code 1975, is amended to read as follows:
2. Recommendations of the local or regional planning authority for the area."
2. Amend the title, lines 1 through 4, by striking the words " $a$ state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commis-" and inserting in lieu thereof the words "county land use policies, and to create county land use policy commis-".

## BORTELL of Madison DAGGETT of Adams

H-3388
1 Amend House Joint Resolution 6 as follows:

1. Page 2 , line 34 , by inserting after the word "by" the words "and serve at the pleasure of".
2. Page 2, line 35 , by striking the word ", and".
3. Page 3, by striking everything in line 1.
4. Page 3, line 2, by striking the words "as the Governor's term commences".

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:45 a.m., Thursday, March 27, 1975.

## JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day-Forty-eighth Session Day

Hall of the housie of Ripresentatives
Das Monnes, Iowa, THursday, Marce 27, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Mark Erickson, House Page from Clinton, Iowa.

The Journal of Wednesday, March 26, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Fred Ashler, Hamburg, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Miller of Cerro Gordo on request of Daggett of Adams; Husak of Tama on request of Wyckoff of Benton; Lonergan of Boone and Pellett of Cass on request of Crabb of Crawford; Danker of Pottawattamie on request of Menke of O'Brien.

## PRESENTATION OF VISITORS

Pavich of Pottawattamie presented to the House the Honorable Dennis E. Butler, former member of the House during the Sixty-fifth General Assembly, representing Pottawattamie County.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 12 and 488, Senate Files 132 and 230 and House Joint Resolution 9, under Rule 36.

## SUBCOMMITTEE OF COMMITTEE ON TRANSPORTATION

Krause of Palo Alto, chairman of the committee on transportation, announced the following subcommittee assignment to investigate railroad problems and proposals: Krause, Chairman; Rinas, Tauke, Drake and Brunow.

## SUBCOMMITTEE ASSIGNMENTS

House File 218
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 416
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 426
County Government
West, Chairman
Miller of Calhoun
Baker
House File 444
Labor and Industrial Relations
Wells, Chairman
Jochum
West
House File 445
Labor and Industrial Relations
Wells, Chairman
Jochum
West
House File 447
State Government
Harvey, Chairman
Woods
Monroe
House File 453
Labor and Industrial
Relations
Horn, Chairman
Jochum
Menke
House File 456
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 458
Judiciary and Law
Enforcement
Middleton, Chairman
Gentleman
Spencer

House File 462
Human Resources
Hargrave, Chairman
Lonergan
Anderson
House File 466
State Government Connors, Chairman
Dieleman
Drake
House File 471
State Government
Brandt, Chairman
Crawford
Monroe
House File 472
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 473
Judiciary and Law Enforcement Nielsen, Chairman Jesse
Bittle
House File 475
Judiciary and Law Enforcement
Higgins, Chairman
Middleton
Clark
House File 477
State Government
Svoboda, Chairman
McElroy
Crawford
House File 480
Natural Resources
Middleswart, Chairman
Hinkhouse
Branstad
House File 481
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 482
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff

House File 483
State Government Dieleman, Chairman
Hines
Junker
House File 489
Judiciary and Law
Enforcement
Higgins, Chairman
Middleton
Clark
House File 490
State Government
Hines, Chairman
Brandt
McElroy
House File 491
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 492
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 494
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 496
State Government
Brandt, Chairman
Fitzgerald
McElroy
House File 499
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House Joint Resolution 14
State Government
Brandt, Chairman
Small
Crawford
House Joint Resolution 15
State Government
Brandt, Chairman
Monroe
Crawford

Senate File 24
Transportation
Harper, Chairman
Bortell
Koogler

Senate File 124
County Government
Spear, Chairman
Pellett
Lonergan

Senate File 193
Human Resources
Miller of Buchanan, Chairman
Caffrey
Crawford

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## HUMAN RESOURCES

33. Relating to the licensing and regulation of hearing aid dealers.

Anderson, Chairman Crawford Newhard
34. Relating to the juvenile justice system.

Higgins, Chairman
Newhard
Middleton
Lipsky

## WAYS AND MEANS

23. Relating to the inheritance tax.

Miller of Buchanan, Chairman
Clark
Husak
Jochum
Stephens

## COUNTY GOVERNMENT

29. To create a county compensation board, provide for its powers and responsibilities and to provide for a cost of living adjustment for county officers.

Baker, Chairman
West
Jordan
Bortell
Miller of Calhoun
Stephens
Spear

## NATURAL RESOURCES

12. To change the expiration date of hunting, fishing and trapping licenses.

Spencer, Chairman
Branstad
Koogler
14. Relating to the compensation of commissions of the department of environmental quality.

Middleswart, Chairman
Drake
Perkins
15. To provide for certain changes in the power of the department of environmental quality relating to air quality.

O'Halloran, Chairman
Egenes
Varley
16. Relating to the authority of the department of environmental quality regarding water pollution control and public water supply systems.

Koogler, Chairman
Hines
Tofte

## REPORTS OF COMMITTEES

Husak of Tama, from the committee on agriculture, submitted the following report:

Mr. Speaker: Your committee on agriculture to whom was referred
House File 185, a bill for an act relating to the transporting of cattle, and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
$\mathrm{H}-3353$
Amend House File 185 as follows:

1. Page 1 , by striking lines 3 through 5 , and inserting in lieu thereof the following: "1. "Livestock" means and includes live cattle, swine, sheep or horses, and the carcasses of cattle, swine, sheep or horses whether in whole or in part."
2. Page 1, lines 9 and 10, by striking the vrords "cattle or to swine" and inserting in lieu thereof the word "livestock".
3. Page 1, line 13 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
4. Page 1 , lines 15 and 16 , by striking the words "either cattle, or swine, or both" and inserting in lieu thereof the word "livestock".
5. Page 1, line 19, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
6. Page 1, line 27, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
7. Page 2, line 7, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
8. Page 2, line 9, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
9. Page 3, lines 1 and 2, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
10. Page 3 , lines 5 and 6 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".

## Pag

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11. Page 3, line 7, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
12. Page 3 , line 10 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
13. Page 3, line 13, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
14. Page 3 , line 15 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
15. Page 3, line 19 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
16. Page 3 , line 20 , by striking the words "cattle or swine" and inserting in lieu thereof the word

## "livestock".

17. Page 3, line 23, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
18. Page 3, line 25, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
19. Page 3 , line 28 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
20. Page 3, line 32, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
21. Page 3, line 33, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
22. Page 3, line 35, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
23. Page 4, line 8, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
24. Page 4, line 12, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
25. Page 4, line 17, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
26. Page 4, line 24, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
27. Page 4, line 27 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
28. Page 4, line 33, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
29. Page 5, line 9, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
30. Page 5 , lines 15 and 16, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
31. Page 5, line 20, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
32. Page 5, line 21, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
33. Page 5, line 23, by striking the words "cattle

## Page 3

1 or swine" and inserting in lieu thereof the word "livestock".
34. Page 5, line 24, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
35. Amend the title, line 1, by striking the word "cattle" and inserting in lieu thereof the word "livestock".

## HUSAK of Tama, Chairman

Small of Johnson, from the committee on commerce, submitted the following reports:

Mr. Speaker: Your committee on commerce to whom was referred House File 414, a bill for an act to require certain financial agencies to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## Also:

Mr. Speakmr: Your committee on commerce to whom was referred Senate File 119, a bill for an act relating to hearing procedures by the insurance commissioner, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> SMALL of Johnson, Chairman

Connors of Polk, from the committee on labor and industrial relations, submitted the following report:

Mr. Speaker: Your committee on labor and industrial relations to whom was referred House File 348, a bill for an act relating to exemptions of temporary employees subject to a federally funded emergency employment utilization program from the state merit system and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3357
Amend House File 348, page 1, by striking all of lines 18 thru 22, and inserting in lieu thereof the following:
"Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Farmer-Labor Press, a newspaper published in Council Bluffs, Iowa, and in The Evening Sentinel, a newspaper published in Shenandoah, Iowa."

## CONNORS of Polk, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 282, a bill for an act making an appropriation to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 283, a bill for an act making an appropriation from the general fund of the state to the Spanish-American war veterans and the committee on the employment of the handicapped, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

$\mathrm{H}-3355$
1 Amend House File 313 as follows:
2 1. By striking everything after the enacting 3 clause and inserting in lieu thereof the following:
"NEW SECTION. The state conservation commission shall have the same duties as a railroad corporation in regard to railroad rights-of-way for maintaining fences, crossings, drainage, underground passages and weed control upon railroad rights-of-way acquired by the state conservation commission.

Political subdivisions which acquire railroad rights-of-way shall not restrict existing access or egress from abutting farm property."

RINAS of Linn
JUNKER of Woodbury

## H-3354

1 Amend House File 425, page 1, by striking lines
23 through 5 and inserting in lieu thereof the fol-

8 lowing:
4 "1. "Bicycle" means every device propelled by
5 human power upon which any person may ride, having
6 two tandem wheels either of which is more than
7 fourteen inches in diameter."
HANSEN of O'Brien
H-3356
1 Amend House File 502, Page 2, line 5, by
2 striking the words "certified receipt" and
3 inserting in lieu thereof the word "dispatch".
KRAUSE of Palo Alto
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster and pursuant to House Concurrent Resolution 28 duly adopted, the House was adjourned until 10:00 a.m., Monday, March 31, 1975.

# JOURNAL OF THE HOUSE 

Seventy-eighth Calendar Day-Forty-ninth Session Day
Hall of the house of Rerpresentatives Des Moines, Iowa, Monday, March 31, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Charles Mehaffey, pastor of the Asbury United Methodist Church, Cedar Rapids, Iowa.

The Journal of Thursday, March 27, 1975, was approved.

## Legislative physician for the day

Dr. James Carr, New Hampton, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Small of Johnson and Svoboda of Iowa for the morning session on request of Anderson of Jasper; West of Marshall on request of Brockett of Marshall; Middleton of Black Hawk on request of Hargrave of Johnson.

## PRESENTATION OF VISITORS

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

Two hundred twenty Girl Scouts from Troops 271, 273, 286, 318, 321, 324, 326, 350 and 370 in Cedar Rapids, Iowa, accompanied by Mrs. Hartl, Mrs. Hinton, Mrs. Hinzman, Mrs. Huitt, Mrs. Lewis and Mrs. Stanek. By Lipsky of Linn.

## PETITIONS FILED

The following petitions were received and placed on file:
By Miller of Calhoun from seven residents of Manson, Iowa, supporting Senate File 76, and opposing Senate Files 22, 218 and 248 and House Files 100, 389 and 408.

By Fullerton of Woodbury from four hundred fifty-nine residents of Plymouth County opposing House File 40 relating to public ambulance service.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 185, 348 and 414 and Senate Files 119, 282 and 283, under Rule 36.

## INTRODUCTION OF BILLS

House File 506, by Middleswart, a bill for an act relating to the establishment of a soil and water conservation revolving fund and making an appropriation.

Read first time and referred to committee on natural resources.
House File 507, by Svoboda, Small and Brockett, a bill for an act relating to an exemption from property taxation for property constituting a solar energy unit.

Read first time and referred to committee on ways and means.
House File 508, by Connors, a bill for an act relating to the use and distribution of the insurance company premium tax.

Read first time and referred to committee on commerce.
House File 509, by Jochum (Gluba and Robinson), a bill for an act relating to migrant workers.

Read first time and referred to committee on labor and industrial relations.

House File 510, by Hutchins, a bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declaring said cooperative association to be legally established and its acts to have been legally taken.

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

House File 511, by Walter, Pavich, Danker, Schroeder, Byerly, Bina, Crabb, McElroy and Daggett, a bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.

Read first time and referred to committee on appropriations.
House File 512, by Cusack, a bill for an act defining rights of citizens of the state of Iowa inducted or serving in the military forces of the United States.

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

House File 513, by Wells, Mennenga, Howell, Kreamer, Baker, Den Herder, Branstad, Rinas, Jordan, Miller of Buchanan and Pellett, a bill for an act relating to the regulation of obscenity.

Read first time and referred to committee on cities and towns.
House File 514, by Jesse, a bill for an act relating to expenditures of revenue-sharing funds and federal matching funds for erecting and equipping county hospital buildings.

Read first time and referred to committee on county government.

House File 515, by Small, Crawford and Cusack, a bill for an act adopting the Uniform Residential Landlord and Tenant Act.

Read first time and referred to committee on state government.

## SENATE AMENDMENT CONSIDERED

Drake of Muscatine called up for consideration House File 286, a bill for an act relating to the duties, responsibilities and powers of the state department of transportation and the counties regarding secondary roads, amended by the Senate, and moved that the House concur in the following Senate amendment:

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H-3337
    Amend House File 286 as follows:
    1. Page 1, line 2, by striking the words "and four
    (4)".
        2. Page 1, by striking lines 8through 12 and inserting
        in lieu thereof the following:
            "Sec. 2. Section three hundred seven A point two
        (307A.2) is amended by striking subsection four (4)."
            3. By renumbering the remaining sections in accordance
    with this amendment.
```

A non-record roll call was requested.
The ayes was 72 , nays none.
The motion prevailed and the House concurred in the Senate amendment.

Drake of Muscatine moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 286)
The ayes were, 84 :

| Anderson | Doyle | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Junker | Pellett |
| Bennett | Dyrland | Koogler | Perkins |
| Bina | Egenes | Krause | Poncy |
| Bittle | Evans | Lageschulte | Readinger |
| Bortell | Fitzgerald | Lindeen | Rinas |
| Brandt | Gentleman | Lipsky | Scheelhaase |
| Branstad | Gilloon | Lonergan | Schroeder |
| Brockett | Halvorson | McElroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Hargrave | Middleswart | Stephens |
| Caffrey | Harper | Millen | Stromer |
| Clark | Harvey | Miller, A.V. | Tauke |
| Connors | Hennessey | Miller, O.L. | Tofte |
| Crabb | Hines | Monroe | Varley |
| Crawford | Hinkhouse | Nealson | Walter |
| Cusack | Horn | Newhard | Wells |
| Daggett | Hullinger | Norland | Woods |
| Danker | Husak | Oakley | Wulf |
| Den Herder | Hutchins | O'Halloran | Wyckoff |
| Dieleman | Jesse | Patchett | Mr. Speaker |

The nays were, none.
Absent or not voting, 16 :

| Avenson | Higgins | Mennenga | Small |
| :--- | :--- | :--- | :--- |
| Drake | Howell | Middleton | Svoboda |
| Fullerton | Jordan | Miller, K. D. | Welden |
| Griffee | Kreamer | Nielsen | West |

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

## MOTION TO RECONSIDER PREVAILS (House File 395)

Egenes of Story called up for consideration the motion to reconsider House File 395, filed on March 25, 1975, and moved to reconsider the vote by which House File 395, a bill for an act relating to the civil service systems of cities, passed the House on March 25, 1975.

A non-record roll call was requested.
The ayes were 74, nays 1 .
The motion prevailed.
Egenes of Story moved to reconsider the vote by which House File 395 was placed on its last reading.

The motion prevailed.

Drake of Muscatine offered the following amendment H-3359 filed by Drake, Connors and Egenes from the floor and moved its adoption:

H-3359
1 Amend House File 395 as follows:
2 1. Page 4, by inserting after line 17 the
following new subsection:
"3. A person who in any manner supervises a person holding a civil service position shall not directly or indirectly solicit the person supervised to contribute money, anything of value, or service to a candidate seeking election, or a political party or candidate's political committee."
2. By renumbering the remaining subsections.

Amendment $\mathrm{H}-3359$ was adopted.
Connors of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 395)
The ayes were, 83:
$\left.\begin{array}{llll}\text { Anderson } & \begin{array}{l}\text { Dyrland } \\ \text { Egenes }\end{array} & \begin{array}{l}\text { Koogler } \\ \text { Krause }\end{array} & \begin{array}{l}\text { Pellett } \\ \text { Avenson }\end{array} \\ \text { Bakerkins }\end{array}\right)$

The nays were, 6:

| Bennett | Daggett |
| :--- | :--- |
| Bortell | Gentleman |

Absent or not voting, 11:

| Bittle | Howell | Miller, K. D. | Wells |
| :--- | :--- | :--- | :--- |
| Fullerton | Mennenga | Small | West |
| Griffee | Middleton | Svoboda |  |

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

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

House File 485, a bill for an act appropriating funds from the Iowa public employee's retirement system fund to the employment security commission for costs of the administration of the Iowa public employee's retirement system, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-3361 filed by him and moved its adoption:
H-3361
1 Amend House File 485 by striking from line twelve the 2 words "revert to the general fund on August 31, 1976" and
3 insert in lieu thereof the words ", on August 31, 1976,
4 revert to the state treasury and to the credit of the fund
5 from which appropriated".
Amendment $\mathrm{H}-3361$ was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 485)
The ayes were, 93 :

| Anderson | Egenes | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Pavich |
| Baker | Fitzgerald | Koogler | Pellett |
| Bennett | Fullerton | Krause | Perkins |
| Bina | Gentleman | Kreamer | Poncy |
| Bortell | Gilloon | Lageschulte | Readinger |
| Brandt | Griffee | Lindeen | Rinas |
| Branstad | Halvorson | Lipsky | Scheelhaase |
| Brockett | Hansen | Lonergan | Schroeder |
| Brunow | Hargrave | McElroy | Spear |
| Byerly | Harper | Menke | Spencer |
| Caffrey | Harvey | Middleswart | Stephens |
| Clark | Hennessey | Millen | Stromer |
| Connors | Higgins | Miller, A. V. | Tauke |
| Crawford | Hines | Miller, K. D. | Tofte |
| Cusack | Hinkhouse | Miller, O. L. | Varley |
| Daggett | Horn | Monroe | Walter |
| Danker | Howell | Nealson | Welden |
| Den Herder | Hullinger | Newhard | Wells |
| Dieleman | Husak | Nielsen | Wods |
| Doyle | Hutchins | Norland | Wulft |
| Drake | Jesse | Oakley | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr. Speaker |
| Dyrland |  |  |  |
|  |  |  |  |

The nays were, none.
Absent or not voting, 7:

Bittle
Crabb
Mennenga Middleton

Small Svoboda

Patchett
Pavich
Pellet
Poncy
Readinger
Rinas
cheelhaase
Schroeder
Spear
Spencer
Stephens
Tauke
Tofte
Varley
$W$ alter
Welle
Woods
Wulff
Wyckoff
Mr. Speaker

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

## HOUSE FILE 486 DEFERRED

Dunton of Keokuk asked and received unanimous consent that House File 486 be deferred and that the bill retain its place on the calendar.

## REGULAR CALENDAR

Fitzgerald of Webster asked and received unanimous consent to take up out of order Senate File 107 and the House resumed consideration of Senate File 107, a bill for an act relating to powers of a board of directors of an insurance company other than life.

Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 107)
The ayes were, 93 :

| Anderson | Dyrland | Jochum | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Jordan | Pavich |
| Baker | Evans | Junker | Pellett |
| Bennett | Fitzgerald | Koogler | Perkins |
| Bina | Fullerton | Krause | Poncy |
| Bortell | Gentleman | Kreamer | Readinger |
| Brandt | Gilloon | Lageschulte | Rinas |
| Branstad | Griffee | Lindeen | Scheelhaase |
| Brockett | Halvorson | Lipsky | Schroeder |
| Brunow | Hansen | Lonergan | Spear |
| Byerly | Hargrave | McElroy | Spencer |
| Caffrey | Harper | Menke | Stephens |
| Clark | Harvey | Middleswart | Stromer |
| Connors | Hennessey | Millen | Tauke |
| Crabb | Higgins | Miller, A. V. | Tofte |
| Crawford | Hines | Miller, K. D. | Varley |
| Cusack | Hinkhouse | Miller, O. L. | Walter |
| Daggett | Horn | Monroe | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Nielsen | Woods |
| Dieleman | Husak | Norland | Wulff |
| Doyle | Hutchins | Oakley | Wyckoff |
| Drake | Jesse | O'Halloran | Mr. Speaker |
| Dunton |  |  |  |

The nays were, none.
Absent or not voting, 7:
Bittle
Mennenga
Middleton
Nealson
Small
Svoboda
West
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## HOUSE FILE 159 WITHDRAWN

Daggett of Adams asked and received unanimous consent to withdraw House File 159 from further consideration by the House.

## REREFERRED TO COMMITTEE ON TRANSPORTATION <br> (House File 425)

Fitzgerald of Webster asked and received unanimous consent to take up out of order House File 425, a bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties for violations.

Gilloon of Dubuque offered amendment H-3341 filed by him and division of the amendment was requested as follows:

H-3341
1 Amend House File 425 as follows:
H-3341A
2 1. Page 1, line 7, by inserting before the word
3 "wheel" the word "rear".
2. Page 1 , by inserting after line 11 the follow-
ing subsections:
"4. "Bikeway" means a continuous way designated for use of bicycles and other vehicles propelled solely by human power.
5. "Bicycle trail" means a bikeway separated from the through lanes for motor vehicles by space or barrier.
6. "Shared roadway" means a roadway which may be shared by motor vehicles and bicycles, or a portion of which is reserved for use by bicycles, and other nonmotorized vehicles."
H-3341C
15 3. Page 1, line 19, by inserting after the word
16 "white" the words "or amber".
H-3341A
17 4. Page 1, line 29, by inserting after the word
18 "highway" the words ", bikeway, bicycle trail, or shared
19 roadway".
H-3341B
20 5. Page 1, by striking all after the word "turn"
21 in line 31, and all of line 32, and inserting in lieu thereof
22 a period.

## RULE 48 SUSPENDED

Varley of Adair asked and received unanimous consent that Rule 48 be suspended for the committee on education school finance subcommittee meeting and those members be permitted to vote on all bills passed while attending the meeting and that the committee be notified of the legislation under discussion.

Gilloon of Dubuque moved the adoption of amendment H-3341A.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 34 , nays 52 .
Amendment H—3341A lost.
Gilloon of Dubuque moved the adoption of amendment H-3341B.

Amendment H-3341B lost.
Gilloon of Dubuque moved the adoption of amendment $\mathrm{H}-3341 \mathrm{C}$.

Amendment H-3341C lost.
Krause of Palo Alto moved to reconsider the vote by which amendment $\mathrm{H}-3341 \mathrm{~A}$ failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 36 , nays 41 .
The motion lost.
Brockett of Marshall moved that House File 425 be rereferred to the committee on transportation.

The motion prevailed and House File 425 is rereferred to the committee on transportation.

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 516, by Tofte, a bill for an act authorizing local governing bodies in cities and counties to provide for the protection, restoration and rehabilitation of historic properties and imposing a tax.

Read first time and referred to committee on natural resources.
House File 517, by Tofte, a bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land.

Read first time and referred to committee on natural resources.

House File 518, by Junker, Doyle, Fullerton and Crabb, a bill for an act relating to the participation by natural persons in card games played for money, and providing a penalty.

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

House File 519, by Junker (Andersen and Shaw), a bill for an act relating to subrogation of disability benefits paid to policemen and firemen.

Read first time and referred to committee on cities and towns.
House File 520, by Patchett, a bill for an act establishing a consumer review board.

Read first time and referred to committee on commerce.
House File 521, by committee on appropriations, a bill for an act relating to the time of incurring obligations for and reversion of funds contained in legislation appropriating funds.

Read first time and placed on appropriations calendar.
House File 522, by Harper and Wyckoff, a bill for an act making an appropriation for a state memorial commemorating citizens of this state awarded the congressional medal of honor.

Read first time and referred to committee on appropriations.
House File 523, by Evans, a bill for an act authorizing the board of supervisors to determine the fees collected by certain county officers.

Read first time and referred to committee on county government.

House File 524, by Wells, a bill for an act relating to the salary of the superintendent of a merged area school.

Read first time and referred to committee on education.
House File 525, by Mennenga, a bill for an act relating to payments for accumulated sick leave.

Read first time and referred to committee on education.
House File 526, by Oakley, Avenson, Brandt, Poncy, Spencer, Bortell, Middleswart, Evans, Schroeder, Pavich, Hutchins, Norland, Newhard, Halvorson, Pellett, Hansen, Perkins, Tofte, Tauke, Dyrland, Dunton, Krause, Griffee, Middleton, Gilloon, Higgins, Wells, Drake, Lageschulte, Menke, Clark, Scheelhaase, Kreamer,

Bennett, Egenes, Hines, Crabb, Baker, Brockett, Danker, Dieleman, McElroy, Nealson of Muscatine, Mennenga, Lonergan and Brunow, a bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties.

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

House File 527, by Miller of Buchanan, a bill for an act relating to the use of accumulated leave of absence for sickness or injury.

Read first time and referred to committee on state government.
House File 528, by Lipsky, a bill for an act relating to use of abandoned railroad right-of-way for bikeways.

Read first time and referred to committee on natural resources.

## SENATE MESSAGES CONSIDERED

Senate File 82, a bill for an act relating to civil damages for unlawfully taking certain protected species of wildlife.

Read first time and referred to committee on natural resources.
Senate File 121, a bill for an act relating to compensation of the clerk of the grand jury.

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

Senate File 233, a bill for an act relating to claims against the estates of decedents arising from assistance granted under a previous categorical assistance program.

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

Senate File 285, a bill for an act relating to the administration of state records and providing an appropriation.

Read first time and referred to committee on appropriations.

## UNFINISHED BUSINESS

The House resumed consideration of House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

Brunow of Appanoose offered the following amendment H-3335 filed by Brunow, et al.:

```
H-3335
    1 Amend House File 421 as follows:
    2 1. Page 1, by striking all after the word
    "operate" in line 4 and inserting in lieu thereof
    "or be a passenger in a vehicle upon".
    2. Page 1, line 10, by striking the word
    "motorcycle" and inserting in lieu thereof the
    word "vehicle".
    3. Page 1, by striking lines 12 and 13.
    4. By striking all after the word "and" in
    line 1 of the title page and inserting in lieu
    thereof the words "operators and passengers of
    vehicles".
    5. By striking the word "riders" from line
    2 of the title page.
```

Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-3335$ was not germane.

The Speaker ruled the point not well taken and amendment H-3335 germane.

Brunow of Appanoose moved the adoption of amendment H-3335.

Roll call was requested by Higgins of Scott and Junker of Woodbury.

On the question "Shall amendment $\mathrm{H}-3335$ be adopted?"
The ayes were, 20:

| Bortell | Doyle <br> Evans |
| :--- | :--- |
| Branstad | Brunow |
| Bentleman |  |

The nays were, 75:

Anderson
Avenson
Baker
Bennett
Bina
Bittle
Brandt
Brockett
Caffrey
Clark
Connors
Crabb
Crawford
Danker
Den Herder
Dieleman
Drake
Dunton
Dyrland

Egenes
Fitzgerald Fullerton Gilloon Griffee Halvorson Hansen Hargrave
Harper
Hennessey
Higgins
Hines Hinkhouse Howell Husak Hutchins Jochum Junker Koogler

| Hullinger | Nealson |
| :--- | :--- |
| Lonergan | Nielsen |
| Millen | Rinas |
| Miller, K. D. | Stephens |
| Monroe | Woods |

Krause Poncy
Kreamer Readinger
Lageschulte Scheelhaase
Lindeen Schroeder
Lipsky
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Miller, O. L.
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins

Nealson
Nielsen Rinas Stephens Woods

Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
Wulff
Wyckoff
Mr. Speaker

| Absent or not voting, 5: |  |  |
| :--- | ---: | :--- | :--- |
| Cusack Jordan Middleton$\quad$ West |  |  |

Amendment H—3335 lost.
(House File 421 pending and placed under unfinished business.)

SPECIAL ORDER

(House File 505)
Fitzgerald of Webster asked and received unanimous consent that House File 505 be made a special order of business for 2:30 p.m., Monday, April 7, 1975.

## COMMUNICATION FROM THE SECRETARY OF STATE

March 27, 1975

Mr. David L. Wray Chief Clerk of the House State Capitol Building Des Moines, Iowa 50319

I hereby certify that House File 16 was published in The Newton Daily News, Newton, Iowa, March 19, 1975, and in the Quad-City Times, Davenport, Iowa, March 19, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

COMMUNICATION FROM THE COMMISSION ON COMPENSATION, EXPENSES, AND SALARIES OF ELECTED STATE OFFICIALS

There is on file in the office of the Speaker a report from the Commission on Compensation, Expenses, and Salaries of Elected State Officials pursuant to section 2A. 4 of the Code of Iowa 1975.

## SPONSOR WITHDRAWN <br> (House File 248)

Byerly of Polk requests he be withdrawn as a sponsor of House File 248.

## REPORTS OF COMMITTEES

Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Spmakme: Your committee on county government to whom was referred House File 374, a bill for an act relating to the filing date for library referendum, begs leave to report it has had the same under con-
sideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## HUTCHINS of Guthrie, Chairman

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Spmaker: Your committee on appropriations has considered House File 521, a bill for an act relating to the time of incurring obligations for and reversion of funds, contained in legislation appropriating funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-8365
Amend House File 421 as follows:

1. Page 1, by inserting after line 19 the following new sections:
"Sec. ..... Section three hundred twenty-one point one (321.1), subsection three (3), Code 1975, is amended to read as follows:
2. "MOTORCYCLE" means every motor vehicle having a saddle or seat for the use of the rider and designed to travel on not more than three wheels in contact with the ground but not including a motor scooter [and] with a motor which produces not to exceed five brake horsepower, a bicycle with motor attached [but excluding] or a tractor.

Sec. ..... Section three hundred twenty-one point one (321.1), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. "Motor-driven cycle" means every motorcycle, including every motor scooter with a motor which produces not to exceed five brake horsepower, and every bicycle with a motor attached."
2. Page 2, by inserting after line 11 the following:
"Sec. ..... Section three hundred twenty-one point thirty-four (321.34), three hundred twentyone point thirty-seven (321.37), three hundred twenty-one point one hundred nine (321.109), three hundred twenty-one point one hundred seventeen (321.117), three hundred twenty-one point one hundred sixty-six (321.166), three hundred twenty-one point two hundred seventy-five (321.275), three hundred twenty-one point three hundred eighty-five (321.85), three hundred twenty-one point three hundred eighty-six (321.386) and three hundred twenty-one point four hundred nine (321.409), subsection three (3), Code 1975, are amended by strik-


## Page 2

1 automatically, subject to the following limitations:"
3. Amend the title, lines 1 and 2, by striking the words "equipment of motorcycles and motor cycle riders" and inserting in lieu thereof the words "operation of motor-driven cycles".
4. Renumber the sections and correct internal references in conformance with this amendment.

HINES of Story
$\mathrm{H}-3366$
1 Amend House File 421, page 1, line 13, by
2 inserting after the word "cab" the following: "or
3 within an established city limits".
HARPER of Davis
H-3369
1 Amend House File 421, page 1, line 12, by
2 inserting after the word "riding" the following:
3 "in an area where the speed limit is thirty-five
4 miles per hour or less, or".
HARPER of Davie
H—3376
Amend the Millen amendment, $\mathrm{H}-3328$, to House
File 421, lines 3 through 5, by striking the words "sponsored by a corporation enumerated in section five hundred four point five (504.5) of the Code" and inserting in lieu thereof the words "authorized by a political subdivision of the state in which the parade is held".

## GRIFFEE of Chickasaw KRAUSE of Palo Alto

## $\mathrm{H}-3367$

1 Amend House File 422 as follows:
2 Page 1, after line 22, insert the following
3 section:
4
"Sec. 2. If on the effective date of this Act
5 there is existing a tax levied for a five year
term and which five year term has not expired, and the proceeds from such tax have not been expended for the payment of costs incurred for the purpose for which the tax was voted, such funds may be used with the proceeds from a levy authorized for ten years as provided in section one (1) of this Act. At the time of voting upon the levy of a tax for a period not to exceed ten years, as provided in section one (1) of this Act, the question of using the funds raised and terminating the tax which was originally authorized for five years and which has not expired shall be stated in the proposition submitted to the voters in any merged area. If such levy is authorized for ten years, the original authorization for a levy for not to exceed five years shall be terminated and the funds raised by the five year levy shall be used for the purpose and in the manner stated in the latest proposition submitted to the voters of the merged area."

BRANDT of Black Hawk

H-3362
1 Amend House File 425, page 2, by inserting after line 1 the following new subsection:
"4. Nothing in this Act shall prevent city councils from regulating the operation of bicycles on sidewalks and prescribing penalties for operation of bicycles by minors by ordinance."

WELDEN of Hardin
H-3370
Amend House File 450 as follows:

1. Page 10, line 13, by striking the word

3 "forty" and inserting in lieu thereof the words 4 "one hundred".
2. Page 10 , line 13 , by inserting after the period the words "After a hearse has been registered three times, the annual registration fee shall be fifty dollars."
3. Page 11, by inserting after line 9 the following new section:
"Sec. ..... The provisions of section ten (10) of this Act shall become effective December 1, 1975 for registration made on or after December 1,1975 for the 1976 registration year."

DOYLE of Woodbury
H-3872
1 Amend House File 450 as follows:
2 1. Page 1, by inserting before line 1 the
3 following:
4 "Section 1. Section three hundred twenty-one
5 point twenty (321.20), subsection one (1), Code
6 1975, is amended by striking the subsection and

## inserting in lieu thereof the following:

1. The name, social security number if available, bona fide residence and mailing address of the owner or if the owner is a firm, association or corporation, the application shall contain the business address and employer identification number of the owner if available."
2. Amend the title, line 1, by inserting after the word "the" the words "registration application form and the".
3. Renumber sections and correct internal
references in conformance with this amendment.
MONROE of Des Moines
H-3377

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& 7 \\
& 0
\end{aligned}
$$

$$
8
$$

Amend House File 450, as follows:

1. Page 10 , lines 22,23 , and 24 , by striking the words "not less than ten days prior to the date such motor vehicle is sold or offered for sale in this state".
2. Page 10 , line 27 , by inserting after the word "model" the following: "concurrently with a public announcement of such prices or concurrently with notification of such prices to dealers licensed to sell such motor vehicles under chapter three hundred twenty-two (s22) of the Code, whichever comes first".

## SCHROEDER of Pottawattamie MONROE of Des Moines

H- 3868
Amend House File 465 as follows:

1. Page 1, by striking lines 1 through 4 and inserting in lieu thereof the following:
"Section 1. Section two hundred eighty-five point one (285.1), subsection sixteen (16), Code 1975, is amended by striking that subsection and inserting in lieu thereof the following new subsection:
2. Subject to the provisions of".
3. Page 1 , line 10 , by inserting after the word "district" the words ", if the nonpublic school is located within a contiguous school district,".

DYRLAND of Clayton

## H-3358

Amend House File 486, page 1, by inserting after
2 line 8 the following new section:

H-3371
1 Amend House File 486 as follows:
2 1. Page 1, after line 8, by inserting the
following:
"Sec. 2. NEW SECTION. Commencing with the term
of office of the governor beginning in the year
1979, the state shall not incur any expenses for the
inauguration of a governor except expenses relating
to the installation duties required by the Constitu-
tion of this state which are to be performed in the
presence of both houses of the general assembly."
2. Renumber the remaining section.
3. Title page, line 2, after the word
"ceremonies" insert the words "and to limit such expenses in the future".

HARGRAVE of Johnson
H-3378
1 Amend House File 502 as follows:
2 1. Page 2, line 4, by inserting after the word
3 "custodian" the words "with return receipt requested
4 by a date certain as fixed by the department pursuant
5 to rules".
6 2. Page 2, line 5, by striking the words
7 "certified receipt" and inserting in lieu thereof
the words "returned receipt or return of the notice".
KRAUSE of Palo Alto
H-3374
Amend House File 504, page 1, line 23, by striking the word "his" and inserting in lieu thereof the words "the recorder's".

MONROE of Des Moines
H-3375
1 Amend House File 504 as follows:
2 1. Page 1, line 15, by striking the word
8 "not".
4 2. Page 1, line 16, by striking the words
5 "but shad transmit" and inserting in lieu
6 thereof the words "and transmit copies of".
3. Page 1 , lines 22 and 23 , by striking the
words "The county recorder shall not retain any
copy of a declaration of value for his records."
4. Page 2, by striking lines 15 through 26.

MONROR of Des Moines
H-3363
1 Amend House Joint Resolution 6 as follows:
2 1. Page 8, line 1, by striking everything after
8 the word "serve" in that line and inserting in lieu
4 thereof "at the pleasure of the Governor."
5 2. Page 3, line 2, by striking everything before
6 the word "An" in that line.
SPEAR of Lee
$\mathrm{H}-3364$
1 Amend House Joint Resolution 6 as follows:
2 1. Page 2, line 34, by striking the comma.
3 2. Page 2, line 35, by striking the words "with
4 two-thirds of the members of the Senate approving,".
5 3. Page 3, line 2, by inserting before the word
6 "An" the words "Such appointments shall be confirmed
7 as prescribed by law."
SPEAR of Lee
H-3360
1 Amend the Senate amendment H-3340, to House
2 Concurrent Resolution 18, as follows:
3 1. Line 1, by inserting after the numeral 18
4 the following: ", appearing on page 480 of the
5 House Journal,".
6 2. Line 2, by inserting after the numeral 18
7 the following: "on page 1 ".
KRAUSE of Palo Alto DRAKE of Muscatine

H-3378
1 Amend Senate File 282 as follows:
2 1. Page 1, line 11, after the word "salaries"
3 insert the words "including salaries of a part-
4 time information specialist and part-time re-
5 source and program planner".
6 2. Page 1, line 12, by striking the figure
7 " 35,075 " and inserting in lieu thereof the figure
8 "45,775".
HORN of Linn
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, April 1, 1975.

# JOURNAL OF THE HOUSE 

## Seventy-ninth Calendar Day-Fiftieth Session Day

Hall of the House of Rerpresentatives Des Moines, Iowa, Tuispay, April 1, 1975

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

Prayer was offered by the Reverend Paul Christianson, pastor of the First Lutheran Church, Decorah, Iowa.

The Journal of Monday, March 31, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Richard Rogers, Eldora, Iowa.

## PRESENTATION OF VISITORS

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

Thirty seniors from Armstrong High School, Armstrong, Iowa, accompanied by Ken Fisher. By Branstad of Winnebago.

One hundred thirty sixth grade students from Lincoln Elementary School, Osage, Iowa, accompanied by Mr. Mellem. By Howell of Floyd.

## PETITIONS FILED

The following petitions were received and placed on file:
By Caffrey of Polk from one thousand fourteen citizens of Iowa in favor of having pari-mutuel debated in the Legislature.

By Harper of Davis from fifty-four residents of Wapello County favoring Senate File 325 relating to establishment of an educational tuition grant or cash allowance to members of the national guard and making an appropriation.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 374 and 521, under Rule 36.

## INTRODUCTION OF BILLS

House File 529, by Bortell and Daggett, a bill for an act relating to the place of filing to perfect a security interest.

Read first time and referred to committee on commerce.
House File 530, by Brunow, West, Bortell, Caffrey and Harvey, a bill for an act relating to the time in which actions arising out of patient care must be brought.

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

House File 531, by Wyckoff, a bill for an act relating to computation of personal income taxes.

Read first time and referred to committee on ways and means.
House File 532, by Caffrey, Higgins and Hutchins, a bill for an act relating to the age restrictions for persons claiming reimbursement for property taxes paid and rent constituting property taxes paid.

Read first time and referred to committee on ways and means.
House File 533, by Horm, a bill for an act to provide a limited exemption from property taxation for property used to conserve fuel or nonrenewable fuel resources.

Read first time and referred to committee on energy.
House File 534, by Stromer, a bill for an act relating to eligibility for veteran's benefits.

Read first time and referred to committee on state government.
House File 535, by Crabb, Husak, Wyckoff, Hansen and Menke, a bill for an act relating to cost of living adjustments for public employees, and making appropriations.

Read first time and referred to committee on state government.
House File 536, by Brockett, a bill for an act relating to the licensing of dogs and repealing provisions relating to the domestic animal fund.

Read first time and referred to committee on county government.

House File 537, by Cusack, Dyrland, Bina, Caffrey, Oakley, Middleton, Brunow, Griffee, O'Halloran, Readinger and Hargrave,
a bill for an act relating to job discrimination of persons in public office.

Read first time and referred to committee on state government.
House File 538, by Cusack, a bill for an act relating to the powers of the board of nursing examiners.

Read first time and referred to committee on state government.
House File 539, by Cusack, a bill for an act relating to maximum energy consumption in residential, commercial, and public buildings.

Read first time and referred to committee on energy.
House File 540, by Bina, a bill for an act making an appropriation from the general fund of the state to the Iowa state arts council.

Read first time and referred to committee on appropriations.
House File 541, by Patchett, Bina, Brandt, Middleswart and Monroe, a bill for an act relating to the confidentiality of school records.

Read first time and referred to committee on education.
House File 542, by Caffrey and Woods, a bill for an act relating to the powers of counties to regulate the practice of massage and the operation of massage establishments.

Read first time and referred to committee on county government.

House File 543, by Cusack, a bill for an act relating to the civil rights commission, the issuance of subpoenas, hearing costs, damages, and providing penalties for violations.

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

House File 544, by Patchett, Hullinger, Bina and Walter, a bill for an act relating to persons who collect, store and disseminate consumer credit information, and providing penalties.

Read first time and referred to committee on commerce.
House File 545, by Daggett, a bill for an act relating to rights of parents and guardians of school children and to provide a penalty.

Read first time and referred to committee on education.

House File 546, by Daggett, a bill for an act to prohibit hunting from a motor vehicle.

Read first time and referred to committee on natural resources.
House File 547, by Cusack, a bill for an act regulating the distribution of prescription drugs and other controlled substances by wholesalers or wholesale salesmen.

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

House File 548, by Brunow, a bill for an act relating to licensing, implied consent and financial responsibility requirements for snowmobile operation, and providing for the suspension or revocation of licenses or certificates for certain violations.

Read first time and referred to committee on natural resources.
House File 549, by Cusack, a bill for an act relating to age discrimination.

Read first time and referred to committee on labor and industrial relations.

House File 550, by Patchett, Poncy, Monroe, Anderson, Caffrey, Connors, Danker, Wells, Griffee, Woods, Hines, Horn, Hargrave, Jordan, Nealson of Muscatine, Bortell, Tauke, Gentleman and Stephens, a bill for an act relating to restrictions on the activities of producers, refiners and distributors in the retail operation of the petroleum industry and providing a penalty for violation of the Act.

Read first time and referred to committee on energy.
House File 551, by Egenes, Varley, West and Miller of Cerro Gordo, a bill for an act relating to telephone exchange service.

Read first time and referred to committee on commerce.
House File 552, by Connors, Doyle, Small, Svoboda, Hines, Crawford and Hargrave, a bill for an act relating to the consolidation for investment of retirement system funds.

Read first time and referred to committee on state government.
House File 553, by Danker, a bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Iowa, vacating and disposing of certain streets and alleys.

Read first time and referred to committee on judiciary and law, enforcement.

House File 554, by Newhard, a bill for an act to provide for the publication of a summary of a proposed city budget.

Read first time and referred to committee on cities and towns.
House File 555, by Egenes, a bill for an act relating to uninsured motorist coverage for property damage.

Read first time and referred to committee on commerce.
House File 556, by Monroe, a bill for an act relating to the public members of the employment security advisory council.

Read first time and referred to committee on state government.
House File 557, by Cusack, a bill for an act to provide limited tax incentives for the improvement, repair, and maintenance of residential property by allowing a five-year tax moratorium for certain improvements to buildings and by requiring that real estate be assessed as if repairs and maintenance had been performed, with certain exceptions.

Read first time and referred to committee on ways and means.
House File 558, by committee on education, a bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the department of public instruction, and the state comptroller, limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modifying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized expenditures, providing a state percent of growth for the 1975-76 school year, new methods for determining state percent of growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, correct-
ing references, making an appropriation, and providing a retroactive effective date.

Read first time and placed on the calendar.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 27, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 433, a bill for an act relating to the establishment and administration of a railroad assistance fund for improvement of branch line railroad roadbeds, track, and railroad right-of-way.

CLARK R. RASMUSSEN, Secretary

## ADOPTION OF HOUSE RESOLUTION 18

Wells of Linn asked and received unanimous consent for the immediate consideration of House Resolution 18 as follows, and moved its adoption:

## HOUSE RESOLUTION 18 <br> By Wells

> Whereas, the Pages of the House of Representatives will be serving for part of the Sixty-sixth Session of the General Assembly, and
> Whereas, the final day for some Pages to serve will be on Friday, April 4, 1975, Now Therefore,
> Be It Resolved, that the members of the House of Representatives of the Sixty-sixth General Assembly, 1975 session, express their thanks and appreciation to the Pages who have served during the first fifty-three legislative days, for a job well done, and for the courteous and thoughtful considerations they have extended to the members of the House.

The motion prevailed and the resolution was adopted.
The House rose and expressed their appreciation to the House Pages.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 23

Pursuant to House Rule 26, the Speaker announced that House Concurrent Resolution 23, filed on March 10, 1975, and found on pages 598 and 599 of the House Journal, is adopted by unanimous consent.

ADOPTION OF HOUSE RESOLUTION 13
Pursuant to House Rule 26, the Speaker announced that House Resolution 13, filed on March 24, 1975, and found on page 706 of the House Journal, is adopted by unanimous consent.

REREFERRED TO COMMITTEE ON COUNTY GOVERNMENT
(Senate File 121)
The Speaker announced that Senate File 121, originally referred to the committee on judiciary and law enforcement, is rereferred to the committee on county government.

## UNFINISHED BUSINESS

The House resumed consideration of House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

Harper of Davis offered the following amendment H-3369 filed by her and moved its adoption:

H-3869
1 Amend House File 421, page 1, line 12, by
2 inserting after the word "riding" the following:
3 "in an area where the speed limit is thirty-five
4 miles per hour or less, or".
A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 47, nays 50.
Amendment H-3369 lost.
(House File 421 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 559, by committee on state government, a bill for an act relating to the time for publishing the Iowa Administrative Code.

Read first time and placed on the calendar.

House File 560, by committee on county government (committee on county government), a bill for an act relating to the effective date of certain Acts or resolutions of the general assembly.

Read first time and placed on the calendar.
House File 561, by Junker, a bill for an act relating to the interest rate on public bonds.

Read first time and referred to committee on ways and means.
House File 562, by Brandt, Jesse, Newhard, Hargrave and Brunow, a bill for an act relating to the membership, authority and financial affairs of the Iowa state fair board.

Read first time and referred to committee on state government.
House File 563, by Kreamer, a bill for an act relating to the income tax.

Read first time and referred to committee on ways and means.
House File 564, by Small, Krause, Avenson, Schroeder, Readinger, Bennett, Svoboda, Connors, Hansen, Wyckoff, Spencer and Drake (Palmer, Coleman, Doderer, Gallagher, Glenn, Hill of Jasper and Willits), a bill for an act relating to the bonding of governmental employees.

Read first time and referred to committee on commerce.
House File 565, by Higgins, a bill for an act to provide for a railroad passenger service route from Chicago to the Missouri River, the designation and construction of stations and depots, and making an appropriation to cover losses and the upgrading of the track.

Read first time and referred to committee on transportation.
House File 566, by Cusack, a bill for an act relating to the employment of retired Iowans and making an appropriation.

Read first time and referred to committee on human resources.
House File 567, by Higgins, a bill for an act to establish the office of public defender.

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

House File 568, by Connors, Woods, Doyle and Bittle, a bill
for an act relating to the reproduction and duplication of sound recordings and providing a penalty.

Read first time and referred to committee on commerce.
House File 569, by Miller of Buchanan, a bill for an act relating to loans and contracts involving real estate.

Read first time and referred to committee on commerce.
House File 570, by Middleswart, West, Bortell and Varley, a bill for an act relating to the composition of judicial election districts.

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

House File 571, by Cusack, a bill for an act requiring cities to establish a post-secondary education program for city police officers.

Read first time and referred to committee on cities and towns.
House File 572, by Small, a bill for an act relating to physician examination fee.

Read first time and referred to committee on state government.
House File 573, by Doyle, a bill for an act relating to providing codes to sheriff substations.

Read first time and referred to committee on state government.
House File 574, by Doyle, a bill for an act relating to termination of parental rights proceedings.

Read first time and referred to committee on human resources.
House File 575, by Cusack, a bill for an act relating to eligibility for low-rent housing.

Read first time and referred to committee on human resources.
House File 576, by committee on transportation, a bill for an act to regulate the modification of the height of certain motor vehicles from the ground subject to penalties provided by law.

Read first time and placed on the calendar.
House File 577, by Lipsky, Newhard and Middleton, a bill for an act relating to the juvenile court referee.

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

House File 578, by Higgins, a bill for an act to contract with the national railroad passenger corporation for railroad passenger service between the city of Davenport and the city of Council Bluffs and the city of Dubuque and the city of Council Bluffs and making an appropriation therefor.

Read first time and referred to committee on transportation.
House File 579, by Horn and Connors, a bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program.

Read first time and referred to committee on education.
House File 580, by Bortell, a bill for an act relating to placement of roads and streets.

Read first time and referred to committee on transportation.
House File 581, by Wells, a bill for an act relating to a special one day liquor control license issuable to colleges and universities, and providing fees and penalties.

Read first time and referred to committee on state government.
House File 582, by Branstad, a bill for an act relating to inheritance tax exemptions for sons, daughters and other lineal descendants.

Read first time and referred to committee on ways and means.
House File 583, by Lipsky, Crawford, Doyle, Middleton, Gentleman and Readinger, a bill for an act to establish an advisory council on early childhood development and an office of early child development and to prescribe powers and duties.

Read first time and referred to committee on human resources.
House File 584, by committee on judiciary and law enforcement, a bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties.

Read first time and placed on the calendar.

## INTRODUCTION OF JOINT RESOLUTION

House Joint Resolution 16, by Cusack, Bina and Dyrland, a joint resolution expressing the sense of the general assembly in
regard to the creation of tandem positions of employment by state agencies.

Read first time and referred to committee on state government.

SPECIAL ORDER<br>(House File 558)

Fitzgerald of Webster asked and received unanimous consent that House File 558 be made a special order of business for 1:30 p.m., Thursday, April 3, 1975.

## HOUSE RESOLUTION 1

By Schroeder, Walter, Danker and Pavich


#### Abstract

Whereas, The St. Alberts High School of Council Bluffs basketball team has won the Iowa Class AA High School basketball championship; and

Whereas, the St. Alberts High School basketball team has completed an excellent season which showed continuous improvement as the season progressed; and

Whereas, the St. Alberts High School basketball team has displayed the utmost in spirit and teamwork, Now Therefore,

Be It Resolved by the House of Representatives, That the Sixty-sixth General Assembly, 1975 Session, extends its heartiest congratulations to the St. Alberts Falcons, their coaches, cheerleaders, faculty and administration, families and loyal fans who encouraged and supported the St. Alberts Falcons through the regular season and during the tournament; and

Be It Further Resolved, That the members of the Sixty-sixth General Assembly commend the St. Alberts Falcons for their splendid example of composure in final moments, sportsmanship, and athletic prowess which took them to the highest place in Iowa high school basketball, winning the Class AA championship and becoming Iowa's number one team in Class AA; and

Be It Further Resolved, that a copy of this resolution be sent to Coach John Labonia and the St. Alberts High School basketball team.


Laid over under Rule 25.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster. Roll call revealed ninety-three members present, seven absent.

## BUSINESS PENDING

The House resumed consideration of House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty-provided by law.

Monroe of Des Moines asked and received unanimous consent that amendment H-3342, filed by him on March 26, 1975, and found on pages 760 and 761 of the House Journal, be withdrawn.

Speaker pro tempore Jesse in the chair at 2:02 p.m.
Krause of Palo Alto offered the following amendment $\mathbf{H}-\mathbf{3 3 8 0}$ filed by him and Monroe of Des Moines from the floor and moved its adoption:
H-3380
Amend House File 421, page 2, by inserting after line 11 the following:
"Sec. ..... Section three hundred twenty-one point four hundred twenty-four (321.424), Code 1975, is amended by adding the following new unnumbered paragraph at the end of that section:

NEW UNNUMBERED PARAGRAPH. No person shall possess for the purpose of sale, offer for sale, or sell protective headgear, or an eye-protective
device, for use by a person occupying a motor-
cycle, unless that equipment is of a type listed as approved by the director, and unless that equipment bears the trademark or name under which it was approved by the director so as to be immediately legible to a person examining that equipment.

Sec. ..... NEW SECTION. VIOLATION NOT NEGLIGENCE.
A violation of section one (1) of this Act shall not constitute a defense of fault, whether alleged as negligence per se, negligence, contributory negligence, or alleged in any other manner, and evidence of the acts or omissions constituting a violation of section one (1) of this Act shall not be admissible on behalf of any person against whom a claim for damages for personal injuries is made.

Sec. ..... This Act shall take effect on September 1, 1975. However, the director may adopt rules pursuant to section one (1) of this Act after July 1, 1975, and those rules shall take effect on September 1, 1975."

Amendment H-3380 was adopted.
Hines of Story asked and received unanimous consent that amendment $\mathrm{H}-3365$, filed by him on March 31, 1975, and found on page 796 of the House Journal, be withdrawn.

Hines of Story offered the following amendment H-3381 filed by him from the floor and moved its adoption:

[^26]> "For purposes of this section a motorcycle shall not include a motorized bicycle. A motorized bicycle means a two wheeled motor vehicle with an engine having a displacement no greater than fifty cubic centimeters as fixed by the department and not capable of operation at a speed in excess of twenty-five miles per hour on level ground unassisted by human power."

A non-record roll call was requested.
The ayes were 27 , nays 58 .
Amendment H-3381 lost.
Griffee of Chickasaw moved to reconsider the vote by which amendment $\mathrm{H}-3328$ was adopted by the House on March 25, 1975.

The motion prevailed and the House resumed consideration of amendment H-3328 as follows:

```
H-3828
            Amend House File 421, page 1, line 13, by in-
        serting after the word "cab" the words "or to per-
        sons riding in a parade sponsored by a corporation
        enumerated in section five hundred four point five
        (504.5) of the Code when operated in a manner to
    insure safety to riders and other participants in
    7 the parade".
```

Griffee of Chickasaw offered the following amendment $\mathrm{H}-3376$, to amendment $\mathrm{H}-3328$, filed by him and moved its adoption:

H-3376
1 Amend the Millen amendment, $\mathrm{H}-3328$, to House
2 File 421, lines 3 through 5, by striking the words
3 "sponsored by a corporation enumerated in section
4 five hundred four point five (504.5) of the Code"
5 and inserting in lieu thereof the words "authorized
6 by a political subdivision of the state in which
7 the parade is held".
Amendment $\mathrm{H}-3376$ was adopted.
Millen of Van Buren moved the adoption of amendment $\mathrm{H}-3328$, as amended.

A non-record roll call was requested.
The ayes were 72 , nays 16 .
Amendment $\mathrm{H}-3328$, as amended, was adopted.
Speaker Cochran in the chair at 2:40 p.m.

Horn of Linn offered the following amendment H-3382 filed by him from the floor and moved its adoption:
H-3382
Amend House File 421 as follows:

1. Page 1, by striking lines 4 through 11
and inserting in lieu thereof the following:
"1. Every motorcycle sold, rented or the ownership of which is otherwise transferred after the effective date of this act shall come equipped with protective headgear and an eye-protective device of a type which complies with standards established by the director."
A non-record roll call was requested.
The ayes were 28 , nays 59 .
Amendment H-3382 lost.
Hutchins of Guthrie called up for consideration his motion to reconsider the vote by which amendment $\mathrm{H}-3303$ failed to be adopted by the House on March 25, 1975.

Krause of Palo Alto moved to reconsider the vote by which amendment $\mathrm{H}-3303$ failed to be adopted by the House on March 25, 1975.

A non-record roll call was requested.
The ayes were 69, nays 21.
The motion prevailed and the House resumed consideration of amendment H-3303 as follows:
H-3303
1 Amend House File 421 as follows:
2 1. Page 1, by striking lines 20 through 35.
3 2. Page 2, by striking lines 1 through 11.
Amendment H-3303 was adopted.
Jesse of Polk offered the following amendment $\mathrm{H}-3366$ filed by Harper of Davis and moved its adoption:
H-3366
1 Amend House File 421, page 1, line 13, by
2 inserting after the word "cab" the following: "or
3 within an established city limits".
Amendment H—3366 lost.
Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.

On the question "Shall the bill pass?" (H.F. 421)
The ayes were, 65:

| Anderson | Evans | Junker | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Fitzgerald | Krause | Pellett |  |
| Baker | Gilloon | Kreamer | Perkins |
| Bennett | Griffee | Lageschulte | Readinger |
| Bittle | Halvorson | Lipsky | Scheelhaase |
| Bortell | Hansen | McElroy | Spear |
| Brandt | Hargrave | Menke | Spencer |
| Brockett | Harper | Mennenga | Stephens |
| Connors | Hennessey | Middleton | Stromer |
| Crabb | Higgins | Millen | Svoboda |
| Crawford | Hines | Miller, K. D. | Tauke |
| Danker | Hinkhouse | Miller, O. L. | Tofte |
| Den Herder | Howell | Nealson | Varley |
| Dieleman | Hullinger | Norland | Walter |
| Drake | Hutchins | Oakley | Wyckoff |
| Dunton | Jochum | Patchett | Mr. Speaker |
| Egenes |  |  |  |
| The nays were, | 85: |  |  |
| Bina | Dyrland |  | Lindeen |
| Branstad | Fullerton | Lonergan | Rinas |
| Brunow | Gentleman | Middleswart | Schroeder |
| Byerly | Harvey | Miller, A.V. | Wmall |
| Caffrey | Horn | Molden |  |
| Clark | Husak | Newhard | Wells |
| Cusack | Jesse | Nielsen | West |
| Daggett | Jordan | Ooods |  |
| Doyle | Koogler | Ponalloran | Wulff |
|  |  |  |  |

Absent or not voting, none.
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Krause of Palo Alto asked for unanimous consent that House File 421 be immediately messaged to the Senate.

Objection was raised.

## MOTION TO RECONSIDER LOST

Krause of Palo Alto moved to reconsider the vote by which House File 421 passed the House.

A non-record roll call was requested.
The ayes were 37 , nays 61 .
The motion lost.

## MOTION TO RECONSIDER WITHDRAWN <br> (House File 332)

Byerly of Polk asked and received unanimous consent to with-
draw the motion to reconsider House File 332 filed by him and Nielsen of Polk on March 25, 1975.

## REPORT OF COMMITTEE

Rinas of Linn, from the committee on cities and towns, submitted the following report:

Mr. Speaker: Your committee on cities and towns to whom was referred House File 513, a bill for an act relating to the regulation of obscenity, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House without recommendation.

RINAS of Linn, Chairman

## REREFERRED TO COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT <br> (House File 513)

Jesse of Polk asked for unanimous consent that House File 513 be rereferred to the committee on judiciary and law enforcement.

Objection was raised.
Jesse of Polk moved that the rules be suspended and House File 513 be rereferred to the committee on judiciary and law enforcement.

Junker of Woodbury moved that the motion to suspend the rules be tabled.

The Speaker ruled the Junker motion to table out of order.
On the motion to suspend the rules to rerefer House File 513 to the committee on judiciary and law enforcement, roll call was requested by Junker of Woodbury and Kreamer of Polk.

On the question "Shall the rules be suspended to rerefer House File 513 to the committee on judiciary and law enforcement?"

The ayes were, 61:

| Anderson | Connors <br> Crawford | Gilloon |
| :--- | :--- | :--- |
| Avenson | Griffee <br> Bina | Cusack |

Jesse
Jochum
Koogler
Krause
Lipsky
Lonergan
Menke
Middleswart Middleton Miller, O. L.
Monroe
Newhard
Nielsen
Norland
Oakley
O'Halloran

| Patchett | Schroeder |
| :--- | :--- |
| Pavich | Small |
| Perkins | Spencer |
| Readinger | Tofte |
| Scheelhaase | Walter |

Welden
West
Woods
Wyckoff
Mr. Speaker

The nays were, 37 :

Baker
Bennett
Bortell
Branstad
Crabb
Daggett
Danker
Den Herder
Dieleman
Doyle
Absent or not voting, 2:
Hullinger Stephens

| Lageschulte | Poncy |
| :--- | :--- |
| Lindeen | Rinas |
| McElroy | Spear |
| Mennenga | Stromer |
| Millen | Svoboda |
| Miller, A. V. | Tauke |
| Miller, K. D. | Varley |
| Nealson | Wells |
| Pellett | Wulff |

The motion prevailed and House File 513 is rereferred to the committee on judiciary and law enforcement.

## HOUSE FILE 140 WITHDRAWN

Nielsen of Polk asked and received unanimous consent to withdraw House File 140 from further consideration by the House.

## REPORT OF COMMITTEE

Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Sphaker: Your committee on human resources to whom was referred House File 390, a bill for an act authorizing the expenditure of federal funds or grants for the support of mental health centers, programs for the mentally retarded, and capital improvements by counties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

HIGGINS of Scott, Chairman

AMENDMENTS FILED
H-3385
1
2 1. Page 1, line 4, by inserting after the 3 word "to" the words "illness related to".

8 4. Page 1, line 17, by inserting after the

WYCKOFF of Benton
H-3387
Amend House File 304 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), subsection three (3), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

Travel trailers, [regardless of whether or not they are used on the highways,] except those in manufacturer's or dealer's stock, an annual fee of twenty cents per square foot of floor space computed on the exterior overall measurements, but excluding three feet occupied by any trailer hitch as provided by and certified to by the owner, to the nearest whole dollar, which amount shall not be prorated or refunded; except the annual fee for travel trailers, when registered in Iowa for the first time, shall be prorated on a monthly basis. The registrant of a travel trailer shall be issued a "travel trailer" plate. It is further provided the annual fee thus computed shall be limited to seventy-five percent of the full fee after the sixth registration."

DOYLE of Woodbury

H-3386
Amend House File 450 as follows:

1. Page 6, line 32, by inserting after the word "documents" the words "not less than twenty days from the date the county treasurer placed such documents for delivery through the United States postal service".
2. Page 6, line 32, by striking the word "The".
3. Page 6, by striking lines 33 through 35.
4. Page 7, by striking line 1 .
5. Page 7, line 2, by striking the words
"such fact."
SCHROEDER of Pottawattamie WYCKOFF of Benton

H-3383
Amend House File 497 as follows:

1. Page 3 , line 13 , by inserting before the period the words "as contained in the code of federal regulations, title fifty (50), part seventeen (17) as amended to December 30, 1974".
2. Page 3 , line 15 , by inserting before the period the words "as contained in the code of federal regulations, title fifty (50), part
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    seventeen (17) as amended to December 30, 1974".
    3. Page 3, line 17, by inserting before the
period the words "as contained in the code of
federal regulations, title fifty (50), part
seventeen (17) as amended to December 30, 1974".
```


## SCHROEDER of Pottawattamie

## H-3384

1 Amend House File 506, page 2, line 16, by
2 inserting after the word "of" the word "soil".
MIDDLESWART of Warren
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, April 2, 1975.

## JOURNAL OF THE HOUSE

Eightieth Calendar Day-Fifty-first Session Day

hall of the house of Representatives Des Moines, Iowa, Wednesday, April 2, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Honorable Lloyd Smith, Auditor of State.

The Journal of Tuesday, April 1, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Burdette Osten, Northwood, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Jochum of Dubuque on request of Dyrland of Clayton.

## PRESENTATION OF VISITORS

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

Thirty ninth grade students from Jack M. Logan Junior High School, Waterloo, Iowa, accompanied by Hazel Kirlin and Mike Sheeley. By Brandt of Black Hawk.

Eighty-five sixth grade students from Southeast Elementary School, Ankeny, Iowa, accompanied by Mr. Bell. By Byerly of Polk.

Seventy-eight Camp Fire girls from Cedar Rapids, Iowa, accompanied by Mrs. Joyce Dennis. By Lipsky of Linn.

## PETITION FILED

The following petition was received and placed on file:
By Poncy of Wapello, from fifty-four residents of Wapello County in favor of Senate File 325 relating to establishing an
educational tuition grant or cash allowance payable to members of the national guard and making an appropriation.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 390, under Rule 36.

## INTRODUCTION OF BILLS

House File 585, by O'Halloran (Gluba and Doderer), a bill for an act relating to rights of persons seeking health care.

Read first time and referred to committee on human resources.
House File 586, by Newhard, a bill for an act adding to the Iowa banking act a new division relating to the days and hours of operation of banks and bank offices, and relating to the days and hours of operation of savings and loan associations.

Read first time and referred to committee on commerce.
House File 587, by Krause, a bill for an act to revise the veterans' laws of the state by revising dates and repealing obsolete language.

Read first time and referred to committee on state government.
House File 588, by O'Halloran (Gallagher), a bill for an act to contract with the national railroad passenger corporation for east-west railroad passenger service across the state and making an appropriation therefor.

Read first time and referred to committee on transportation.
House File 589, by Small, Wells and Pavich, a bill for an act relating to the establishment of a depository library center within the Iowa library department.

Read first time and referred to committee on state government.
House File 590, by Hargrave, a bill for an act relating to real estate conveyances in trust which prohibits the secrecy of beneficial interests in land trusts and which provides penalties.

Read first time and referred to committee on commerce.
House File 591, by Higgins, O'Halloran, Jochum, Middleton, Caffrey, Small, Anderson, Scheelhaase, Baker, Crawford, Gilloon, Hargrave, Harper, Bina, Svoboda, Lipsky, Fitzgerald, Cusack and Dyrland, a bill for an act to establish a program for the
development of health care centers for the delivery of health care by public health nurse practitioners and making an appropriation.

Read first time and referred to committee on human resources.
House File 592, by Harvey, a bill for an act relating to sales and use taxes on projects financed under chapter four hundred nineteen (419) of the Code.

Read first time and referred to committee on ways and means.
House File 593, by Bina, a bill for an act relating to property tax exemptions for military service.

Read first time and referred to committee on ways and means.
House File 594, by Hutchins, Anderson, Krause and Middleswart, a bill for an act making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles.

Read first time and referred to committee on transportation.
House File 595, by Lageschulte, Brandt, Gentleman and Middleton, a bill for an act relating to the contents of a certificate of marriage.

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

House File 596, by Middleton, Wulff, Brandt, O'Halloran and Jesse, a bill for an act to increase the tax levy for county health centers.

Read first time and referred to committee on ways and means.
House File 597, by Doyle, a bill for an act to impose penalties for failure of interstate carriers to register interstate commerce commission authority with the state department of transportation.

Read first time and referred to committee on transportation.
House File 598, by Monroe and Spear (Miller of Des Moines and Junkins), a bill for an act to eliminate the application form for the state migratory waterfowl stamp.

Read first time and referred to committee on natural resources.
House File 599, by Monroe, a bill for an act relating to the property tax exemptions for veterans.

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

House File 600, by Monroe, Spear and Jordan, a bill for an act relating to the distribution of revenues collected from real estate transfers.

Read first time and referred to committee on ways and means.
House File 601, by Wells, Wyckoff, Crabb and Husak, a bill for an act relating to prohibiting the adding of a gratuity to a guest check in restaurants and other food and drink establishments open to the public.

Read first time and referred to committee on commerce.
House File 602, by Daggett, Stromer, Bennett, Crabb, West, Danker and Bortell, a bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business.

Read first time and referred to committee on state government.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 17, by Evans, Branstad, Halvorson, Brockett and Daggett, a joint resolution proposing an amendment to the Constitution of the State of Iowa to create the power of referendum.

Read first time and referred to committee on state government.

## COMMUNICATION FROM THE STATE CODE EDITOR (Iowa Departmental Rules)

There is on file in the office of the Chief Clerk, pursuant to section 14.6, Code of Iowa, the January 1975 supplement of the Iowa Departmental Rules as published by the Code Editor.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 24
Griffee of Chickasaw called up for consideration House Concurrent Resolution 24, filed on March 13, 1975, and found on page 663 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.
ADOPTION OF HOUSE CONCURRENT RESOLUTION 26
Pursuant to House Rule 26, the Speaker announced that House Concurrent Resolution 26 filed on March 14, 1975, and found on page 697 of the House Journal is adopted by unanimous consent.

## ADOPTION OF HOUSE RESOLUTION 14

Pursuant to House Rule 26, the Speaker announced that House Resolution 14 filed on March 25, 1975, and found on page 725 of the House Journal is adopted by unanimous consent.

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAK

House File 486, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-3345 filed by him and moved its adoption:

H-3345
1 Amend House File 486 by striking from lines 2 and 3 the 2 words and figures "seventeen thousand seven hundred eight 3 dollars and thirty-three cents ( $\$ 17,708.33$ )" and inserting in
4 lieu thereof the words and figures "eight thousand seven
5 hundred eight dollars and thirty-three cents ( $\$ 8,708.33$ )".
Amendment H-3345 was adopted.
Hargrave of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3358$, filed by him on March 31, 1975, and found on page 799 of the House Journal, be withdrawn.

Hargrave of Johnson offered the following amendment H-3371 filed by him and moved its adoption:

H-3371
1 Amend House File 486 as follows:
2 1. Page 1, after line 8, by inserting the
3 following:
"Sec. 2. NEW SECTION. Commencing with the term
of office of the governor beginning in the year 1979, the state shall not incur any expenses for the inauguration of a governor except expenses relating to the installation duties required by the Constitution of this state which are to be performed in the presence of both houses of the general assembly."
2. Renumber the remaining section.
3. Title page, line 2, after the word "ceremonies" insert the words "and to limit such expenses in the future".

A non-record roll call was requested.
The ayes were 50 , nays 40 .
Amendment H-3371 was adopted.

Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 486)
The ayes were, 93:

| Anderson | Evans | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Krause | Pellett |
| Baker | Fullerton | Lageschulte | Perkins |
| Bennett | Gentleman | Lindeen | Poncy |
| Bina | Gilloon | Lipsky | Readinger |
| Bortell | Griffee | Lonergan | Scheelhaase |
| Brandt | Halvorson | McElroy | Small |
| Branstad | Hansen | Menke | Spear |
| Brockett | Hargrave | Mennenga | Spencer |
| Brunow | Harper | Middleswart | Stephens |
| Byerly | Harvey | Middleton | Stromer |
| Caffrey | Henessey | Millen | Svoboda |
| Clark | Higgins | Miller, A.V. | Tauke |
| Connors | Hines | Miller, K. D. | Tofte |
| Crabb | Hinkhouse | Miller, O. L. | Varley |
| Crawford | Horn | Monree | Walter |
| Cusack | Howell | Nealson | Welden |
| Daggett | Hullinger | Newhard | Wells |
| Danker | Husk | Nielsen | West |
| Den Herder | Hutchins | Norland | Woods |
| Dieleman | Jesse | Oakley | Wulf |
| Drake | Jordan | O'Halloran | Wyckoff |
| Dunton | Junker | Patchett | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, 1:
Kreamer
Absent or not voting, 6:

| Bittle | Egenes <br> Doyle | Rinas |
| :--- | :--- | :--- |

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

Senate File 282, a bill for an act making an appropriation to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund, with report of committee recommending passage, was taken up for consideration.

Horn of Linn offered the following amendment H-3378 filed by him and moved its adoption:

## H-3378

2 1. Page 1, line 11, after the word "salaries"
3 insert the words "including salaries of a part-
4 time information specialist and part-time re-
5 source and program planner".

6 2. Page 1, line 12, by striking the figure
7 " 35,075 " and inserting in lieu thereof the figure
8 "45,775".
Roll call was requested by West of Marshall and Lipsky of Linn.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3378$ be adopted?"
Th ayes were, 46:

| Anderson | Griffee <br> Bina <br> Brandt |
| :--- | :--- |
| Clark | Hargrave |
| Harper |  |
| Crawford | Harvey |
| Cusack | Higgins |
| Dieleman | Hines |
| Dyrland | Horn |
| Eggenes | Howell |
| Evans | Jesse |
| Gentleman | Junker |
| Gilloon | Kreamer |
| Lageschulte |  |


| Lipsky | Readinger |
| :--- | :--- |
| Lonergan | Rinas |
| McElroy | Scheelhaase |
| Middleswart | Small |
| Middleton | Stromer |
| Miller, O. L. | Svoboda |
| Newhard | Tauke |
| Oakley | Tofte |
| O'Halloran | Varley |
| Patchett | Wells |
| Pavich | West |

The nays were, 49:

| Avenson | Drake | Koogler | Perkins |
| :---: | :---: | :---: | :---: |
| Baker | Dunton | Krause | Poncy |
| Bennett | Fitzgerald | Lindeen | Schroeder |
| Bortell | Fullerton | Menke | Spear |
| Branstad | Halvorson | Millen | Spencer |
| Brockett | Hansen | Miller, A. V. | Stephens |
| Brunow | Hennessey | Miller, K. D. | Walter |
| Byerly | Hinkhouse | Monroe | Welden |
| Connors | Hullinger | Nealson | Woods |
| Crabb | Husak | Nielsen | Wulff |
| Daggett | Hutchins | Norland | Wyckoff |
| Danker | Jordan | Pellett | Mr. Speaker |
| Den Herder |  |  |  |
| Absent or not voting, 5 : |  |  |  |
| Bittle | Doyle | Jochum | Mennenga |
| Caffrey |  |  |  |
| Amendment H-3378 lost. |  |  |  |

(Senate File 282 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the

Senate has on April 2, 1975, passed the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 24, providing for a joint memorial session to be held in the House chamber, Thursday evening, April 24, 1975, at 7:30 p.m.

Also: That the Senate has on March 31, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 313, a bill for an act correcting the amount of the farm, equipment tax exemption.

Also: That the Senate has on March 31, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 351, a bill for an act relating to the time for publishing the Iowa administrative code.

CLARK R. RASMUSSEN, Secretary

## RULE 48 SUSPENDED

Avenson of Fayette asked and received unanimous consent that Rule 48 be suspended for the election contest committee meeting and those members be permitted to vote on all bills passed while attending the meeting.

## BUSINESS PENDING

The House resumed consideration of Senate File 282, a bill for an act making an appropriation to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund.

Lipsky of Linn offered the following amendment H-3388 filed by her from the floor and moved its adoption:

## H-3888

1 Amend Senate File 282, as passed by the Senate,
2 page 1, line 12, by striking " 35,075 ", and inserting
3 in lieu thereof the figure " 53,760 ".
Roll call was requested by Lipsky of Linn and Readinger of Polk.

Rule 70 was invoked.
On the question "Shall amendment H-3388 be adopted?"

The ayes were, 46:

| Bennett | Crabb |
| :--- | :--- |
| Bittle | Crawford <br> Brtell <br> Branstad |
| Drockett <br> Daggett |  |
| Danker <br> Clark | Drake <br> Egenes |
| Evans |  |

Clark

Crawford
Daggett
Danker
Egenes
Evans

| Fullerton | Kreamer |
| :--- | :--- |
| Gentleman | Lageschulte |
| Halvorson | Lindeen |
| Hansen | Lipsky |
| Harvey | Lonergan |
| Horn | McErroy |
| Junker | Menke |


| Millen | O'Halloran | Stromer | Varley |
| :---: | :---: | :---: | :---: |
| Miller, K. D. | Pellett | Svoboda | Welden |
| Miller, O. L. | Readinger | Tauke | West |
| Nealson | Schroeder | Tofte | Wulff |
| Oakley | Stephens |  |  |
| The nays were, 47 : |  |  |  |
| Anderson | Fitzgerald | Jochum | Perkins |
| Avenson | Gilloon | Jordan | Poncy |
| Baker | Hargrave | Koogler | Rinas |
| Bina | Harper | Krause | Scheelhaase |
| Brandt | Hennessey | Middleswart | Small |
| Brunow | Higgins | Middleton | Spear |
| Caffrey | Hines | Miller, A. V. | Walter |
| Connors | Hinkhouse | Newhard | Wells |
| Cusack | Howell | Nielsen | Woods |
| Dieleman | Hullinger | Norland | Wyckoff |
| Dunton | Husak | Patchett | Mr. Speaker |
| Dyrland | Jesse | Pavich |  |
| Absent or not voting, 7: |  |  |  |
| Den Herder | Griffee | Mennenga | Spencer |
| Doyle | Hutchins | Monroe |  |

Amendment H-3388 lost.
Nielsen of Polk moved to reconsider the vote by which the Horn amendment $\mathrm{H}-3378$ failed to be adopted by the House.

Roll call was requested by Nielsen of Polk and Schroeder of Pottawattamie.

Rule 70 was invoked.
On the question "Shall amendment H-3378 be reconsidered ?"
The ayes were, 61:

| Baker | Egenes | Kreamer | O'Halloran |
| :---: | :---: | :---: | :---: |
| Bennett | Evans | Lageschulte | Patchett |
| Bina | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Schroeder |
| Bortell | Gilloon | Lonergan | Small |
| Brandt | Halvorson | McElroy | Stephens |
| Branstad | Hansen | Menke | Stromer |
| Brockett | Harper | Millen | Svoboda |
| Byerly | Harvey | Miller, A. V. | Tauke |
| Clark | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Varley |
| Crawford | Horn | Nealson | West |
| Daggett | Husak | Newhard | Woods |
| Danker | Jochum | Nielsen | Wulff |
| Doyle | Junker | Oakley | Wyckoff |
| Dyrland |  |  |  |
| The nays were, 88: |  |  |  |
| Anderson | Connors | Drake | Hennessey |
| Avenson | Cusack | Dunton | Hinkhouse |
| Brunow | Den Herder | Fitzgerald | Howell |
| Caffrey | Dieleman | Hargrave | Hullinger |

Jesse
Jordan
Koogler
Krause
Middleton
Norland
Pavich
Pellett
Perkins

| Poncy | Walter |
| :--- | :--- |
| Rinas | Welden |
| Scheelhaase | Wells |
| Spear | Mr. Speaker |

Absent or not voting 6:
Griffee
Hutchins

Mennenga
Middleswart

Monroe
Spencer
The motion prevailed and the House reconsidered amendment H-3378 as follows:

H-3378
1 Amend Senate File 282 as follows:
2 1. Page 1, line 11, after the word "salaries"
3 insert the words "including salaries of a part-
4 time information specialist and part-time re-
5 source and program planner".
6 2. Page 1, line 12, by striking the figure
7 " 35,075 " and inserting in lieu thereof the figure
8 "45,775".
Horn of Linn moved the adoption of amendment H-3378.
Roll call was requested by Lipsky of Linn and Millen of Van Buren.

Rule 70 was invoked.
On the question "Shall amendment H-3378 be adopted?"
The ayes were, 68:

| Anderson | Dieleman <br> Baker <br> Bennett |
| :--- | :--- |
| Doyle |  |
| Bina | Dyrland |
| Bittle | Egenes |
| Bortell | Evans |
| Brandt | Fullerton |
| Genteman |  |
| Branstad | Gilloon |
| Brockett | Halvorson |
| Byerly | Hansen |
| Clark | Harper |
| Crabb | Harvey |
| Crawford | Higgins |
| Cusack | Hines |
| Daggett | Horn |
| Danker | Husak |
| Den Herder | Jochum |

The nays were, 24:
Avenson
Brunow Caffrey
Connors
Drake
Dunton
Fitzgerald
Hennessey
Hinkhouse
Howell
Hullinger
Jesse

| Junker | Patchett |
| :--- | :--- |
| Kreamer | Pavich |
| Lageschulte | Pellett |
| Lindeen | Readinger |
| Lipsky | Schroeder |
| Lonergan | Small |
| McElroy | Stephens |
| Menke | Stromer |
| Millen | Svoboda |
| Miller, A. V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Nealson | Walter |
| Newhard | Wells |
| Nielsen | West |
| Oakley | Woods |
| O'Halloran | Wulff |
|  |  |
|  |  |
| Jordan | Poncy |
| Koogler | Rinas |
| Krause | Scheelhaase |
| Middleswart | Spear |
| Middleton | Wyckoff |
| Perkins | Mr. Speaker |

Absent or not voting, 8:

| Griffee | Hutchins | Monroe | Spencer |
| :--- | :--- | :--- | :--- |
| Hargrave | Mennenga | Norland | Welden |

Amendment $\mathrm{H}-3378$ was adopted.
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 282)
The ayes were, 93 :

| Anderson | Dunton <br> Avenson |
| :--- | :--- |
| Dyrland |  |
| Baker | Egenes <br> Bennett |
| Bina | Evans |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Jesse |
| Drake | Jochum |
|  |  |

The nays were, 3:
Koogler Krause
Absent or not voting, 4:
Griffee
Hutchins
Jordan
Junker
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
MeElroy
Menke
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett

Pavich
Pellett
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

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

## CONSIDERATION OF BILLS

APPROPRIATIONS CALENDAR
Senate File 283, a bill for an act making an appropriation from the general fund of the state to the Spanish-American war veterans and the committee on the employment of the handicapped, with report of committee recommending passage, was taken up for consideration.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 283)

The ayes were, 94:

| Anderson | Dunton | Junker | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Koogler | Pellett |
| Baker | Egenes | Kreamer | Perkins |
| Bennett | Evans | Lageschulte | Poncy |
| Bina | Fitzgerald | Lindeen | Readinger |
| Bittle | Fullerton | Lipsky | Rinas |
| Bortell | Gentleman | Lonergan | Scheelhaase |
| Brandt | Gilloon | McElroy | Schroeder |
| Branstad | Halvorson | Menke | Small |
| Brockett | Hansen | Mennenga | Spear |
| Brunow | Hargrave | Middleswart | Stromer |
| Byerly | Haper | Middleton | Svoboda |
| Caffrey | Harvey | Millen | Tauke |
| Clark | Hennessey | Miller, A. V. | Tofte |
| Connors | Higgins | Miller, K. D. | Varley |
| Crabb | Hines | Miller, O. L. | Walter |
| Crawford | Hinkhouse | Nealson | Welden |
| Cusack | Horn | Newhard | Wells |
| Daggett | Howell | Nielsen | West |
| Danker | Husak | Norland | Woods |
| Den Herder | Hutchins | Oakley | Wulff |
| Dieleman | Jesse | O'Halloran | Wyckoff |
| Doyle | Jochum | Patchett | Mr. Speaker |
| Drake | Jordan |  |  |

The nays were, none.
Absent or not voting, 6:
Griffee Krause
Hullinger Monroe

Spencer Stephens

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

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Hines of Story for the remainder of the day on request of Jochum of Dubuque.

## CONSIDERATION OF BILLS <br> regular calendar

The House resumed consideration of House File 313, a bill for an act relating to railroad rights-of-way acquired by the state conservation commission and political subdivisions, with report of committee recommending amendment and passage.

Husak of Tama offered the following amendment $\mathbf{H - 3 2 7 1}$ filed by the committee on agriculture:

## H-3271

1 Amend House File 313 as follows:

1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. The state conservation commission and any political subdivision of the state shall have the same duties as a railroad corporation in regard to railroad rights-of-way for maintaining fences, crossings, drainage, underground passages and weed control upon railroad rights-of-way acquired by the state conservation commission or any political subdivision of the state."

Rinas of Linn moved that amendment H-3355 filed by him and Junker of Woodbury be substituted for amendment H-3271.

A non-record roll call was requested.
The ayes were 32 , nays 50 .
The motion lost.
Husak of Tama moved the adoption of amendment H-3271.
Amendment H-3271 was adopted.
With the adoption of amendment $\mathrm{H}-3271$, amendment H- 3167 filed by Krause of Palo Alto on February 27, 1975, and found on page 463 of the House Journal and amendment H- 3355 filed by Rinas of Linn and Junker of Woodbury on March 27, 1975, and found on page 781 of the House Journal are out of order.

Small of Johnson asked for unanimous consent that House File 313 be deferred.

Objection was raised.
Small of Johnson moved that House File 313 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.
The ayes were 41 , nays 47.
The motion lost.
Lipsky of Linn moved that House File 313 be deferred for the purpose of obtaining a fiscal note.

Nielsen of Polk rose on a point of order that the motion was
not in order because the joint rules pertaining to fiscal notes have not been adopted.

The Speaker ruled the point well taken and the motion to defer out of order.

Egenes of Story rose on a point of order and invoked House Rule 32.

The Speaker ruled that the point of order was not well taken.
Brunow of Appanoose moved to reconsider the vote by which amendment $\mathrm{H}-3271$ was adopted by the House.

The motion prevailed and the House reconsidered amendment H—3271.

Brunow of Appanoose offered the following amendment $\mathrm{H}-3391$ to the committee amendment $\mathrm{H}-3271$ filed by him from the floor and moved its adoption:
1 Amend House amendment H-3271, to House File
2 313, as follows:
3 1. Line 12, by inserting after the word "state."
4 the following: "This section shall not apply to
5 rights-of-way located on land within the corporate
6 limits of a city, which land is not contiguous to
7 land assessed as agricultural land."
Amendment H-3391 was adopted.
Husak of Tama moved the adoption of the committee amendment H-3271, as amended.

Amendment H - 3271 , as amended, was adopted.
Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 313)
The ayes were, 80:

| Anderson | Caffrey | Dyrland | Horn |
| :---: | :---: | :---: | :---: |
| Avenson | Clark | Evans | Howell |
| Baker | Connors | Fitzgerald | Hullinger |
| Bennett | Crabb | Fullerton | Husak |
| Bina | Crawford | Gilloon | Hutchins |
| Bittle | Daggett | Griffee | Jesse |
| Bortell | Danker | Halvorson | Jordan |
| Brandt | Den Herder | Hansen | Koogler |
| Branstad | Dieleman | Harper | Kreamer |
| Brockett | Doyle | Harvey | Lageschulte |
| Brunow | Drake | Hennessey | Lindeen |
| Byerly | Dunton | Hinkhouse | Lonergan |

McElroy
Menke
Mennenga
Middleswart
Middleton
Millen
Miller, A. V. Miller, K. D.

Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Oakley
Patchett
Pellett
The nays were, 16 :

| Cusack | Jochum |
| :--- | :--- |
| Egenes | Junker |
| Hargrave | Krause |
| Higgins | Lipsky |

Absent or not voting, 4:
Gentleman Hines

| Perkins | Tauke |
| :--- | :--- |
| Readinger | Tofte |
| Scheelhaase | Varley |
| Schroeder | Wells |
| Spear | West |
| Spencer | Wulff |
| Stephens | Wyckoff |
| Svoboda | Mr. Speaker |


| Monroe | Small |
| :--- | :--- |
| Pavich | Walter |
| Poncy | Welden |
| Rinas | Woods |

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

House File 345, a bill for an act relating to fences on another's land, with report of committee recommending passage, was taken up for consideration.

Jordan of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 345)
The ayes were, 89 :

| Anderson | Egenes | Koogler | Pellett <br> Avenson |
| :--- | :--- | :--- | :--- |
| Evans | Kraer | Krause | Perkins |
| Baker | Fitzgerald | Kraamer | Poncy |
| Bennett | Fullerton | Lageschulte | Readinger |
| Bina | Gilloon | Lindeen | Rinas |
| Bittle | Griffee | Lipsky | Scheelhaase |
| Bortell | Halvorson | Lonergan | Schroeder |
| Branstad | Hansen | McElroy | Spear |
| Brunow | Hargrave | Menke | Spencer |
| Byerly | Harper | Mennenga | Stephens |
| Caffrey | Harvey | Millen | Stromer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Higgins | Miller, K. D. | Tauke |
| Crabb | Hinkhouse | Miller, O. L. | Tofte |
| Crawford | Horn | Monroe | Varley |
| Cusack | Howell | Nealson | Walter |
| Daggett | Husak | Newhard | Welden |
| Den Herder | Hutchins | Nielsen | Wells |
| Dieleman | Jesse | Norland | West |
| Doyle | Jochum | Oakley | Woods |
| Drake | Jordan | Patchett | Wyckoff |
| Dunton | Junker | Pavich | Mr. Speaker |
| Dyrland |  |  |  |

## The nays were, 3 :

Danker
Middleton
Wulfi

| Absent or not voting, 8: |  |  |  |
| :--- | :--- | :--- | :--- |
| Brandt | Gentleman | Hullinger | O'Halloran |
| Brockett | Hines | Middleswart | Small |

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

House File 432, a bill for an act relating to the requirement that motor vehicles be inspected upon transfer and providing a penalty, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment H-3309 filed by him and moved its adoption:

H-3309
1 Amend House File 432, page 1, by striking all the
2 words after the period in line 21 and by striking all
3 of lines 22 and 23 and inserting in lieu thereof the
4 following: "A vehicle inspection is not required
5 when the transfer of the vehicle or an interest in
6 the vehicle is between spouses or when required
7 pursuant to a decree for dissolution of marriage
8 between former spouses."
Amendment $\mathrm{H}-3309$ was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 432)
The ayes were, 95 :

| Anderson | Dunton | Krause | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Kreamer | Perkins |
| Baker | Egenes | Lageschulte | Poncy |
| Bennett | Evans | Lindeen | Readinger |
| Bina | Fitzgerald | Lipsky | Rinas |
| Bittle | Fullerton | Lonergan | Schelhaase |
| Bortell | Gentleman | McElroy | Schroeder |
| Brandt | Griffee | Menke | Spear |
| Branstad | Halvorson | Mennenga | Spencer |
| Brockett | Hansen | Middleswart | Stephens |
| Brunow | Hargrave | Middleton | Stromer |
| Byerly | Harper | Millen | Svoboda |
| Caffrey | Hennessey | Miller, A. V. | Tauke |
| Clark | Higgins | Miller, K. D. | Tofte |
| Connors | Hinkhouse | Miller, O. L. | Varley |
| Crabb | Horn | Monroe | Walter |
| Crawford | Howell | Nealson | Welden |
| Cusack | Husak | Newhard | Wells |
| Daggett | Hutchins | Nielsen | West |
| Danker | Jesse | Norland | Woods |
| Den Herder | Jochum | Oakley | Wlff |
| Dieleman | Jordan | O'Halloran | Wyckoff |
| Doyle | Junker | Patchett | Mr. Speaker |
| Drake | Koogler | Pavich |  |

The nays were, 1:
Harvey
Absent or not voting, 4:
Gilloon Hines Hullinger Small

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

## HOUSE FILE 450 DEFERRED

Krause of Palo Alto asked and received unanimous consent that House File 450 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 451, a bill for an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 451)
The ayes were, 96:

| Anderson | Dunton | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Junker | Pavich |
| Baker | Egenes | Koogler | Pellett |
| Bennett | Evans | Krause | Perkins |
| Bina | Fitzgerald | Kreamer | Poncy |
| Bittle | Fullerton | Lageschulte | Readinger |
| Bortell | Gentleman | Lindeen | Rinas |
| Brandt | Gilloon | Lipsky | Schelhaase |
| Branstad | Griffee | Lonergan | Schroeder |
| Brockett | Halvorson | McElroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Hargrave | Mennenga | Stephens |
| Caffrey | Harper | Middleswart | Svoboda |
| Clark | Harvey | Middleton | Tauke |
| Connors | Hennessey | Miller, A.V. | Tofte |
| Crabb | Higgins | Miller, K. D. | Varley |
| Crawford | Hinkhouse | Miler, O. L. | Walter |
| Cusack | Horn | Monroe | Welden |
| Daggett | Howell | Nealson | Wells |
| Danker | Hullinger | Newhard | West |
| Den Herder | Husak | Nielsen | Woods |
| Dieleman | Hutchins | Norland | Wulff |
| Doyle | Jesse | Oakley | Wyckoff |
| Drake | Jochum | O'Halloran | Mr. Speaker |
|  |  |  |  |

The nays were, none.

Absent or not voting, 4:
Hines Millen Small Stromer
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 459, a bill for an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery, was taken up for consideration.

Hargrave of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 459)

## The ayes were, 78 :

| Avenson | Evans | Krause | Pavich |
| :---: | :---: | :---: | :---: |
| Baker | Fitzgerald | Kreamer | Readinger |
| Bennett | Fullerton | Lageschulte | Rinas |
| Bina | Gilloon | Lindeen | Scheelhaase |
| Bittle | Griffee | Lonergan | Schroeder |
| Brandt | Hansen | McElroy | Small |
| Branstad | Hargrave | Menke | Spear |
| Brockett | Harper | Mennenga | Spencer |
| Brunow | Harvey | Middleswart | Stephens |
| Caffrey | Hennessey | Middleton | Stromer |
| Clark | Higgins | Miller, A. V. | Svoboda |
| Connors | Hinkhouse | Miller, K. D. | Tauke |
| Crawford | Horn | Miller, O. L. | Tofte |
| Cusack | Howell | Monroe | Welden |
| Den Herder | Hullinger | Newhard | Wells |
| Dieleman | Hutchins | Norland | West |
| Doyle | Jesse | Oakley | Woods |
| Dunton | Jochum | O'Halloran | Wulff |
| Dyrland | Jordan | Patchett | Mr. Speaker |
| Egenes | Junker |  | Mr. Speaker |
| The nays were, 16: |  |  |  |
| Anderson | Daggett | Husak | Perkins |
| Bortell | Danker | Nealson | Poncy |
| Byerly | Gentleman | Nielsen | Walter |
| Crabb | Halvorson | Pellett | Wyckoff |
| Absent or not voting, 6: |  |  |  |
| Drake | Koogler | Millen | Varley |
| Hines | Lipsky |  |  |

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

House File 221, a bill for an act relating to the right of minors to change their name, with report of committee recommending passage, was taken up for consideration.

Tofte of Winneshiek moved that the bill be read a last time
now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 221)
The ayes were, 80 :

| Anderson | Egenes <br> Avenson <br> Baker |
| :--- | :--- |
| Evans |  |
| Bennett | Fitzgerald |
| Bina | Fullerton |
| Bittle | Gentleman |
| Brandt | Gilloon |
| Branstad | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Crabb | Harvey |
| Crawford | Hennessey |
| Cusack | Higgins |
| Den Herder | Hinkhouse |
| Dieleman | Horn |
| Drake | Howell |
| Dunton | Husak |
| Dyrland | Hutchins |
|  | Jesse |

The nays were, 11:

| Bortell | Danker |
| :--- | :--- |
| Brockett | Kreamer |
| Daggett | Middleswart |

Absent or not voting, 9 :

| Connors | Hullinger |
| :--- | :--- |
| Doyle | Jordan |

Hines

| Jochum | Patchett |
| :--- | :--- |
| Junker | Pavich |
| Koogler | Pellett |
| Krause | Readinger |
| Lageschulte | Schroeder |
| Lindeen | Small |
| Lipsky | Spear |
| Lonergan | Spencer |
| McElroy | Stephens |
| Menke | Stromer |
| Middleton | Svoboda |
| Miller, A.V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Walter |
| Monroe | Welden |
| Nealson | Wells |
| Newhard | West |
| Norland | Woods |
| Oakley | Wulff |
| O'Halloran | Mr.Speaker |


| Nielsen | Scheelhaase |
| :--- | :--- |
| Perkins | Wyckoff |
| Poncy |  |

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

House File 352, a bill for an act relating to dissolution of marriage, with report of committee recommending amendment and passage, was taken up for consideration.

Oakley of Clinton offered the following amendment H-3305 filed by the committee on judiciary and law enforcement:

## H-3305

1

5 cipate in conciliation efforts for a period of thirty
6 days from the issuance of an order setting forth the
7 conciliation procedure and listing the conciliator
if such application is made by the petitioner in the
petition, by the respondent in the responsive plead-
ing thereto or by an attorney appointed under section five hundred ninety-eight point twelve (598.12) of the Code if made within twenty days of their appointment.

The court may on its own motion or upon application of a party require the parties to participate in conciliation efforts for a period of up to sixty days from the issuance of such an order.

Every order for conciliation shall require the conciliator to fill a written report by a date certain which shall state the conciliation procedures undertaken and such other matters as may have been required by the court. The report shall be a part of the record unless otherwise ordered by the court. Such conciliation procedure may include, but is not limited to, referrals to the domestic relations division of the court, if established, public or private marriage counselors, family service agencies, community health centers, physicians and clergymen."
By unanimous consent the following corrective amendment H-3393 to the committee amendment H-3305 was adopted:
H—3393
1 Amend the committee on judiciary and law
2 enforcement amendment H-3305, to House File 352,
3 line 19, by striking the word "fill" and inserting
4 in lieu thereof the word "file".
Brandt of Black Hawk offered the following amendment H-3392 to the committee amendment H-3305 filed by her from the floor and moved its adoption:

## H-3392

1 Amend the committee on judiciary and law
2 enforcement amendment H-3305, to House File 352,
3 as follows:
4 1. Line 5, by striking the word "thirty" and
5 inserting in lieu thereof the word "sixty".
Amendment $\mathrm{H}-3392$ was adopted.
Oakley of Clinton moved the adoption of the committee amendment H-3305, as amended.

Amendment H-3305, as amended, was adopted.
Doyle of Woodbury offered amendment H-3347 filed by him and requested division of the amendment as follows:

[^27]"Section 1. Section five hundred ninety-eight point three (598.3), Code 1975, is amended to read as follows:
598.3 KIND OF ACTION-JOINDER. An action for dissolution of marriage shall be by equitable proceedings, and no cause of action, save for alimony, shall be joined therewith. Such actions shall not be subject to counterclaim or cross petition by the respondent. After the appearance of the respondent, no dismissal of the cause of action shall be allowed unless both the petitioner and the respondent sign the dismissal." -3347B
2. Page 2, line 16, by striking the word "shall" and inserting in lieu thereof the word "may". 3347A
3. Page 2, by inserting after line 29 , the following:
"Sec. ..... Section five hundred ninety-eight point sixteen (598.16), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

The costs of any such conciliation procedures shall be paid in full or in part by the parties and taxed as court casts; however, if the court determines that such parties will be unable to pay the costs without prejudicing their financial ability to provide themselves and any minor children with economic necessities, such costs may be paid in full or in part from the court expense fund.

Sec. ..... Section five hundred ninety-eight point seventeen (598.17), Code 1975, is amended to read as follows:
598.17 DISSOLUTION OF MARRIAGE-EVIDENCE.

A decree dissolving the marriage may be entered when the court is satisfied from the evidence presented that there has been a breakdown of the marriage relationship to the extent that the legitimate objects of matrimony have been destroyed and there remains no reasonable likelihood that the marriage can be preserved. The decree shall state that the dissolution is granted to the parties, and shall not state that it is granted to only one party.

If at the time of trial petitioner fails to present satisfactory evidence that there has been a breakdown of the marriage relationship to the extent that the reasonable likelihood that the marriage can be preserved, the respondent may then proceed to present such evidence as though the respondont had filed the original petition.

## Page 2

The court shall, based upon competent and relevant
2 evidence, in such decree provide for the division
3 of the assets of the parties and reasonable support
4 or maintenance of any dependent children or either
spouse.
No marriage dissolution granted due to the mental illness of one of the spouses shall relieve the other spouse of any obligation imposed by law as a result of the marriage for the support of the mentally ill spouse[, and the]. The court may make an order for such support or may waive the support obligation when satisfied from the evidence that it would craete an undue hardship on the obliged spouse or his other dependents.

Sec. ..... Section five hundred ninety-eight point nineteen (598.19), Code 1975, is amended to read as follows:
598.19 WAITING PERIOD BEFORE DECREE. No decree dissolving a marriage shall be granted in any proceeding before ninety days shall have elapsed from the day the original notice is served, or from the last day of publication of notice, or from the date that waiver or acceptance of original notice is filed or until after conciliation is completed, whichever period shall be longer. However, the court may in its discretion, on written motion supported by affidavit setting forth grounds of emergency or necessity and facts which satisfy the court that immediate action is warranted or required to protect the substantive rights or interests of any party or person who might be affected by the decree, hold a hearing and grant a decree dissolving the marriage prior to the expiration of the applicable period, provided that requirements of notice have been complied with. In such case the grounds of emergency or necessity and the facts with respect thereto shall be recited in the decree unless otherwise ordered by the court. The court may enter an order finding the respondent in default and waiving conciliation when the respondent has failed to file an appearance within the time set forth in the original notice.

Sec. ..... Section five hundred ninety-eight point twenty-five (598.25), subsections one (1) and two (2), Code 1975, are amended to read as follows:

1. The party initiating such proceedings must present to the court the names and addresses of the parties to the dissolution decree if known, as well as the name and place of the court which granted the dissolution decree and the date of the decree.
2. The court in which the proceedings are initiated
shall[, if possible,] cause notice of such proceedings to be served upon the parties to the original action unless either or both parties are deceased."
3. Page 2 , line 32 , by inserting before the word "Code" the words and figures "five hundred ninety-eight point thirty-three (598.33)".
4. By renumbering the sections to accord with this amendment.

Doyle of Woodbury asked and received unanimous consent that amendment $\mathrm{H}-3347 \mathrm{~B}$ be withdrawn.

On motion by Doyle of Woodbury, amendment H-3347A was adopted.

With the adoption of the committee amendment H-3305, as amended, amendment H-3346 filed by Brandt of Black Hawk on March 26, 1975, and found on page 758 of the House Journal, is out of order.

Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 352)
The ayes were, 29 :

| Anderson | Doyle | Hullinger | Patchett |
| :---: | :---: | :---: | :---: |
| Bina | Evans | Jesse | Readinger |
| Bittle | Fitzgerald | Krause | Scheelhaase |
| Branstad | Hargrave | Nealson | Schroeder |
| Brunow | Hennessey | Newhard | Spear |
| Connors | Higgins | Oakley | Tofte |
| Crawford Horn O'Halloran WalterCusack |  |  |  |
|  |  |  |  |
| The nays were, 61: |  |  |  |
| Avenson | Fullerton | Koogler | Nielsen |
| Baker | Gentleman | Lageschulte | Pavich |
| Bennett | Gilloon | Lindeen | Pellett |
| Bortell | Griffee | Lipsky | Perkins |
| Brandt | Halvorson | Lonergan | Poncy |
| Byerly | Hansen | McElroy | Spencer |
| Caffrey | Harper | Menke | Stephens |
| Clark | Harvey | Mennenga | Stromer |
| Crabb | Hinkhouse | Middleswart | Tauke |
| Daggett | Howell | Middleton | Welden |
| Danker | Husak | Millen | West |
| Den Herder | Hutchins | Miller, A. V. | Woods |
| Dieleman | Jochum | Miller, K. D. | Wulff |
| Drake | Jordan | Miller, O. L. | Wyckoff |
| Dunton | Junker | Monroe | Mr. Speaker |
| Dyrland |  |  |  |
| Absent or not voting, 10 : |  |  |  |
| Brockett | Kreamer | Small | Varley |
| Egenes | Norland | Svoboda | Wells |
| Hines | Rinas |  |  |

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## HOUSE CONCURRENT RESOLUTION 30 <br> By Caffrey, Harper and Connors

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state of Iowa by destroying offensive insects; and
    Whereas, the state of Iowa has a state song, a state flag,
    a state great seal, a state banner, a state flower, a
    state bird, a state tree, and a state rock; Now Therefore,
        Be It Resolved by the House of Representatives, the Senate
    Concurring, That the ladybug be designated as the state
    insect and that it be declared that the ladybug shall not
    be needlessly injured or killed in the state.
```

Laid over under Rule 25.

## MOTIONS TO RECONSIDER (House File 313)

I move to reconsider the vote by which House File 313 passed the House April 2, 1975.

HUSAK of Tama
(House File 352)
I move to reconsider the vote by which House File 352 failed to pass the House on April 2, 1975.

BRANDT of Black Hawk
(House File 451)
I move to reconsider the vote by which House File 451 passed the House on April 2, 1975.

LONERGAN of Boone

## SPONSOR WITHDRAWN <br> (House Files 247 and 249)

Hines of Story requested that he be withdrawn as sponsor on House Files 247 and 249.

## EXPLANATION OF VOTE

(Senate Files 282 and 283)
I was necessarily absent from the House chamber when the vote was taken on reconsideration of amendment H -3378, amendments $\mathrm{H}-3378$ and H-3388 and Senate Files 282 and 283. Had I been present I would have voted "nay" on reconsideration of amendment $\mathrm{H}-3378$, amendments H-3378 and H-3388 and "aye" on Senate Files 282 and 283.

SPENCER of Clay

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Speakiri: Your committee on natural resources to whom was referred Senofe File 231, a bill for an act relating to the inspection of
fishing bait, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MIDDLESWART of Warren, Chairman

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House File 51, a bill for an act relating to the appointment of the secretary of agriculture, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended in accordance with the committee on state government amendment H-3162 filed February 26, 1975.

MONROE of Des Moines, Chairman

## AMENDMENTS FILED

H-3390
Amend House File 243 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section seventy-nine point one (79.1), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

Leave of absence of two and one-half working days each month with pay may be granted in the discretion of the head of any department, agency or commission to employees of such department, agency or commission when necessary [by reason of sickness or injury] for medically-related disability; unused portions of such leave for any one year may be accumulative to a total of ninety working days. Leave of absence in excess of two and one-half working days each month may be granted on recommendation of the head of any department, agency, or commission and with the approval of the executive council for an employee when unusual circumstances resulting from employment are present which will cause hardship for the employee. It is further provided that employees of institutions under the state board of regents who are employed for nine months or more in any twelve-month period shall be entitled, in the discretion of the board, to a leave of absence with pay of two and one-half working days for each month of employment when necessary [by reason of sickness or injury] for medically-related disability, and such portion as is unused may be accumulated to a total of ninety working days.

Sec. 2. Chapter seventy-nine (79), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. When supported by the verification of the attending physician that an absence is necessary in the best interest of the health and well-being
of the employee, an absence for medically-related disability shall not be included in the service or employment records of an individual employed by the state of Iowa or its political subdivisions, including school districts and other special purpose districts, and the absence shall not be considered in actions for promotion, discharge, demotion, or suspension of the employee.

Sec. 3. Section two hundred seventy-nine point forty (279.40), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Public school employees are granted leave of absence for [personal illness or injury] medically-related disability with full pay in the following minimum amounts:"
2. Amend the title by striking lines 2 and 3 and

PATCHETT of Johnson CONNORS of Polk BRANDT of Black Hawk O'HALLORAN of Black Hawk LONERGAN of Boone LONERGA Boome

Amend House File 291 as follows:

1. Page 1, lines 7 through 9 , by striking the words "In those cases, where by nature of the employment a state employee must be required to work on a holiday" and inserting in lieu thereof the words "[In those cases, where by nature of the employment a state employee must be requied to work on a holiday] When a state employee not regularly scheduled to work on a holiday is required to work on a holiday because of an emergency".
2. Page 1 , line 13 , by inserting after the word "rate" the words "as determined by the appointing authority".
3. Page 1, line 13, by striking the words "Employees subject to the United States".
4. Page 1 , by striking lines 14 and 15.

## GRIFFEE of Chickasaw

H-3395

1

7 States Code, the maturation date of the loan may be
8 extended beyond the five-year taxing limitation to
9 the period of time stated in the grant."

H-3396

## Amend House File 450 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one (321.1), Code 1975, is amended by adding the following new subsections:

NEW SUBSECTION. "Passenger motor vehicle" means a new car or used car as defined in this section.

NEW SUBSECTION. "Registration period" means the twelve consecutive month period for vehicle registration as provided in section three (3) of this Act.

Sec. 2. Section three hundred twenty-one point thirty-four (321.34), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

In lieu of issuing new registration plates each year for a vehicle renewing registration, the department may reassign the registration plates previously issued to such vehicle and may adopt and prescribe an annual validation sticker indicating payment of registration fee, which annual validation sticker shall be attached to said registration plates [bearing the numerals] indicating [the year] the registration period for which the original plates are validated.

Sec. 3. Section three hundred twenty-one point thirty-four (321.34), Code 1975, is amended by adding the following new unnumbered paragraphs:
$N E W$ UNNUMBERED PARAGRAPH. The registration period for any vehicle except a passenger motor vehicle or a pickup shall be the calendar year commencing on the first of January and ending on the thirty-first of December of each year. There are established twelve registration periods for the registration of passenger motor vehicles and pickups, each of which shall commence on the first of each calendar month and end on the last day of the twelfth month from the date of beginning. Passenger motor vehicles and pickups not previously registered in this state and operated for the first time on the highways of this state shall be registered for a full twelve-month period commencing the month when first operated in this state. Passenger motor vehicles and pickups operated under the provisions of section three hundred twenty-one point fifty-seven (321.57) of the Code shall be registered for a full twelve-month period at such time as registration of such vehicle is required under this chapter.

NEW UNNUMBERED PARAGRAPH. If the volume of work in a given registration period is disproportionate

## Page 2

1 to the volume in other registration periods, the
2 county treasurer may adjust the renewal or expiration
3 date of the number of passenger motor vehicles and
pickups as necessary to equalize the volume of work throughout the year. The adjustment of registration periods shall be accomplished by notifying the vehicle owner of the change and providing credit for the remaining part of the registration period. In such cases, the county treasurer shall order the vehicle owner to surrender the registration card and shall assign and issue, upon payment of the difference between the amount of the credit and the full annual registration fee on the vehicle, a new registration card and plate or annual validation sticker designating the new registration expiration date.

Sec. 4. Section three hundred twenty-one point thirty-six (321.36), Code 1975, is amended to read as follows:
321.36 SIZE OF NUMBERS. Such registration plate and the required letters and numerals thereon, except the month of expiration or year number for which issued, shall be a sufficient size to be plainly readable from a distance of one hundred feet during daylight.

Sec. 5. Section three hundred twenty-one point thirty-nine (321.39), Code 1975, is amended to read as follows:
321.39 EXPIRATION OF REGISTRATION. Every vehicle registration under this chapter and every registration card and registration plate issued hereunder shall expire [at midnight on the thirty-first day of December of] each year as provided in section three (3) of this Act. The provisions of this section shall not apply to any vehicle which is registered without the payment of fees as provided in section 321.19, but the registration plate or plates issued for such vehicle shall remain valid until suspended or revoked or canceled by the department, or until the title or ownership of such vehicle has been transferred.

Sec. 6. Section three hundred twenty-one point forty (321.40), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Application for renewal of a vehicle registration shall be made [on or after December 1 of the year] during the month in which the registration period expires for which it is registered by the owner upon proper application and by payment of the registration fee for such vehicle, as provided by law.

Sec. 7. Section three hundred twenty-one point sixty-one (321.61), Code 1975, is amended by adding

## Page 3

the following new unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. The registration period specified in section three (3) of this Act for any vehicle except a passenger motor vehicle or a pickup shall apply to all vehicles upon which special plates are displayed.

Sec. 8. Section three hundred twenty-one point
sixty-nine (321.69), Code 1975, is amended to read as follows:
321.69 RIGHT TO OPERATE. Registered car dealers
having on hand [February 1 of any year] the first day of the month following the commencement of the registration period for sale or trade, used motor vehicles upon which registration in Iowa for the previous year has been paid, as hereinafter provided, may operate such motor vehicles as provided by section 321.57.

Sec. 9. Section three hundred twenty-one point seventy (321.70), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Dealers registered under the provisions of this chapter must, on or before [February 5 of each year] the fifth day of the month following the commencement of the registration period, furnish the county treasurer and department with a list of all used motor vehicles held by them for sale or trade, and upon which the registration fee for the current year is not paid, giving registration number, initials of state issuing registration plates, the year, together with the factory number, description, and previous ownership at the time such motor vehicle was transferred to the dealer.

Sec. 10. Section three hundred twenty-one point one hundred six (321.106), Code 1975, is amended to read as follows:
321.106 REGISTRATION FOR FRACTIONAL PART OF YEAR. Where there is no delinquency and the registration is made in February or succeeding months to and including November, registration fees for vehicles [designed to carry nine passengers or less] except passenger motor vehicles and pickups shall be computed on the basis of one-twelfth of the annual registration fee as provided in this chapter multiplied by the number of unexpired months of the year. [No fee shall be required for the month of December for a new car in good faith delivered during that month.]

Where there is a delinquency, registration fees for vehicles designed to carry property or more than nine passengers except pickups which are registered after January [31] thirty-first shall be computed on
the basis of the full annual fee, plus penalties, for such vehicle. Where there is no delinquency and the registration is made in February or succeeding months, registration fees for vehicles designed to carry property or more than nine passengers except pickups shall be computed on the basis of one-twelfth of the annual registration fees as provided in this chapter multiplied by the number of unexpired months of the year.

Whenever any registration fee computed under this section contains a fractional part of a dollar, the
fee shall be computed to the nearest whole dollar, except that any such fee so computed shall not be less than five dollars, which amount shall be the fee collected. The fee so computed for an original registration shall be deemed to be the annual registration fee for the remainder of the registration year.

Sec. 11. Section three hundred twenty-one point one hundred seven (321.107), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Such reduction in the registration fee shall not be allowed until the applicant first file with the county treasurer an affidavit stating the date on which the vehicle except a passenger motor vehicle or a pickup first came into his possession or control in connection with his purchase or prospective purchase thereof, and the name and address of the party from whom purchased.

Sec. 12. Section three hundred twenty-one point one hundred seventeen (321.117), Code 1975, is amended to read as follows:
321.117 MOTORCYCLE AND HEARSE FEES. For all motorcycles the annual fee shall be [five] ten dollars. When said motorcycle has been registered five times, the annual registration fee shall be [one-half the rate when new] five dollars. The annual registration fee for hearses shall be [thirty] forty dollars. Passenger car plates shall be issued for hearses.

Sec. 13. Section three hundred twenty-one point one hundred twenty-six (321.126), subsections three
(3) and four (4), Code 1975, are amended to read as follows:
3. If the motor vehicle is stolen, the owner shall give notice of such theft to the [county treasurer or the] department within five days, or to the county treasurer who in turn shall notify the department within five days. If the motor vehicle is not recovered by the owner before [December 1 of the year] the first day of the last month of the registration period for which the registration fee was paid, the owner shall make affidavit of such theft and make claim for refund.
4. If the motor vehicle is placed in storage by the owner upon his entry into the military service of the United States, the owner shall return the plates to the county treasurer or the department and make affidavit regarding such storage and military service and make claim for refund. Whenever the owner of a motor vehicle except a passenger motor vehicle or a pickup, so placed in storage desires to again register such vehicle, the county treasurer or department shall compute and collect the fees for such registration in accordance with section 321.106. Any passenger motor vehicle or pickup subject to this subsection shall be registered as provided in section
three (s) of this Act for the twelve-month period commencing with the month when removed from storage.

Sec. 14. Section three hundred twenty-one point one hundred twenty-seven (321.127), Code 1975, is amended to read as follows:
321.127 AMOUNT OF REFUND, [For December and each succeeding month the refund] Refunds of registration
fees shall be computed on the basis of one-fourth of the annual registration fee multiplied by the number of remaining quarters of the [year] registration period from date of the return of the vehicles plates to the county treasurer, computed to the nearest quarter dollar. The department shall make refund on or before the fifteenth day of the quarter following the quarter in which the claim is filed with the department.

Sec. 15. Section three hundred twenty-one point one hundred thirty-two (321.132), Code 1975, is amended to read as follows:
321.132 WHEN LIEN ATTACHES. The lien of the original registration fee shall attach, at the time the same is first payable, as provided by law, and the lien of all renewals of registration shall attach on [January 1 of each year] the first day of the registration period thereafter.

Sec. 16. Section three hundred twenty-one point one hundred thirty-four (321.134), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

On [February 1 of each year] the first day of the month following the commencement of the registration period, a penalty of five percent of the annual registration fee shall be added to all fees not paid by that date, and five percent of the annual registration fee shall be added to such fees on the first of each month thereafter that the same remains

## Page 6

unpaid, until paid, provided that said penalty in no case shall be less than one dollar, and provided that the owner of a vehicle who, before [February 1 of any year] the first day of the month following the commencement of the registration period, surrenders all registration plates for said vehicle to the county treasurer of the county in which said plates are of record, shall have the right to register said vehicle at any later period of said year by paying the full yearly registration fee without said penalty. Provided, however, that the annual registration fee for trucks, truck tractors, road tractors, trailers and semitrailers, except pickups, as provided in sections 321.120 to 321.123 , inclusive, when said annual registration fee is in excess of seventy dollars, may be payable in two equal semiannual installments.

Sec. 17. Section three hundred twenty-one point one hundred thirty-six (321.136), Code 1975, is amended
by striking the section and inserting in lieu thereof the following:
321.136 LIST OF DELINQUENTS. During the first week of each month, the county treasurer shall make a list of all motor vehicles owned within his county upon which the registration fee was not paid before the first day of the second month following the commencement of the registration period. The list shall include the factory number, engine number, make, and model of such vehicle, the name and post office address of the owner of such vehicle as shown by the records of his office, and the amount of registration fee and penalties due against such vehicle as of the first of that month. This section shall not apply to motor vehicles subject to the provisions of section three hundred twenty-one point seventy (321.70) of the Code and to motor vehicles for which the plates have been surrendered in accordance with section three hundred twenty-one point one hundred thirty-four (321.134) of the Code.

Sec. 18. Section three hundred twenty-one point one hundred thirty-seven (321.137), Code 1975, is amended to read as follows:
321.137 SHERIFF FURNISHED LIST. The county treasurer shall on or before [March 15 thereafter] the fifteenth day of each month deliver to the sheriff of his county a certified copy of said list of such delinquents as shown.

Sec. 19. Section three hundred twenty-one point one hundred sixty-six (321.166), unnumbered paragraph one (1), Code 1975, is amended to read as follows: 7

Such number plates shall be of metal, and of a size not to exceed six inches in width by fifteen inches in length, on which there shall be the word "Iowa", and [numerals indicating the year for which it is issued. They shall be of a distinctively different color each year] indicate the registration period for which issued. There shall be at all times a marked contrast between the colors of the number plates and of the numerals or letters thereon, said colors to be designated by the department. The department shall develop a distinctive validation sticker, emblem or other device for the purpose of distinguishing among number plates issued for each registration period established under section three (3) of this Act. The department may presoribe and provide distinctive number plates for each registration period in lieu of a distinctive sticker, emblem or other device for distinguishing among registration periods.

Sec. 20. Section three hundred twenty-one point one hundred sixty-seven (321.167), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
321.167 DELIVERY OF PLATES OR EMBLEMS. The department, upon requisition of the county treasurer, shall deliver number plates, certificates, distinguishing devices, and any other materials used in vehicle registration to be furnished by the department under this chapter. The number plates delivered to each county treasurer shall be in numerical sequence. The department may in lieu of number plates furnish appropriate distinguishing stickers or emblems as provided in section three hundred twenty-one point thirty-four (321.34) of the Code.

Sec. 21. During the time necessary to change from the present system of annual calendar year registration of passenger motor vehicles and pickups to the system established in section three (3) of this Act, each passenger motor vehicle and pickup subject to registration on January 1, 1976 shall be registered for one of twelve registration periods which shall vary in length from a minimum of six consecutive calendar months to a maximum of seventeen calendar months. In the order of receipt of applications for registration of passenger motor vehicles and pickups by their owners, the county treasurer shall allocate to each of the twelve registration periods such number of such vehicles as will in his judgment distribute as uniformly as practicable the clerical work of

## 8

registering such vehicles throughout the twelve-month period in which such registration shall expire and become subject to renewal. The registration fee due for the initial registration period shall be computed by multiplying one-twelfth of the annual registration fee specified in this chapter by the number of months in the initial registration period. The twelve registration periods necessary to accommodate the change to the new registration system shall commence on January 1, 1976 and each such registration periods shall expire as follows:

1. The first period shall expire on June 30, 1976.
2. The second period shall expire on July 31, 1976.
3. The third period shall expire on August 31, 1976.
4. The fourth period shall expire on September 30, 1976.
5. The fifth period shall expire on October 31, 1976.
6. The sixth period shall expire on November 30, 1976.
7. The seventh period shall expire on December 31, 1976.
8. The eighth period shall expire on January 31, 1977.
9. The ninth period shall expire on February 29,

## Page 9

## repealed.

Sec. 23. The provisions of section twelve (12) of this Act shall become effective December 1, 1975 for registrations made on or after December 1, 1975 for the 1976 registration year."
2. Amend the title, by striking everything after the word "relating" in line 1 and inserting in lieu thereof the words "to annual registration of passenger motor vehicles and pickup trucks and increasing motorcycle and hearse registration fees, subject to penalties provided by law."

HINES of Story
3400
Amend House File 505 as follows:

1. Page 18, by striking lines 28 through 35 , and by striking page 19 and lines 1 through 28 of page 20, and inserting in lieu thereof the following:
"Sec. 15. NEW SECTION. COUNTY LAND USE POLICY COMMISSION.
2. There is established in each county of the state a county land use policy commission. The voting members of the county commission shall be the members of the soil conservation district commission elected pursuant to section four hundred sixty-seven A point five (467A.5) of the Code and the members of the county conservation board appointed pursuant to section one hundred eleven A point two (111A.2) of the Code.
3. In those counties where there is no county
conservation board, the board of supervisors shall within thirty days after the effective date of this Act appoint five members to the county commission.
The members first appointed shall hold office for terms expiring on the thirty-first of December of one, two, three, four and five years or parts thereof respectively, as indicated and fixed by the county board of supervisors. Thereafter, succeeding members shall be appointed for a term of five years except that vacancies occurring otherwise than by expiration of the term shall be filled by appointment for the unexpired term.
4. The members of the county conference board established in section four hundred forty-one point two (441.2) of the Code shall be ex officio, nonvoting members of the county commission.
5. Withing sixty days after the effective date of this Act, the voting members of the initial county commission shall meet and organize by the election of a chairman and vice chairman from among its membership. Thereafter, the county commission shall organize annually by election of a chairman and vice chairman from among its membership. Meetings may be called by the chairman at any time and shall be called within five days by the chairman on the written request of a majority of the voting membership. A majority of the voting members of the county commission shall constitute a quorum and the concurrence of a quorum of the county commission shall be required to determine any matter relating to its official duties.
6. Each voting member of the commission is entitled to receive reimbursement for travel and

## Page 2

1 other necessary expenses incurred in the performance
2 of his official duties."
KOOGLER of Mahaska
H-3397

Amend House File 558 as follows:

1. Page 7, by striking lines 21 through 32.
2. Renumber the sections and correct internal references in conformance with this amendment.

SPEAR of Lee
-3398
Amend House File 558 as follows:

1. Page 9 , by striking everything after the period in line 20, by striking lines 21 and 22 and the words "dollars per pupil" in line 23 and inserting in lieu thereof the following:
"[However, if the amount so determined for any district is less than two hundred dollars per pupil, the district is entitled to receive not less than two hundred dollars per pupil]".
2. Page 9 , lines 34 and 35 , by striking the

11 words ". However if the receipt of two hundred dollars
12 by a school district" and inserting in lieu thereof
13 the following: "[.]"
14 3. Page 10, by striking lines 1 through 5 and
15 everything before the word "In" in line 6.
SPEAR of Lee
MENNENGA of Clinton
H-3399
Amend House File 558 as follows:
2 1. Page 19, line 3, by striking the word "only".
3 2. Page 19, line 4, by inserting after the word
4 "for" the words ", but not limited to,".
3. Page 19, line 16, by striking the word
"thirty-five" and inserting in lieu thereof the word "twenty-five".

SPEAR of Lee

## H-8401

Amend House File 558, page 11, by striking
2 lines 18 through 31 and inserting in lieu thereof 3 the following:

TAUKE of Dubuque
H- 8402
1 Amend House File 558 as follows:

1. Page 7, by inserting after line 20 the follow-

3 ing section:
4
"Sec. ..... Chapter two hundred seventy-three (273),
5 Code 1975, is amended by adding the following new sec-
6 tion:

NEW SECTION. MEDIA PRODUCTION. The purchase or lease of equipment or facilities for media production or reproduction by an area education agency shall require the approval of the school budget review committee. However, the purchase or lease of equipment for television production, television transmission, or closed circuit television transmission by an area education agency is prohibited. If the area education agency wishes to use equipment for television production, television transmission, or closed circuit television transmission, the area education agency shall contract with the state educational radio and televivision facility board."
2. By renumbering sections as necessary pursuant to this amendment.

LIPSKY of Linn<br>WEST of Marshall READINGER of Polk STROMER of Hancock

H-3403

1

Amend House File 558, page 12, by inserting after line 32 the following:
"Seven-tenths of one percent of the state percent of growth is to compensate for the cost of improvements to the Iowa public employees' retirement system and also to fund a portion of the cost of driver education classes offered by the district and formerly funded partly by a state appropriation."

> STROMER of Hancock CRAWFORD of Story MENKE of O'Brien

H-8404
1 Amend House File 558, page 12, by striking
2 lines 30 and 31 and by strking from line 32
3 the words "percent of growth is ten" and inserting 4 in lieu thereof the following:
"442.7 STATE PERCENT OF GROWTH-BASIC ALLOWABLE GROWTH-MODIFIED ALLOWABLE GROWTH.

1. For the budget year beginning July 1, 1975, the state percent of growth is twelve".

CRAWFORD of Story
HARVEY of Scott READINGER of Polk EGENES of Story HALVORSON of Clayton EVANS of Grundy

[^28]> each district an adjusted enrollment equal to the greater of the following:
> a. If a district has a decrease from the basic enrollment of the base year to the basic enrollment budget year, the state comptroller shall determine an adjusted enrollment for the district by adding to the basic enrollment for the budget year an amount equal to one hundred percent of the decrease to the extent that the decrease is not more than two percent of the base year's basic enrollment, and fifty percent of the remaining decrease to either the basic enrollment for the budget year, or for the school years beginning July 1, 1975, and July 1, 1976, the sum of the basic enrollment for the base year plus adjustments made for decreasing enrollment under the law in effect July first of the base year, whichever is larger. The additional amount used in computing adjusted enrollment in a base year is not used in computing adjusted enrollment for a budget year after the school year beginning July 1, 1976.
> b. If a district does not have a decreasing basic enrollment from the base year to the budget year, its adjusted enrollment for the budget year is the greater of its basic enrollment for the budget year or, for school years beginning July 1, 1975, and July 1, 1976, its basic enrollment for the base year plus adjustments made for decreasing enrollment under the law in effect July first of the base year. The additional amount used in computing adjusted enrollment in a base year is not used in computing adjusted enrollment for a budget year after the school beginning July 1, 1976."

BENNETT of Ida STROMER of Hancock WEST of Marshall DEN HERDER of Sioux CRABB of Crawford DANKER of Pottawattamie FULLERTON of Woodbury WULFF of Black Hawk BRANSTAD of Winnebago WELDEN of Hardin TOFTE of Winneshiek HANSEN of O'Brien MENKE of O'Brien NEALSON of Muscatine LAGESHULTE of Breamer

1 Amend House File 558 as follows:
2 1. Page 12, line 19, by inserting after the
3 word "certified" the words "for a prior year or
4 for the budget year".
2. Page 12, line 32, by striking the word

6 "ten" and inserting in lieu thereof the word
7 "fourteen".
TAUKE of Dubuque
WULFF of Black Hawk
JUNKER of Woodbury
NEALSON of Muscatine
READINGER of Polk
GENTLEMAN of Polk
OAKLEY of Clinton
LIPSKY of Linn
EGENES of Story
BROCKETT of Marshall
WEST of Marshall

H-3407
1 Amend House File 558 as follows:
2 1. Page 8, by striking lines 5 through 35.
3 2. Page 9 , by striking lines 1 through 10.
4 3. Page 12, line 32, by striking the words
5 "and seven-tenths percent" and inserting in lieu
6 thereof the following:
"plus four-tenths of one percent to be used
to fund improvements to the Iowa public employees'
retirement system".
4. Renumber the sections and correct internal
references in conformance with this amendment.

> STROMER of Hancock CRAWFORD of Story MENKE of O'Brien

H-3408
1 Amend House File 558, page 12, line 32, by
2 striking the words "seven-tenths percent" and
3 inserting in lieu thereof the following:
4 "three-tenths of one percent to be used to
5 fund a portion of the cost of driver education
6 instruction offered by the district and formerly
7 funded by a state appropriation".
STROMER of Hancock CRAWFORD of Story MENKE of O'Brien

1 Amend House File 558 as follows:
2 1. Page 10, by inserting after line 8 the
3 following:
"Sec. ..... Section four hundred forty-two point three (442.3), Code 1975, is amended to read as follows:
442.3 STATE FOUNDATION BASE. The state founda-
tion base for the school year beginning July 1, 1972, is seventy percent of the state cost per pupil. For each succeeding school year the state foundation base shall be increased by the amount of one percent of the state cost per pupil, up
to a maximum of eighty percent of the state cost per pupil. However for the school years beginning July 1, 1975 and July 1, 1976, the state foundation base is equal to seventy-five percent of the state cost per pupil and shall remain at seventyfive percent for the school year beginning July 1, 1977. The district foundation base is the larger of the state foundation base or the amount per pupil which the district will receive from foundation property tax and state school foundation aid."

STROMER of Hancock HARVEY of Scott TAUKE of Dubuque

H-3410

Amend House File 558 as follows:
2 1. Page 19, by striking lines 7 through 35 and
page 20 , by striking lines 1 through 17 , and in-
serting in lieu thereof the following:
" 2 . The board shall determine the enrichment amount per pupil needed and shall include in its budget prepared under chapter twenty-four (24) of the Code, a clear statement of the fact that this amount is to be raised by a property tax levied in addition to the levy otherwise authorized under chapter four hundred forty-two (442) of the Code, and the specific purposes for which the levy will be used. The budget must also show that the enrichment levy is imposed for one year, and that it will be considered miscellaneous income and will not become a part of the authorized district cost in succeeding years."
2. Page 20, by striking lines 21 through 35, and page 21, by striking lines 1 through 31, and inserting in lieu thereof the following:
"442.15 LEVY. No later than August first of each year, the state comptroller shall compute the enrichment levy for each school district which has included an enrichment amount established under section four hundred forty-two point fourteen (442.14) of the Code in its certified budget, and shall notify the county auditor of each county the amount of the enrichment levy needed for any such district in the county. The county auditors shall levy the enrichment property tax in the same manner as other property tax levies certified by the district."
3. Page 24 , by inserting after line 18 the following section, and renumbering remaining sections accordingly:
"Sec. 23. Sections four hundred forty-two point sixteen (442.16) through four hundred forty-two point twenty (442.20), Code 1975, are repealed."
4. Amend the title, line 18, by striking the

40 words ", state aid, and an income surtax".
5. Amend the title, line 24 , by striking the words "making an appropriation,".

HORN of Linn
H-3411
1 Amend House File 558 as follows:

1. Page 12, line 5, by inserting after the word "obtained" the words "from school transportation aid,".
2. Page 16, line 28 , by inserting after the period the following:
"However, for the budget year beginning July 1, 1975, the state cost per pupil as otherwise computed under this section shall be reduced by the average cost per pupil in weighted enrollment in the state for school transportation in the base year, based upon authorized transportation costs approved by the department of public instruction."
3. Page 21, line 33, strike the word "section" and insert in lieu thereof the word "sections".
4. Page 24, insert after line 5 the following:
"NEW SECTION. 1. A school transportation aid fund is established. There is appropriated to the school transportaiton aid fund for each budget year an amount to be determined by the state comptroller as follows:
a. Multiply the average cost per pupil in weighted enrollment in the state for school transportation in the base year, based upon authorized transportation costs approved by the department of public instruction, by the percentage of the state cost per pupil which determines the state foundation base for the budget year, as provided in section four hundred forty-two point three (442.3) of the Code.
b. Multiply the product by the weighted enrollment in the state for the budget year.
c. The final product is the amount appropriated.
5. The state comptroller shall allocate the amount appropriated to the school transportation aid fund for each budget year to each school district in the state as follows:
a. Multiply each school district's cost per pupil in weighted enrollment for school transportation in the base year based upon authorized transportation costs approved by the department of public instruction, by the percentage of the state cost per pupil which determines the state foundation base for the budget year, as provided in section four hundred forty-two point three (442.3) of the Code.
b. Multiply the product by the weighted enrollment in the district for the budget year.
49 c. The final product is the amount allocated 50 to each district for school transportation aid.

## Page 2

3. A school district required by chapter two hundred eighty-five (285) of the Code to provide transportation to pupils is entitled to school transportation aid as provided in this section. However, no transportation aid shall be paid to school districts to cover costs incurred in transporting pupils from home to a bus route, or in transporting pupils not entitled to free transportation but who are transported at the expense of the home district or the parents. The secretary of each district shall, on or before the first day of July of each year, report to the state department of public instruction on blanks furnished by the department, the information it requires for determining the amount of the district's transportation cost per pupil in the base year. The department may require further supporting data and information, and shall certify the proper amount for each district to the state comptroller. The state comptroller shall draw warrants and deliver them to the districts, as provided in section four hundred forty-two point twenty-six (442.26) of the Code."
4. Amend the title, line 20, by inserting after the word "of" the words "transportation, and of".

STROMER of Hancock BENNETT of Ida HOWELL of Floyd MENKE of O'Brien TOFTE of Winneshiek DYRLAND of Clayton EVANS of Grundy WEST of Marshall McELROY of Fremont DANKER of Pottawattamie LONERGAN of Boone HANSEN of O'Brien DAGGETT of Adams CRABB of Crawford WELDEN of Hardin DUNTON of Keokuk MILLEN of Van Buren BRANSTAD of Winnebago DEN HERDER of Sioux WYCKOFF of Benton PERKINS of Greene HALVERSON of Clayton SCHROEDER of Pottawattamie VARLEY of Adair

H-3412
6 during the school year is to the time that full-time
7 elementary pupils carrying a normal course schedule
8 in the same school district, for the same school
year, are in class receiving instruction, but only
if the prekindergarten programs are approved by the
department of public instruction based upon the
following criteria:
a. The pupils enrolled must be four years of age by September fifteenth of the school year in which they are enrolled.
b. The pupils enrolled must be below the average for their age in educational development, as determined by standardized tests approved by the department, or must demonstrate unusual family sociocultural factors, as determined by a screening program approved by the department".

## HORN of Linn

H-3413
1 Amend House File 558, page 12, by striking
2 line 31 and by striking from line 32 the words
3 "percent of growth is ten" and inserting in lieu
4 thereof the following:
5 "1. For the budget year beginning July 1,
6 1975, the state percent of growth is ten and
7 four-tenths".
HANSEN of $\mathrm{O}^{\prime}$ Brien MENKE of O'Brien DANKER of Pottawattamie CRABB of Crawford BORTELL of Madison EGENES of Story EVANS of Grundy BRANSTAD of Winnebago TOFTE of Winneshiek

H-3414
1 Amend House File 558 as follows:
2 1. Page 18, by inserting after line 25 the
3 following new section:
4 "Sec. ..... Section four hundred forty-two
5 point thirteen (442.13), Code 1975, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. The school budget review
8 committee shall reimburse upon application each
9 school district for actual costs incurred for pre-
10 kindergarten programs during the period from the

[^29]> STROMER of Hancock DUNTON of Keokuk LIPSKY of Linn

H-3415

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16
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STROMER of Hancock
H-3389
Amend Senate File 285, as passed by the Senate, as follows:

1. Page 6, line 27, by inserting after the word "transportation" the following: ", the Iowa commission for the blind,".
2. Page 6, line 32, by inserting after the word "transportation" the following: ", the Iowa commission for the blind,".

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, April 3, 1975.

# JOURNAL OF THE HOUSE 

## Eighty-first Calendar Day-Fifty-second Session Day

Hall of the House of Representatives Des Monnms, IOWA, Thursoay, AFril 3, 1975

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

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

The Journal of Wednesday, April 2, 1975, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Anthony Owca, Centerville, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Middleton of Black Hawk on request of Wulff of Black Hawk.

## PRESENTATION OF VISITORS

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

Eighty-five eighth grade students from the government class of Prairie Community Junior High School, Gowrie, Iowa, accompanied by Mr. Phillips, Mr. Meyer and Mr. Rogge. By Fitzgerald of Webster.

Fifteen members of the Executive House Day Care Center, Des Moines, Iowa, accompanied by Evelyn S. Loggins. By Hargrave of Johnson.

Sixty students of the government class of Rockford Senior High School, Rockford, Iowa, accompanied by Gary Achenbach. By Howell of Floyd.

## PETITIONS FILED

The following petitions were received and placed on file:
By Connors of Polk, Griffee of Chickasaw, and Howell of Floyd
from approximately eight thousand five hundred residents of Iowa favoring:
(a) Eliminate the one week waiting period for unemployment compensation.
(b) Raise the unemployment compensation pay to sixty-six and two-thirds percent of the average earnings in the State of Iowa.
(c) Eliminate the one week waiting period for workmen's compensation.
(d) A provision that allows a worker who is hurt in a plant the right to go to a doctor of his/her choice.

By Dyrland of Clayton from one hundred forty-five citizens of Clayton County in recognition of National Wildlife Habitat Week, urging the General Assembly to lend active support to legislation to set aside some wooded and marshy areas near and around populated sections of our state in order to preserve wildlife cover, and asking publicity to encourage Iowans in city and country to protect the delicate balance of nature through sound conservation measures.

By Stromer of Hancock from forty-eight members of the Garner Methodist Men's Club and the Adult Sunday School Class, urging the defeat of Senate File 152, regarding pari-mutuel betting.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 51 and Senate File 231, under Rule 36.

## INTRODUCTION OF BILLS

House File 603, by committee on human resources, a bill for an act relating to the transfer of a child from the juvenile court to the criminal court.

Read first time and placed on the calendar.
House File 604, by committee on education, a bill for an act relating to policies of public schools relating to married persons.

Read first time and placed on the calendar.
House File 605, by Connors, Woods, Pavich, Nealson of Muscatine, West, Branstad, Norland and Harper, a bill for an act to establish a separate monthly retirement allowance for conserva-
tion peace officers under the Iowa public employees' retirement system.

Read first time and referred to committee on state government.
House File 606. by Nielsen, a bill for an act relating to the Iowa state civil rights commission.

Read first time and referred to committee on state government.
House File 607, by Small, a bill for an act to provide limited tax incentives for the improvement, repair, and maintenance of property by allowing a five-year tax moratorium for certain improvements to buildings and by requiring that real estate be assessed as if repairs and maintenance had been performed, with certain exceptions.

Read first time and referred to committee on ways and means.
House File 608, by Daggett, a bill for an act relating to the teaching of the origin of humankind.

Read first time and referred to committee on education.
House File 609, by O'Halloran, a bill for an act to transfer the powers and duties of the Iowa natural resources council to the department of environmental quality and the office of state geologist and to abolish the Iowa natural resources council.

Read first time and referred to committee on natural resources.
House File 610, by Readinger, Lipsky and Cusack (Shaw, Gluba, Hansen, Griffin, Willits, Sovern and Carr), a bill for an act authorizing the establishment and funding of self-supported municipal improvement districts.

Read first time and referred to committee on cities and towns.
House File 611, by Bittle and Brunow (Curtis, Hansen, Briles, Gallagher, Griffin and Lamborn), a bill for an act relating to the creation of a county budget review committee, specifying the powers and duties of the committee, providing for the consolidation of county funds and the limitation of certain budget expenditures for counties.

Read first time and referred to committee on county government.

## MEMORIAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following members to serve on the memorial committee in accordance with House Concurrent Resolution 24: the Honorable William Griffee,
chairman; the Honorable James Middleswart, the Honorable Elmer Den Herder, and the Honorable David Readinger, on the part of the House.

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

House File 521, a bill for an act relating to the time of incurring obligations for and reversion of funds contained in legislation appropriating funds, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 521)
The ayes were, 94 :

| Anderson | Dyrland | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes <br> Koogler | Poncy <br> Baker | Evans |
| Bennett | Fitzgerald | Kreamer | Readinger |
| Bina | Fullerton | Ligeschulte | Rinas |
| Bittle | Gentleman | Lipsky | Scheelhaase |
| Bortell | Griffee | Lonergan | Schreeder |
| Brandt | Halvorson | Menke | Small |
| Branstad | Hansen | Mennenga | Spear |
| Brockett | Hargrave | Middleswart | Stencer |
| Brunow | Harper | Millen | Stromer |
| Byerly | Harvey | Miller, A.V. | Svoboda |
| Caffrey | Hennessey | Miller, K. D. | Tauke |
| Clark | Higgins | Miller, O.L. | Tofte |
| Connors | Hines | Monroe | Varley |
| Crabb | Hinkhouse | Nealson | Walter |
| Crawford | Horn | Newhard | Welden |
| Daggett | Howell | Nielsen | Wells |
| Danker | Hullinger | Norland | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | - | Pavich |
| Drake | Jochum | Pellett | Wyckoff |
| Dunton | Jordan |  | Mr. Speaker |
|  |  |  |  |

The nays were, none.
Absent or not voting, 6:

| Cusack | Krause | Middleton |
| :--- | :--- | :--- |
| Gilloon | McElroy |  |

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

## MOTION TO RECONSIDER PREVAILS (House File 451)

Lonergan of Boone called up for consideration the motion to
reconsider House File 451, filed on April 2, 1975, and moved to reconsider the vote by which House File 451, a bill for an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations, passed the House on April 2, 1975.

A non-record roll call was requested.
The ayes were 89 , nays none.
The motion prevailed.
Lonergan of Boone moved to reconsider the vote by which House File 451 was placed on its last reading.

The motion prevailed.
Lonergan of Boone offered the following amendment H-3417 filed by her from the floor and moved its adoption:

H-3417
Amend House File 451, page 1, line 18, by
2 striking the words "painted bright red and".
Amendment H-3417 was adopted.
Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 451)
The ayes were, 92 :

| Anderson | Egenes | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans <br> Baker | Fitzgerald | Krause |

The nays were, none.
Absent or not voting, 8:
Bortell Cusack
Caffrey Gilloon
Horn
Middleton

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

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 208, a bill for an act relating to conservators administering moneys paid by the veterans administration, with report of committee recommending passage, was taken up for consideration.

Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 208)
The ayes were, 93 :

| Anderson | Dunton | Jordan | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Junker | Pellett |
| Baker | Evans | Koogler | Perkins |
| Bennett | Fitzgerald | Kreamer | Poncy |
| Bina | Fullerton | Lageschulte | Readinger |
| Bittle | Gentleman | Lindeen | Scheelhaase |
| Bortell | Griffee | Lipsky | Schroeder |
| Brandt | Halvorson | Lonergan | Small |
| Branstad | Hansen | McElroy | Spear |
| Brockett | Hargrave | Menke | Spencer |
| Brunow | Harper | Mennenga | Stromer |
| Byerly | Harvey | Middleswart | Svoboda |
| Caffrey | Hennessey | Millen | Tauke |
| Clark | Higgins | Miller, A. V. | Tofte |
| Connors | Hines | Miller, K. D. | Varley |
| Crabb | Hinkhouse | Miller, O. L. | Walter |
| Crawford | Horn | Monroe | Welden |
| Cusack | Howell | Nealson | Wells |
| Daggett | Hullinger | Newhard | West |
| Danker | Husak | Nielsen | Woods |
| Den Herder | Hutchins | Norland | Wulff |
| Dieleman | Jesse | Oakley | Wyckoff |
| Doyle | Jochum | O'Halloran | Mr. Speaker |

The nays were, none.
Absent or not voting, 7:

| Egenes | Krause | Patchett | Rinas |
| :--- | :--- | :--- | :--- |
| Gilloon | Middleton |  |  |

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

## WITHDRAWAL OF HOUSE FILE 140 RESCINDED

Nielsen of Polk asked and received unanimous consent that the withdrawal of House File 140 be rescinded.

## HOUSE FILE 192 WITHDRAWN

Crawford of Story asked and received unanimous consent to withdraw House File 192 from further consideration by the House.

House File 463, a bill for an act relating to remedial eye care, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 463)
The ayes were, 92 :

| Anderson | Dunton | Jochum | O’Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Jordan | Pavich |
| Baker | Egenes | Junker | Pellett |
| Bennett | Evans | Koogler | Poncy |
| Bina | Fitzgerald | Krause | Readinger |
| Bittle | Fullerton | Kreamer | Rinas |
| Bortell | Gentleman | Lageschulte | Scheelhaase |
| Branstad | Griffee | Lindeen | Schroeder |
| Brockett | Halvorson | Lipsky | Small |
| Brunow | Hansen | Lonergan | Spencer |
| Byerly | Hargrave | McElroy | Stepheus |
| Caffrey | Harper | Menke | Stromer |
| Clark | Harvey | Mennenga | Svoboda |
| Connors | Hennessey | Middleswart | Tauke |
| Crabb | Higgins | Millen | Tofte |
| Crawford | Hines | Miller, A.V. | Varley |
| Cusack | Hinkhouse | Miller, K. D. | Walter |
| Daggett | Horn | Miller, O. L. | Welden |
| Danker | Howell | Monree | Wells |
| Den Herder | Hullinger | Newhard | West |
| Dieleman | Husak | Nielsen | Wulf |
| Doyle | Hutchins | Norland | Wyckoff |
| Drake | Jesse | Oakley | Mr. Speaker |
|  |  |  |  |

The nays were, 1:
Nealson
Absent or not voting, 7:
Brandt Middleton Gilloon Patchett
$\underset{\text { Perkins }}{\text { Spear }}$

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

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 612, by Brockett and Evans, a bill for an act relating to the collection of dishonored checks.

Read first time and referred to committee on commerce.
House File 613, by committee on state government, a bill for an act relating to the state housing code, and providing penalties.

Read first time and placed on the calendar.
House File 614, by committee on human resources, a bill for an act relating to termination of parental rights and adoption and providing penalties.

Read first time and placed on the calendar.
House File 615, by Monroe, Middleswart, Rinas and Krause, a bill for an act to require railroad cars to be equipped with reflectors and providing a penalty for violations.

Read first time and referred to committee on transportation.
House File 616, by Harper and Gentleman, a bill for an act relating to the limitation of certain damage actions against architects, contractors, engineers and surveyors, arising out of improvements or work upon real property.

Read first time and referred to committee on commerce.
House File 617, by committee on transportation, a bill for an act relating to mobile home tiedowns and providing a penalty.

Read first time and placed on the calendar.
House File 618, by committee on commerce, a bill for an act relating to acceptance of deposits by state banks, credit unions and savings and loan associations.

Read first time and placed on the calendar.
House File 619, by Hullinger, Daggett, Brunow and Bortell, a bill for an act to repeal provisions relating to the establishment of secondary road assessment districts, levying special assessments for secondary road improvements in such district and issuing certificates in anticipation of the collection of such assessments.

Read first time and referred to committee on transportation.

## SENATE MESSAGES CONSIDERED

Senate File 313, a bill for an act correcting the amount of the farm equipment tax exemption.

Read first time and referred to committee on ways and means.
Senate File 351, a bill for an act relating to the time for publishing the Iowa Administrative Code.

Read first time and referred to committee on state government.

## SPECIAL ORDER <br> (House File 558)

The hour of 1:30 p.m. having arrived, the Speaker announced the special order of business for the consideration of House File 558, a bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the department of public instruction, and the state comptroller, limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modifying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized expenditures, providing a state percent of growth for the 1975-76 school year, new methods for determining state percent of growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, correcting references, making an appropriation, and providing a retroactive effective date.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
Patchett of Johnson asked and received unanimous consent that House File 558 be considered seriatim and that the bill be
divided into the following parts each of which to be considered as one subject for the purposes of amendment:

Part 1-Section 1
Part 2-Sections 2 and 3
Part 8-Sections 4, 5, 6, 7 and 10
Part 4-Section 9
Part 5-Sections 12 and 18
Part 6-Section 13
Part 7-Sections 8, 11, 14, 15, 16, 17 and 21
Part 8-Sections 19 and 20
Part 9—Section 22
Part 10--Sections 23 and 24

RULE 32 SUSPENDED
Patchett of Johnson asked and received unanimous consent that House Rule 32 be suspended for the consideration of House File 558.

Bittle of Polk offered the following amendment $\mathrm{H}-3428$ filed by him from the floor and moved its adoption:

## H-3428

1 Amend House File 558 as follows:
2 1. Page 1, by striking lines 1 through 14.
3 2. Page 12, line 35, by striking the word
4 "February" and inserting in lieu thereof the
word "January".
3. Page 13 , line 33 , by striking the word
"February" and inserting in lieu thereof the word "January".
4. Renumber sections and correct internal references in accordance with this amendment.
5. Amend the title, line 2 , by striking the words "by changing the certification date of school budgets,".
Amendment H—3428 lost.
Spear of Lee offered the following amendment H-3397 filed by him and moved its adoption:

[^30]3 2. Renumber the sections and correct internal references in conformance with this amendment.
Amendment H-3397 lost.
Spear of Lee offered the following amendment H-3398 filed by him and Mennenga of Clinton:

H-3398
1 Amend House File 558 as follows:

1. Page 9 , by striking everything after the period in line 20, by striking lines 21 and 22 and the words "dollars per pupil" in line 23 and inserting in lieu thereof the following:
"[However, if the amount so determined for any district is less than two hundred dollars per pupil, the district is entitled to receive not less than two hundred dollars per pupil]".
2. Page 9 , lines 34 and 35 , by striking the words ". However if the receipt of two hundred dollars by a school district", and inserting in lieu thereof the following: "[.]"
3. Page 10, by striking lines 1 through 5 and everything before the word "In" in line 6.
Mennenga of Clinton offered the following amendment $\mathrm{H}-3434$, to amendment H-3398, filed by him from the floor:
```
H-3434
    1 Amend the Spear, Mennenga amendment H-3398,
    2 to page 10 of House File 558 by striking line 15
    3 and inserting in lieu thereof the following:
    4 "everything through the period in line 6, and in-
    serting in lieu thereof the following: 'If the
    money raised by the foundation property tax ex-
    ceeds the maximum allowed district cost for the
    budget year, the district shall pay the excess
    amount to the state general fund.'"
```

Mennenga of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3434$ be withdrawn.

Spear of Lee moved the adoption of amendment H-3398.
Amendment H-3398 lost.
Mennenga of Clinton asked and received unanimous consent that the following amendment $\mathrm{H}-3427$ filed by him from the floor be withdrawn:

H-3427
Amend House File 558, page 10, line 6, by inserting before the period the following:
", and if the money raised by the foundation
4 property tax alone exceeds the maximum allowed
5 district cost for the budget year, the district

6 shall pay the excess amount to the state general 7 fund".
Stromer of Hancock offered the following amendment H-3409 filed by Stromer, et al., and moved its adoption:

H-3409
Amend House File 558 as follows:

1. Page 10, by inserting after line 8 the
following:
"Sec. ..... Section four hundred forty-two point three (442.3), Code 1975, is amended to read as follows:
442.3 STATE FOUNDATION BASE. The state foundation base for the school year beginning July 1, 1972, is seventy percent of the state cost per pupil. For each succeeding school year the state foundation base shall be increased by the amount of one percent of the state cost per pupil, up to a maximum of eighty percent of the state cost per pupil. However for the school years beginning July 1, 1975 and July 1, 1976, the state foundation base is equal to seventy-five percent of the state cost per pupil and shall remain at seventyfive percent for the school year beginning July 1, 1977. The district foundation base is the larger of the state foundation base or the amount per pupil which the district will receive from foundation property tax and state school foundation aid."
Roll call was requested by Stromer of Hancock and Crawford of Story.

Rule 70 was invoked.
On the question "Shall amendment H-3409 be adopted?"
The ayes were, 40 :

| Bennett | Den Herder <br> Bittle | Kreamer <br> Drake | Readinger <br> Sortell |
| :--- | :--- | :--- | :--- |
| Bragehulte |  |  |  |$\quad$| Schroeder |
| :--- |


| Krause | Monroe | Perkins | Svoboda |
| :--- | :--- | :--- | :--- |
| Lonergan | Newhard | Poncy | Walter |
| Mennenga | Nielsen | Rinas | Wells |
| Middleswart | Norland | Scheelhaase | Woods |
| Miller, A.V. | O'Halloran | Spear | Wyckoff |
| Miller, K. D. | Patchett | Spencer | Mr. Speaker |
| Miller, O. L. | Pavich |  |  |
| Absent or not voting, 2: |  |  |  |
| Middleton | Small |  |  |

Amendment H—3409 lost.
Mennenga of Clinton offered amendment H-3435 filed by him from the floor and requested division of the amendment as follows:

H-3435
1 Amend House File 558 as follows:
H-3435A

1. Page 10, line 7, by inserting after the

3 comma the words "except in the case of computa-
4 tions relating to funding of special education
5 support services, media services and other ser-
6 vices provided through the area education
7 agencies,".
H-3435B
8 2. Page 22, line 12, by inserting before the
9 word "expenditures" the word "budgeted".
On motion by Mennenga of Clinton, amendment H-3435A was adopted.

Amendment H—3435B was deferred.
Stromer of Hancock asked and received unanimous consent to substitute amendment H -3437, filed from the floor by Stromer, Dunton and Lipsky, for amendment H--3414 (to page 18) filed by Stromer, et al., on April 2, 1975, and found on pages 863 and 864 of the House Journal and that amendment H-3414 be withdrawn.

Stromer of Hancock offered amendment $\mathrm{H}-3437$ as follows and moved its adoption:

```
H-3437
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Amend House File 558 as follows:

1. Page 18, by inserting after line 25 the
following new section:
"Sec. ..... Section four hundred forty-two point thirteen (442.13), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. The school budget review committee shall reimburse upon application each schooldistrict for actual costs incurred for prekinder-

10 garten programs during the period from the second
11 Friday in January of 1975, to July 1, 1975, estab-
12 lished by the district in compliance with the
13 school standards provided by chapter two hundred
14 fifty-seven (257) of the Code."
15
16
17
18
2. Renumber the sections and correct internal references in conformance with this amendment.
3. Amend the title, line 17 , by inserting after
the word "growth" the words "and reimburse school districts for prekindergarten programs".
Roll call was requested by Stromer of Hancock and Welden of Hardin.

On the question "Shall amendment H—3437 be adopted?"
The ayes were, 27 :

| Bittle | Evans | McElroy | Stromer <br> Transtad |
| :--- | :--- | :--- | :--- |
| Frockett | Fullerton | Minsen | Millen |
| Crabb | Horn | Miller, O. L. | Varley |
| Danker | Kreamer | Perkins | Welden |
| Den Herder | Lindeen | Readinger | West |
| Egenes | Lipsky | Stroeder | Wulff |
| Diephens |  |  |  |

The nays were, 71:

| Anderson | Dunton | Jochum | O'Halloran <br> Avenson |
| :--- | :--- | :--- | :--- |
| Dyrland | Jordan | Patchett |  |
| Baker | Fitzgerald | Junker | Pavich |
| Bennett | Gentleman | Koogler | Pellett |
| Bina | Gilloon | Krause | Poncy |
| Bortell | Griffee | Lageschulte | Rinas |
| Brandt | Halvorson | Lonergan | Scheelhaase |
| Bruow | Hargrave | Menke | Small |
| Byerly | Harper | Mennenga | Spear |
| Caffrey | Harvey | Middleswart | Spencer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Higgins | Miller, K. D. | Tauke |
| Crawford | Hines | Monroe | Walter |
| Cusack | Hinkhouse | Nealson | Wells |
| Daggett | Howell | Newhard | Woods |
| Dieleman | Hullinger | Nielsen | Wyckoff |
| Doyle | Husak | Norland | Mr. Speaker |
| Drake | Hutchins | Oakley |  |

Absent or not voting, 2:
Jesse Middleton
Amendment H—3437 lost.
(House File 558 pending at adjournment.)
SPECIAL ORDER
(House File 614)
Fitzgerald of Webster asked and received unanimous consent that House File 614 be made a special order of business for 1:30 p.m., Thursday, April 10, 1975.

## SPONSOR WITHDRAWN <br> (House File 121)

Baker of Buena Vista requested that he be withdrawn as a sponsor on House File 121.

EXPLANATION OF VOTE<br>(House Files 521, 451, 208 and 463)

I was necessarily absent from the House chamber this morning due to study on House File 558. Had I been present I would have voted "aye" on House Files 521, 451, 208 and 463.

PATCHETT of Johnson

## REPORTS OF COMMITTEES

Husak of Tama, from the committee on agriculture, submitted the following reports:

Mr. Speakir: Your committee on agriculture to whom was referred House File 217, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which onehalf or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

HUSAK of Tama, Chairman
Also:
Mr. Speaker: Your committee on agriculture to whom was referred House flle 239, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district, begs leave to report it has has the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> HUSAK of Tama, Chairman

Also:
Mr. Speaker: Your committee on agriculture to whom was referred House File 443, a bill for an act relating to the destruction of weeds by spraying, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## HUSAK of Tama, Chairman

Small of Johnson, from the committee on commerce, submitted the following reports:

Mr. Speaker: Your committee on commerce to whom was referred House File 36, a bill for an act relating to discrimination in the renewal
of automobile insurance, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman
Also:
Mr. Speaker: Your committee on commerce to whom was referred House file 283, a bill for an act relating to interest payments to customers of public utilities, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3426
1 Amend House File 288 as follows:
2 Page 1, by striking all of lines 16 through 18
3 and inserting in lieu thereof the following: "be
4 not less than five percent per annum, [nor more than
5 nine percent per annum] and shall be set by the
6 commission to reasonably reflect the prevailing
7 interest rate in effect during the period the funds
8 are held by the public utility."
SMALL of Johnson, Chairman


#### Abstract

Also: Mr. Speaker: Your committee on commerce to whom was referred House File 362, a bill for an act relating to the exclusion of banks from membership sales licensing requirements of the Code, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.


## SMALL of Johnson, Chairman

Higgins of Scott, from the committee on human resources, submitted the following reports:

Mr. Speaker: Your committee on human resources to whom was referred House File 187, a bill for an act relating to use of state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of patients thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

HIGGINS of Scott, Chairman
Also:
Mr. Speaker: Your committee on human resources to whom was referred House File 575, a bill for an act relating to eligibility for low-rent housing, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

```
H-3445
Amend House File 575 as follows:
    1. Page 2, line 2, by inserting after the word
    "family" the words "or other adjustments necessary
    due to unusual prevailing conditions in the area".
        2. Page 2, line 3, by inserting after the word
    "includes" the words ", but is not limited to,".
        3. Page 2, line 17, by striking the words "which
    can be" and inserting in lieu thereof a period.
        4. Page 2, by striking lines 18 through 26 , in-
clusive.
            5. Page 2, line 27, by striking the word "an"
and inserting in lieu thereof the words "a physical
or mental".
```

HIGGINS of Scott, Chairman

## Also:

Mr. Speakir: Your committee on human resources to whom was referred House File 591, a bill for an act to establish a program for the development of health care centers for the delivery of health care by public health nurse practitioners and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## HIGGINS of Scott, Chairman

Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Speaker: Your committee on county government to whom was referred Senate File 121, a bill for an act relating to compensation of the clerk of the grand jury, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3444

1

Amend Senate File 121 by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section seven hundred seventy point nineteen (770.19), Code 1975, is amended to read as follows:
770.19 COMPENSATION. Such clerk shall receive compensation at the rate [of eight dollars per day for time actually and necessarily employed in the performance of the duties prescribed in this chapter] set by the court subject to the approval of the board of supervisors.

Sec. 2. Sections seven hundred seventy point twenty (770.20) and seven hundred seventy point twentyone (770.21), Code 1975, are repealed."

## AMENDMENTS FILED

$\mathrm{H}-3440$
1 Amend House File 124, page 4, line 25, by insert-
2 ing after the word "elapsed" the words ", except
3 that the commission may waive the time requirement
for reapplication if the real estate apprentice
salesman shows just cause to the commission why the
thirty-hour course was not completed".
HENNESSEY of Delaware
H-3441
1 Amend the Patchett, et al., amendment, H-3390
2 to House File 243, page 1 by inserting after line
349 the following new section:
4 "Sec. ..... Section two hundred seventy-nine point
5 forty (279.40), Code 1975, is amended by adding
6 the following new paragraph.
7 NEW PARAGRAPH. Any amounts due an employee
8 under this section shall be reduced by benefits
9 payable under chapter eighty-five (85), or eighty-
10 five A (85A), of the Code."
BROCKETT of Marshall
H-3442
1 Amend House File 243, page 1, by inserting after
2 line 17 the following new section:
3 "Sec. ..... Section two hundred seventy-nine point
4 forty (279.40), Code 1975, is amended by adding
5 the following new paragraph.
6 NEW PARAGRAPH. Any amounts due an employee
7 under this section shall be reduced by benefits
8 payable under chapter eighty-five (85), or eighty-
9 five A (85A), of the Code."
BROCKETT of Marshall
H-3446
1 Amend House File 413 as follows:
2 1. Page 4, by striking all of lines 29 through
333.

4 2. By renumbering the remaining sections.
BINA of Scott
H-3419
1 Amend the Jesse amendment H-3395, to House File
422, line 8, by striking the word "five-year".
JESSE of Polk

## H-3421

1
2
3
4
5 under this subsection shall not apply to a hearse,
6 motorcycle or motor bicycle which has been
7 registered in any state before December 1, 1975.

8 The annual registration fee for a hearse which
has been registered in any state before December 1, 1975 shall be thirty dollars and the annual
registration fee for a motorcycle or motor bicycle
which has been registered in any state before
December 1, 1975 shall be five dollars."

## MONROE of Des Moines

H—3447
1 Amend House File 450, page 11, by inserting after line 9 the following new section:
"Sec. ..... Section three hundred twenty-two point three (322.3), subsection nine (9), Code 1975, is amended to read as follows:
9. No person licensed under this chapter shall, either directly or through an agent, salesman or employee, engage in this state, or represent or advertise that he is engaged or intends to engage in this state, in the business of buying or selling at retail new or used motor vehicles, as defined in section three hundred twenty-one point one (321.1) of the Code, on the first day of the week, commonly known and designated as Sunday."

SCHROEDER of Pottawattamie BYERLY of Polk JESSE of Polk NIELSEN of Polk CLARK of Lee KRAUSE of Palo Alto RINAS of Linn BRANSTAD of Winnebago

H-3418
1 Amend House File 464 as follows:
2 1. Page 1, by striking all of section 1.
3 2. By renumbering the remaining section.

## SCHROEDER of Pottawattamie

H-3422
1 Amend House File 479, page 2, by inserting after
2 line 27 the following new subsection:
3 " 6 . A single trip permit may be issued to allow
4 the movement of a mobile home or factory-built
5 structure on a fully controlled-access, divided,
6 multi-laned highway at a speed exceeding forty miles
7 per hour but not exceeding forty-five miles per
8 hour."
MILLER of Buchanan JORDAN of Linn RINAS of Linn WYCKOFF of Benton NIELSEN of Polk

1. Page 3, by striking from lines 6 and 7 the words "or a sanitary district" and inserting in lieu thereof the following: ", sanitary district, or any organization formed under chapter twenty-eight $\mathbf{E}$ (28E), and chapter four hundred seventy-three A (473A) of the Code".
2. Page 22, line 13, by striking the words "one year" and inserting in lieu thereof "eighteen months".
3. Page 23 , by striking all of lines 23,24 , and 25 and inserting in lieu thereof the following: "of the joint county commissions of those counties in which the land area of such city or special district is located."
4. Page 33, line 26, by inserting after the word "limits" the words "or under its jurisdiction".

## KOOGLER of Mahaska

H-3443

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Amend House File 505 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. STATEMENT OF LEGISLATIVE INTENT. It is the intent of the general assembly of the state of Iowa to encourage the orderly use and development of land and related natural resources in Iowa, to preserve private property rights, to conserve prime agricultural land use, to preserve natural, cultural and historical areas, to provide for future housing, commercial, industrial and recreational needs and for such other uses as needed, to encourage coordination of comprehensive plans for land use, to develop approaches to curtail urban sprawl, and thereby provide for the protection and preservation of the private and public interest in the land, water, and related resources of this state for the public health, safety and general welfare, and for the benefit of present and future generations.
Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:
2. "Aggrieved person" means any person whose property rights are adversely affected or who establishes that a substantial public interest is adversely affected by a policy, guideline, comprehensive plan provision, action, decision, ordinance, or regulation relating to land use.
3. "Comprehensive plan" means a document or documents in map, text, tabular, chart or similar form which illustrates land use goals or objectives and which is used as a tool in present and future land use decision-making.
4. "Confined feedlot operation" means one or more adjacent or nearby enclosures where the following animal species and animal populations exist:
a. Cattle, beef-More than one thousand population.
b. Cattle, dairy-More than seven hundred population.
c. Swine, butcher and breeding (over forty pounds)-

More than four thousand five hundred population.
d. Swine, feeder pigs (forty pounds or less)-

More than thirty-five thousand population.
e. Sheep-More than twelve thousand population.
f. Turkeys-More than fifty-five thousand population.
g. Chicken, broiler-More than two hundred seventy thousand population.
h. Chickens, layer-More than one hundred eighty thousand population.

Two or more confined feedlot operations under common ownership, management or operation are deemed to be a confined feedlot operation if they are adjacent to each other, of if they are nearby and utilize a common area or system for the disposal of wastes.
4. "Department" means the department of soil conservation and land use created by this Act.
5. "Director" means the director of the department of soil conservation and land use or his designee.
6. "Key facility" means a public facility designated by the state commission, on the basis of criteria adopted by the general assembly, which is expected to result in development exceeding local impact, including but not limited to major airports, major highway interchanges including interchanges with frontage roads, access streets and other limited access highways, major recreational land and facilities and major facilities for the development, generation or transmission of energy.
7. "Land use" means all activities, occupations, practices, and utilization of space, including ground space, water, subsurface and air space.
8. "Land use guideline" means a statement of the criteria, standards, specifications, and procedures to be used in developing land use policy.
9. "Land use goal or objective" means a broad statement of ideals, aims, and desired results of land use planning and policy projected as far as possible into the future.
10. "Land use planning" means the art, science, and process of arranging ground space, and its accompanying activity patterns, structures, systems and functions so as to adapt it most economically, functionally, and gracefully to the diverse present and anticipated future activities and occupations of civilized man.
11. "Land use policy" means a definite course of action selected after evaluation of alternative courses in order to effectuate wise and prudent

## Page 3

 to:decisions for the use of land.
12. "Large-scale development" means any private development which is determined by the state commission, on the basis of criteria adopted by the general assembly, to likely generate issues of more than local significance because of its magnitude or because of its location with respect to its surroundings including, but not limited to, privatelyowned power generating plants, transmission lines, pipelines, and dock facilities.
13. "State commission" means the state land use policy commission.
14. "State critical area" means an area designated by the general assembly where substantial evidence indicates that uncontrolled or imcompatible development could result in damage to the environment, life or property, or an area where the long-term public interest is of more than local significance. Such areas shall include but not necessarily be limited
a. "Fragile or historic lands" where substantial evidence indicates that uncontrolled or incompatible development will result in irreversible damage to important historic, cultural, scientific, or aesthetic values or natural systems which are of more than local significance including shorelands of rivers, lakes, and streams, rare or valuable ecosystems and geological formations, significant wildlife habitats, and unique scenic or historic sites.
b. "Natural hazard lands" where substantial evidence indicates that uncontrolled or incompatible development will unreasonably endanger life and property including flood plains and areas frequently subject to weather disasters, and areas of unstable geological formations.
c. "Renewable resource lands" where substantial evidence indicates that uncontrolled or incompatible development which results in the loss or reduction of continued long-range productivity will endanger future water, food, and fiber requirements of more than local concern including watershed lands, aquifers and aquifer recharge areas, and forest lands.
15. "State permit area" means any state critical area, key facility, or large-scale development.
16. "Urban sprawl" means the irregular and uncontrolled development of urban land uses without regard to land use planning as defined in this section.

Sec. 3. NEW SECTION. DEPARTMENT CREATED. There is created a department of soil conservation and land use. The department shall be responsible for the administration of programs relating to a state land use policy, the protection of soil and water resources, the prevention of soil erosion and sedimentation
damage as provided by law, and assisting political subdivisions of the state in matters relating to land use.

Sec. 4. NEW SECTION. STATE COMMISSION CREATED. There is created within the department a state land use policy commission consisting of the eight appointive members of the state soil conservation committee and five members appointed by the governor with the consent of two-thirds of the members of the
senate for six-year terms. However, of the five members appointed under this section to the initial state commission, one shall be appointed to an initial term of six years and two shall be appointed to an initial term of four years, and two shall be appointed to an initial term of two years. The five members appointed by the governor under this section shall not be elected or appointed officers or employees of the federal government or the state government. The secretary of agriculture, the director of the state agricultural extension service, the director of the state conservation commission, the director of the Iowa natural resources council, the executive director of the department of environmental quality, the director of the office for planning and programming, the state geologist, the director of the Iowa development commission, the director of the department of transportation, the chairman of the city development board, the chairman of the Iowa state commerce commission, or their respective designees, a member appointed by the league of Iowa municipalities and a member appointed by the Iowa state association of counties, shall be ex officio, nonvoting members of the commission. The two members appointed by the league of Iowa municipalities and the Iowa state association of counties shall serve terms as determined by their respective appointing authorities.

The term of each voting member appointed under this section shall be effective on the first day of July of the year of appointment except in the case of a vacancy which shall be filled by appointment of the governor with the consent of two-thirds of the members of the senate for the unexpired term subject to the same qualifications as the original appointment. Voting members shall not be appointed to serve more than two complete terms excluding an unexpired term to which they may be appointed.

The state commission shall organize annually by the election of a chairman and vice chairman from among its appointed members. Meetings may be called by the chairman at any time and shall be called as soon as possible by the chairman on the written request of a majority of the appointed members. A majority of members of the state commission shall constitute

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1 day that he is engaged in the discharge of his official 2 duties. Each member is also entitled to receive 3 reimbursement for travel and other necessary expenses
a quorum and the concurrence of a quorum of the state commission shall be required to determine any matter relating to its official duties.

Each member of the state commission, not otherwise in the full-time employment of a public agency, is entitled to receive the sum of forty dollars for each incurred in the performance of his official duties.

Sec. 5. NEW SECTION. DUTIES OF THE STATE COMMISSION. In addition to other duties provided by law, the state commission shall:

1. Identify and evaluate on a continuing basis the land use policy issues in this state.
2. Evaluate the impact of current laws, ordinances, policies, regulations and taxes in this state upon land use decisions.
3. Prepare and recommend, for adoption by the general assembly, a state land use policy and state land use policy guidelines based on the state land use policy objectives specified in section eight (8) of this Act, for the guidance and direction of the state agencies on matters relating to land use and for the regulation of state lands and state permit areas. The policy and guidelines shall be reviewed annually and recommendations for revision or modification shall be transmitted to the general assembly. While formulating the initial state land use policy and preparing state land use policy guidelines or upon recommendation for revision of such policy or a guideline, the state commission shall hold at least ten regional public hearings throughout the state and receive testimony from any interested person relating to a state land use policy or any state land use policy guideline. The state commission shall give public notice of the dates, times, and locations of such hearings by publication in a newspaper of general circulation within each regional area where the hearing is to be conducted not later than two weeks before the date of hearing. The initial recommendations of the state commission shall be submitted to the general assembly not later than eighteen months after the effective date of this Act.
4. Provide for the preparation and revision of a state inventory of land and natural resources including soil, geologic and timber surveys.
5. Provide for the compilation and revision of data related to population densities, agricultural production, population trends, economic characteristics and projections, environmental conditions and trends, and the directions and extent of urban and rural growth.

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6. Provide for the compilation and revision of statewide projections of the nature, quantity, and compatibility of land needed and suitable for
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recreation, parks, and open spaces; scientific and educational purposes; protection of areas of critical environmental concern; conservation and preservation of natural resources including any known commercial mineral deposits; agriculture, mineral development, and forestry; industry and commerce, including the exploration, development, production, mining, generation, and transmission of energy; solid waste management and resource recovery; transportation; housing; urban development, including the revitalization of existing communities, the development of new cities, and the economic diversification of existing communities having a narrow economic base; rural development; and state and local governmental services.
7. Provide for the periodic monitoring of land use data to determine changes in land usage, the comparison of such changes to state land use guidelines, plans, programs, and projections, and the reporting of the findings to the affected local governments, state agencies and the federal government, upon rquest.
8. Provide for the preparation and revision of an inventory of state, local government, and private needs and priorities concerning the use of federal lands within the state.
9. Provide for the preparation and revision of an inventory of public and private institutional and financial resources available for land use planning and implementation within the state and of state and local programs and activities which have a land use impact of more than local concern.
10. Provide, where appropriate, technical assistance for, and training programs for state and local governmental personnel who are concerned with, the development and implementation of state land use guidelines and comprehensive plans.
11. Consult and cooperate in the establishment of the exchange of land use planning and data information with state agencies, local governments, the federal government, and other states and their political subdivisions. Each state agency and agency of a political subdivision of this state shall cooperate, within time, personnel and budgetary limitations, in providing information, data, surveys and studies as requested by the state commission.
12. Consult with any affected local or county planning and zoning board and affected regional planning commissions concerning specific decisions regarding state permit areas, critical areas, or

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large-scale developments.
13. Authorize the application for, receipt, and expenditure of any private or public funds for the purpose of carrying out the provisions of this Act. . The state commission may apportion a part of such funds to metropolitan or regional planning commissions, councils of governments, counties, and cities, for the purpose of land use planning, local comprehensive plans and enforcing ordinances and regulations as provided in this Act.
14. Recommend, for adoption by the general assembly, the designation of state critical areas. Each recommendation shall specify the criteria developed and reasons for the proposed designation, the damages that would result from uncontrolled development within the area, the reasons for the implementation of state regulations for the proposed area, and the suggested state regulations to be applied to the area.
15. Recommend criteria, for adoption by the general assembly, for the designation of key facilities by the state commission.
16. Recommend criteria, for adoption by the general assembly, for the designation of large scale developments by the state commission. In developing such criteria, the state commission shall consider the amount of pedestrian or vehicular traffic likely to be generated, the number of persons likely to be present, the potential for creating air, water, or noise pollution, the size of the site to be occupied, the possibility of additional or subsidiary development, and other factors deemed pertinent.
17. Recommend criteria, for adoption by the general assembly, for the designation of mining operations as state permit areas by the state commission.
18. Recommend, for adoption by the general assembly, a definition of confined feedlot operation.
19. Establish, by rule, procedures for the review and approval of comprehensive plans of state agencies, based on compliance with the state land use policy and state land use policy guidelines. If the state commission determines that a comprehensive plan provision does not comply, the commission shall recommend modifications which will bring the comprehensive plan provision into compliance.
20. Establish, by rule, for the hearing and determination of a petition by a state agency that a land use action or activity planned or taken by another state agency is in conflict with the state land use policy, state land use policy guidelines,

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1 or a comprehensive plan provision of a state agency.
2 The decision of the state commission shall be final.
3
21. Issue permits for activities and development
of state permit areas.
22. Prepare model land use plans including zoning, subdivision or other ordinances and regulations to guide state agencies and political subdivisions of the state.
23. Advise, consult and cooperate with state agencies and other public or private agencies in the development of a state land use policy and state land use policy guidelines.
24. Make a concise annual report to the governor and the general assembly, which report shall contain information relating to the accomplishments of the state commission and include recommendations for legislative action. The annual report shall conform to the provisions of section seventeen point three (17.3) of the Code.
25. Approve a budget for the department relating to its powers and duties under this Act.
26. Approve all contracts and agreements between the department and other public or private persons or agencies relating to its powers and duties under this Act. The state commission may contract with any public agency for the performance of services or the exchange of employees or services and may contract for the services of and consultation with professional persons, not otherwise available through federal, state and local governments, as may be necessary to carry out the provisions of this Act.
27. Obtain an adequate public employees' fidelity bond to cover those employees of the department accountable for property or funds of this state under this Act.
28. Adopt, amend, or repeal internal rules to provide for the effective administration of the department under this Act.

Sec. 6. NEW SECTION. DIRECTOR APPOINTED. The state commission shall appoint a director who shall be the chief administrative officer of the department and shall serve at its pleasure.

The salary of the director shall be initially established by the state commission, but it shall not exceed twenty-five thousand dollars per annum and, thereafter, it shall be set by the general assembly.

Sec. 7. NEW SECTION. POWERS AND DUTIES OF THE DIRECTOR. In addition to other powers and duties provided by law, the director shall:

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1. Recommend to the state commission the adoption of internal rules and the appointment of technical, professional, secretarial, and clerical staff, subject to the provisions of chapter nineteen A (19A) of the Code, that are necessary for the effective administration of the department under this Act.
2. Direct and administer the land use programs
and services of the department in compliance with provisions of this Act and the rules adopted by the state commission.
3. Establish or reorganize, with the approval of the state commission, the administrative structure of the department.
4. Prepare, pursuant to chapter eight (8) of the Code, a budget for the department relating to its duties under this Act.
5. Perform other duties assigned by the state commission.

The director and other employees of the department shall receive, in addition to salary, their necessary traveling and related expenses when engaged in the performance of official duties.

Sec. 8. NEW SECTION. STATE LAND USE POLICY OBJECTIVES. In developing a state land use policy and preparing state land use policy guidelines for adoption by the general assembly, the state commission shall conform its recommended guidelines to the following state land use policy objectives. Where the objectives conflict the state commission shall submit a statement of the reasons for and the merits of the proposed guidelines. The state land use policy objectives include:

1. Conservation of agricultural land for food and fiber production.
2. Preservation of state critical areas.
3. Establishment of criteria for the approval of key facilities and large-scale developments.
4. Supervision of and guidance for state agencies relating to the acquisition and use of land.
5. Provision for future recreational areas and facilities.
6. Provide encouragement for a safe, convenient and economic transportation system including all modes of transportation and recognition of differences in the social costs in the various modes of transportation.
7. Development of a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development.
8. Diversification and improvement of the economy

## Page 10

1 of the state.
Sec. 9. NEW SECTION. STATE PLANNING AND SITING
PERMITS. After a state permit area has been designated
as provided in section five (5) of this Act, a person
shall not initiate a proposed project for the development or use of a state permit area without obtaining a planning and siting permit from the department or without approval of the state commission as provided in section ten (10) of this Act.

If a permit is required under this section, any person desiring to initiate a project constituting
the development or use of a. state permit area shall apply to the department for a planning and siting permit for such project. The application shall include plans for the project and the manner in which such project has been designed to meet the state land use policy and state land use policy guidelines, local ordinances, the comprehensive plans of any affected county or city, and a land use impact statement containing such information as required by rules of the state commission.

The department shall transmit copies of the application to affected county, city, or state agencies for their review and recommendation. Within thirty days after receipt of the application, the affected city, county, or state agency shall submit their recommendations to the state commission.

If the state commission finds after review of the application and the recommendations of the affected city, county, or state agency that the proposed project complies with its comprehensive plans, and the state land use policy guidelines, it shall approve the application and issue a planning and siting permit for the proposed project. Approval or disapproval of the application shall be made by the state commission within thirty days following receipt of the recommendations of the affected city, county, or state agencies.

The state commission may prescribe and include in the planning and siting permit such conditions or restrictions that it considers necessary to assure that the proposed project complies with the state land use policy, state land use policy guidelines, and the comprehensive plans of the city or county.

Sec. 10. NEW SECTION. APPROVAL BY STATE COMMISSION. If a state agency, other than the department, has jurisdiction to regulate the development or use of a state permit area, any person desiring to initiate a project constituting the development or use of a state permit area shall apply
to that state agency for an appropriate permit. However, before the permit is issued to the applicant, the state agency shall submit the application with plans for the project and a land use impact statement containing such information as required by rules of the state commission to the department for review and approval. If the state commission finds that the application and plans for the proposed project comply with the state land use policy and state land use policy guidelines, it shall approve the application. If the application is not approved, the state commission shall return the application with the reasons for the disapproval.

The state commission may prescribe and attach to an approved application such conditions and
restrictions that it considers necessary to assure that the proposed project on or use of a state permit area complies with the state land use policy and state land use policy guidelines.

Sec. 11. NEW SECTION. QUESTION ON PERMIT
REQUIREMENT. If any person is in doubt whether a proposed project requires a planning and siting permit as required under section (9) of this Act or approval of the state commission as provided in section ten (10) of this Act, he may petition for a declaratory ruling from the state commission on the question. Within fifteen days after the date of the receipt of the request, the director shall issue a binding declaratory ruling with respect to the proposed project. Requests for declaratory ruling under this section shall be made to the director in writing and in such form and containing such information as may be prescribed by rule of the state commission.

Sec. 12. NEW SECTION. INJUNCTION. If any person initiates a project for the development or use of a state permit area without obtaining a planning and siting permit or approval of the state commission as provided in sections nine (9) or ten (10) of this Act, the attorney general, at the request of the state commission, shall initiate civil proceeding in the name of the state to enjoin such person from such development or use.

Sec. 13. NEW SECTION. INVESTIGATIONS. If the department determines the existence of an actual or alleged violation of the provisions of sections nine (9) or ten (10) of this Act, the director may enter at any reasonable time in and upon any private or public property, except private dwellings, to investigate any such actual or alleged violation. Before carrying out any investigations or exercising any entry in or upon private property, the director shall notify the owner, renter or other person in charge of such property of his presence and the purpose for which he is entering in or upon such property.

1. If the owner or occupant of any property refuses admittance thereto, or if prior to such refusal the director demonstrates the necessity for a search warrant, the director may make application under oath or affirmation to the district court of the county in which the property is located for the issuance of a search warrant.
2. In the application the director shall state that an inspection of the premises is mandated by the laws of this state or that a search of certain premises, areas, or things designated in the application may result in evidence tending to reveal the existence of violations of public health, safety, or welfare requirements imposed by statutes, rules

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or ordinances established by the state or a political subdivision thereof. The application shall describe the area, premises, or thing to be searched, give the date of the last inspection if known, give the date and time of the proposed inspection, declare the need for such inspection, recite that notice of desire to make an inspection has been given to affected persons and that admission was refused if that be the fact, and state that the inspection has no purpose other than to carry out the purpose of the statute, ordinance, or regulation pursuant to which inspection is to be made.
3. If the court is satisfied from the examination of the applicant, and of other witnesses, if any, and of the allegations of the application of the existence of the grounds of the application, or that there is probable cause to believe their existence, the court may issue a search warrant.
4. In making inspections and searches pursuant to the authority of this Act, the director must execute the warrant, in a reasonable manner within ten days after its date, and subject to any other restrictions imposed by the statute or regulation pursuant to which inspection is made.

Sec. 14. NEW SECTION. JUDICIAL REVIEW. Judicial review of an order by the state commission may be sought in accordance with the provisions of chapter seventeen A (17A) of the Code.

Sec. 15. NEW SECTION. RULES OF THE STATE COMMISSION. All rules adopted by the state commission under the provisions of this Act are subject to chapter

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seventeen A (17A) of the Code.
Sec. 16. NEW SECTION. PRIVATE PROPERTY RIGHTS.

1. Nothing in this Act shall be construed to deprive a person of his property without just compensation and due process of law as guaranteed by the Fifth and Fourteenth Amendments of the Constitution of the United States and the Constitution of the State of Iowa.
2. If the state, pursuant to this Act, prohibits or restricts the use of privately-owned land in a manner which extinguishes any beneficial use of such land by any person having a legal interest in such land, there shall be a presumption that the prohibition or restriction constitutes a taking of such land in the public interest, which taking shall warrant the payment of just compensation under eminent domain proceedings.

Sec. 17. NEW SECTION. JOINT EXERCISE OF POWERS AND DUTIES. A state agency, city, county, or special district may contract with any private or public agency under chapters twenty-eight $E$ (28E) or four hundred seventy-three A (473A) for the purpose of exercising any power or carrying out any administrative
duty or responsibility authorized or required under this Act.

Sec. 18. NEW SECTION. STATUS OF LOCAL PLANNING AUTHORITY. The planning board, commission or agency of any political subdivision or this state may attend any meeting or hearing conducted by a planning agency of an adjacent political subdivision and comment on or object to any proposed comprehensive plan provision, ordinance or regulation relating to land use under consideration by the planning agency of such adjacent political subdivision.

Sec. 19. Section sixty-eight B point two (68B.2), subsection four (4), Code 1975, is amended to read as follows:
4. "Regulatory agency" means department of agriculture, industrial commissioner, bureau of labor, employment security commission, department of banking, insurance department of Iowa, state department of health, department of public safety, department of public instruction, state board of regents, department of social services, department of revenue, Iowa state commerce commission, Iowa beer and liquor control department, board of pharmacy examiners, state conservation commission, state department of transportation, Iowa state civil rights commission, department of soil conservation and land use, department of public defense, and Iowa natural resources council.

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Sec. 20. Section eighty-three A point two (83A.2), subsections eleven (11) and fourteen (14), Code 1975, are amended to read as follows:
11. "Department" means the department of soil conservation and land use.
14. "[Administrator] Director" means the [administrative officer] director of the department responsible for administration or enforcement of this chapter or his designee.

Sec. 21. Section eighty-three A point three (83A.3), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

There is [hereby] established within the department of soil conservation and land use a land rehabilitation advisory board which shall consist of seven members appointed by the governor, as follows:

Sec. 22. Section eighty-three A point twenty-six (83A.26), Code 1975, is amended to read as follows:

83A. 26 INSPECTION OF SITE. The [administrator] director of the department [or his designee] may enter at all times upon any lands on which any operator is authorized to operate a mine for the purpose of determining whether the operator is or has been complying with the provisions of this chapter. The department shall give written notice to any operator who violates any of the provisions of this chapter or any rules adopted by the department pursuant to

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this chapter. If corrective measures approved by the department are not commenced within ninety days, the violation shall be referred to the committee. The operator shall be notified in writing of the referral. All operators shall co-operate with the department in seeking methods of operation which will cause minimum disruption to the land and property adjoining a mining operation.

Sec. 23. Chapter eighty-four (84), Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF PERMIT. After a state
permit area has been designated as provided in section
five (5) of this Act, a permit shall not be issued
under this chapter affecting the use or development
of such state permit area without the approval of
the state land use policy commission as provided in section ten (10) of this Act.

Sec. 24. Chapter one hundred ten (110A), Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF LICENSE. After a state permit area has been designated as provided in section
five (5) of this Act, a license shall not be issued under this chapter affecting the use or development
of such state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 25. Chapter one hundred eleven (111), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. APPROVAL OF PERMIT. After a state permit area has been designated as provided in section five (5) of this Act, a construction permit or water recreational area permit shall not be issued under this chapter affecting the use or development of such state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 26. Chapter one hundred twelve (112), Code 1975, is amended by adding the following new section:

NEW SECTION. PERMIT FOR CONSTRUCTION. After a state permit area has been designated as provided in section five (5) of this Act, a dam or spillway shall not be constructed or reconstructed under this chapter affecting such state permit area without obtaining a permit from the state land use policy commission as provided in section nine (9) of this Act.

Sec. 27. Chapter three hundred six (306), Code 1975, is amended by adding the following new section:

NEW SECTION. PERMIT FOR HIGHWAY CONSTRUCTION.
After a state permit area has been designated as
provided in section five (5) of this Act, a highway authority shall not establish, construct or reconstruct a highway or road under this chapter affecting such
state permit area without obtaining a permit from the state land use policy commission as provided in section nine (9) of this Act.

Sec. 28. Chapter three hundred six A (306A), Code 1975, is amended by adding the following new section:

NEW SECTION. PERMIT FOR CONSTRUCTION. After a state permit area has been designated as provided in section five (5) of this Act, a highway authority shall not establish, construct or reconstruct a con-trolled-access highway under this chapter affecting such state permit area without obtaining a permit from the state land use policy commission as provided in section nine (9) of this Act.

Sec. 29. Chapter three hundred eight (308), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. PERMIT FOR CONSTRUCTION. After a state permit area has been designated as provided in section five (5) of this Act, the state transportation commission shall not establish, construct or reconstruct a highway or road under this

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chapter affecting such state permit area without obtaining a permit from the state land use policy commission as provided in section nine (9) of this Act.

Sec. 30. Chapter four hundred fifty-five A (455A), Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF PERMIT. After a state permitarea has been designated as provided in section five (5) of this Act, a permit shall not be issued under this chapter affecting the use of development of such state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 31. Section four hundred fifty-five $B$ point six (455B.6), Code 1975, is amended to read as follows:

455B. 6 EXECUTIVE COMMITTEE. The executive committee of the department shall consist of the chairmen of the four commissions within the department. When a member of the executive committee is unable to attend a meeting, the vice chairman of the respective commission shall serve in his or her place. The director of the state conservation commission, the [administrative officer] director of the department of soil conservation and land use, the director of the bacteriological laboratory at the state University of Iowa, the secretary of agriculture, the commissioner of public health, and the state geologist, or their designees shall be ex officio, nonvoting members of the executive committee. The executive committee shall organize annually during the month of July and select a chairman and vice chairman. The executive director shall act as the secretary of the executive
committee. Meetings shall be called by the chairman or upon written request of any two voting members. A majority of the executive committee shall constitute a quorum and the concurrence of a majority of the executive committee shall be required to determine any matter relating to its duties. The voting members of the executive committee shall be paid a fortydollar per diem while in session, and shall be reimbursed for their actual and necessary expenses while engaged in the performance of their official duties as members of the executive committee. All per diem and expense moneys paid to members shall be paid from funds appropriated to the commission of which they are members.

Sec. 32. Chapter four hundred fifty-five B (455B), Code 1975, is amended by adding the following new section:

## 17

NEW SECTION. APPROVAL OF PERMIT. After a state permit area has been designated as provided in section five (5) of this Act, a permit shall not be issued by a commission or the department under this chapter affecting the use or development of such state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 33. Section four hundred sixty-seven A point three (467A.3), subsection three (3), Code 1975, is amended to read as follows:
3. "Department" [or "department of soil conservation" means the agency created by section 467A.4] means the department of soil conservation and land use.

Sec. 34. Section four hundred sixty-seven A point three (467A.3), Code 1975, is amended by adding the following new subsection:
$N E W S U B S E C T I O N$. "Director" means the director of the department of soil conservation and land use or his designee.

Sec. 35. Section four hundred sixty-seven A point four (467A.4), subsection one (1), Code 1975, is amended to read as follows:

1. [There is hereby established, to] The department of soil conservation and land use shall serve as [an] the agency of the state [and] to perform the functions conferred upon it in this chapter [, the department of soil conservation]. The department shall [be administered] administer the provisions of this chapter in accordance with the policies of the state soil conservation committee, which shall consist of a chairman and twelve members. The following shall serve as ex officio nonvoting members of the committee: The director of the state agricultural extension service, or his designee, the secretary of agriculture, or his designee, the director of the state conservation
commission or his designee, and the director of the Iowa natural resources council or his designee. Eight voting members shall be appointed by the governor and confirmed by the senate. Six of the appointive members shall be persons engaged in actual farming operations, one of whom shall be a resident of each of the six conservancy districts established by section 467D.3, and no more than one of whom shall be a resident of any one county. The seventh and eighth appointive members shall be chosen by the governor from the state at large with one appointed to be a representative of cities and one appointed to be a representative of the mining industry. The committee

## 18

may invite the secretary of agriculture of the United States to appoint one person to serve with the abovementioned members, and the president of the Iowa county engineers association may designate a member of the association to serve in the same manner, but these persons shall have no vote and shall serve in an advisory capacity only. The director of the department of environmental quality shall be an ex officio nonvoting member. The committee shall adopt a seal, which seal shall be judicially noticed, and may perform such acts, hold such public hearings, and promulgate such rules as provided in chapter 17A as may be necessary for the execution of its functions under this chapter.

Sec. 36. Section four hundred sixty-seven A point four (467A.4), subsection two (2), Code 1975, is amended to read as follows:
2. The [state soil conservation committee may employ an] director shall be the chief administrative officer of the department and he may appoint such other agents and employees, permanent and temporary, as [it may require] required, and shall determine their qualifications, duties and compensation. The committee or department may call upon the attorney general of the state for such legal services as either may require. The committee shall have authority to delegate to its chairman, to one or more of its members, or to one or more agents or employees, such powers and duties as it may deem proper. Upon request of the committee, for the purpose of carrying out any of the functions assigned the committee or the department by law, the supervising officer of any state agency, or of any state institution of learning shall, insofar as may be possible under available appropriations, and having due regard to the needs of the agency to which the request is directed, assign or detail to the department members of the staff or personnel of such agency or institution of learning, and make such special reports, surveys, or studies as the committee may reqeust.

Sec. 37. Section four hundred sixty-seven A point
four (467A.4), subsection four (4), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

In addition to the duties and powers hereinafter conferred upon the department [of soil conservation], it shall have the following duties and powers:

Sec. 38. Section four hundred sixty-seven A point six (467A.6), unnumbered paragraph four (4), Code 1975, is amended to read as follows:
ge
The commissioners may call upon the attorney general of the state for such legal services as they may require. The commissioners may delegate to their chairman, to one or more commissioners or to one or more agents, or employees, such powers and duties as they may deem proper. The commissioners shall furnish to the department [of soil conservation], upon request, copies of such ordinances, rules, regulations, orders, contracts, forms, and other documents as they shall adopt or employ, and such other information concerning their activities as it may require in the performance of its duties under this chapter.
Sec. 39. Section four hundred sixty-seven $D$ point two (467D.2), subsection five (5), Code 1975, is amended to read as follows:
5. "Department" or "department of soil conservation and land use" means the agency established by section 467A.4.

Sec. 40. Chapter four hundred sixty-nine (469), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. APPROVAL OF PERMIT. After a state permit area has been designated as provided in section five (5) of this Act, a permit shall not be issued under this chapter affecting the use or development of a state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 41. Chapter four hundred sixty-nine A (469A), Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF CERTIFICATE. After a state permit area has been designated as provided in section five (5) of this Act, a certificate of convenience and necessity shall not be issued under this chapter affecting the use or development of a state permit area without approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 42. Chapter four hundred eighty-eight (488), Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF CONSTRUCTION. After a state permit area has been designated as provided Act.
in section five (5) of this Act, a telephone or telegraph line shall not be constructed under this chapter affecting a state permit area without obtaining a permit from the state land use policy commission as provided in section nine (9) of this Act.

Sec. 43. Chapter four hundred eighty-nine (489),
Code 1975, is amended by adding the following new section:

NEW SECTION. APPROVAL OF FRANCHISE OR PERMIT. After a state permit area has been designated as provided in section five (5) of this Act, a franchise or permit shall not be issued under this chapter affecting the use or development of a state permit area without the approval of the state land use policy commission as provided in section ten (10) of this

Sec. 44. Chapter four hundred ninety (490), Code 1975, is amended by adding the following new section:
$N E W S E C T I O N$. APPROVAL OF PERMIT. After a state permit area has been designated as provided in section five (5) of this Act, a permit shall not be issued under this chapter affecting the use or development of a state permit area without the approval of the state land use policy commission as provided in section ten (10) of this Act.

Sec. 45. Section three hundred sixty-eight point sixteen (368.16), subsection two (2), Code 1975, is amended to read as follows:
2. Recommendations of the local or regional planning authority for the area."
2. Amend the title, line 2 , by striking the comma and inserting in lieu thereof the word "and" and on lines 3 and 4, by striking the words "county land use policy commission,".

HARVEY of Scott<br>CLARK of Lee

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\mathrm{H}
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3416

## Amend House File 558 as follows:

1. Page 19, by striking lines 8 through 23 and inserting in lieu thereof the following:
"amount per pupil needed and shall direct the county commissioner of elections to submit the question of whether to raise that amount under the provisions of this section and section four hundred forty-two point fifteen (442.15) of the Code, to the qualified electors of the school district at a regular or special school election held not later than February fifteenth of the base year. If a majority of those voting favors raising the enrichment amount, the board may include the amount in its certified budget."
2. Page 20, by striking lines 21 through 24

# and inserting in lieu thereof the following: <br> "442.15 COMPUTATION OF ENRICHMENT AMOUNT. If a majority". <br> 3. Page 20, by striking lines 29 through 31 and inserting in lieu thereof the following: <br> "procedures have been carried out, and the <br> state comptroller shall establish the amount of". 

PONCY of Wapello
H-3423
Amend the Lipsky amendment $\mathrm{H}-3402$ to House File 558, lines 10 and 11 by striking the words "school budget review committee" and inserting in lieu thereof the words "state board of public instruction".

PATCHETT of Johnson
H-3424
1 Amend House File 558, page 19, line 16, by inserting after the word "percent" the words "or more".

PATCHETT of Johnson
H-3425
1 Amend House File 558 as follows:
2 1. Page 11, line 14, by inserting after the period
the words "For purposes of determining whether a district is entitled to an advance for increasing enrollment, and for record-keeping purposes, a determination of enrollment shall be made on the second Friday of September in the budget year, in the same manner as the January basic enrollment is determined."
2. Page 21, line 33, by striking the word "section" and inserting in lieu thereof the word "sections".
3. Page 24, by inserting after line 5 the following:

NEW SECTION. ADVANCE FOR INCREASING ENROLL MENT.
If a district's basic enrollment on the second Friday of September in the budget year, determined in the same manner as the January basic enrollment is determined under section four hundred forty-two point four (442.4) of the Code, is higher than its basic enrollment on the second Friday of January in the base year, the district is entitled to an advance from the state of an amount equal to its district cost per pupil for the budget year multiplied by its increase in basic enrollment. The advance shall be miscellaneous income.

If a district receives an advance under this section for a budget year, the state comptroller shall determine the percentage of its district cost per pupil for that budget year which is met by local property tax revenues, and shall reduce the district's total state school aids available under this chapter for the next following budget year by that percentage multiplied by the amount of the advance, so that the

BYERLY of Polk STROMER of Hancock NORLAND of Worth NORLAND of Worth CRAWFORD of Story SCHROEDER of Pottawattamie WOODS of Polk HARVEY of Scott DAGGETT of Adams

1 Amend House File 558 as follows:
2 1. Page 22, line 2, by inserting before the 3 comma the words "and by state aid".
local property tax for the next following year will be increased only by the amount which it would have been increased in the budget year if the basic September enrollment could have been used to establish the levy.

There is appropriated each year from the general fund of the state the amount required to pay advances authorized under this section, which shall be paid to school districts in the same manner as other state aids are paid under section four hundred forty-two point twenty-six (442.26) of the Code.
4. Amend the title, line 21 , by inserting after the comma the words "providing an advance to compensate for increasing enrollment".
2. Page 23, line 11, by inserting before the word "shall" the words "provided to the pupils in basic enrollment".
3. Page 23 , line 14 , by adding after the period the words "The portion allocated to each district in an area each budget year for media services and other services provided to nonpublic school pupils shall be paid to the districts as state aid and shall be added to the miscellaneous income of the districts."
4. Page 23 , line 18 , by inserting before the period the words "as district cost".
5. Page 23, line 31, by inserting after the period the words "The state comptroller shall calculate the amount of state aid due to each district to fund the portion to be allocated to each district for services provided to nonpublic school pupils, and shall pay the amounts so calculated to the districts' area education agencies on a quarterly basis during each school year. The amounts so calculated are appropriated each year from the general fund of the state for this purpose."

## DEN HERDER of Sioux HANSEN of O'Brien

$\mathrm{H}-3430$
1 Amend House File 558 as follows:
2 1. Page 23, line 33, by inserting after the

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    word "nonpublic" the word "school".
    2. Page 23, line 34, by inserting after the
word "nonpublic" the word "school".
    3. Page 24, line 4 , by inserting after the
word "nonpublic" the word "school".
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PATCHETT of Johnson
H-3431
Amend House File 558, page 19 by striking lines 3 through 6 and inserting in lieu thereof the following:
"The additional enrichment amount may be used for the continuation of existing programs or for the development of new programs."

WELDEN of Hardin
H—3432
1 Amend House File 558, page 24, by striking lines 6 through 18.

VARLEY of Adair
H-3433

1 File 558 as follows:

1. Line 11, by striking the words "to the basic enrollment for the budget year".
2. Line 36 , by inserting after the word "school" the word "year".

BENNETT of Ida
H-3436
1 Amend House File 558 as follows:

1. Page 11, by inserting after line 31 the following and renumbering the remaining subsection:
"3. However, for the school years beginning July 1, 1975, and July 1, 1976, the state comptroller shall compute for each district an adjusted enrollment equal to the greater of the following:
a. If a district has a decrease from the basic enrollment of the base year to the basic enrollment of the budget year, the state comptroller shall determine an adjusted enrollment for the district by adding an amount equal to one hundred percent of the decrease to the extent that the decrease is not more than two percent of the base year's basic enrollment, and fifty percent of the remaining decrease, to either the basic enrollment for the budget year or to the sum of the basic enrollment for the base year plus adjustments made for decreasing enrollment under the law in effect July first of the base year, whichever is larger.
b. If a district does not have a decrease from the basic enrollment of the base year to the basic enrollment of the budget year, its adjusted enrollment for

25 the budget year is the greater of its basic enrollment
26 for the budget year or its basic enrollment for the
27 base year plus adjustments made for decreasing enroll-

BENNETT of Ida
H-3438
Amend House File 558 as follows:

1. Page 19, by striking all of lines 25 through

30 and inserting in lieu thereof the following: "within the limits provided in this section by a school district income surtax."
2. Page 19, by striking all after the word "by" in line 33 , all of lines 34 and 35 , and the word "and" from line 1 of page 20.
3. Page 20 , line 5 by striking the words "combination tax in the prescribed proportion" and inserting in lieu thereof the word "surtax".
4. Page 20 , lines 10 and 11 by striking the words "fifty-four cents to determine the maximum enrichment property tax in that district, and by".

EVANS of Grundy
BRANSTAD of Winnebago
BENNETT of Ida DANKER of Pottawattamie TOFTE of Winneshiek WEST of Marshall DEN HERDER of Sioux DAGGETT of Adams BORTELL of Madison

H-3439
Amend House File 558, page 18, line 18, by inserting after the period the following: "However, for the budget year beginning July 1, 1975, each school district which provided special education services under sections two hundred eighty-one point nine (281.9) through two hundred eightyone point eleven (281.11) of the Code, as those sections are in effect prior to July 1, 1975, for the school year beginning July 1, 1975, shall reduce its district cost by its unreimbursed excess cost defined as reimbursable under said section two hundred eighty-one point nine (281.9) of the Code."

VARLEY of Adair
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, April 4, 1975.

## JOURNAL OF THE HOUSE

Eighty-second Calendar Day-Fifty-third Session Day

Hall of the House of Representatives Des Moines, Iowa, Feday, April 4, 1975

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

Prayer was offered by Father Carl J. Ruhland, pastor of the Immaculate Conception Catholic Church, North Buena Vista, Iowa.

The Journal of Thursday, April 3, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Larry Boeke, West Union, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Fullerton of Woodbury on request of Junker of Woodbury.

## PRESENTATION OF VISITORS

Gentleman of Polk presented to the House Dr. Rosendo DiazPeterson from Spain, a professor of Spanish at Drake University.

Den Herder of Sioux presented to the House the Honorable Norman Roorda, former member of the House during the Sixtysecond through Sixty-fourth General Assemblies, representing Jasper, Marion, Polk and Warren Counties.

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

Fifty students from Franklin Elementary School, Muscatine, Iowa, accompanied by Mrs. Guck, Mrs. O'Neil and Mr. Lange. By Drake of Muscatine and Nealson of Muscatine.

Nineteen members of the Canaan Township Canaanettes Club from the Mount Union area, accompanied by Barbara McAllister, Louise Thurman and Annette Jennings and nineteen members of the Wayne Township Soil Savers from the Swedesburg-Olds area,
accompanied by John Wickham, William McGohan, Carl Alvine and Les Schofelman. By Lindeen of Henry.

Forty-four sixth grade students from Bryant Elementary School, Boone, Iowa, accompanied by Mrs. Enslow, Mrs. Lewiston and Mr. Stromer. By Lonergan of Boone.

Fifteen students from Maharishi International University, Fairfield, Iowa. By Millen of Van Buren.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 36, 187, 217, 239, 283, 362, 443, 575 and 591, and Senate File 121, under Rule 36.

## INTRODUCTION OF BILLS

House File 620, by Harvey and Rinas, a bill for an act relating to disaster services, creating an office of disaster services and county-municipal disaster services and emergency planning administrations, and specifying the powers and duties of such offices.

Read first time and referred to committee on state government.
House File 621, by Newhard, a bill for an act relating to the use of electronic banking facilities and electronic transfers of funds by banks.

Read first time and referred to committee on commerce.
House File 622, by Connors, Tofte and Doyle, a bill for an act relating to improvement of certain benefits for members of the peace officers' retirement, accident and disability system.

Read first time and referred to committee on state government.
House File 623, by committee on transportation, a bill for an act providing for the approval of the transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state.

Read first time and placed on the calendar.
House File 624, by Connors, Brunow, Krause, Rinas, Menke, Schroeder and Howell, a bill for an act to transfer members of the fraud, arson and explosives unit of the division of fire protection of the department of public safety from the Iowa public
employees' retirement system to the Iowa department of public safety peace officers' retirement, accident and disability system.

Read first time and referred to committee on state government.
House File 625, by committee on agriculture, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties.

Read first time and placed on the calendar.
House File 626, by Byerly, a bill for an act relating to improvement of certain benefits for members of police and fire retirement systems.

Read first time and referred to committee on state government.
House File 627, by Lipsky and Monroe, a bill for an act relating to the discharge of certain firearms over public waters and highways.

Read first time and referred to committee on natural resources.
House File 628, by committee on education, a bill for an act relating to school bus transportation requirements.

Read first time and placed on the calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 18, by Mennenga, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly.

Read first time and referred to committee on state government.

## HOUSE CONCURRENT RESOLUTION 31 <br> By Avenson and Middleswart

Whereas, Agricultural land is Iowa's most important natural resource; and

Whereas, The productivity of this land is important to not only Iowa but to the nation; and

Whereas, As a result of heavy rainfall and additional land being in production, Iowa last year experienced the worst soil loss in its history; and

Whereas, The use of soil conservation practices is necessary to reduce this soil loss and vital to the protection of Iowa land; and

Whereas, The U. S. Secretary of Agriculture, Earl Butz, has called for further increases in production and at the same time reduced the funds available for soil conservation projects; Now

Therefore
Be It Resolved by the House of Representatives, the Senate Concurring, That the Iowa Legislature strongly objects to the contradiction within the USDA of calling for greater productivity from Iowa land while cutting funds necessary to protect that land and urges the Iowa Congressional delegation to support an increase in soil conservation funds; and

Be It Further Resolved, That a copy of this resolution be forwarded to each member of the Iowa Congressional delegation and to the President of the United States.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 33 <br> By Middleton

Whereas, the location of community correction facilities should be of benefit to the person who may be placed in such facilities; and

Whereas, one of the prime purposes of community correction facilities is to rehabilitate persons by exposing them to community attitudes and cultures; and

Whereas, the establishment of community correction facilities in areas where citizens may react adversely to such establishment does not accomplish the objective of rehabilitating persons by integrating them into a society which is willing to accept such persons and is willing to share in the rehabilitation of such persons; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the establishment of community correction facilities should not be established by state and local authorities without consultation with residents of neighborhoods where it is proposed that such community correction facilities be established and should not be established without the reception of a favorable response to such establishment; and

Be It Further Resolved, That the General Assembly not fund community correction facilities unless such a policy is established and carried out.

Laid over under Rule 25.

## HOUSE RESOLUTION 20 <br> By Dunton

Whereas, W. W. Molsberry of Sigourney, Iowa began his teaching career in a country school near Mason City at eighteen years of age; and

Whereas, upon receiving a master's degree and after service in the United States Army, W. W. Molsberry returned to the public school system and served both as a school superintendent and county superintendent; and

Whereas, W. W. Molsberry, who is currently county superintendent of Keokuk, Jefferson and Mahaska Counties,

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retires on July 1, 1975, the effective date of the area
education agency law; and
    Whereas, upon retirement, after fifty-eight years of
service in the public school system in Iowa, W. W. Molsberry
will have the longest public school teaching record in the
state of Iowa,
    Be It Resolved, that the members of the House of
Representatives of the Sixty-sixth General Assembly, 1975
session, recognize and extend their heartfelt appreciation
of the long-term service in the public school system to
which Superintendent Molsberry has been devoted.
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Laid over under Rule 25.

## COMMUNICATION FROM THE SECRETARY OF STATE

April 3, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that Senate File 133 was published in The Bloomfield Democrat, Bloomfield, Iowa, March 27, 1975, and in The Chariton Leader, Chariton, Iowa, March 25, 1975.

> Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE

Mr. Speaker: Your committee on House administration reports the resignation of Linda A. Tigges as Research Assistant to Speaker, effective March 14, 1975.

WELLS of Linn, Chairman

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 3, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 182, a bill for an act relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited.

Also: That the Senate has on March 27, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 217, a bill for an act relating to agency meetings in closed session.

CLARK R. RASMUSSEN, Secretary

## REREFERRED TO STATE GOVERNMENT

(House File 590)
The Speaker announced that House File 590, previously referred to the committee on commerce, is rereferred to the committee on state government.

## COMMITTEE ON APPROPRIATIONS

STATE DEPARTMENT SUBCOMMITTEE ASSIGNMENTS
The Speaker announced the following members to serve on the committee on appropriations, state departments subcommittee, to review the workings of the citizens' aide office, on the part of the House:

DOYLE of Woodbury, Chairman
CONNORS of Polk
HIGGINS of Scott
VARLEY of Adair
CRABB of Crawford

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed eightytwo members present, eighteen absent.

## REFERRED TO HUMAN RESOURCES

(House File 603)
The Speaker announced that House File 603, presently on the regular calendar, is referred to the committee on human resources.

## BUSINESS PENDING

The House resumed consideration of House File 558, a bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the department of public instruction, and the state comptroller, limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modifying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized expenditures, providing a state percent of growth for the 1975-76 school year, new methods for determining
state percent of growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, correcting references, making an appropriation, and providing a retroactive effective date.

Horn of Linn offered the following amendment H-3412 filed by him and moved its adoption:

H-3412
1 Amend House File 558, page 10, line 25, by
2 striking the words "not included in basic enroll-
3 ment" and inserting in lieu thereof the words
4 "included in basic enrollment in the proportion
5 that the time they are in class receiving instruction
6 during the school year is to the time that full-time
7 elementary pupils carrying a normal course schedule
8 in the same school district, for the same school
year, are in class receiving instruction, but only
10) if the prekindergarten programs are approved by the

11 department of public instruction based upon the
12 following criteria:
a. The pupils enrolled must be four years of age by September fifteenth of the school year in which they are enrolled.
b. The pupils enrolled must be below the average for their age in educational development, as determined by standardized tests approved by the department, or must demonstrate unusual family sociocultural factors, as determined by a screening program approved by the department".
Roll call was requested by West of Marshall and Egenes of Story.

On the question "Shall amendment $\mathrm{H}-3412$ be adopted?"
The ayes were, 30 :

| Bennett | Evans | Lipsky | Stephens <br> Bortell |
| :--- | :--- | :--- | :--- |
| Crabb | Halvorson | McElrny | Stromer |

The nays were, 61:

| Anderson | Fitzgerald | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Krause | Pellett |
| Baker | Gilloon | Lageschulte | Perkins |
| Bina | Griffee | Lonergan | Poncy |
| Brandt | Harper | Mennenga | Rinas |
| Branstad | Harvey | Middleswart | Small |
| Brunow | Hennessey | Middleton | Spear |
| Byerly | Higgins | Miller, A. V. | Spencer |
| Caffrey | Hinkhouse | Miler, K. D. | Svoboda |
| Connors | Howell | Miller, O. L. | Walter |
| Cusack | Hullinger | Newhard | Welden |
| Daggett | Husak | Nielsen | Wells |
| Dieleman | Hutchins | Norland | Woods |
| Doyle | Jochum | O'Halloran | Wyckoff |
| Dunton | Jordan | Patchett | Mr. Speaker |
| Dyrland |  |  |  |
| Absent or not |  |  |  |
| Bittle |  | Fullerton |  |
| Brockett | Hargrave | Jesse | Menke |
| Clark |  |  | Monroe |
|  |  |  |  |

Amendment H—3412 lost.
Byerly of Polk asked and received unanimous consent to substitute amendment $\mathrm{H}-3448$ for amendment $\mathrm{H}-3425$ (to page 11) filed by Byerly, et al., on April 3, 1975, and found on pages 904 and 905 of the House Journal, and that amendment H-3425 be withdrawn.

Byerly of Polk offered amendment H-3448 filed from the floor by Byerly, Stromer, Norland, Crawford, Schroeder, Woods, Harvey and Daggett and moved its adoption:

[^31]Amend House File 558 as follows:
1. Page 11, line 14, by inserting after the period
the words "For purposes of determining whether a dis-
trict is entitled to an advance for increasing enroll-
ment, and for record-keeping purposes, a determina-
tion of enrollment shall be made on the second Friday
of September in the budget year, in the same manner as
the January basic enrollment is determined."
2. Page 21, line 33, by striking the word "section"
and inserting in lieu thereof the word "sections".
3. Page 24, by inserting after line 5 the follow-
ing:
'NEW SECTION. ADVANCE FOR INCREASING ENROLL
MENT.
If a district's basic enrollment on the second Friday
of September in the budget year, determined in the
same manner as the January basic enrollment is deter-
mined under section four hundred forty-two point four
(442.4) of the Code, is higher than its basic enroll-
ment on the second Friday of January in the base year,
the district is entitled to an advance from the state of an amount equal to its district cost per pupil for the budget year multiplied by its increase in basic enrollment. The advance shall be miscellaneous income.

If a district receives an advance under this section for a budget year, the state comptroller shall determine the amount of the advance which would have been met by local property tax revenues if the September basic enrollment had been used for that budget year, shall reduce the district's total state school aids available under this chapter for the next following budget year by the amount so determined, and shall increase the district's tax levy computed under section four hundred forty-two point nine (442.9) of the Code, for the next following budget year by the amount necessary to compensate for the reduction in state aid, so that the local property tax for the next following year will be increased only by the amount which it would have been increased in the budget year if the basic September enrollment could have been used to establish the levy.

There is appropriated each year from the general fund of the state the amount required to pay advances authorized under this section, which shall be paid to school districts in the same manner as other state aids are paid under section four hundred forty-two point twenty-six (442.26) of the Code."
4. Amend the title, line 21, by inserting after the comma the words "providing an advance to compenstate for increasing enrollment".
Amendment H-3448 was adopted.

## Tauke of Dubuque offered the following amendment H-3401

 filed by him and moved its adoption:H—3401
1
2
Amend House File 558, page 11, by striking lines 18 through 31 and inserting in lieu thereof the following:
"2. The state comptroller shall compute an adjusted enrollment for each district by adding to its basic enrollment for the budget year the sum of the following:
a. If the district has a decrease from the basic enrollment of the base year to the basic enrollment of the budget year, an amount equal to one hundred percent of the decrease to the extent that the decrease is not more than two percent of the base year's basic enrollment, and fifty percent of the remaining decrease. The amount added under this paragraph in a base year is not used in computing the amount to be added under this paragraph for a budget year. If a district does not have a decreasing basic enrollment from the base year to the budget year, its

20 amount to be added under this paragraph for the
21 budget year is zero.

27 of the basic enrollment in the district for the
28 budget year."
Roll call was requested by Tauke of Dubuque and Junker of Woodbury.

Rule 70 was invoked.
On the question "Shall amendment H-3401 be adopted?"
The ayes were, 36:

| Bennett | Drake | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bortell | Dyrland | Lindeen | Spencer |
| Branstad | Egenes | Lipsky | Stephens |
| Clark | Evans | McElroy | Stromer |
| Crabb | Halvorson | Menke | Tauke |
| Crawford | Hansen | Millen | Tofte |
| Daggett | Harvey | Nealson | Varley |
| Danker | Junker | Pellett | West |
| Den Herder | Kreamer | Readinger | Wulff |
| The nays were, 57: |  |  |  |


| Anderson | Gilloon | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Koogler | Perkins |
| Baker | Hargrave | Lonergan | Poncy |
| Bina | Harper | Mennenga | Rinas |
| Brandt | Hennessey | Middlewart | Scheelhaase |
| Brunow | Higins | Middleton | Small |
| Byerly | Hines | Miller, A.V. | Spear |
| Caffrey | Hinkhouse | Miller, K. D. | Svoboda |
| Connors | Horn | Mille, O. L. | Walter |
| Cusack | Howell | Newhard | Welden |
| Dieleman | Hullinger | Nielsen | Wells |
| Doyle | Husak | Norland | Woods |
| Dunton | Hutchins | O'Halloran | Wyckoff |
| Fitzgerald | Jochum | Patchett | Mr. Speaker |
| Gentleman |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Fullerton | Krause | Oakley |
| Brockett | Jesse | Monroe |  |
|  |  |  |  |

Amendment H-3401 lost.
Bennett of Ida offered the following amendment $\mathrm{H}-3405$ filed by Bennett, et al.:

H—3405
1 Amend House File 558, page 11, by striking lines
218 through 31 and inserting in lieu thereof the
3 following:
" 2 . The state comptroller shall compute for each district an adjusted enrollment equal to the greater of the following:
a. If a district has a decrease from the basic enrollment of the base year to the basic enrollment budget year, the state comptroller shall determine an adjusted enrollment for the district by adding to the basic enrollment for the budget year an amount equal to one hundred percent of the decrease to the extent that the decrease is not more than two percent of the base year's basic enrollment, and fifty percent of the remaining decrease to either the basic enrollment for the budget year, or for the school years beginning July 1, 1975, and July 1, 1976, the sum of the basic enrollment for the base year plus adjustments made for decreasing enrollment under the law in effect July first of the base year, whichever is larger. The additional amount used in computing adjusted enrollment in a base year is not used in computing adjusted enrollment for a budget year after the school year beginning July 1, 1976.
b. If a district does not have a decreasing basic enrollment from the base year to the budget year, its adjusted enrollment for the budget year is the greater of its basic enrollment for the budget year or, for school years beginning July 1, 1975, and July 1, 1976, its basic enrollment for the base year plus adjustments made for decreasing enrollment under the law in effect July first of the base year. The additional amount used in computing adjusted enrollment in a base year is not used in computing adjusted enrollment for a budget year after the school beginning July 1, 1976."
Bennett of Ida offered the following amendment H-3433, to amendment $\mathrm{H}-3405$, filed by him and moved its adoption: H-3433

Amend the Bennett amendment $\mathrm{H}-3405$, to House File 558 as follows:

1. Line 11, by striking the words "to the basic enrollment for the budget year".
2. Line 36 , by inserting after the word "school" the word "year".
Amendment H-3433 was adopted.
Bennett of Ida moved the adoption of amendment $\mathrm{H}-3405$, as amended.

Roll call was requested by Bennett of Ida and Readinger of Polk.

Rule 70 was invoked.

On the question "Shall amendment H-3405, as amended, be adopted?"

The ayes were, 34:

| Bennett | Egenes <br> Bortell |
| :--- | :--- |
| Branstad | Evans <br> Halvorson |
| Clark | Hansen |
| Crabb | Junker |
| Crawford | Kreamer |
| Daggeett | Lageschulte |
| Danker | Lindeen |
| Den Herder | Lipsky |


| McElroy | Stromer <br> Tauke |
| :--- | :--- |
| Menke | Tofte |
| Millen | Varley |
| Miller, K. D. | Welden |
| Pellett |  |
| Readinger | West |
| Schroeder | Wulff |
| Stephens | Wyckoff |

The nays were, 58:

| Anderson | Fitzgerald <br> Avenson |
| :--- | :--- |
| Gaker | Gilloman |
| Baker | Bina |
| Brandt | Grifee |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Connors | Hennessey |
| Cusack | Higgins |
| Dieleman | Hines |
| Doyle | Hinkhouse |
| Drake | Horn |
| Dunton | Howell |
| Dyrland | Hullinger |
| Husak |  |

Hutchins
Jesse
Jochum
Jordan
Koogler
Krause
Lonergan
Mennenga
Middleswart
Middleton
Miller, A. V.
Miller, O. L.
Newhard
Norland
O'Halloran
Patchett
Pavich
Perkins
Poncy
Rinas
Scheelhaase
Small
Spear
Spencer
Walter
Wells
Woods
Mr. Speaker

Absent or not voting, 8:
Bittle
Brocket
Fullerton Monroe
Nealson
Nielsen

Amendment H—3405 lost.
Bennett of Ida asked and received unanimous consent that amendment H-3436 (to page 11), filed by him on April 3, 1975, and found on pages 906 and 907 of the House Journal, be withdrawn.

Lipsky of Linn offered the following amendment H-3402 filed by Lipsky, et al.:
H-3402
1 Amend House File 558 as follows:
2 1. Page 7, by inserting after line 20 the follow-

## ing section:

"Sec. ..... Chapter two hundred seventy-three (273), Code 1975, is amended by adding the following new section:

NEW SECTION. MEDIA PRODUCTION. The purchase or lease of equipment or facilities for media production or reproduction by an area education agency shall require the approval of the school budget review committee. However, the purchase or lease of equipment for television production, television transmission, or

13 closed circuit television transmission by an area
14
15

Patchett of Johnson offered the following amendment $\mathrm{H}-3423$, to amendment $\mathrm{H}-3402$, filed by him:
H-3423
1 Amend the Lipsky amendment H-3402 to House File
558 , lines 10 and 11 by striking the words "school
3 budget review committee" and inserting in lieu
4 thereof the words "state board of public instruc-
5 tion".
Amendment $\mathrm{H}-3423$ was adopted.
Lipsky of Linn moved the adoption of amendment $\mathrm{H}-3402$, as amended.

Amendment H -3402, as amended, was adopted.
Stromer of Hancock offered the following amendment H-3407 filed by Stromer, et al., and moved its adoption:
H—3407
Amend House File 558 as follows:

1. Page 8 , by striking lines 5 through 35.
2. Page 9, by striking lines 1 through 10.
3. Page 12, line 32 , by striking the words
"and seven-tenths percent" and inserting in lieu thereof the following:
"plus four-tenths of one percent to be used to fund improvements to the Iowa public employees' retirement system".
4. Renumber the sections and correct internal references in conformance with this amendment.

Roll call was requested by Stromer of Hancock and Hansen of O'Brien.

On the question "Shall amendment H-3407 be adopted?"
The ayes were, 36:

| Bennett | Drake | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bortell | Egenes | Lipsky | Stephens |
| Branstad | Evans | McElroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Clark | Halvorson | Millen | Tofte |
| Crabb | Hansen | Nealson | Welden |
| Crawford | Harvey | Pellett | West |
| Daggett | Junker | Perkins | Wulff |
| Danker | Kreamer | Readinger | Wyckoff |

The nays were, 52:

| Anderson | Dyrland | Jochum | O'Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Fiitgerald | Jordan | Pathett |
| Baker | Gilloon | Koogler | Pavich |
| Bina | Griffee | Lonergan | Poncy |
| Brandt | Hargrave | Mennenga | Rinas |
| Brunow | Harper | Middleswart | Scheelhaase |
| Byerly | Hennessey | Middleton | Small |
| Caffrey | Hines | Miller, A. V. | Spear |
| Connors | Hinkhouse | Miller, K. D. | Spencer |
| Cusack | Horn | Miller, O. L. | Svoboda |
| Dieleman | Howell | Newhard | Walter |
| Dolle | Husak | Nielsen | Wells |
| Dunton | Hutchins | Norland | Mr. Speaker |
| Absent or not | voting, 12: |  |  |
| Bittle | Higgins |  |  |
| Den Herder | Hullinger | Krause | Oakley |
| Fullerton | Jesse | Mindeen | Varley |
|  |  |  |  |

Amendment H—3407 lost.
Stromer of Hancock offered amendment H-3411 (to pages 12, 16, 21 and 24) filed by Stromer, et al., on April 2, 1975, and found on pages 861 and 862 of the House Journal.

Patchett of Johnson rose on a point of order that amendment $\mathrm{H}-3411$ was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3411$ not germane.

Stromer of Hancock moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3411$.

Roll call was requested by Lipsky of Linn and Tauke of Dubuque.

Rule 70 was invoked.
On the question "Shall the rules be suspended to consider amendment H-3411?"

The ayes were, 37:

| Bennett | Drake | Lageschulte | Schroeder <br> Bortell |
| :--- | :--- | :--- | :--- |
| Bgenes | Lipsky | Stephens |  |
| Branstad | Evans | McElroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Clark | Halvorson | Millen | Tofte |
| Crabb | Hansen | Miller, K. D. | Welden |
| Crawford | Harvey | Nealson | West |
| Daggett | Junker | Pellett | Wulff |
| Danker | Kreaner | Readinger | Wyckoff |


| The nays were, 57: |  |  |  |
| :---: | :---: | :---: | :---: |
| Anderson | Gilloon | Jochum | O'Halloran |
| Avenson | Griffee | Jordan | Patchett |
| Baker | Hargrave | Koogler | Pavich |
| Bina | Harper | Krause | Perkins |
| Brandt | Hennessey | Lonergan | Poncy |
| Brunow | Higgins | Mennenga | Rinas |
| Byerly | Hines | Middleswart | Scheelhaase |
| Caffrey | Hinkhouse | Middleton | Small |
| Connors | Horn | Miller, A. V. | Spear |
| Cusack | Howell | Miller, O. L. | Spencer |
| Dieleman | Hullinger | Monroe | Svoboda |
| Doyle | Husak | Newhard | Walter |
| Dunton | Hutchins | Nielsen | Wells |
| Dyrland | Jesse | Norland | Mr. Speaker |
| Fitzgerald |  |  |  |
| Absent or not voting, 6: |  |  |  |
| Bittle | Lindeen | Varley | Woods |
| Fullerton | Oakley |  |  |

The motion lost.
Speaker pro tempore Jesse in the chair at 11:45 a.m.
Tauke of Dubuque offered amendment $\mathrm{H}-3406$ filed by Tauke, et al.:

H-3406
1 Amend House File 558 as follows:
2 1. Page 12, line 19, by inserting after the
3 word "certified" the words "for a prior year or
for the budget year".
2. Page 12, line 32, by striking the word
"ten" and inserting in lieu thereof the word
"fourteen".
On motion by Fitzgerald of Webster, the House was recessed until 12:35 p.m.
(House File 558 and amendment H-3406 pending at recess.)

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by the Speaker.

Roll call revealed seventy-four members present, twenty-six absent.

## CONSIDERATION OF BILLS

The House resumed consideration of House File 558 and the Tauke amendment H-3406 as follows:

H-3406
1 Amend House File 558 as follows:
2 1. Page 12, line 19, by inserting after the
3 word "certified" the words "for a prior year or
for the budget year".
5 2. Page 12, line 32, by striking the word
6 "ten" and inserting in lieu thereof the word
7 "fourteen".
Tauke of Dubuque moved the adoption of amendment H-3406.
Roll call was requested by Tauke of Dubuque and Crawford of Story.

Rule 70 was invoked.
On the question "Shall amendment H-3406 be adopted?"
The ayes were, 35 :

| Bennett <br> Bittle <br> Brtell | Danker <br> Den Herder |
| :--- | :--- |
| Branstad | Egenes <br> Brockett |
| Clark <br> Gentleman |  |
| Crabb | Havorson |
| Crawford | Hansen <br> Haggett |
| Harvey <br> Junker |  |

The nays were, 60:

| Anderson | Fitzgerald | Jordan | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Gilloon | Koogler | Perkins |  |
| Baker | Griffee | Krause | Poncy |
| Bina | Hargrave | Lageschulte | Rinas |
| Brandt | Harper | Lonergan | Scheelhaase |
| Brunow | Hennessey | Mennenga | Small |
| Byerly | Higgins | Middleswart | Spear |
| Caffrey | Hines | Miller, A. V. | Spencer |
| Cochran | Hinkhouse | Miller, K. D. | Svoboda |
| Connors | Horn | Miller, O. L. | Walter |
| Cusak | Howell | Newhard | Wells |
| Dieleman | Hullinger | Nielsen | Woods |
| Doyle | Husak | Norland | Wyckoff |
| Drake | Hutchins | O'Halloran | Mr. Speaker |
| Dunton | Jochum | Patchett | (Jesse) |
| Dyrland |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Fullerton | Monroe | Nealson | Oakley |
| Middleton |  |  |  |

Amendment H-3406 lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Pellett of Cass for the remainder of the day on request of Stromer of Hancock.

Crawford of Story offered the following amendment H-3404 filed by Crawford, et al., and moved its adoption:

H—3404
1 Amend House File 558, page 12, by striking
2 lines 30 and 31 and by striking from line 32
3 the words "percent of growth is ten" and inserting
in lieu thereof the following:
"442.7 STATE PERCENT OF GROWTH-BASIC ALLOWABLE GROWTH-MODIFIED ALLOWABLE GROWTH.

1. For the budget year beginning July 1, 1975,

8 the state percent of growth is twelve".
Roll call was requested by Crawford of Story and Menke of O'Brien.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3404$ be adopted?"
The ayes were, 35 :

| Bennett | Daggett | Harvey | Schroeder |
| :---: | :---: | :---: | :---: |
| Bittle | Danker | Junker | Stephens |
| Bortell | Den Herder | Kreamer | Stromer |
| Brandt | Drake | Lindeen | Tauke |
| Branstad | Egenes | Lipsky | Tofte |
| Brockett | Evans | McElroy | Varley |
| Clark | Gentleman | Menke | West |
| Crabb | Halvorson | Millen | Wulff |
| Crawford | Hansen | Readinger |  |
| The nays were, 58: |  |  |  |
| Anderson | Griffee | Krause | Perkins |
| Avenson | Hargrave | Lageschulte | Poncy |
| Baker | Harper | Lonergan | Rinas |
| Bina | Hennessey | Mennenga | Scheelhaase |
| Brunow | Higgins | Middleswart | Small |
| Byerly | Hines | Middleton | Spear |
| Caffrey | Hinkhouse | Miller, A. V. | Spencer |
| Cochran | Horn | Miller, K. D. | Svoboda |
| Connors | Howell | Miller, O. L. | Walter |
| Cusack | Hullinger | Newhard | Wells |
| Dieleman | Husak | Nielsen | Woods |
| Doyle | Hutchins | Norland | Wyckoff |
| Dyrland | Jochum | O'Halloran | Mr. Speaker |
| Fitzgerald | Jordan | Patchett | (Jesse) |
| Gilloon | Koogler | Pavich |  |
| Absent or not voting, 7: |  |  |  |
| Dunton | Monroe | Oakley | Welden |
| Fullerton | Nealson | Pellett |  |

Amendment H-3404 lost.

Hansen of O'Brien offered the following amendment H-3413 filed by Hansen, et al., and moved its adoption:

H—3413
1 Amend House File 558, page 12, by striking
line 31 and by striking from line 32 the words
3 "percent of growth is ten" and inserting in lieu
thereof the following:
" 1 . For the budget year beginning July 1, 1975, the state percent of growth is ten and four-tenths".
Roll call was requested by Hansen of O'Brien and Menke of O'Brien.

Rule 70 was invoked.
On the question "Shall amendment H-3413 be adopted?"
The ayes were, 37:

| Bennett | Danker | Junker | Schroeder |
| :---: | :---: | :---: | :---: |
| Bittle | Den Herder | Kreamer | Stephens |
| Bortell | Drake | Lageschulte | Stromer |
| Brandt | Egenes | Lindeen | Tauke |
| Branstad | Evans | Lipsky | Tofte |
| Brockett | Gentleman | McElroy | Varley |
| Clark | Halvorson | Menke | Welden |
| Crabb | Hansen | Millen | West |
| Crawford | Harvey | Readinger | Wulff |
| Daggett |  |  |  |
| The nays were, 55: |  |  |  |
| Anderson | Gilloon | Jordan | Pavich |
| Avenson | Griffee | Koogler | Perkins |
| Baker | Hargrave | Krause | Poncy |
| Bina | Harper | Lonergan | Rinas |
| Brunow | Hennessey | Mennenga | Scheelhaase |
| Byerly | Higgins | Middleswart | Spear |
| Caffrey | Hines | Middleton | Spencer |
| Connors | Hinkhouse | Miller, A. V. | Svoboda |
| Cusack | Horn | Miller, K. D. | Walter |
| Dieleman | Howell | Miller, O. L. | Wells |
| Doyle | Hullinger | Newhard | Woods |
| Dunton | Husak | Norland | W yckoff |
| Dyrland | Hutchins | O'Halloran | Mr. Speaker |
| Fitzgerald | Jochum | Patchett | (Jesse) |
| Absent or not voting, 8: |  |  |  |
| Cochran | Monroe | Nielsen | Pellett |
| Fullerton | Nealson | Oakley | Small |

Amendment H—3413 lost.
Stromer of Hancock offered the following amendment H-3408 filed by Stromer, et al., and moved its adoption:
H-3408
1 Amend House File 558, page 12, line 32, by
2 striking the words "seven-tenths percent" and

3 inserting in lieu thereof the following:
4 "three-tenths of one percent to be used to
5 fund a portion of the cost of driver education
6 instruction offered by the district and formerly
7 funded by a state appropriation".
Roll call was requested by Stromer of Hancock and Menke of O'Brien.

On the question "Shall amendment H—3408 be adopted?"
The ayes were, 34 :

| Bennett | Danker <br> Dittle |
| :--- | :--- |
| Den Herder |  |
| Bortell | Drake |
| Branstad | Egenes |
| Brockett | Evans |
| Clark | Halvorson |
| Crabb | Hansen |
| Crawford | Harvey |
| Daggett | Junker |

The nays were, 56:

| Anderson | Gilloon | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Koogler | Perkins |
| Baker | Hargrave | Krause | Poncy |
| Bina | Harper | Lonergan | Rinas |
| Brandt | Hennessey | Mennenga | Scheelhaase |
| Brunow | Higgins | Middleswart | Small |
| Byerly | Hines | Middleton | Spear |
| Caffrey | Hinkhouse | Miller, A.V. | Spencer |
| Connors | Horn | Miller, K.D. | Svoboda |
| Cusack | Howell | Miller, O. L. | Walter |
| Dieleman | Hullinger | Newhard | Woods |
| Doyle | Husak | Norland | Wyckoff |
| Dunton | Hutchins | O'Halloran | Mr. Speaker |
| Dyrland | Jochum | Patchett | (Jesse) |
| Fitzgerald |  |  |  |
| Absent or not voting, 10: |  |  |  |
| Cochran | Lindeen | Nielsen | Pellett |
| Fullerton | Monroe | Oakley | Wells |
| Gentleman | Nealson |  |  |

Amendment H-3408 lost.
Stromer of Hancock offered the following amendment H-3403
filed by Stromer, et al., and moved its adoption:
H-3403
1 Amend Hosue File 558, page 12, by inserting after line 32 the following:
"Seven-tenths of one percent of the state percent of growth is to compensate for the cost of improvements to the Iowa public employees' retirement
6 system and also to fund a portion of the cost of
7 driver education classes offered by the district
8 and formerly funded partly by a state appropria-
9 tion."

Amendment H-3403 was adopted.
Avenson of Fayette in the chair at 2:33 p.m.
Varley of Adair offered the following amendment H-3439 filed by him and moved its adoption:
H-3439
Amend House File 558, page 18, line 18, by inserting after the period the following: "However, for the budget year beginning July 1, 1975, each school district which provided special education services under sections two hundred eighty-one point nine (281.9) through two hundred eightyone point eleven (281.11) of the Code, as those sections are in effect prior to July 1, 1975, for the school year beginning July 1, 1975, shall reduce
10 its district cost by its unreimbursed excess cost
11 defined as reimbursable under said section two
12 hundred eighty-one point nine (281.9) of the Code."
Roll call was requested by Varley of Adair and Bennett of Ida.
On the question "Shall amendment H-3439 be adopted?"
The ayes were, 30 :

| Bennett | Den Herder |
| :--- | :--- |
| Bortell | Drake |
| Branstad | Evans |
| Brockett | Halvorson |
| Clark | Hansen |
| Crabb | Harvey |
| Daggett | Junker |
| Danker | Lageschulte |

The nays were, 64:

| Anderson | Fitzgerald | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Gentleman | Koogler | Perkins |
| Bina | Gilloon | Krause | Poncy |
| Bitlle | Griffee | Kreamer | Rinas |
| Brandt | Hargrave | Lonergan | Scheelhase |
| Brunow | Harper | Mennenga | Small |
| Byerly | Hennessey | Middleswart | Spear |
| Caffrey | Higgins | Middleton | Spencer |
| Cochran | Hines | Miller, A.V. | Stromer |
| Connors | Hinkhouse | Miller, K. D. | Svoboda |
| Crawford | Horn | Miller, 0 L. | Walter |
| Cusack | Howell | Newhard | Wells |
| Dieleman | Husak | Nielsen | Woods |
| Doyle | Hutchins | Norland | Wulff |
| Dunton | Jesse | O'Halloran | Mr. Speaker |
| Dyrland | Jochum | Patchett | (Avenson) |
| Egenes |  |  |  |
| Absent or not | voting, 6: |  |  |
| Fullerton | Monroe | Oakley | Pellett |
| Hullinger | Nealson |  |  |

Amendment H-3439 lost.

Speaker pro tempore Jesse in the chair at 2:48 p.m.
Den Herder of Sioux offered the following amendment H-3429 filed by him and Hansen of O'Brien and moved its adoption:

H—3429
Amend House File 558 as follows:

1. Page 22, line 2, by inserting before the comma the words "and by state aid".
2. Page 23 , line 11, by inserting before the word "shall" the words "provided to the pupils in basic enrollment".
3. Page 23 , line 14 , by adding after the period the words "The portion allocated to each district in an area each budget year for media services and other services provided to nonpublic school pupils shall be paid to the districts as state aid and shall be added to the miscellaneous income of the districts."
4. Page 23, line 18, by inserting before the period the words "as district cost".
5. Page 23, line 31, by inserting after the period the words "The state comptroller shall calculate the amount of state aid due to each district to fund the portion to be allocated to each district for services provided to nonpublic school pupils, and shall pay the amounts so calculated to the districts' area education agencies on a quarterly basis during each school year. The amounts so calculated are appropriated each year from the general fund of the state for this purpose."
Roll call was requested by Daggett of Adams and Menke of O'Brien.

On the question "Shall amendment $\mathrm{H}-3429$ be adopted?"
The ayes were, 32:

| Bennett | Den Herder <br> Bortell | Lindeen <br> Drake | Stephens <br> Stromer |
| :--- | :--- | :--- | :--- |
| Branstad | Egenes | McElroy | Tauke |
| Clark | Evans | Menke | Tofte |
| Crabb | Halvorson | Minken | Varley |
| Crawford | Hansen | Readinger | Welden |
| Daggett | Kreamer | Schroeder | West |
| Danker | Lageschulte | Spencer | Wulff |

The nays were, 59:

| Anderson | Caffrey | Gilloon | Howell |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Griffee | Husak |
| Baker | Cusack | Hargrave | Hutchins |
| Bina | Dieleman | Harper | Jochum |
| Bittle | Doyle | Hennessey | Jordan |
| Brandt | Dunton | Higgins | Koogler |
| Brockett | Dyrland | Hines | Krause |
| Brunow | Fitzgerald | Hinkhouse | Mennenga |
| Byerly | Gentleman | Horn | Middleswart |


| Middleton | Nielsen | Poney | Walter |
| :--- | :--- | :--- | :--- |
| Miller, A. V. | Norland | Rinas | Wells |
| Miller, K. D. | O'Halloran | Scheelhaase | Woods |
| Miller, O. L. | Patchett | Small | Wyckoff |
| Monroe | Pavich | Spear | Mr.Speaker |
| Newhard | Perkins | Svoboda | (Jesse) |
| Absent or not voting, 9: |  |  |  |
| Cochran | Hullinger | Lonergan | Oakley |
| Fullerton | Junker | Nealson | Pellett |

Amendment H—3429 lost.
The House resumed consideration of amendment H-3435B filed by Mennenga of Clinton as follows:

## H-3435B

8 2. Page 22, line 12, by inserting before the 9 word "expenditures" the word "budgeted".

On motion by Mennenga of Clinton, amendment H-3435B was adopted.

Patchett of Johnson offered the following amendment H-3430 filed by him and moved its adoption:
$\mathrm{H}-3430$
1 Amend House File 558 as follows:
2 1. Page 23, line 33, by inserting after the word "nonpublic" the word "school".
2. Page 23 , line 34 , by inserting after the word "nonpublic" the word "school".
3. Page 24 , line 4 , by inserting after the word "nonpublic" the word "school".

Amendment H-3430 was adopted.
Patchett of Johnson offered the following amendment H-3449 filed from the floor by Patchett, Byerly, Stromer, Hansen, Horn, Crawford, Mennenga and Norland, and moved its adoption:
H-8449
1 Amend House File 558 as follows:
2 1. Page 4, line 35, by striking the word "depart-
3 ment" and inserting in lieu thereof the words
4 "[department] state board".
5 2. Page 5, line 4, by striking the word
6 "department" and inserting in lieu thereof the
7 words "state board".
Amendment H-3449 was adopted.
Stromer of Hancock offered the following amendment H-3415 filed by him and moved its adoption:
H-3415
1 Amend House File 558 as follows:

1. Page 18 , line 34 , by inserting after the comma the following:
"and the school board has not attempted by resolution to raise an additional enrichment amount for that budget year,".
2. Page 19 , line 11 , by inserting after the word "Code" the following:
", and stating the number of qualified electors of the school district necessary to petition for an election on the question".
3. Page 19 , line 13 , by inserting after the period the following:
"The first publication shall appear prior to November fifteenth in the base year."
4. Page 21, by striking everything after the period in line 25 and by striking lines 26 through 31 and inserting in lieu thereof the following:
"If the amount authorized is less than the maximum of five percent of the state cost per pupil and the board wishes to increase the amount, it shall reestablish its authority to do so in the manner provided in section four hundred forty-two point fourteen (442.14) of the Code. If the board wishes to continue any additional enrichment amount beyond the five-year period, it shall reestablish its authority to do so in the manner provided in section four hundred forty-two point fourteen (442.14) of the Code within the twelve-month period prior to terminaation of the five-year period."
Amendment H-3415 was adopted.
Spear of Lee offered amendment H - 3399 filed by him and requested division of the amendment as follows:

## H-3399

1 Amend House File 558 as follows:
H-3399A
2 1. Page 19, line 3, by striking the word "only".
3 2. Page 19, line 4, by inserting after the word
4 "for" the words ", but not limited to,".
H-3399B
5 3. Page 19, line 16, by gtriking the word
6 "thirty-five" and inserting in lieu thereof the
7 word "twenty-five".
Spear of Lee moved the adoption of amendment H-3399A.
A non-record roll call was requested.
The ayes were 34, nays 55.
Amendment H-3399A lost.
On motion by Spear of Lee, amendment H-3399B was adopted.

Welden of Hardin offered the following amendment H-3431 filed by him and moved its adoption:

H-3431
1 Amend House File 558, page 19, by striking
2 lines 3 through 6 and inserting in lieu thereof the
following:
4 "The additional enrichment amount may be used
5 for the continuation of existing programs or for
6 the development of new programs."
Roll call was requested by Welden of Hardin and Junker of Woodbury.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3431$ be adopted ?"
The ayes were, 46:

| Anderson | Drake | Lindeen | Schroeder |
| :--- | :--- | :--- | :--- |
| Bennett | Egenes | Lipsky | Spear |
| Bittle | Evans | McElroy | Spencer |
| Bortell | Halvorson | Menke | Stephens |
| Branstad | Hansen | Millen | Tauke |
| Brockett | Harvey | Miller, K. D. | Tofte |
| Clark | Husak | Miller, O. L. | Varley |
| Crabb | Hutchins | Norland | Welden |
| Crawford | Junker | Perkins | West |
| Daggett | Krause | Readinger | Wulff |
| Danker | Kreamer | Rinas | Wyckoff |

The nays were, 48:

| Avenson | Fitzgerald | Jochum | Patchett |
| :---: | :---: | :---: | :---: |
| Baker | Gentleman | Jordan | Pavich |
| Bina | Gilloon | Koogler | Poncy |
| Brandt | Griffee | Lonergan | Scheelhaase |
| Brunow | Hargrave | Mennenga | Small |
| Byerly | Harper | Middleswart | Stromer |
| Caffrey | Hennessey | Middleton | Svoboda |
| Cochran | Higgins | Miller, A. V. | Walter |
| Connors | Hines | Monroe | Wells |
| Cusack | Hinkhouse | Newhard | Woods |
| Dieleman | Horn | Nielsen | Mr. Speaker |
| DuntonDyrland |  |  |  |
|  |  |  |  |
| Absent or not voting, 6: |  |  |  |
| Doyle | Hullinger | Oakley | Pellett |
| Fullerton | Nealson |  |  |

Amendment H-3431 lost.
Speaker Cochran in the chair at 3:30 p.m.
Horn of Linn offered the following amendment H-3410 filed by him:
H-8410
1 Amend House File 558 as follows:

1. Page 19, by striking lines 7 through 35 and page 20, by striking lines 1 through 17, and inserting in lieu thereof the following:
"2. The board shall determine the enrichment amount per pupil needed and shall include in its budget prepared under chapter twenty-four (24) of the Code, a clear statement of the fact that this amount is to be raised by a property tax levied in addition to the levy otherwise authorized under chapter four hundred forty-two (442) of the Code, and the specific purposes for which the levy will be used. The budget must also show that the enrichment levy is imposed for one year, and that it will be considered miscellaneous income and will not become a part of the authorized district cost in succeeding years."
2. Page 20 , by striking lines 21 through 35, and page 21, by striking lines 1 through 31, and inserting in lieu thereof the following:
"442.15 LEVY. No later than August first of each year, the state comptroller shall compute the enrichment levy for each school district which has included an enrichment amount established under section four hundred forty-two point fourteen (442.14) of the Code in its certified budget, and shall notify the county auditor of each county the amount of the enrichment levy needed for any such district in the county. The county auditors shall levy the enrichment property tax in the same manner
as other property tax levies certified by the district."
3. Page 24, by inserting after line 18 the following section, and renumbering remaining sections accordingly:
"Sec. 23. Sections four hundred forty-two point sixteen (442.16) through four hundred forty-two point twenty (442.20), Code 1975, are repealed."
4. Amend the title, line 18, by striking the words ", state aid and an income surtax".
5. Amend the title, line 24, by striking the words "making an appropriation,".
By unanimous consent, the following corrective amendment $\mathrm{H}-3461$ to amendment H-3410 filed by Horn of Linn from the floor was adopted:

H-3461
1
Amend the Horn amendment H-3410, to page 20 of
2 House File 558, line 21, by striking the word
3 "August" and inserting in lieu thereof the word
4 "May".
Horn of Linn moved the adoption of amendment H-3410, as amended.

Amendment $\mathrm{H}-3410$, as amended, lost.

Poncy of Wapello offered the following amendment H-3416 filed by him and moved its adoption:

H-3416
1 Amend House File 558 as follows:

1. Page 19, by striking lines 8 through 23 and inserting in lieu thereof the following:
"amount per pupil needed and shall direct the county commissioner of elections to submit the question of whether to raise that amount under the provisions of this section and section four hundred forty-two point fifteen (442.15) of the Code, to the qualified electors of the school district at a regular or special school election held not later than February fifteenth of the base year. If a majority of those voting favors raising the enrichment amount, the board may include the amount in its certified budget."
2. Page 20, by striking lines 21 through 24 and inserting in lieu thereof the following:
" 442.15 COMPUTATION OF ENRICHMENT AMOUNT. If a majority".
3. Page 20, by striking lines 29 through 31 and inserting in lieu thereof the following:
"procedures have been carried out, and the state comptroller shall establish the amount of".
Roll call was requested by Wulff of Black Hawk and Junker of Woodbury.

Rule 70 was invoked.
On the question "Shall amendment H-3416 be adopted ?"

## The ayes were, 45:

| Anderson | Drake | Kreamer | Schroeder |
| :--- | :--- | :--- | :--- |
| Bennett | Gentleman | Lageschulte | Stephens |
| Bortell | Halvorson | Lindeen | Stromer |
| Branstad | Hansen | McElroy | Tauke |
| Brockett | Harper | Menke | Tofte |
| Brunow | Harvey | Millen | Varley |
| Clark | Hennessey | Miller, K. D. | Welden |
| Crabb | Howell | Miller, O. L. | West |
| Daggett | Husak | Perkins | Woods |
| Danker | Junker | Poncy | Wulff |
| Den Herder | Koogler | Scheelhaase | Wyckoff |
| Doyle |  |  |  |

## The nays were, 51:

| Avenson | Crawford | Gilloon | Hutchins <br> Baker |
| :--- | :--- | :--- | :--- |
| Bina | Cusack | Griffee | Jesse |
| Bittle | Dieleman | Hargrave | Jochum |
| Brandt | Dunton | Higgins | Jordan |
| Byerly | Dyrland | Hines | Krause |
| Caffrey | Egenes | Hinkhouse | Lipsky |
| Connors | Evans | Fitzgerald | Horn |
|  | Hullinger | Lonergan |  |
|  |  |  | Mennenga |


| Middleswart | Nielsen | Readinger | Svoboda |
| :--- | :--- | :--- | :--- |
| Middleton | Norland | Rinas | Walter |
| Miller, A. V. | O'Halloran | Small | Wells |
| Monroe | Patchett | Spear | Mr. Speaker |
| Newhard | Pavich | Spencer |  |
| Absent or not voting, 4: |  |  |  |
| Fullerton | Nealson | Oakley | Pellett |

Amendment H-3416 lost.
Patchett of Johnson offered the following amendment H-3424 filed by him and moved its adoption:

## H-3424

1 Amend House File 558, page 19, line 16, by
2 inserting after the word "percent" the words
3 "or more".
Amendment H-3424 was adopted.
Evans of Grundy offered the following amendment H-3438 filed by Evans, et al., and moved its adoption:

H—3438
Amend House File 558 as follows:

1. Page 19, by striking all of lines 25 through

30 and inserting in lieu thereof the following: "with-
in the limits provided in this section by a school district income surtax."
2. Page 19, by striking all after the word "by" in line 33, all of lines 34 and 35 , and the word "and" from line 1 of page 20.
3. Page 20, line 5 by striking the words "combination tax in the prescribed proportion" and inserting in lieu thereof the word "surtax".
4. Page 20, lines 10 and 11 by striking the words "fifty-four cents to determine the maximum enrichment property tax in that district, and by".

Roll call was requested by Evans of Grundy and Halvorson of Clayton.

On the question "Shall amendment H-3438 be adopted?"
The ayes were, 38:

| Bennett | Drake | Kreamer | Miller, O. L. |
| :--- | :--- | :--- | :--- |
| Bittle | Egenes | Lageschulte | Schroeder |
| Bortell | Evans | Lindeen | Stephens |
| Branstad | Halvorson | Lipsky | Stromer |
| Brockett | Hansen | McElroy | Tofte |
| Clark | Harper | Menke | Welden |
| Crabb | Harvey | Mennenga | West |
| Daggett | Hennessey | Millen | Wulff |
| Danker | Husak | Miller, K. D. | Wyckoff |
| Den Herder | Junker |  |  |

The nays were, 55:

| Anderson | Dyrland | Jordan | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Koogler | Poncy |
| Baker | Gentleman | Krause | Readinger |
| Bina | Gilloon | Lonergan | Rinas |
| Brandt | Griffee | Middleswart | Scheelhaase |
| Brunow | Hargrave | Middleton | Small |
| Byerly | Higgins | Miller, A. V. | Spear |
| Caffrey | Hines | Monroe | Svoboda |
| Connors | Hinkhouse | Newhard | Tauke |
| Crawford | Horn | Nielsen | Walter |
| Cusack | Howell | Norland | Wells |
| Dieleman | Hutchins | O'Halloran | Woods |
| Doyle | Jesse | Patchett | Mr. Speaker |
| Dunton | Jochum | Pavich |  |
| Absent or not voting, 7: |  |  |  |
| Fullerton | Nealson | Pellett | Varley |
| Hullinger | Oakley | Spencer |  |

Amendment H—3438 lost.
Varley of Adair offered the following amendment H-3432 filed by him and moved its adoption:
$\mathrm{H}-3432$
1 Amend House File 558, page 24, by striking lines
26 through 18.
A non-record roll call was requested.
The ayes were 34 , nays 57 .
Amendment H—3432 lost.
Stromer of Hancock moved to reconsider the vote by which the Varley amendment $\mathrm{H}-3439$ failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 33 , nays 54 .
The motion lost.
Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 558)
The ayes were, 92 :

Anderson
Avenson
Baker
Bennett
Bina
Bittle

Bortell
Brandt Branstad Brockett Brunow Byerly

| Caffrey | Daggett <br> Clark |
| :--- | :--- |
| Connors | Den Herder <br> Dieleman |
| Crabb | Doyle |
| Crawford | Drake <br> Cusack |
| Dunton |  |


| Dyrland | Howell | Middleswart | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Egenes | Hullinger | Middleton | Small |
| Evans | Husak | Millen | Spear |
| Fitzgerald | Hutchins | Miller, A. V. | Spencer |
| Gentleman | Jesse | Miller, K. D. | Stephens |
| Gilloon | Jochum | Miller, O.L. | Stromer |
| Griffee | Jordan | Monroe | Svoboda |
| Halvorson | Junker | Newhard | Tauke |
| Hansen | Koogler | Nielsen | Tofte |
| Hargrave | Krause | Norland | Varley |
| Harper | Kreamer | O'Halloran | Walter |
| Harvey | Lindeen | Patchett | Wells |
| Hennessey | Lipsky | Pavich | West |
| Higgins | Lonergan | Perkins | Woods |
| Hines | McElroy | Poncy | Wulff |
| Hinkhouse | Menke | Readinger | Wyckoff |
| Horn | Mennenga | Rinas | Mr. Speaker |
| The nays were, 4: |  |  |  |
| Danker | Lageschulte | Schroeder | Welden |
| Absent or not voting, 4: |  |  |  |
| Fullerton | Nealson | Oakley | Pellett |

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

## MOTION TO RECONSIDER LOST <br> (House File 558)

Patchett of Johnson moved to reconsider the vote by which House File 558 passed the House.

A non-record roll call was requested.
The ayes were 23 , nays 67 .
The motion lost.

## HOUSE FILE 341 WITHDRAWN

Daggett of Adams asked and received unanimous consent to withdraw House File 341 from further consideration by the House.

## HOUSE FILE 98 WITHDRAWN

Patchett of Johnson asked and received unanimous consent to reconsider the vote by which House File 98 passed the House and was placed on its last reading and to withdraw House File 98 from further consideration by the House.

## REFERRED TO COMMERCE <br> (House File 618)

Small of Johnson asked and received unanimous consent that

House File 618, presently on the regular calendar, be referred to the committee on commerce.

## MOTION TO RECONSIDER WITHDRAWN (House File 313)

Husak of Tama asked and received unanimous consent to withdraw the motion to reconsider House File 313 filed by him on April 2, 1975.

## EXPLANATION OF VOTE <br> (House File 558)

I was necessarily absent from the House chamber when the vote was taken on amendment $\mathrm{H}-3401$ to House File 558. Had I been present I would have voted "nay".

KRAUSE of Palo Alto

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speakmr: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 4th day of April, 1975: House Files 6, 48, 50, 73, 105, 228, 229, 267, 333, 368 and 433.

DAVID L. WRAY
Chief Clerk of the House
Report adopted.

## SUBCOMMITTEE ASSIGNMENTS

House File 41
County Government
Hutchins, Chairman
Spear
Danker
Hargrave
Pellett
House File 258
County Government
Hutchins, Chairman
Spear
Danker
Hargrave
Pellett
House File 271
Energy
Varley, Chairman
Cusack
Readinger
Fullerton

House File 282
Energy
Doyle, Chairman
Wells
Oakley
Den Herder
Evans
House File 360
Energy
Hullinger, Chairman
Griffee
Perkins
Gentleman
Welden
House File 408
State Government
Woods, Chairman
Harvey
Norland

House File 409
Energy
Howell, Chairman
Avenson
Jochum
Spencer
Den Herder
House File 413
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 443
Agriculture
Pellett, Chairman
Jordan
Scheelhaase

House File 446
Transportation
Pavich, Chairman
Schroeder
Koogler
House File 449
Energy
Howell, Chairman
Avenson
Jochum
Spencer
Den Herder
House File 468
Energy
Howell, Chairman
Avenson
Jochum
Spencer
Den Herder
House File 476
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 493
County Government
Hutchins, Chairman
West
Miller of Calhoun
House File 506
Natural Resources
Wyckoff, Chairman
Pellett
Tofte
House File 510
Judiciary and Law
Enforcement
Middleton, Chairman
Spencer
Evans
House File 512
Judiciary and Law Enforcement
Hennessey, Chairman
Dyrland
Lageschulte
House File 513
Judiciary and Law Enforcement
Higgins, Chairman
Clark
Dyrland
House File 514
County Government
Bortell, Chairman
Jordan
Miller of Calhoun

House File 515
State Government
Small, Chairman
Crawford
Patchett
House File 516
Natural Resources
Perkins, Chairman
Egenes
Spencer
House File 517
Natural Resources
Branstad, Chairman
Halvorson
Scheelhaase
House File 518
Judiciary and Law Enforcement
Woods, Chairman
Newhard
Hennessey
House File 519
Cities and Towns
Connors, Chairman
Junker
Bina
Spear
Lindeen
House File 524
Education
Poncy Chairman
Dyrland
Griffee
Daggett
Menke
House File 525
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 526
Judiciary and Law Enforcement
Bittle, Chairman
Middleton
Jesse
House File 527
State Government
Patchett, Chairman
Connors
Drake
House File 528
Natural Resources
Hullinger, Chairman
Koogler
Egenes

House File 529
Commerce
Tauke, Chairman
Doyle
Walter
House File 530
Judiciary and Law Enforcement
Nielsen, Chairman
Jesse
Bittle
House File 533
Energy
Howell, Chairman
Avenson
Jochum
Spencer
Den Herder
House File 534
State Government
Harvey, Chairman
Woods
Monroe
House File 535
State Government
Connors, Chairman
Woods
Harvey
House File 536
County Government
Jordan, Chairman
Bortell
Baker
House File 537
State Government
Brandt, Chairman
Small
McElroy
House File 538
State Government
Fullerton, Chairman
Svoboda
Monroe
House File 539
Energy
Varley, Chairman
Cusack
Readinger
Fullerton
House File 541
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford

House File 543
Judiciary and Law Enforcement
Higgins, Chairman
Middleton
Gentleman
House File 545
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 546
Natural Resources
Spencer, Chairman
Pellett
Wyckoff
House File 547
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 548
Natural Resources
Branstad, Chairman
Middleswart
Varley
House File 550
Energy
Hullinger, Chairman
Griffee
Perkins
Gentleman
Welden
House File 552
State Government
Connors, Chairman
Junker
Dieleman
House File 553
Judiciary and Law Enforcement
Middleton, Chairman
Spencer
Evans
House File 554
Cities and Towns
Clark, Chairman
Newhard
Anderson
Lipsky
Dieleman

House File 555
Commerce
Small, Chairman
Krause
Evans
Bina
Kreamer
Egenes
Hennessey
House File 556
State Government
Hines, Chairman
Junker
Small
House File 562
State Government
Dieleman, Chairman
Small
McElroy
House File 564
Commerce
Brockett, Chairman
Small
Krause
House File 565
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 567
Judiciary and Law Enforcement
Bittle, Chairman
Middleton
Jesse
House File 568
Commerce
Doyle, Chairman
Walter
Tauke
House File 569
Commerce
Jordan, Chairman
Doyle
McElroy
House File 571
Cities and Towns
Miller of Cerro Gordo, Chairman
Rinas
Harvey
Nealson
Walter

House File 572
State Government
Small, Chairman
Connors
Bittle
House File 573
State Government
Fullerton, Chairman
Norland
Svoboda
House File 577
Judiciary and Law Enforcement
Dyrland, Chairman
Oakley
Newhard
House File 578
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 579
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 581
State Government
Harvey, Chairman
Woods
Monroe
House File 587
State Government
Harvey, Chairman
Woods
Monroe
House File 589
State Government
Small, Chairman
Monroe
Fullerton
House File 595
Judiciary and Law Enforcement
Spencer, Chairman
Higgins
Evans
House File 602
State Government
Hines, Chairman
Dieleman
Drake

House File 605
State Government
Monroe, Chairman
Woods
Harvey
House File 606
State Government
Drake, Chairman
Patchett
Fitzgerald
House File 620
State Government
Harvey, Chairman
Monroe
Woods
House File 622
State Government
Monroe, Chairman
Woods
Harvey

House File 624
State Government Monroe, Chairman Woods Harvey
House File 626
State Government
Monroe, Chairman
Woods
Harvey
House Joint
Resolution 16
State Government Harvey, Chairman
Woods
Connors
House Joint
Resolution 17
State Government
Norland, Chairman
Monroe
Bittle

## House Joint

Resolution 18
State Government
Hines, Chairman
Brandt
Drake
Senate File 82
Natural Resources
Hinkhouse, Chairman
Hines
Branstad
Senate File 233
Judiciary and Law Enforcement
Higgins, Chairman
Brandt
Clark
Senate File 351
State Government
Bittle, Chairman
Brandt
Monroe

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

COUNTY GOVERNMENT
30. Relating to highway railroad crossing repairs.

Miller of Calhoun, Chairman
Pellett
Danker

## NATURAL RESOURCES

17. Relating to standards for water well construction and pumping equipment installation; to the certification and regulation of contractors involved in these fields and to provide penalties and making appropriation.

Hullinger, Chairman
Millen
Scheelhaase

## REPORTS OF COMMITTEES

Patchett of Johnson, from the committee on education, submitted the following report:

Mr. Speaker: Your committee on education to whom was referred House File 175, a bill for an act to require completion of first aid courses by certain school employees, begs leave to report it has had the same
under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3457
1 Amend House File 175 as follows:
2 1. Page 1, line 10, by inserting after the 3 period the following: "The state board shall not 4 require that an approved first aid course exceed 5 ten hours of instruction. If a person required 6 under this section to possess a valid first aid 7 certificate renders first aid, the person shall not 8 be considered to have received compensation for 9 emergency aid rendered for the purposes of section 10 six hundred thirteen point seventeen (613.17) of 11 the Code."
12 2. Page 1, line 24, by inserting after the 13

19 six hundred thirteen point seventeen (613.17) of 20 the Code."

PATCHETT of Johnson, Chairman

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

MR. SPEAKER: Your committee on judiciary and law enforcement to whom was referred House File 367, a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman

## AMENDMENTS FILED

H-3462
1 Amend House File 188 as follows:

1. Page 1, line 2, by striking the word "shall" and inserting the word "may".
2. Page 1, line 3, by inserting after the word "purchase" the words "or may take an option to purchase".

SVOBODA of Iowa

## $\mathrm{H}-3450$

1 Amend House File 198 as follows:
2 Page 7, by striking all after the word "be" in
3 line 4, all of lines 5 through 15 , and inserting in
4 lieu thereof the following: "transferred at least
5 annually to the Iowa Public Employees' Retirement

6 Fund as created in section ninety-seven B point
7 seven (97B.7) of the Code."
MONROE of Des Moines
H-3464
1 Amend House File 386 as follows:
2 1. Amend the title, line 2, by inserting after
3 the word "diplomas" the words ", including changes
4 in fees".
BAKER of Buena Vista
$\mathrm{H}-3455$
Amend House File 464, page 1, by adding a comma
after the word "for" in line 5 and by adding a comma
3 after the word "perform" in line 6.
MONROE of Des Moines
H--3453
Amend House File 465 as follows:

1. Page 1, line 4, by striking the word
"Subject" and inserting in lieu thereof the words
"As an alternative to the provisions enumerated in this subsection, subject".
2. Page 1, line 10, by inserting after the word "district" the words "if the nonpublic school is located in a school district contiguous to the school district which is transporting the nonpublic school pupils,".

DYRLAND of Clayton
$\mathrm{H}-3454$
1 Amend House File 484, page 4 as follows:
By striking the words "council on social" in line 18 and by striking the words "work education" in line 19 and by inserting in lieu thereof the words "board of social work examiners".

MONROE of Des Moines
H-3458
1 Amend House File 505 as follows:
2 1. Page 2, lines 19 through 24, by striking the
3 words ", including but not limited to major air-
4 ports, major highway interchanges including inter-
5 changes with frontage roads, access streets and
6 other limited access highways, major recreational
7 land and facilities and major facilities for the
8 development, generation or transmission of energy".
2. Page 11, line 5, by striking the words

10 "zoning, subdivision or other".
DRAKE of Muscatine WYCKOFF of Benton CRABB of Crawford MILLEN of Van Buren WELDEN of Hardin BRANSTAD of Winnebago WOODS of Polk TOFTE of Winneshiek

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Amend House File 505 as follows:

1. Page 35, by inserting after line 5 the following:
"Sec. ..... Section four hundred fifty-five A point nineteen (455A.19), subsection three (3), Code 1975, is amended to read as follows: 3. The water commissioner shall cause due notice of the hearing to be published. Said notice shall specify the date, time and place of hearing and shall include a concise statement of the designated beneficial purposes for which diversion is sought, the specific limits as to quantity, time, place, and rate of diversion, storage or withdrawal of waters, the name of the applicant and the description of the land upon which waters are to be diverted, stored or withdrawn. In addition to the foregoing, the water commissioner shall cause a copy of the notice to be sent to the director of the conservation commission, commissioner of public health, the [secretary of the soil conservation committee] director of the department of soil conservation and land use, secretary of agriculture, director of the Iowa geological survey, the director of the Iowa development commission, and to any other person who has filed a written request for a notification of any hearings affecting a designated area, by ordinary mail, prior to the date of last publication.

Sec. ..... Section four hundred fifty-five B point four (455B.4), subsection four (4), unnumbered paragraph one (1), Code 1975 , is amended to read as follows:
4. The chemical technology commission shall consist of the secretary of agriculture, the commissioner of public health, the director of the Iowa natural resources council, the chairman of the state [soil conservation committee] land use policy commission, the chief executive of the league of Iowa municipalities, the state conservation director, and the dean, college of agriculture of Iowa State University of science and technology, or their designees, a representative of a firm in Iowa actively engaged in the manufacture or formulation of agricultural chemicals, and a farmer experienced in the application of agricultural chemicals to be appointed by the governor with the consent of two-thirds of the senate. The members appointed by the governor shall serve four-year terms, except that of the membership of the initial commission, the members appointed by the governor shall be the appointed members of the chemical technology review board abolished by this chapter, whose terms
expired on the thirtieth of June, 1974. The terms of these two members shall expire on the thirtieth of June, 1974."
2. Renumber the sections and correct internal references to conform with this amendment.

MIDDLESWART of Warren
$\mathrm{H}-3465$
1 Amend House File 505 as follows:
2 1. By striking everything after the enacting
clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. STATEMENT OF LEGISLATIVE
INTENT. It is the intent of the general assembly of the state of Iowa to provide for rational land use development that will result in the preservation of prime agricultural land as well as orderly and well planned urban growth. It is further the intent of the general assembly to protect the natural resources, cultural and historical areas, and the environment of this state for the public health, safety, and general welfare and for the benefit of present and future generations.

Sec. 2. NEW SECTION. STATEMENT OF LEGISLATIVE POLICY. The control of land use decisions should rest primarily at the local governmental level. In order to assure this control, the general assembly intends to place emphasis on local citizen participation in the development of land use goals and objectives, local regulation and enforcement of land use decisions, and local development of comprehensive land use plans.

Sec. 3. NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:

1. "Commission" means the state land use commission.
2. "Director" means the director of the state land use commission.
3. "Local government" means any county or municipality.
4. "Ordinance" means any legislative action of a local government which has the force of law.
5. "Local land use plan" means a statement of local land use plans and alternatives concerning expansion, restrictions and uses of land within its boundaries, both present and future, together with amendments thereto, formulated and adopted as provided in this Act. A local land use plan shall consist of written statements but may be illustrated by maps, illustrations, or other media of communication.
6. "Regional land use plan" means a multi-county statement of land use plans and alternatives concerning expansion, restrictions and uses of land within the boundaries of the region, both present and future, together with amendments thereto, formulated and

## Page 2

adopted as provided in this Act. A regional land use plan shall consist of written statements, but may be illustrated by maps, illustrations, or other media of communication.
7. "Land" means the earth, including surface, subsurface, water bodies, air space and improvements customarily regarded as real property.
8. "Land use" means the spatial distribution of activity patterns, including residential, agricultural, industrial, commercial and recreational needs.
9. "Land use policy" means a definite course or method of action developed by the state land use commission, selected from among alternatives to guide the commission and local governments and determine present and future decisions for the commission and local governments relating to the wise and prudent use of land.
10. "Land use planning" means the process of deciding the location, intensity and amount of land development required for present and anticipated future activities.
11. "Land use goal or objective" means a broad statement of intended accomplishment covering horizon years far into the future and describing broad aims, desired end situations or ideals for achievement as related to land use.
12. "Regional agency" means one of the sixteen regional agencies as designated by the office for planning and programming.
13. "Aggrieved person" means any individual, corporation, government, or governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity whose property rights are adversely affected or who establishes that a substantial public interest is adversely affected by a policy.
14. "Master application form" means a form prepared cooperatively by the state land use department and those agencies requiring the granting of a permit to develop. The form shall act as a guide to the state land use planning commission to determine agencies affected by approved development in areas of critical concern.
15. "Area of critical concern" means a geographic area designated by the state land use commission or local governing body where substantial evidence indicates that uncontrolled or incompatible development could result in damage to the environment and would conflict with land use policy. An area of critical concern may be designated only for:
a. An area significantly affected by, or having a significant effect upon, an existing or proposed major public facility or other area of major public investment.

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b. An area containing or having a significant impact upon historical, natural or environmental resources of regional importance.
c. Natural hazard lands where uncontrolled or incompatible development could endanger life and property including flood plains and areas frequently subject to weather disasters, and areas of unstable geological formations.
d. Renewable resource lands where uncontrolled or incompatible development could result in the loss or significant reduction of continued long-range productivity of future water, food, and fiber requirements of more than local concern.
16. "Development" means:
a. The carrying out of any building or mining operation or the making of any material change in the use or appearance of any structure or land and the dividing of land into three or more parcels.
b. The following activities or uses shall be taken for the purpose of this Act to involve development as defined in this section:
(1) A reconstruction, alteration of the size, or material change in the external appearance, of a structure on land.
(2) A change in the intensity of use of land, such as an increase in the number of dwelling units in a structure or on land or a material increase in the number of businesses, manufacturing establishments, offices, or dwelling units in a structure on land.
(3) Commencement of mining.
(4) Clearing of land as an adjunct of construction.
(5) Deposit of refuse, solid or liquid waste, or fill on a parcel of land.
(6) The construction of public facilities which tend to induce development and urbanization such as major airports, major highway interchanges, major streets, or highways and major recreational land and facilities construction.
(7) Confined feed lot operations of greater than the following animal species and animal populations:

Beef cattle-more than five hundred in a lot area having less than six hundred square feet per animal.

Dairy cattle-more than one hundred fifty in a lot area having less than six hundred square feet per animal.

Butcher and breeding swine of over forty pounds--more than five hundred in a lot area having less than one hundred square feet per animal.

Feeder pigs of forty pounds or less-more than four thousand in a lot area having less than fifteen

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1 square feet per animal.
Sheep-more than twelve hundred in a lot area having less than sixty square feet per animal.

Turkeys-more than six thousand in a lot area having less than ten square feet per bird.

Broiler chicken-more than thirty thousand in a lot area having less than two square feet per bird.

Layer chicken-more than twenty thousand in a lot area having less than two square feet per bird.
Two or more confined feedlot operations are deemed to be a confined feedlot operation of the magnitude specified in this definition if they are adjacent to each other or if they are nearby and utilize a common area or system for the disposal of wastes.
c. The following operations or uses shall not be taken for the purposes of this Act to involve development as defined in this section:
(1) Work by highway or road agency or railroad company for the maintenance or improvement of a road or railroad track, if the work is carried out on land within the boundaries of the right-of-way.
(2) Work by any utility and other persons engaged in the distribution of gas or water, for the purpose of inspecting, repairing, or renewing on established rights-of-way any sewers, mains, pipes, cables, utility tunnels, power lines, poles, tracks or the like.
(3) Work for the maintenance, renewal, improvement or alteration of any structure, if the work affects only the interior or the color of the structure, or the decoration of the exterior of the structure.
(4) The use of any structure or land devoted to dwelling uses for any purpose customarily incidental to the enjoyment of the dwelling.
(5) The use of any land for the purpose of growing plants, crops, trees, and other agricultural or forestry products, raising livestock in quantities less than controlled by this definition, or for other agricultural purposes.
(6) A change in the ownership or form of ownership of any parcel or structure.
(7) The creation or termination of rights of access, riparian rights, easements, covenants concerning development of land, or other rights on land.
d. "Development" as designated in an ordinance, rule, comprehensive plan, or siting permit includes all other development customarily associated with it unless otherwise specified. When appropriate to the context, development refers to the act of developing or to the result of development. Reference

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1 to any specific operation is not intended to mean
2 that the operation or activity when part of other
3 operations or activities is not development.
Sec. 4. NEW SECTION. COMMISSION CREATED. There is created a state land use commission consisting
6 of five members, not more than three of whom shall
7 be affiliated with the same political party. The

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1. Develop comprehensive land use goals and objectives for the state based on the land use goals and objectives established by the citizens of this state as provided in section eleven (11) of this Act.
2. Guided by the goals and objectives, develop a detailed comprehensive land use policy for the state.
3. Guided by the goals and objectives, develop a comprehensive land use plan based upon the regional land use plans including provisions for a coordinated
land use permit application for all state agencies involved in land use activities, not later than thirtysix months after the state land use policy is adopted. The commission shall update the land use policy and plan at least every three years following the
procedures established in sections eleven (11) and twelve (12) of this Act, and the plan shall conform to the policy adopted by the commission.
4. Provide for the delineation of state areas of critical concern and adopt regulations through which the commission could make such designations. Areas designated by local governments as critical concern shall not be designated as state areas of critical concern without the consent of the local governing body or bodies. Applications for permits to develop in state areas of critical concern shall be processed in accordance with section sixteen (16) of this Act.
5. Provide for the preparation and revision of a state inventory of land, socio-economic, and natural resources such that environmental, social, and economic factors are effectively utilized in the formulation of the state land use policy and plan.
6. Provide that, prior to the adoption of the state land use policy and plan, the commission has:
a. Provided citizens with adequate information regarding the extent of land use planning and regulation currently exercised in this state, the land use problems endemic to this state, land use planning exercises in other states, any relevant federal laws and regulations, and any other information important to stimulate public awareness of and interest in land use planning and policy determination.
b. Hold public hearings to obtain the views of the citizens of the state on land use planning and policy determinations.
c. Provide citizens an adequate opportunity to participate at all local levels in the development of land use goals and objectives and comprehensive plans.

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7. Make a study of state and federal laws as they apply to land use decision-making and development in this state.
8. Provide for the classification and conservation of all known natural resources as well as future mining deposits.
9. Act as the final hearing board on siting permits for development in areas of critical concern pursuant to sections fifteen (15) and sixteen (16) of this Act.
10. Authorize the application for, receipt, and expenditure of any private or public funds for the purpose of carrying out the provisions of this Act.

The commission shall apportion a part of such funds to designated regional planning agencies or local units of government for the purpose of preparing local and regional land use comprehensive plans and for the enforcing of ordinances and regulations as provided in this Act.
11. Make a concise annual report to the governor and the general assembly, which report shall contain information relating to the accomplishments and progress of the commission and department and include recommendations for future legislative action. The annual report shall conform to the provision of chapter seventeen (17) of the Code.
12. Approve a budget for the commission relating to its powers and duties under this Act.
13. Approve all contracts and agreements between the commission and other public or private persons or agencies relating to its powers and duties under this Act. In the event that outside consultation is deemed necessary, the commission may approve a contract for the services of and consultation with professional persons, not otherwise available through federal, state, and local government, as may be necessary to carry out the provisions of this Act.
14. Appoint a director with the concurrence of the senate. The director shall have extensive experience in land use planning as well as administrative ability. The salary of the director shall be established by the commission.
15. Obtain an adequate public employees fidelity bond to cover those employees of the commission accountable for property or funds of this state under this Act.
16. Adopt, amend, or repeal internal rules for the effective administration of this Act.
17. Compile and evaluate the laws, policies, plans and regulations of state agencies relating to land
use. Information from the following agencies shall be included in the compilation and evaluation:
a. The department of agriculture.
b. The city development board.
c. The Iowa natural resources council.
d. The department of environmental quality.
e. The office of the state geologist.
f. The Iowa development commission.
g. The department of transportation.
h. The state conservation commission.
i. The department of soil conservation.
j. The office for planning and programming.
k. The Iowa state commerce commission.

Each agency listed in this subsection shall prepare and submit to the commission a summary of its law, policies, plans and regulations relating to land use not later than one hundred eighty days after the
effective date of this Act. The agencies shall also recommend to the commission policies, goals or objectives, and plans. Any agency not providing a summary of laws, policies, plans and regulations relating to land use requested by the commission shall be assessed and pay the cost incurred by the commission in collecting the information. The commission shall also incorporate the information received from the agencies into the comprehensive land use plan and a coordinated land use permit system.
18. Compile and evaluate the laws, policies, plans, and regulations of each city, county, or special district. Each city governmental body, each county board of supervisors, each special district, each regional planning or governmental authority shall submit to the commission a summary of its laws, policies, and plans relating to land use not later than one hundred eighty days after the effective date of this Act. These parties shall also recommend to the commission policies, goals or objectives, and plans to be incorporated in the state land use policy, goals or objectives and plan. The commission shall provide advice and reasonable technical and pecuniary assistance to aid counties and cities in preparation of the summary. These parties may solicit the assistance of regional planning agencies, county planning agencies, municipal planning agencies, or other public agencies in order to prepare the summary.
19. Upon request by a city, county, special district, or regional planning agency, the commission shall review the land use related laws, policies, plans and regulations current or proposed and make recommendations regarding the conformity of those
laws, policies, plans and regulations with the state land use policy, goals or objectives and plan.

Sec. 6. NEW SECTION. PROCEEDINGS AND APPEALS. Appeals of any decisions or actions taken and the rules promulgated by the commission shall be undertaken pursuant to chapter seventeen $A(17 A)$ of the Code.

Sec. 7. NEW SECTION. POWERS AND DUTIES OF THE DIRECTOR. In addition to other powers and duties provided by law, the director shall:

1. Recommend to the commission the adoption of internal rules that are necessary for the effective administration of the commission under this Act.
2. Administer the land use programs and services of the commission in compliance with provisions of the Act and the rules adopted by the commission.
3. Establish or reorganize, with approval of the commission, the administrative structure.
4. Prepare, pursuant to chapter eight (8) of the Code, a budget for the commission relating to its duties under this Act.
5. Perform other duties assigned by the commission.

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6. Appoint, with the approval of the commission, the technical, professional, secretarial, and clerical staff deemed necessary to accomplish the purposes of this Act, subject to the provisions of chapter nineteen A (19A) of the Code.

The director may appoint a member of his staff to be acting director in his absence. Such acting director shall have the powers delegated to him by the director.

The director and other employees of the commission shall receive, in addition to a salary, their necessary traveling and related expenses when engaged in the performance of their official duties.

Sec. 9. NEW SECTION. TEMPORARY EMERGENCY POWERS
OF THE COMMISSION. When prior to the adoption of a state land use policy and plan, the commission determines that there is in progress or proposed, a land use activity which constitutes a danger of irreparable injury, loss or damage of serious and major proportions to the public health, welfare or safety to the citizens of Iowa, the commission shall immediately give written notice to the board of supervisors or the city countil of each county and city involved, of the pertinent facts and dangers with respect to such activity. If the county board of supervisors or the city council does not remedy the situation within ninety days, the commission may, upon one week's written notice to the affected city council or board of supervisors, and person involved 10
in such land use activity, hold a public hearing on the matter. If, after the hearing, the commission determines that the activity does constitute a danger, the commission may issue a written cease and desist order to the person in control of the activity. If the activity is continued, the attorney general, at the request of the commission, shall initiate civil proceedings in the name of the state to enjoin such persons from such activity. Any such action shall be given precedence over all other matters pending in the district court. The court may uphold, modify, or overrule the order of the commission.

Sec. 10. NEW SECTION. CITIZEN PARTICIPATION.
In order to assure extensive participation by any interested citizens in the land use planning process in Iowa, citizens are to be involved in key areas in the planning process. Every citizen shall have the opportunity at the local and regional level to be integrally involved in development of goals and objectives, and revision of comprehensive land use plans as well as intermediate steps in the land use planning process as provided in sections eleven (11) and twelve (12) of this Act.

1 and adopt comprehensive land use plans which shall encompass all the criteria promulgated in the state land use goals and objectives and policy. Local plans shall not be adopted prior to holding a public hearing after adequate notice published at least two weeks prior to the hearing. After adoption of the plan by the local governments, each local government shall forward such plans to the regional planning agency in the area, which with the advice of the regional citizens committee shall review local plans, and therefrom develop a regional plan. The regional agency with the advice of the citizens committee shall also comment on the conformance of the local plans to the state land use goals and objectives and policy. The regional plans and comments shall be forwarded to the commission for the development of the state land use plan. Local governments and regional planning agencies are encouraged to cooperate in sharing planning capabilities in the formulation of local plans. A city, in lieu of preparing and adopting its own comprehensive plan, may agree to be included in the comprehensive plan of the county. Local and regional plans shall include land use policy.

Land use regulation shall be exercised primarily by local governments. All permit applications in
areas of critical concern shall originate with the local governing bodies in which the major part of the critical area is located. The local governing body to which the permit request is made shall comment on the permit request and forward it to the regional planning agency within ten days after receipt. The regional agency shall also comment on the permit request within forty-five days after receipt, and forward it with the local and regional comments to the commission. The commission shall then proceed to grant or deny the permit as prescribed in section seventeen (17) of this Act.

Each local government developing a plan may provide for a planning and siting permit for development within its jurisdiction as defined in section three (3) of this Act for other than critical areas.

Sec. 13. NEW SECTION. PRIOR PLANS, ORDINANCES AND REGULATIONS. Comprehensive plans and zoning, subdivision, and other ordinances and regulations adopted prior to the effective date of this Act shall remain in effect until revised under this Act. Local governing bodies may make the comprehensive land use plan adopted under this Act part of any existing comprehensive plan or may maintain it as a separate document for independent enforcement.

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Sec. 14. NEW SECTION. LOCAL LAND USE ORDINANCE.
To implement local land use decisions and plans, each
local government shall, after the adoption of state
land use plan, adopt a local land use ordinance.
This ordinance shall conform to the state, regional and local land use plan, and shall clearly set forth the actions permissible and nonpermissible under the comprehensive land use plan for the locality.

Sec. 15. NEW SECTION. ENFORCEMENT. In order to enforce local land use ordinances and local comprehensive plans, a local government may:

1. Maintain a civil action to prevent an unlawful land use from occurring, to prevent its continuance, or to restrain, correct or abate a violation of an order or ordinance. The civil action may seek appropriate relief including obtaining an enforcement order to:
a. Prosecute a person who causes a violation of a land use decision.
b. Maintain a civil action to enforce a land use decision.
c. Enter upon the land and structure where the unlawful land use exists and take the necessary action to correct or abate the use.

Sec. 16. NEW SECTION. AREAS OF CRITICAL CONCERN. Local governing bodies, regional agencies, or the state land use commission may recommend that specific areas be designated as areas of critical concern to be approved by the state land use commission. The
recommendation shall specify the boundaries of the proposed area and state the reasons why the particular area proposed is of critical concern, and the dangers that would result from uncontrolled development in the area.

Within forty-five days following receipt of a recommendation, the commission shall either reject the recommendation as tendered or adopt the same with or without modification and, by rule, designate the area as an area of critical concern. Local governing bodies shall in their plans and ordinances designate local areas of critical concern. Establishment of areas of local critical concern shall not have the affect of evading state land use policies, goals and objectives, or plans. Permits for development in local areas of critical concern shall be granted or denied by the local governing body. The state commission may review the actions of local governing bodies in granting or denying permits, and may ask the attorney general to seek an injunction against the local governing body if the commission feels that 13
the local governing body has violated the intent of the state land use policy.

Sec. 17. NEW SECTION. PLANNING AND SITING PERMITS. Planning and siting permits shall be required of any development in areas of critical concern. The initial permit application at the local level is to be made to the local governing body. Local governing bodies shall accept or reject permit applications for development in local areas of critical concern in accordance with the local land use plan. Additional criteria for consideration in acceptance or rejection shall be the same as that used to comment on applications for development permits in areas of state critical concern. All permit applications rejected by local governing bodies shall state the reasons for rejection in writing. If the permit is not for development within local areas of critical concern, comment on the permit application shall consider:

1. Development at the proposed location is or is not essential or especially appropriate in view of the available alternatives within or without the jurisdiction.
2. Development in the manner proposed will have a favorable or unfavorable impact on the environment in comparison to alternative methods.
3. The development will favorably or adversely affect other persons or property and, if so, whether because of circumstances peculiar to the location the effect is likely to be greater than is ordinarily associated with the development of the type proposed.
4. If development of the type proposed imposes immediate cost burdens on the local government, whether
the amount of development of that type which has taken place in the area of the local government is more or less than an equitable share of the development of that type needed in the general area.
5. The development will favorably or adversely affect the ability of people to find adequate housing reasonably accessible to their place of employment.
6. The development will favorably or adversely affect the provision of municipal services and the burden of taxpayers in making provision therefor.
7. The development will efficiently use or unduly burden public or public-aided transportation or other facilities which have been developed or are to be developed within the next five years.
8. The development will further, or will adversely affect, the objectives of development built or aided by governmental agencies within the past five years or to be developed in the next five years.

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9. The development will aid or interfere with the ability of the local government to achieve the objectives of its local comprehensive land use plan.

All comments on permit application must be in writing stating the areas of conflict with the state land use policy plan and the local comprehensive plan.

The commission shall consider the standards set forth in this part in making a decision. The procedures of the Iowa administrative procedures Act shall be followed.

Sec. 18. NEW SECTION. PERMIT PROCEDURE. The developer shall fill out a master permit application form to be submitted to the local governing body having jurisdiction for comment. After comment, the local governing body shall forward the permit application to the regional planning agency. The regional agency after comment shall forward the application to the commission. The commission shall immediately forward the master application form to the affected state agencies. Each state agency shall comment on the permit request within thirty days of receipt or request further information from the developer if it is determined necessary to comment on the permit request. Upon receipt of the additional information, the agency shall comment on the permit within thirty days.

In making comments an agency shall consider:

1. The agency regulations, guidelines, and criteria or standards used in evaluating the application.
2. The reasons for recommended denial or approval and the regulations, guidelines, and criteria or standards the application fails to satisfy or meet.
3. The action that the application would have to take to satisfy the agencies permit requirements if disapproval as recommended.

The failure of a state agency to act on a permit
request within thirty days of this Act shall operate as a waiver of the agencies' right to act on the permit.

Sec. 19. NEW SECTION. INJUNCTION. If any person initiates a project for the development or use of any area of critical concern without obtaining a planning and siting permit as provided in this Act, the attorney general, at the request of the commission, shall initiate civil proceedings in the name of the state of Iowa to enjoin such person from such development or use.

Sec. 20. NEW SECTION. Any person aggrieved by an action of the commission, regional agency, or local governing body taken in accordance with the provisions

1. A written review be prepared to explain the reasons for making the decisions leading to the grievance from the commission, regional agency or local governing body.
2. That the commission, regional agency, or local governing body meeting in official session reconsider the action which brought about the grievances.
3. That the commission, regional agency or local governing body hold a public hearing on the grievances. Such request shall be accompanied by a petition containing the signatures of at least twenty-five electors of the state. Upon receipt of such petition the commission, regional planning agency, or local governing body shall hold a public hearing to consider the grievances of the aggrieved person or persons. The commission, regional agency, or local governing body shall make all reasonable attempts to hold such public hearings in a community facility near the place of residence of the petitioners.

Grievances remaining unsettled after review, action, or public hearing by a regional agency or local governing body may be appealed to the commission. Appeals to the commission shall take the same form prescribed in subsections one (1), two (2), or three (3) of this Act. Should the decision of the commission not remedy the grievances of the person or persons making the appeal, then the aggrieved person may initiate civil proceeding in the district court of the county of primary business location or residence of the aggrieved person.

Sec. 21. NEW SECTION. DETERMINATION OF DISPUTES. When a dispute arises between local governing bodies or regional agencies over planning, designation or control of critical areas, or enforcement of ordinances, any one of the bodies may request that the commission make a determination in the dispute. Such determination shall be binding on all parties involved in the dispute. If a unit of government or agency feels aggrieved by such determination it

41 may initiate a civil proceeding in the district court
42 of Polk county against the commission.
Sec. 22. NEW SECTION. RULES OF THE COMMISSION. All rules adopted by the commission under the provisions of this Act are subject to the provisions of chapter seventeen A (17A) of the Code.

Sec. 23. NEW SECTION. PRIVATE PROPERTY RIGHTS.
Nothing in this Act shall be construed to deprive
a person of his property without just compensation
and due process of law as guaranteed by the Fifth

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1 and Fourteenth Amendments of the Constitution of the
2 United States and the Constitution of the State of
3 Iowa."
2. Amend the title, by striking lines 2 through

5 5, and by inserting in lieu thereof the words "a state
6 land use commission and to specify the powers and
7 duties of such agency."
MIDDLETON of Black Hawk HARVEY of Scott CRAWFORD of Story HIGGINS of Scott

H-3459
1 Amend House File 505, page 10, lines 24 and 25,
2 by striking the words "and approval".
DRAKE of Muscatine WYCKOFF of Benton CRABB of Crawford MILLEN of Van Buren WELDEN of Hardin BRANSTAD of Winnebago WOODS of Polk

H-3456
1 Amend House File 522 as follows:
2 1. Page 1, line 6, by striking the word
3 "congressional".
4 2. Amend the title page, line 2, by striking
5 the word "congressional".
WYCKOFF of Benton HARPER of Davis

H-3452
1 Amend House File 585, page 1, by striking line
29 and the word "behalf" in line 10, and inserting
3 in lieu thereof the words "client personally".
MONROE of Des Moines
H-3451
1 Amend House File 591, page 2, by inserting at
2 the end of line 12 the words "the Iowa pharmaceutical
3 association,".

H-3460
Amend House File 625 as follows:

1. Page 3, by striking lines 19 through 24 and inserting in lieu thereof the following:
"e. Whenever a dealer or broker's weekly purchases exceed one hundred fifty percent of his average weekly volume, the department may require additional bond in an amount determined by the department."
2. Page 4, line 29 , by striking the words "one hundred twenty" and inserting in lieu thereof the word "ninety".
3. Page 5, line 26, by striking the words "one hundred twenty" and inserting in lieu thereof the word "ninety".
4. Page 7, by striking lines 22 through 24 and inserting in lieu thereof the following:
"the full amount of the purchase price, or, if the livestock is bought on a yield or a grade and yield basis, at least eighty percent of the estimated purchase price."
5. Page 7, by striking lines 25 and 26 and inserting in lieu thereof the following:
"2. Payment to the seller shall be made by cash, check, or wire transfer of funds. If payment to the seller is by check, the check shall be drawn on a bank located in this state. For the purpose of this subsection, "wire transfer" means any telephonic, telegraphic, electronic, or similar communication between the bank of the purchaser and the bank of the seller which results in the transfer of funds or credits of the purchaser to an account of the seller."
6. Page 7, by inserting after line 26 the following:
" 3 . Provisions of this section may be modified by an agreement signed by both the buyer and the seller or their duly authorized agents at the time of the sale. However, such an agreement shall not be a condition of sale unless expressly requested by the seller."
7. Page 7, line 27, by striking the numeral " 3 " and inserting in lieu thereof the numeral " 4 ".

COMMITTEE ON AGRICULTURE HUSAK of Tama, Chairman
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, April 7, 1975.

# JOURNAL OF THE HOUSE 

## Eighty-fifth Calendar Day-Fifty-fourth Session Day

Hall of the House of Representatives Des Moines, Iowa, Monday, April 7, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Robert Jipping, pastor of the Christian Reformed Church, Cedar, Iowa.

The Journal of Friday, April 4, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert M. Collison, Oskaloosa, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Caffrey of Polk on request of Hutchins of Guthrie; Bina of Scott for the morning session and Walter of Pottawattamie for the morning session on request of Pavich of Pottawattamie; Small of Johnson for the morning session on request of Svoboda of Iowa; Oakley of Clinton for the morning session on request of the Speaker; Readinger of Polk for the morning session on request of Tauke of Dubuque.

## PRESENTATION OF VISITORS

Lonergan of Boone presented to the House the Honorable C. Raymond Fisher, former member of the House during the Fiftyeighth through Sixty-fifth General Assemblies, representing Boone and Greene Counties.

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

Twenty-five seniors from East Monona Junior-Senior High School, Moorhead, Iowa, accompanied by Rex Wosack. By Crabb of Crawford.

Thirty-three juniors and seniors from Prescott High School, Prescott, Iowa, accompanied by Mr. Haag. By Daggett of Adams and Pellett of Cass.

## PETITIONS FILED

The following petitions were received and placed on file:
By Harper of Davis from twenty-two residents of Wapello County favoring House File 124 relating to establishment of license and qualifications of real estate apprentice salesmen, and also House File 410, relating to continuing education for real estate salesmen.

By Miller of Cerro Gordo from eleven hundred eighty-six residents of Iowa supporting licensing of social workers.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 175 and 367, under Rule 36.

## HOUSE CONCURRENT RESOLUTION 32

## By Branstad

Whereas, certain ill-considered bills submitted to the Ninety-fourth Congress of the United States, if enacted into law, would obligate states and their political subdivisions to recognize and bargain with labor unions purporting to represent public employees; and

Whereas, these proposals would authorize the practice of compelling public employees to pay dues or fees to labor organizations as a condition of employment; and

Whereas, the involuntary payment of union dues or fees is incompatible with the fundamental concepts of individual freedom guaranteed by the Bill of Rights in the United States Constitution; and

Whereas, more than half of the states have adopted constitutional provisions or statutes shielding their public employees from compulsory unionism; and

Whereas, some of legislative proposals pending in the United States Congress would sanction intolerable work stoppages by public sector employees and thereby threaten anarchy and chaos; and

Whereas, the constitutional authority of the states would be usurped by passage of a new federal statute mandating collective bargaining at all levels of government; and

Whereas, preserving the integrity and sovereignty of the states and their political subdivisions is essential to the public interest; and

Whereas, because of the monopoly status of governments, it is irrational to equate public sector employment with employment in the nation's competitive section; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the members of the Sixty-sixth General

## Page 2

1 Assembly of the State of Iowa respectfully petition the

2 Congress of the United States to refrain from approving 3 any measure which would require states and their political 4 subdivisions to recognize and bargain with unions purport-
5 ing to represent public employees.
Read first time and referred to the committee on labor and industrial relations.

## HOUSE RESOLUTION 21 <br> By Oakley and Mennenga

Whereas, the St. Mary's High School of Clinton basketball team has won the Iowa Class A High School basketball championship; and

Whereas, that team completed a fine season which included going undefeated against Iowa competition; and

Whereas, the St. Mary's High School student body displayed the utmost in school spirit and sportsmanship; Now Therefore,

Be It Resolved by the House of Representatives, That the Sixty-sixth General Assembly, 1975 Session, extends its heartiest congratulations to the St. Mary's Irish, their coaches, cheerleaders, faculty and administration, families and loyal fans who encouraged and supported the St. Mary's Irish through the regular season and during the tournament; and

Be It Further Resolved, That the members of the Sixtysixth General Assembly commend the Irish for their sportsmanship, tenacity and strength of purpose which has brought to the 225 member student body this statewide recognition; and

Be It Further Resolved, That a copy of this resolution be sent to Coach John Lingle, Father Doyle, Athletic Director Earl Jacobs and the St. Mary's High School basketball team.

Laid over under Rule 25.

## SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE

Mr. Speaker: Your committee on House administration reports the resignation of the following named persons, effective April 4, 1975:

Dexter Brecht, Chief Clerk's Page
Constance Dearborn, Page
Brian Elder, Page
Mark L. Erickson, Page
Dale Fleming, Page
Patricia P. Hagarty, Page
Debra K. Hammer, Page
Florence Hayes, Page
Denny Heeren, Page
Julie Horn, Page
Cindy Owen, Page

Nancy Prater, Page
Jack Reed, Page
Sharon Smith, Page
Michelle L. Svejda, Page
Rick Tjaden, Page
Kay L. Vanderlinden, Page
Patsy Wilson, Page
and the following new appointment:
Denny Heeren, Swing Clerk
WELLS of Linn, Chairman

## PAGES OF THE HOUSE

Wells of Linn asked and received unanimous consent that the following named persons be elected as Pages of the House effective April 1, 1975:

Kevin Baker, Linn Grove
Cynthia Clark, Oskaloosa
Sharon Colbert, Des Moines
Sharan Duff, Council Bluffs
Carol Egli, Fairfield
Constance Enderson, Manly
Steven Falck, Stanley
Susan Hanson, Stratford
James Jensen, Des Moines
Ruth Moore, Grundy Center
Susan Myers, Algona
Rebecca Riney, Hartford
Bonnie Schallau, Van Horne
Elizabeth Seiser, Ames
Lee Sevig, Strawberry Point
James Waters, Carroll
Julie Welsch, Springville
Mary Welter, Masonville
The foregoing Pages were duly sworn and subscribed to their oaths of office.

> SENATE AMENDMENT CONSIDERED
> (House Concurrent Resolution 18

Krause of Palo Alto called up for consideration House Concurrent Resolution 18, filed on March 3, 1975, and found on pages 480 and 481 of the House Journal, amended by the Senate as follows:

[^33]Krause of Palo Alto offered the following amendment $\mathrm{H}-3360$,
to the Senate amendment $\mathrm{H}-3340$, filed by him and Drake of Muscatine, and moved its adoption:
H—3360
Amend the Senate amendment H-3340, to House
Concurrent Resolution 18, as follows:

1. Line 1 , by inserting after the numeral 18
the following: ", appearing on page 480 of the House Journal,".
2. Line 2, by inserting after the numeral 18

7 the following: "on page 1 ".
Amendment $\mathrm{H}-3360$ was adopted.
Krause of Palo Alto offered the following amendment H-3466, to the Senate amendment $\mathrm{H}-3340$, filed from the floor by Krause, Drake and Svoboda, and moved its adoption:
H—3466
1 Amend the Senate amendment H-3340 to House
2 Concurrent Resolution 18 by inserting after line 2 the following:
"Page 2, lines 6 and 7, by striking the words
5 "Railway Association reconsider its decision to deny
6 loan funds" and inserting in lieu thereof the words
7 "Congress pass legislation providing for a one
8 hundred million dollar loan"."
Amendment H-3466 was adopted.
Krause of Palo Alto moved that the House concur in the Senate amendment, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Krause of Palo Alto moved the adoption of House Concurrent Resolution 18, as amended.

The motion prevailed and House Concurrent Resolution 18, as amended, was adopted.

Speaker pro tempore Jesse in the chair at 10:35 a.m.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 243, a bill for an act relating to absences of public employees for pregnancy and recovery from pregnancy and to provide a penalty, with report of committee recommending passage, was taken up for consideration.

Patchett of Johnson offered the following amendment H-3390 filed by Patchett, et al.:

3390
Amend House File 243 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section seventy-nine point one (79.1), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

Leave of absence of two and one-half working days each month with pay may be granted in the discretion of the head of any department, agency or commission to employees of such department, agency or commission when necessary [by reason of sickness or injury] for medically-related disability; unused portions of such leave for any one year may be accumulative to a total of ninety working days. Leave of absence in excess of two and one-half working days each month may be granted on recommendation of the head of any department, agency, or commission and with the approval of the executive council for an employee when unusual circumstances resulting from employment are present which will cause hardship for the employee. It is further provided that employees of institutions under the state board of regents who are employed for nine months or more in any twelve-month period shall be entitled, in the discretion of the board, to a leave of absence with pay of two and one-half working days for each month of employment when necessary [by reason of sickness or injury] for medically-related disability, and such portion as is unused may be accumulated to a total of ninety working days.

Sec. 2. Chapter seventy-nine (79), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. When supported by the verification of the attending physician that an absence is necessary in the best interest of the health and well-being of the employee, an absence for medically-related disability shall not be included in the service or employment records of an individual employed by the state of Iowa or its political subdivisions, including school districts and other special purpose districts, and the absence shall not be considered in actions for promotion, discharge, demotion, or suspension of the employee.

Sec. 3. Section two hundred seventy-nine point forty (279.40), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Public school employees are granted leave of absence for [personal illness or injury] medically-related disability with full pay in the following minimum amounts:"
2. Amend the title by striking lines 2 and 3 and

Page 2
1 inserting in lieu thereof the words "medically-related
2 disability."

Brockett of Marshall offered the following amendment H-3441 to amendment H-3390 filed by him and moved its adoption:

H-3441
1 Amend the Patchett, et al., amendment, H-3390
to House File 243, page 1 by inserting after line
49 the following new section:
"Sec. ..... Section two hundred seventy-nine point
forty (279.40), Code 1975, is amended by adding
the following new paragraph.
NEW PARAGRAPH. Any amounts due an employee
under this section shall be reduced by benefits
payable under chapter eighty-five (85), or eighty-
10 five A (85A), of the Code."
Amendment H-3441 was adopted.
Patchett of Johnson moved the adoption of amendment H-3390, as amended.

Amendment $\mathrm{H}-3390$, as amended, was adopted.
With the adoption of amendment $\mathrm{H}-3390$, as amended, the following amendments are out of order:

Amendment $\mathrm{H}-3251$ filed by the committee on labor and industrial relations on March 7, 1975, and found on page 590 of the House Journal.

Amendment H-3385 filed by Wyckoff of Benton on April 1, 1975, and found on pages 818 and 819 of the House Journal.

Amendment H-3442 filed by Brockett of Marshall on April 3, 1975, and found on page 883 of the House Journal.

Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 243)
The ayes were, 78:

| Anderson | Dieleman | Hennessey | Lonergan |
| :---: | :---: | :---: | :---: |
| Baker | Doyle | Higgins | McElroy |
| Bennett | Drake | Hines | Menke |
| Brandt | Dunton | Horn | Mennenga |
| Brockett | Dyrland | Hullinger | Middleton |
| Brunow | Egenes | Husak | Miller, A. V. |
| Byerly | Evans | Hutchins | Miller, K. D. |
| Clark | Fitzgerald | Jochum | Miller, O. L. |
| Cochran | Gentleman | Jordan | Monroe |
| Connors | Gilloon | Junker | Newhard |
| Crabb | Halvorson | Koogler | Nielsen |
| Crawford | Hansen | Krause | Norland |
| Cusack | Hargrave | Lindeen | O'Halloran |
| Den Herder | Harper | Lipsky | Patchett |

Pavich
Poncy
Rinas
Scheelhaase
Spear

Spencer
Stephens Stromer Svoboda Tauke
The nays were, 14 :

| Bittle | Fullerton |
| :--- | :--- |
| Bortell | Harvey |
| Daggett | Hinkhouse |
| Danker | Lageschulte |

Absent or not voting, 13:

| Avenson | Griffee |
| :--- | :--- |
| Bina | Howell |
| Branstad | Kreamer |

Griffee Kreamer Caffrey

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

## HOUSE FILE 63 WITHDRAWN

Brockett of Marshall asked and received unanimous consent to withdraw House File 63 from further consideration by the House.

House File 450, a bill for an act relating to vehicle registration by revising the registration filing system, requiring a bond to be posted in situations where vehicle ownership is not established, providing for publication of notice regarding vehicle registration renewals, increasing motorcycle and hearse registration fees, providing for receipt of new registration for all vehicles transferred in December, and relating to the base price of a vehicle for registration purposes, subject to penalties provided by law, was taken up for consideration.

Hines of Story asked and received unanimous consent that amendment H-3396 filed by him on April 2, 1975, and found on pages 847 through 854 of the House Journal, be withdrawn.

Monroe of Des Moines offered the following amendment $\mathrm{H}-3372$ filed by him:

H-3372
Amend House File 450 as follows:

1. Page 1, by inserting before line 1 the following:
"Section 1. Section three hundred twenty-one point twenty (321.20), subsection one (1), Code 1975, is amended by striking the subsection and inserting in lieu thereof the following:
2. The name, social security number if available, bona fide residence and mailing address of the owner or if the owner is a firm, associa-
```
tion or corporation, the application shall con-
tain the business address and employer identifica-
tion number of the owner if available."
2. Amend the title, line 1 , by inserting after the word "the" the words "registration application form and the".
3. Renumber sections and correct internal references in conformance with this amendment.
```

Drake of Muscatine asked and received unanimous consent that action on amendment $\mathrm{H}-3372$ be temporarily deferred.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3386$ filed by him and Wyckoff of Benton and moved its adoption:

## H-3386

1 Amend House File 450 as follows:
2 1. Page 6, line 32, by inserting after the word
3 "documents" the words "not less than twenty days
4 from the date the county treasurer placed such
5 documents for delivery through the United States
6 postal services".
2. Page 6, line 32, by striking the word "The".

8 3. Page 6, by striking lines 33 through 35.
9 4. Page 7, by striking line 1.
10 5. Page 7, line 2, by striking the words
11 "such fact."
A non-record roll call was requested.
The ayes were 56 , nays 21.
Amendment H-3386 was adopted.
Monroe of Des Moines offered the following amendment H-3325 filed by him:
H-3325
1 Amend House File 450 as follows:
2 1. Page 10, by inserting after line 6 the
3 following:
"Sec. 10. Section three hundred twenty-one point one hundred nine (321.109), subsection one (1), Code 1975, is amended to read as follows:

1. The annual fee for all motor vehicles including vehicles designated by manufacturers as station wagons, except motor trucks [,] and hearses, [motorcycles, and motor bicycles,] shall be equal to one percent of the value as fixed by the department plus forty cents for each one hundred pounds or fraction thereof of weight of vehicle, as fixed by the department. The weight of a motor vehicle, fixed by the department for registration purposes, shall include the weight of a battery, heater, bumpers, spare tire, and wheel. Provided, however, that for any new vehicle purchased
in this state by a nonresident for removal to his state of residence the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of five dollars shall be paid. And provided, however, that for any used vehicle held by a registered dealer and not currently registered in this state, or for any vehicle held by an individual and currently registered in this state, when purchased in this state by a nonresident for removal to his state of residence, the purchaser may make application to the county treasurer in the county of purchase for a transit plate for which a fee of three dollars shall be paid. The county treasurer shall issue a nontransferable certificate of registration for which no refund shall be allowed; and the transit plates shall be void thirty days after issuance. Such purchaser may apply for a certificate of title by surrendering the manufacturer's or importer's certificate or certificate of title, duly assigned as provided in this chapter. In this event, the treasurer in the county of purchase shall, when satisfied with the genuineness and regularity of the application, and upon payment of a fee of two dollars, issue a certificate of title in the name and address of such nonresident purchaser delivering the same to the person entitled thereto as provided in this chapter."
2. Page 10, by striking lines 7 through 14 and inserting in lieu thereof the following:
"Sec. 11. Section three hundred twenty-one point one hundred seventeen (321.117), Code 1975, is amended to read as follows:
321.117 [MOTORCYCLE AND] HEARSE FEES. [For all

## Page 2

1 motorcycles the annual fee shall be five dollars.
2 When said motorcycle has been registered five times,
3 the annual registration fee shall be one-half the
4 rate when new.] The annual registration fee for hearses
5 shall be [thirty] forty dollars. Passenger car plates
6 shall be issued for hearses."
7 3. Renumber the sections and correct internal
8 references in conformance with this amendment.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3331$, to amendment $\mathrm{H}-3325$, filed by him and moved its adoption:
H-3331
1 Amend the Monroe amendment H-3325 to House
2 File 450, as follows:
3 1. Page 1, line 9, by striking the words "and
4 hearses," and inserting in lieu thereof the word
5 "[hearses,]".

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in lieu thereof the following:
    "Sec. 11. Section three hundred twenty-one point
one hundred seventeen (321.117), Code 1975, is
repealed."
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A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 49 , nays 35 .
Amendment $\mathrm{H}-3331$ was adopted.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3421$, to amendment $\mathrm{H}-3325$, filed by him:


1 Amend the amendment H-3325 to House File 450, page 1, line 44, by inserting after the period the 3 following:
"However, the annual registration fee imposed under this subsection shall not apply to a hearse, motorcycle or motor bicycle which has been registered in any state before December 1, 1975. The annual registration fee for a hearse which has been registered in any state before December 1, 1975 shall be thirty dollars and the annual registration fee for a motorcycle or motor bicycle which has been registered in any state before December 1,1975 shall be five dollars."

Drake of Muscatine asked and received unanimous consent that action on amendment $\mathrm{H}-3421$ to amendment $\mathrm{H}-3325$ be temporarily deferred.

Doyle of Woodbury asked and received unanimous consent that action on amendment $\mathrm{H}-3370$ be temporarily deferred.

Schroeder of Pottawattamie offered the following amendment H-3377 filed by him and Monroe of Des Moines and moved its adoption:
3 the words "not less than ten days prior to the date
4 such motor vehicle is sold or offered for sale in this
5 state".
2. Page 10 , line 27 , by inserting after the
word "model" the following: "concurrently with a
public announcement of such prices or concurrently
with notification of such prices to dealers licensed
to sell such motor vehicles under chapter three hund-
11 red twenty-two (s22) of the Code, whichever comes
12 first".

Amendment $\mathrm{H}-3377$ was adopted.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3447$ filed by Schroeder, et al., and moved its adoption:

H-3447
Amend House File 450, page 11, by inserting after line 9 the following new section:
"Sec. ..... Section three hundred twenty-two point three (322.3), subsection nine (9), Code 1975, is amended to read as follows:
9. No person licensed under this chapter shall, either directly or through an agent, salesman or employee, engage in this state, or represent or advertise that he is engaged or intends to engage in this state, in the business of buying or selling at retail new or used motor vehicles, as defined in section three hundred twenty-one point one (321.1) of the Code, on the first day of the week, commonly known and designated as Sunday."
Amendment H—3447 was adopted.
Doyle of Woodbury offered the following amendment H-3468
filed by him from the floor and moved its adoption:
H-3468

1

Amend House File 450 as follows:

1. Page 11, by inserting after line 9 the following new section:
"Sec. ..... Section three hundred twenty-one point four hundred thirty (321.430), subsection three (3), Code 1975, is amended to read as follows:
2. Every trailer or semitrailer of a gross weight of three thousand pounds or more, and every trailer coach or travel trailer of a gross weight of three thousand pounds or more intended for use for human habitation, when operated on the highways of this state, shall be equipped with brakes adequate to control the movement of and to stop and hold such vehicle, and so designed as to be applied by the driver of the towing motor vehicle from its cab, or with self-actuating brakes, and weight equalizing hitch with a sway control of a type approved by the director of [public safety] transportation. Every semitrailer, travel trailer, or trailer coach of a gross weight of three thousand pounds or more shall be equipped with a separate auxiliary means of applying the brakes on the semitrailer, travel trailer, or trailer coach from the cab of the towing vehicle. Trailers or semitrailers with a truck or truck tractor need only comply with the brake requirements."
3. Amend the title, line 7, by inserting after the word "December," the words "relating to braking and hitching requirements for certain travel trailers and semitrailers operated on the highways,".

The House resumed consideration of the Monroe amendment $\mathrm{H}-3372$.

On motion by Monroe of Des Moines, amendment $\mathrm{H}-3372$ was adopted.

The House resumed consideration of the Monroe amendment $\mathrm{H}-3421$ to amendment H-3325.

Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-3421$ to amendment H-3325.

Amendment $\mathrm{H}-3421$ was adopted.
Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-3325$, as amended.

A non-record roll call was requested.
The ayes were 18 , nays 59 .
Amendment H-3325, as amended, lost.
Doyle of Woodbury offered the following amendment H-3370 filed by him and moved its adoption:
H—3370
1 Amend House File 450 as follows:
2 1. Page 10, line 13, by striking the word
3 "forty" and inserting in lieu thereof the words
4 "one hundred".
5 2. Page 10, line 13, by inserting after the period the words "After a hearse has been registered three times, the annual registration fee shall be fifty dollars."
3. Page 11 , by inserting after line 9 the following new section:
"Sec. ..... The provisions of section ten (10)
of this Act shall become effective December 1 ,
1975 for registrations made on or after December
1, 1975 for the 1976 registration year."
Amendment $\mathrm{H}-3370$ was adopted.
By unanimous consent, the following corrective amendment $\mathrm{H}-3505$, filed from the floor by Krause of Palo Alto, was adopted:
1 Amend House File 450 as follows:
2 Title page, by inserting after the word "to" in
3 line 1 the words "persons engaged in the buying and
4 selling of certain motor vehicles and relating to".
Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 450)

The ayes were, 88:

| Anderson | Dunton <br> Avenson |
| :--- | :--- |
| Dyrland |  |
| Baker | Egenes |
| Bennett | Evans |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Clark | Harper |
| Cochran | Hennessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Hutchins |
| Dieleman | Jochum |
| Doyle | Jordan |
| Drake |  |
| The nays were, | 1: |


| Junker | Pavich |
| :--- | :--- |
| Koogler | Pellett |
| Krause | Perkins |
| Kreamer | Rinas |
| Lageschulte | Scheelhaase |
| Lindeen | Schroeder |
| Lipsky | Spear |
| McElroy | Spencer |
| Menke | Stephens |
| Mennenga | Stromer |
| Middleswart | Svoboda |
| Middleton | Tauke |
| Millen | Tofte |
| Miller, A. V. | Varley |
| Miller, K. D. | Welden |
| Miller, O. L. | Wells |
| Monroe | West |
| Nealson | Woods |
| Newhard | Wulff |
| Nielsen | Wyckoff |
| Norland | Mr.Speaker |
| Patchett | (Jesse) |

## Lonergan

Absent of not voting, 11:

| Bina | Harvey | O'Halloran | Small |
| :--- | :--- | :--- | :--- |
| Caffrey | Husak | Poncy | Walter |
| Griffee | Oakley | Readinger |  |

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

## AMENDMENT H— 3324 WITHDRAWN (House File 422)

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3324, filed by him on March 24, 1975, and found on pages 717 through 719 of the House Journal, be withdrawn.

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## SPECIAL ORDER

(House File 505)
The hour of 2:30 p.m. having arrived, the Speaker announced the special order of business for the consideration of House File

505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies.

The House recessed until the fall of the gavel.
The House reconvened, Speaker Cochran in the chair.
Bortell of Madison offered amendment H-3350 filed by him and Daggett of Adams on March 26, 1975, and found on pages 763 through 773 of the House Journal.

Bortell of Madison offered the following amendment H-3480 to amendment H-3350 filed by him from the floor and moved its adoption:
$\mathrm{H}-3480$
Amend the amendment, H-3350, to House File 505,
page 2, line 46, by inserting after the word
"election" the words "at the first general election
held after the effective date of this Act".
Amendment $\mathrm{H}-3480$ was adopted.
Bortell of Madison moved the adoption of amendment $\mathrm{H}-3350$, as amended.

Roll call was requested by Bortell of Madison and Daggett of Adams.

On the question "Shall amendment H-3350, as amended, be adopted?"

The ayes were, 22:

| Bennett | Danker <br> Bortell | Den Herder | Lindeen |
| :--- | :--- | :--- | :--- |
| McElroy | Stephens |  |  |
| Branstad | Fullerton | Menke | Stromer |
| Clark | Hansen | Millen | Welden |
| Crabb | Harvey | Nealson | West |
| Daggett | Junker |  |  |

The nays were, 71:

| Anderson | Dyrland |
| :---: | :---: |
| Avenson | Egenes |
| Baker | Evans |
| Bina | Fitzgerald |
| Brandt | Gentleman |
| Brockett | Gilloon |
| Brunow | Halvorson |
| Byerly | Hargrave |
| Connors | Harper |
| Crawford | Hennessey |
| Cusack | Higgins |
| Dieleman | Hines |
| Doyle | Hinkhouse |
| Drake | Horn |


| Howell | Miller, A. V. <br> Miller, K. D. |
| :--- | :--- |
| Hullinger | Miller, O. L. |
| Husak | Newhard |
| Jesse | Nielsen |
| Jochum | Norland |
| Jordan | Oakley |
| Koogler | O'Halloran |
| Krause | Patchett |
| Lageschulte | Pavich |
| Lipsky | Pellett |
| Lonergan | Perkins |
| Mennenga | Middleswart |
| Middleton | Poncy |
| Readinger |  |


| Rinas | Spear | Tofte | Wulff |
| :--- | :--- | :--- | :--- |
| Scheelhaase | Spencer | Varley | Wyckoff |
| Schroeder | Svoboda | Walter | Mr. Speaker |
| Small | Tauke | Wells |  |
| Absent or not voting, 7: |  |  |  |
| Bittle Dunton <br> Caffrey Griffee | Hutchins | Monroe |  |
|  |  | Kreamer |  |

Amendment H-3350, as amended, lost.
Harvey of Scott asked for unanimous consent to defer action on amendment $\mathrm{H}-3443$ and take up out of order amendment $\mathrm{H}-3465$.

Objection was raised.
Harvey of Scott moved that action on amendment H-3443 be deferred and amendment $\mathrm{H}-3465$ be taken up out of order.

The motion prevailed.
Middleton of Black Hawk offered amendment H-3465 filed by Middleton, et al., on April 4, 1975, and found on pages 943 through 958 of the House Journal.
(House File 505 and amendment $\mathrm{H}-3465$ pending at adjournment.)

## MOTION TO RECONSIDER <br> (House File 243)

I move to reconsider the vote by which House File 243 passed the House on April 7, 1975.

CONNORS of Polk

## COMMUNICATION FROM THE WHITE HOUSE

The following acknowledgment was received and placed on file in the office of the Chief Clerk:

April 2, 1975

## The Honorable David L. Wray

 Chief ClerkHouse of Representatives of the
State of Iowa
State House
Des Moines, Iowa 50319
Dear Mr. Wray:
President Ford has received the copy of the resolution adopted by the Iowa General Assembly. He appreciates your courtesy in letting him know of this action.

# COMMUNICATION FROM THE SECRETARY OF STATE 

April 4, 1975

Mr. David L. Wray<br>Chief Clerk of the House<br>State Capitol Building<br>Des Moines, Iowa 50319<br>I hereby certify that Senate File 90 was published in the Clinton Herald, Clinton, Iowa, March 29, 1975, and in the State Center Enterprise, State Center, Iowa, April 3, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## COMMUNICATION FROM THE IOWA MERIT EMPLOYMENT DEPARTMENT

There is on file in the office of the Speaker a report from the Iowa Merit Employment Commission in compliance with statutory requirements. This report covers its operations for the period of January 1, 1974, through December 31, 1974.

## EXPLANATIONS OF VOTE (House File 558)

I was necessarily absent from the House chamber on April 4, 1975, when the vote was taken on House File 558 and amendment H-3406 thereto. Had I been present I would have voted "aye" on amendment H-3406 and House File 558.

## FULLERTON of Woodbury

## (House File 558)

I was necessarily absent from the House chamber on Friday, April 4. Had I been present, I would have voted "aye" on the following amendments to House File 558: H-3401, H-3405 as amended, H-3407, $\mathrm{H}-3406, \mathrm{H}-3404, \mathrm{H}-3413, \mathrm{H}-3408, \mathrm{H}-3439, \mathrm{H}-3429$, and $\mathrm{H}-3431$. Also, I would have voted "aye" on the motion by Stromer of Hancock that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3411$ and on final passage of House File 558.

OAKLEY of Clinton

## REPORTS OF COMMITTEES

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Sphaker: Your committee on state government to whom was referred House File 188, a bill for an act authorizing the director of the department of general services with approval of the state executive council to proceed with the acquisition of additional land for the extension of the state capitol grounds, begs leave to report it has had the same
under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3475
1 Amend House File 188, page 1, by striking lines
212 and 13 and inserting in lieu thereof the words
3 "services from the general fund of the state the
4 sum of one hundred thousand $(100,000)$ dollars, or
5 so much thereof as may be necessary, to carry out
6 the provisions of".

## MONROE of Des Moines, Chairman

Norland of Worth, from the committee on ways and means, submitted the following reports:

Mr. Speaker: Your committee on ways and means to whom was referred House File 38, a bill for an act exempting the sale of medically prescribed oxygen from the sales and use tax, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

NORLAND of Worth, Chairman
Also:
Mr. Spraker: Your committee on ways and means to whom was referred Senate File 313, a bill for an act correcting the amount of the farm equipment tax exemption, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

NORLAND of Worth, Chairman

## AMENDMENTS FILED

H-3489
1 Amend the committee on agriculture amendment
2 H-3353, page 1 to House File 185, by striking all
3 of lines 5 and 6 and inserting in lieu thereof the
4 following: "or horses."
CRABB of Crawford
H—3474
1 Amend House File 414, page 1, by inserting be-
2 fore the period in line 10, the words "provided, how-
3 ever, that this subsection shall not be effective un-
4 less, on the date such notice is required to be sent,
5 national banks doing business in this state are
6 required by federal law or regulation to provide a
7 substantially similar ten day notice to depositors".
SCHROEDER of Pottawattamie
H-3467
1 Amend House File 470, page 11, lines 27 and 28
2 by striking the words "Barbering shall not be
3 practiced in the living quarters of any person"
and inserting in lieu thereof the words "Subject
5 to local zoning ordinances, a barbershop may be
6 established in a residence if a room other than
7 the living quarters is equipped for that purpose".

KRAUSE of Palto Alto

H-3476
1 Amend House File 484, page 1, line 30, by inserting after the period the sentence "A person who performs the services of a social worker in connection with treatment provided to alcoholics and intoxicated persons pursuant to chapter one hundred twenty-five (125) of the Code, or in connection with treatment or a drug abuse prevention function provided pursuant to chapter two hundred twenty-four A (224A) and chapter two hundred twentyfour B (224B) of the Code, shall not be required to obtain a license under this Act."

BORTELL of Madison VARLEY of Adair CUSACK of Scott
PELLETT of Cass
H-3490
1 Amend House File 484 as follows:
2 1. Page 3, line 22, by striking the word
3 "chairman" and inserting in lieu thereof the word
"chair".
2. Page 6 , line 13 , by striking the word
"chairman" and inserting in lieu thereof the word "chair".

SVOBODA of Iowa
H-3469

1
2
3 completion of the comprehensive land use policy."

## MIDDLETON of Black Hawk

H- 3470
1 Amend House File 505, page 18, line 30, by
2 striking all after the period and inserting in
3 lieu thereof the following:
4
Amend the amendment H-3465 to House File 505, page
6 , line 7, by adding after the word "state." the following:
"This policy shall be subject to the approval of the next session of the General Assembly following
"If a county has a county zoning commission appointed in accordance with the provision of chapter three hundred fifty-eight A point eight (358A.8) of the Code, before July 1, 1975, this commission shall be the county land use policy commission and shall perform the duties and assume the rights and responsibilities of that commission as set out in this Act. In counties which do not have

12 a county zoning commission on July 1, 1975, the
13 county land use policy commission".
WELDEN of Hardin
H-3471
1 Amend the amendment, H-3465, to House File 505 as follows:

1. Page 1, by striking lines 2 and 3 , and inserting in lieu thereof the following:
"1. Pages 1, 2, and 3, by striking those pages and lines 1 through 8 on page 4, and inserting in
lieu thereof the following:"
2. Page 5 , line 3, by inserting a quotation mark after the period.
3. Page 5, by striking lines 4 through 48 and inserting in lieu thereof the following:
" 2 . Page 6, by striking lines 23 through 35 and by striking pages 7 through 41 and inserting in lieu thereof the following:"
4. By renumbering the paragraphs and sections and correcting internal references to conform with this amendment.

MIDDLETON of Black Hawk
3472
Amend the amendment ( $\mathrm{H}-3400$ ) to House File 505, as follows:

1. Page 1, line 22, by striking the words "expiring on the thirty-first of December".
2. Page 1, line 27, after the word "years"
by striking the words "except that vacancies" and inserting in lieu thereof the words "with terms expiring on the thirty-first day of December. Vacancies".
3. Page 1, line 39, after the word "annually" by adding the words "during the month of January".

KOOGLER of Mahaska
H-3473
1 Amend House File 505, page 12, line 34, by striking the word "twenty-five" and inserting in lieu thereof the word "twenty".

GILLOON of Dubuque
H-3478
1 Amend House File 505 as follows:

1. Page 4, lines 25 and 26, by striking the words "engaged in actual farming operations" and inserting in lieu thereof the following "actively engaged in farming".
2. Page 4, lines 30 and 31, by inserting before the word "selected" the words "a person", and by striking the words "to be representative of" and inserting in lieu thereof the words "who is actively engaged in".
3. Page 12, lines 1 and 2, by striking the words "effective date for compliance with" and inserting in lieu thereof the words "adoption of state land use guidelines pursuant to".
4. Page 12, line 32 , by inserting after the period the words "The director shall have extensive experience in land use planning as well as administrative ability."
5. Page 12, by striking lines 33 through 35 , and inserting in lieu thereof the words "The salary of the director shall be set".
6. Page 12, line 34 , by striking the word "twentyfive" and inserting in lieu thereof the word "thirty".
7. Page 15, line 20, by inserting after the word "application" the words "within ten days of receipt".
8. Page 15, lines 22 and 23 , by striking the words "thirty days after receipt" and inserting in lieu thereof the words "sixty days after the date of mailing".
9. Pages 15 and 16, by striking lines 35 and 1 and 2 respectively and inserting in lieu thereof the words "commission within one hundred twenty days following receipt of the application."
10. Page 16, line 27, by inserting after the period the words "Approval or disapproval of the application shall be made by the state commission within sixty days of receipt of the application."
11. Page 18 , lines 7 and 8 , by striking the words "statutes, rules or ordinances" and inserting in lieu thereof the words "this Act or statutes, rules or ordinances adopted pursuant to this Act".
12. Page 18, by striking lines 16 and 17 and inserting in lieu thereof the words "the purpose of this Act or statutes, rules, or ordinances adopted pursuant to this Act for which inspection is to be made."
13. Page 18, by striking the word ", and" on line 25 and striking lines 26 and 27, and inserting in lieu thereof a period.
14. Page 21, line 30, by striking the word "thirty" and inserting in lieu thereof the word "thirty-six".

## Page 2

15. Page 25, line 8 , by striking the word "three" and inserting in lieu thereof the word "four".
16. Page 25 by striking lines 17 and 18 and inserting in lieu thereof the words "any legal proceedings taken under this Act, the ".
17. Page 25, line 23, by inserting after the word "regulations" the word "whether" and inserting after the word "prior" the words "or subsequent".
18. Page 28 , lines 8 and 9 , by striking the words "the county attorney at the request of".

OAKLEY of Clinton
H-3479
1 Amend House File 505, page 12, lines 1 and 2,
by striking the words "prior to the effective date for compliance with" and inserting in lieu thereof the words "subsequent to the adoption of state land use guidelines pursuant to".

OAKLEY of Clinton
H—3481
1 Amend House File 505 as follows:

1. Page 11, by inserting after line 19 the following:
''28. Allocate state appropriated funds to the county land use policy commissions."
2. By numbering subsections to conform to this amendment.

VARLEY of Adair
O'HALLORAN of Black Hawk
H-3482
Amend the amendment H-3465 to House File 505
as follows:

1. Page 7, line 42, by striking the word "commission" and inserting in lieu thereof the words "general assembly".
2. Page 9 , line 36, by striking the word "prior" and inserting in lieu thereof the word "subsequent".
3. Page 11, line 44, by inserting after the word "regulations" the word "whether", and line 45 by inserting after the word "prior" the words "or subsequent".

OAKLEY of Clinton
$\mathrm{H}-3483$
1 Amend House File 505 as follows:

1. Page 5, line 23, by striking the following ", the state government," and inserting in lieu thereof the following: "or the state government."
2. Page 5 , by striking all of line 24 .

SMALL of Johnson
H-3484
1 Amend House File 505 as follows:
2 1. Page 22, line 35 , by striking all after the period.
2. Page 23, by striking all of lines 1 thru 5 .
3. Page 24, by striking all after the period in line 3 and all of lines 4,5 and 6.

GILLOON of Dubuque
H-3485
1 Amend House File 505 as follows:
2 1. Page 3, by striking lines 33 through 35
3 inserting in lieu thereof the following:
4 "18. "Aggrieved person" means any individual,
5 corporation, government or governmental sub-
6 division or agency, business trust, estate, trust, and inserting in lieu thereof the following:
" g . Two members shall represent cities of a population of one hundred thousand and over."

HORN of Linn
H-3487
partnership or association, or any other legal entity whose property rights are adversely
affected or who establishes that a substantial public interest is adversely affected by a policy".
2. Page 8, line 21 by striking the words: "technical assistance for" and inserting in lieu thereof the words: "technical and financial assistance to".
3. Page 12, line 13, by striking the words: "a reasonable time" and inserting in lieu thereof the words: "sixty (60) days".
4. Page 12, line 32, by adding the following new words: "Such director shall have extensive experience in land use planning and implementation."
5. Page 24, line 6, by inserting after the word "commission" the following: ", or unless the provisions of such comprehensive plan are more stringent than state and county land use policy guidelines".
6. By renumbering sections and internal references which may be required because of this amendment.

RINAS of Linn

## 3486

Amend House File 505 as follows:
pop.......

Amend House File 505 as follows:

1. Page 18, line 29, by striking the word "There" and inserting in lieu thereof the words "Effective one year after the effective date of this Act, there"
2. Page 19, line 5, by striking the word "Act" and inserting in lieu thereof the word "section".
3. Page 20, line 17, by striking the word "Act" and inserting in lieu thereof the word "section".
4. Page 21, line 30, by striking the word "thirty" and inserting in lieu thereof the word "forty-two".

GILLOON of Dubuque
H-3488
Amend House File 560, page 1, by striking lines 19
through 27.
SCHROEDER of Pottawattamie
H-8477
1 Amend House File 604 as follows:

1. Page 1, line 2, by striking the word "sec-

3 tions" and inserting in lieu thereof the word "sec-

SPEAR of Lee

H-3491

Amend House File 625 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section one hundred seventy-two A point one (172A.1), subsection three (3), Code 1975, is amended to read as follows:
3. "Dealer" or "broker" means any person [determined by the department of agriculture to be] engaged in the business either of slaughtering live animals, or of receiving or buying live animals for slaughter except commission agents and order buyers operating on a federally approved stockyard and livestock auction facilities operating under the Packers and Stockyards Act of 1921 as amended, Title VII, sections 181 and 231, United States Code.

Sec. 2. Section one hundred seventy-two A point one (172A.1), subsection four (4), Code 1975, is amended to read as follows:
4. "Agent" means a person engaged in the business of buying livestock for slaughter on behalf of any dealer or broker, except commission agents and order buyers operating on a federally approved stockyard and livestock auction facilities operating under the Packers and Stockyards Act of 1921 as amended, Title VII, sections 181 and 231, United States Code.

Sec. 3. Section one hundred seventy-two A point two (172A.2), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

172A. 2 LICENSE REQUIRED. A dealer, broker, or agent shall be subject to the following:

1. No person shall act as a dealer or broker without first being licensed. No dealer or broker shall employ any person to act on behalf of the dealer or broker unless the dealer or broker is licensed, has designated that person to act as agent in the dealer's or broker's behalf, has notified the department of that agency in the dealer's or broker's application for that agent's license, and has received that agent's license issued by the department. The act, failure, or omission of an agent, officer, or other person, whether or not licensed as an agent, when acting for or employed by a dealer or broker, within the scope of employment of that person, shall be deemed the act, failure, or omission of the dealer or broker as well as of that person. The license of a dealer or broker shall expire on the last day of June following the date of issue. The annual fee for the license of a dealer or broker is twenty-five dollars.
2. A dealer or broker shall obtain a separate

## Page 2

31

1 to sellers of animals or from fraud or
2 misrepresentation against sellers of animals.
3 b. The minimum amount of a surety bond required
of a dealer or broker shall be determined monthly in accordance with this paragraph. The amount of the surety bond shall be not less than the nearest multiple of five thousand dollars which is greater than twice the average daily value of purchases of livestock during the calendar month preceding the month in which the bond determination is being made. For the purpose of determining average daily value, the total purchases for the month shall be divided by the actual number of days business was transacted by the licensee during that month. In no case shall the amount of the bond be less than five thousand dollars.
c. The average daily value of purchases for the initial month of operation of a dealer or broker not previously licensed under this chapter, or of one which cannot establish an actual average by purchase records for a calendar month the last day of which is not earlier than sixty days prior to the first day of the month in which the determination is to be made, shall be the estimate made in goood faith of the purchases to be made during that month.
d. Based upon the monthly determinations required by this subsection, for any month in which twice the average daily value of purchases of livestock exceeds the required minimum amount of surety bond, the dealer or broker shall cause an increase in the amount of the surety bond to meet the minimum requirement. When an increase of bond amount is required, the dealer or broker, without notice, shall cause the bond to be increased in amount and shall file the endorsement with the department not later than the fifteenth calendar day of the month following the month for which the average daily value of purchases exceeds the actual bond amount: However, if the specified day falls on Saturday, Sunday, or a legal state holiday, the endorsement shall be filed on the next business day of the department after the fifteenth calendar day.
e. A surety bond may not provide for a reduction of the bond, and the amount of a bond may not be reduced, except upon the expiration of ninety days after the date the existing amount of the bond became effective.
f. A surety bond may not provide for termination, and may not be terminated, except upon the giving of written notice by the surety to the department

## Page 4

1 and principal not less than ten days prior to the
2 proposed termination date. The department shall
3 immediately notify the dealer or broker to submit
4 other proof of financial responsibility as required
5 by this section. In the event the dealer or broker
6 has not complied within five days prior to the date 7 of the termination of the bond the department shall
cause to be published a notice of intent to cancel the broker's or dealer's license not later than three days prior to the date of the termination of the bond in a newspaper of general circulation in the county in which the dealer or broker maintains the businesss location. If no business location is maintained in this state, the notice shall be published in a newspaper which is issued daily in any geographic area of the state in which the dealer or broker transacts substantial business.
g. A surety bond shall be a continuing bond and shall secure the payment of liabilities of the dealer or broker incurred between its effective date and its termination date. A surety shall not be liable for any amount in excess of the amount of the bond. The termination of a bond shall not release the surety from liability arising out of acts or transactions occurring prior to the date of termination.
3. a. A dealer or broker not submitting a surety bond shall deposit and maintain with the department a deposit bond of the required minimum amount in money or negotiable bonds of the United States or of the state of Iowa of a political subdivision of the state of Iowa. The value of negotiable bonds shall be the market value of those bonds on a day not more than four days prior to the date of deposit. The deposit bond shall be accompanied by the certification of an attorney licensed to practice in the state in which the broker or dealer maintains its principal place of business that the bonds submitted qualify as a deposit bond as required by this section. The deposit shall be made under a deposit agreement prescribed by the commissioner of insurance containing terms equivalent to those required of a surety bond. The minimum amount of the deposit shall be determined in the exact manner as the amount of a surety bond as provided in subsection one (1) of this section, and a dealer or broker shall maintain a minimum deposit bond in the manner required by subsection one (1) of this section. The deposit shall not be subject to attachment for any claim or levy of execution upon a judgment based on any claim, except those claims secured by the deposit. not release the party furnishing the deposit from any liability arising out of acts or transactions occurring prior to the termination date. The department shall not release a deposit until the expiration of ninety days after the termination date, and then only if no claims secured by the agreement have been filed with the department. If any claim has been filed with the department, the deposit shall not be released except upon an order of the district court.
c. A deposit of money or qualified bonds may be reduced in amount only as provided in this paragraph. If the deposit bond exceeds the amount required to be maintained, and the deposit agreement provides for a reduction, a deposit may be reduced to an amount not less than the required minimum amount. No reduction may be made except upon the expiration of ninety days after the existing bond amount was deposited.
d. All moneys and securities deposited with the department shall be handled in the following manner:
(1) All securities deposited with the department shall remain in its custody.
(2) All moneys shall be delivered to the treasurer of state and invested in the manner set forth in section four hundred fifty-two point ten (452.10) of the Code, and the treasurer shall not relinquish the moneys except upon the written order of the department.
(3) The owner shall be entitled to receive all income from moneys and securities so deposited and the department shall issue a receipt for each deposit setting forth this fact.
4. Any person damaged either by nonpayment of obligations or by any misrepresentation or fraud on the part of a broker or dealer may maintain an action against the broker or dealer and the surety on the bond provided for in this section or for the application of the deposit in the custody of the department. In the event that the aggregate judgments on the bond or the deposit exceed the total amount of the bond or deposit, the amount payable on account of any judgment shall be in the same proportion to the bond or deposit as the individual judgment bears to the aggregate judgments.
5. An action by a claimant on a surety bond or on a deposit bond shall be barred unless the person damaged files a written notice of the claim with the department within ninety days from the date of the
alleged act or transaction resulting in the loss, or within ninety days after the discovery of fraud or misrepresentation on the part of the person complained against: However, a claim alleging fraud or misrepresentation shall be barred unless notice of the claim is given to the department not later than one year following the date of the transaction in connection with which the fraud or misrepresentation is alleged to have been committed. Upon receipt of a written notice of a claim, the department shall mail a written notice thereof, by certified mail, to the dealer or broker against whom the claim is asserted, and to the surety on the bond, if any. The department may give notice of more than one claim in a single written notice, and the failure of a

## Page 7

dealer, broker or surety to receive notice from the department shall not constitute a bar or defense to any claim.

Sec. 5. Section one hundred seventy-two A point seven (172A.7) Code 1975, is amended to read as follows:

172A. 7 [ACCESS TO RECORDS. Every] RECORDS OF LICENSEES.

1. A dealer or broker shall during all reasonable times permit an authorized representative of the department to examine all records relating to his business necessary in the enforcement of this chapter.
2. A dealer or broker shall submit to the department not later than the fifteenth calendar day of each month, records of the licensed activities of that dealer or broker in this state for the preceding month. The department shall prescribe by rule the form and content of information to be submitted pursuamt to this subsection.

Sec. 6. Chapter one hundred seventy-two A (172A), Code 1975, is amended by adding the following new sections:

NEW SECTION. 172A. 10 ABATEMENT. If an unlicensed dealer or broker engages in activities for which a license is required by this chapter, or if a dealer or broker fails to maintain proof of financial responsibility, a continuation of activities for which the license is required shall constitute a nuisance and the attorney general, in the name and on behalf of the department, may bring an action to abate that nuisance. The action may be heard upon not less than five days notice to the defendant dealer or broker.

NEW SECTION. 172A. 11 METHOD OF PAYMENT. No dealer or broker shall cause the purchase of any livestock except upon payment to the seller by
certified or cashier's check delivered or mailed with postage prepaid to the seller within the following applicable time period:

1. If the livestock is purchased pursuant to a method of evaluation whereby the actual value of the livestock is not determinable prior to slaughter, the dealer or broker shall pay the seller not later than seventy-two hours after the dealer or broker acquires rights in the livestock, eighty percent of an estimate of the total value of the livestock given in good faith. Any balance of the purchase price shall be paid not later than the seventh calendar day after the date of purchase.
2. Pursuant to all other methods of purchase, the dealer or broker shall pay the seller in full not later than seventy-two hours after the dealer or broker acquires rights in the livestock.

NEW SECTION. 172A. 12 CUSTODIAL ACCOUNTS.

1. Each payment made by a livestock buyer to a

21 The department may commence and maintain a class
licensee is a trust fund until the licensee's custodial account required by subsection two (2) of this section has been paid in full in connection with the purchase. Funds deposited in custodial accounts are also trust funds.
2. Every licensee shall establish and maintain a separate bank account designated as "Custodial Account for Seller's Proceeds", or by some similar identifying designation, under terms and conditions with the bank where established, to disclose that the depositor is acting as a fiduciary with respect thereto and that the funds in the account are trust funds.
3. Before the close of the next banking business day after proceeds are received by a licensee from the sale of livestock or livestock products the licensee shall deposit the net proceeds in the custodial account. On or before the third banking business day after each purchase of livestock by a licensee the licensee shall deposit or have on deposit in the custodial account an amount equal to the amount immediately payable to the person from whom the livestock were purchased whether or not proceeds from sales have been collected or received by the licensee. In the case of a partial payment permitted under subsection one (1) of section one hundred seventy-two A point eleven (172A.11) of this Act, any unpaid balance shall be deposited in the custodial account not later than the fifth banking business day after the purchase.
4. The custodial account shall be drawn on only
for payments to sellers of livestock.
5. Every licensee shall keep those accounts and records specified by rule of the department as will at all time disclose the handling of the funds in the custodial account.
6. The department may prescribe by rule the accounting procedures to be used in determining net proceeds pursuant to subsection three (3) of this section.
7. Failure to comply with this section shall constitute grounds for revocation of a license.

NEW SECTION. 172A. 13 REVOCATION OF LICENSE. The license of a dealer, broker, or agent shall be revocable by the department for any knowing failure by the person to comply with a provision of this chapter. If the person has been issued more than one license, grounds for revocation of a single license shall constitute grounds for revocation of all licenses issued to that person.

NEW SECTION. 172A. 14 CLASS ACTIONS BY DEPARTaction against a licensee and any surety of a licensee MENT.

23 on behalf of all claimants protected by the financial
24 responsibility required by this chapter. The
25 department shall receive and hold in trust any judgment
26 rendered for the benefit of those claimants. In the
27 event a class action is brought by the department, 28 costs and expenses incurred by the department shall 29 be paid by the executive council as provided in section 30 nineteen point ten (19.10) of the Code.
31 Sec. 7. This Act, being deemed of immediate
32 importance, shall take effect and be in force from
33 and after its publication in The Sioux City Journal,
34 a newspaper published in Sioux City, Iowa, and in
35 the Quad-City Times, a newspaper published in
36 Davenport, Iowa."

# JUNKER of Woodbury HOWELL of Floyd 

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, April 8, 1975.

## JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day-Fifty-fifth Session Day

Hall of the house of Representatives Des Monnes, Iowa, Tuespay, April 8, 1975

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

Prayer was offered by the Reverend Robert Keith Fallgatter, pastor of the St. John Lutheran Church, Dunlap, Iowa.

The Journal of Monday, April 7, 1975, was approved.

## Legislative physician for the day

Dr. Harry Readinger, New London, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Caffrey of Polk on request of Hutchins of Guthrie; Rinas of Linn for the morning session on request of Jordan of Linn; Hennessey of Delaware on request of Howell of Floyd.

## PRESENTATION OF VISITORS

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

Fifty eighth grade students from St. Cecelia-St. Joseph School, Algona, Iowa, accompanied by Father David Hogan. By Krause of Palo Alto.

Forty seniors from Waukee Senior High School, Waukee, Iowa, accompanied by Mr. Bullock. By Varley of Adair.

Twenty-five fifth grade students from Hoak Elementary School, Des Moines, Iowa, accompanied by Vera Lee Brady. By Woods of Polk.

Fifty-five Cub Scouts from Marion, Iowa, accompanied by Mrs. Nieuwsma. By Jordan of Linn.

Thirty-two juniors from Danville Junior-Senior High School,

Danville, Iowa, accompanied by Robert Heffelfinger. By Spear of Lee.

Thirteen members of Girl Scout Troop No. 1150 from Preston, Iowa, accompanied by Mrs. Butsche, Mrs. Clarkson and Mrs. Koch. By Gilloon of Dubuque.

Ten Camp Fire girls from Cattell Elementary School, Des Moines, Lowa, accompanied by Sherry Gelner. By Connors of Polk.

## PETITIONS FILED

The following petitions were received and placed on file:
By Daggett of Adams from one hundred eleven residents of Taylor County opposing the passage of the bill to legalize horse race gambling in Iowa.

By Norland of Worth from twenty-four members and users of the North Central Regional Library Service recommending a fifty cents per capita state funding appropriation for regional libraries rather than the current recommendation of twenty-two cents per capita.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 38 and 188 and Senate File 313, under Rule 36.

## INTRODUCTION OF BILLS

House File 629, by Poncy, a bill for an act imposing a tax on cigarettes and little cigars, and providing for the disposition of such tax revenue.

Read first time and referred to committee on ways and means.
House File 630, by Brunow, a bill for an act relating to the creation of an ambulance service expense fund.

Read first time and referred to committee on county government.

House File 631, by Cusack, a bill for an act to allow the governor to appoint the directors of certain commissions.

Read first time and referred to committee on state government.

House File 632, by Bina, a bill for an act granting free tuition to members of the Iowa national guard at all state universities and area colleges.

Read first time and referred to committee on education.
House File 633, by Hennessey, Miller of Buchanan, Jordan, Pavich, Junker, Rinas and Anderson, a bill for an act relating to school bus routes.

Read first time and referred to committee on transportation.
House File 634, by Crawford, a bill for an act relating to the payment of fines for parking violations.
E
Read first time and referred to committee on cities and towns.
House File 635, by Millen and Harper, a bill for an act relating to the use of flashing amber lights on animal-drawn vehicles.

Read first time and referred to committee on transportation.
House File 636, by Bina, Higgins, Walter and Cusack, a bill for an act requiring that the retail price of certain prescription drugs be posted in every pharmacy, and relating to advertising by pharmacies.

Read first time and referred to committee on commerce.
House File 637, by Brunow, Small, Clark and Millen, a bill for an act relating to the location of bank offices outside of municipal corporations.

Read first time and referred to committee on commerce.
House File 638, by Nielsen of Polk, West, Schroeder and Newhard, a bill for an act relating to trust companies.

Read first time and referred to committee on commerce.
House File 639, by Higgins, a bill for an act creating an Iowa legal services corporation and providing legal services to indigent and low-income persons of this state and making an appropriation.

Read first time and referred to committee on human resources.
House File 640, by Monroe, a bill for an act relating to the declaration of an anatomical gift on an operator's and chauffeur's license.

Read first time and referred to committee on transportation.

House File 641, by Bortell, a bill for an act relating to the repair of railway crossings.

Read first time and referred to committee on transportation.
House File 642, by Harper, Stromer, Small and Bittle, a bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board.

Read first time and referred to committee on state government.
House File 643, by Hennessey, Evans, Daggett, Jordan, Miller of Buchanan, Pellett, Halvorson, Bortell, Husak, Perkins, Wyckoff, Dieleman, Drake and Varley, a bill for an act relating to usury.

Read first time and referred to committee on commerce.
House File 644, by Poncy and Newhard, a bill for an act relating to the personnel of the district court other than judicial officers.

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

House File 645, by Newhard, a bill for an act relating to loans on residential real property by state banks.

Read first time and referred to committee on commerce.
House File 646, by Miller of Buchanan, Hennessey, Jordan, Rinas, Husak, Wyckoff and Krause, a bill for an act to provide for a contract with United States postal service for rural mail delivery to all Iowans and making an appropriation.

Read first time and referred to committee on appropriations.
House File 647, by Brunow, a bill for an act relating to the distribution of funds received by a county from the federal government for flood control projects.

Read first time and referred to committee on county government.

House File 648, by Newhard, a bill for an act relating to permissible investments by a state bank acting in a fiduciary capacity.

Read first time and referred to committee on commerce.

House File 649, by Doyle, Small, Newhard, Welden, Crawford, Lipsky, Avenson and O'Halloran, a bill for an act relating to the storage of criminal history data of certain juveniles.

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

House File 650, by Newhard, a bill for an act relating to loans by a state bank to its officers.

Read first time and referred to committee on commerce.
House File 651, by Middleton, Lipsky, Newhard, Doyle, Welden and O'Halloran, a bill for an act relating to the criminal sexual psychopath law.

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

House File 652, by Byerly, a bill for an act relating to the restraint of dogs.

Read first time and referred to committee on county government.

House File 653, by Monroe, a bill for an act providing for the filing of birth and death certificates in the recorder's office.

Read first time and referred to committee on county government.

House File 654, by committee on human resources, a bill for an act relating to the commission on aging.

Read first time and placed on the calendar.
House File 655, by Middleton, Newhard, Doyle, Lipsky and Welden, a bill for an act relating to the detention of a child prior to the adjudicative hearing.

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

House File 656, by Hennessey, a bill for an act relating to the establishment of a state nuclear power plant monitoring program.

Read first time and referred to committee on energy.
House File 657, by Middleton, Doyle, Lipsky, Welden and O'Halloran, a bill for an act relating to the repeal of certain fringe benefits for employees of correctional institutions.

Read first time and referred to committee on state government.

## SENATE MESSAGES CONSIDERED

Senate File 217, a bill for an act relating to agency meetings in closed session.

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

Senate File 314, a bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the Act.

Read first time and referred to committee on energy.
QUORUM CALL
A non-record roll call to determine that a quorum was present was requested by Connors of Polk. Roll call revealed seventy-two members present, twenty-eight absent.

HOUSE CONCURRENT RESOLUTION 34<br>By Pellett, Husak, Danker, Miller of Calhoun, Mennenga and Crawford

Whereas, the General Assembly has directed the school districts of this state to include instruction on the conservation of natural resources and environmental awareness in their respective educational programs for students in grades one through eight; and

Whereas, it is desirable that the education program relating to the conservation of natural resources and environmental awareness be developed and coordinated among the various disciplines and educational levels that are concerned with environmental education in areas of land, water, air and resource management; and

Whereas, it is desirable to develop programs for in-service teacher training in environmental education in cooperation with institutions of higher education or other public or private agencies or organizations; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That an environmental education advisory council be created within the department of public instruction consisting of the administrator of the department of soil conservation, the state conservation director, the executive director of the department of environmental quality, or their respective designees, and not more than seven additional members selected from the state at large who have demonstrated competence and interest in conservation education, who shall be appointed by the superintendent of public instruction. The superintendent of public instruction or his designee shall act as executive secretary to the advisory council which shall initially meet at the call of the executive secretary; and

Be It Further Resolved, That it shall be the responsibility

## Page 2

of the environmental education advisory council to advise and assist the department of public instruction in the planning and development of an environmental education program giving emphasis to coordinating the efforts of the various disciplines and education levels that are concerned with environmental education in the areas of land, water, air and resource management, developing programs for inservice teacher training in environmental education in cooperation with institutions of higher education or other public or private agencies, and developing an environmental education program which will provide for the education of all segments of society; and

Be It Further Resolved, That the environmental education advisory council shall assume its duties of office effective July 1, 1975 or at such subsequent date as sufficient funds are appropriated or available to the department of public instruction for the purpose of planning and developing an environmental education program and to pay the actual and necessary expenses of the members of the advisory council who are not employees of the state. The advisory council members who are employees of the state shall be reimbursed for necessary expenses from funds appropriated to the state agencies by which they are employed; and

Be It Further Resolved, That the environmental education advisory council shall be dissolved upon completion of the planning and development of an environmental education program for the state or effective July 1, 1978, whichever date is earlier.
Laid over under Rule 25.

## HOUSE RESOLUTION 22

By Brockett and West

Whereas, The observance of parliamentary law serves as one of the foundations of freedom of insuring fair and honest deliberation in legislative assemblies and in voluntary organizations; and

Whereas, This year marks the centennial of the first publication of Robert's Rules of Order, written by General Henry M. Robert; and

Whereas, Parliamentary questions arising in this House are primarily governed by Robert's Rules of Order, Newly Revised where the

[^34]```
    Iowa commend the American Institute of Parliamentarians for their
    efforts in reminding Americans of their debt to General Robert and
    of their heritage of democratic decision-making through parliamentary
law, and
    Be It Further Resolved, That the House members of the Sixty-sixth
    General Assembly join with the American Institute of Parliamentarians
    in urging the Postmaster General of the United States to issue a
    fitting commemorative postage stamp in recognition of the 100th
    year of Robert's Rules of Order, and
            Be It Further Resolved: That the Chief Clerk of the House of
    Representatives is directed to send copies of this resolution to
    the Postmaster General of the United States, each member of the
    Iowa Congressional delegation, and to Mr. Henry M. Robert III
    and Mr. Lester L. Dahms.
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Laid over under Rule 25.

## BUSINESS PENDING

The House resumed consideration of House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies, and amendment H-3465 filed by Middleton, et al., on April 4, 1975, and found on pages 943 through 958 of the House Journal.

Middleton of Black Hawk offered amendment H-3471, to amendment $\mathrm{H}-3465$, filed by him and requested division of the amendment as follows:

H-3471
1 Amend the amendment, H-3465, to House File 505
2 as follows:
H-3471A
3 1. Page 1, by striking lines 2 and 3 , and inserting in lieu thereof the following:
"1. Pages 1, 2, and 3, by striking those pages and lines 1 through 8 on pages 4, and inserting in lieu thereof the following:"
H-3471B
8 2. Page 5, line 3, by inserting a quotation 9 mark after the period.
3. Page 5, by striking lines 4 through 48 and
inserting in lieu thereof the following:
" 2 . Page 6, by striking lines 23 through 35
and by striking pages 7 through 41 and inserting
in lieu thereof the following:"
4. By renumbering the paragraphs and sections
and correcting internal references to conform with
this amendment.

Middleton of Black Hawk moved the adoption of amendment $\mathrm{H}-3471 \mathrm{~A}$, to amendment $\mathrm{H}-3465$.

Roll call was requested by Middleton of Black Hawk and Crawford of Story.

Rule 70 was invoked.
On the question "Shall amendment H-3471A to amendment $\mathrm{H}-3465$ be adopted?"

The ayes were, 40:

| Bennett | Danker <br> Bina |
| :--- | :--- |
| Ben Herder |  |


| Horn | Oakley |
| :--- | :--- |
| Jochum | Readinger |
| Jordan | Small |
| Junker | Spear |
| Kreamer | Svoboda |
| Lageschulte | Tauke |
| Lindeen | Walter |
| Lipsky | Welden |
| Middleton | Woods |
| Miller, K. D. | Wulff |

The nays were, 47:

| Anderson | Fitzgerald | Menke | Poncy <br> Avenson |
| :--- | :--- | :--- | :--- |
| Halvorson | Middleswart | Scheelhaase |  |
| Baker | Hansen | Miller, A. V. | Spencer |
| Branstad | Hinkhouse | Miller, O. L. | Stephens |
| Brunow | Howell | Nealson | Stromer |
| Daggett | Hullinger | Newhard | Tofte |
| Doyle | Husak | Norland | Varley |
| Drake | Hutchins | O'Halloran | Wells |
| Dunton | Jesse | Patchett | West |
| Dyrland | Koogler | Pavich | Wyckoff |
| Egenes | Krause | Pellett | Mr. Speaker |
| Evans | McElroy | Perkins |  |
| Absent or not voting, 13: |  |  |  |
| Bittle | Hargrave | Mennenga | Nielsen |
| Caffrey | Hennessey | Millen | Rinas |
| Crabb | Lonergan | Monroe | Schroeder |
| Griffee |  |  |  |

Amendment H-3471A lost.
The Speaker ruled amendment $\mathrm{H}-3471 \mathrm{~B}$, to amendment $\mathrm{H}-3465$, out of order.

Brandt of Black Hawk offered the following amendment $\mathrm{H}-3494$, to amendment $\mathrm{H}-3465$, filed by her and Bennett of Ida from the floor and moved its adoption:
H-3494
1 Amend the Middleton, et al., amendment
2 H-3465 to House File 505 as follows:
3 1. Page 3, by striking lines 39 through 50.
4 2. Page 4, by striking lines 1 through 14,

5 and inserting in lieu thereof the following:
6 "(7) Confined feed lot operations including but
7 not limited to beef cattle, dairy cattle, butcher
8 and breeding swine, feeder pigs, turkeys, and
9 chickens."
Amendment H-3494 was adopted.
Middleton of Black Hawk offered the following amendment $\mathrm{H}-3469$, to amendment $\mathrm{H}-3465$, filed by him and moved its adoption:
H-3469
1 Amend the amendment H-3465 to House File 505, page
2 6, line 7, by adding after the word "state." the
3 following:
4 "This policy shall be subject to the approval of
5 the next session of the General Assembly following
6 completion of the comprehensive land use policy."
Amendment H-3469 was adopted.
Oakley of Clinton offered amendment $\mathrm{H}-3482$, to amendment $\mathrm{H}-3465$, filed by him and requested division of the amendment as follows:

H-3482
1 Amend the amendment H-3465 to House File 505
2 as follows:
H-3482A
3 1. Page 7, line 42, by striking the word "com-
4 mission" and inserting in lieu thereof the words
5 "general assembly".
H-3482B
6 2. Page 9, line 36, by striking the word "prior" 7 and inserting in lieu thereof the word "subsequent". H-3482C
8 3. Page 11, line 44, by inserting after the word
9 "regulations" the word "whether", and line 45 by
10 inserting after the word "prior" the words "or sub-
11 sequent".
On motion by Oakley of Clinton, amendment H-3482A was adopted.

Oakley of Clinton moved the adoption of amendment H-3482B, to amendment H-3465.

A non-record roll call was requested.
The ayes were 23 , nays 59.
Amendment H-3482B lost.
(House File 505 and amendment $\mathrm{H}-3465$ pending at recess.)

On motion by Fitzgerald of Webster, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## REREFERRED TO COMMITTEE ON APPROPRIATIONS

The Speaker announced that House File 594, previously referred to the committee on transportation, is rereferred to the committee on appropriations.

## CONFERENCE COMMITTEE APPOINTED <br> (Senate File 5)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 5: Mennenga of Clinton, chairman; Wyckoff of Benton, Pavich of Pottawattamie, Bittle of Polk and Bennett of Ida.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Hargrave of Johnson. Roll call revealed sixtyseven members present, thirty-three absent.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. President: I am directed to inform your honorable body that the Senate has on April 7, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 165, a bill for an act relating to the report commonly known as the state salary book.

Also: That the Senate has on April 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 214, a bill for an act relating to the membership of the energy policy council.

Also: That the Senate has on April 1, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties.

Also: That the Senate has on April 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 298, a bill for an act relating to the use of underwater light for fishing.

Also: That the Senate has on April 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 308, a bill for an act relating to the definition of finance charge in consumer credit transactions.

Also: That the Senate has on April 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 314, a bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the act.

CLARK R. RASMUSSEN, Secretary

## BUSINESS PENDING

The House resumed consideration of House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies, and amendment $\mathrm{H}-3465$.

Middleton of Black Hawk offered the following amendment $\mathrm{H}-3501$, to amendment $\mathrm{H}-3465$, filed by him from the floor and moved its adoption:
H-3501
1 Amend amendment H-3465 to House File 505 as
follows:
Page 5, by inserting after line 3 the following new subsection:
"17. "State land use plan" is a statement concern-
ing the future use of land and the structures built
upon the land in the state of Iowa. The plan shall
coordinate the local and regional land use plans
and the land use activities of state agencies. The
10 plan shall be based upon the state land use policy
11 as approved by the General Assembly."
A non-record roll call was requested.
The ayes were 45 , nays 42.
Amendment H-3501 was adopted.
Brandt of Black Hawk offered the following amendment $\mathrm{H}-3493$, to amendment $\mathrm{H}-3465$, filed by him from the floor and moved its adoption:
H-3493
1 Amend the amendment ( $\mathrm{H}-3465$ ) to House File
2505 as follows:
3 Page 10, line 47, by striking the period
4 and inserting the following: "not later than
5 nine (9) months after the effective date of
6 this act."

Amendment H-3493 was adopted.
Branstad of Winnebago moved to reconsider the vote by which amendment $\mathrm{H}-3471 \mathrm{~A}$, to amendment $\mathrm{H}-3465$, failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 48 , nays 42 .
The motion prevailed and the House reconsidered amendment $\mathrm{H}-3471 \mathrm{~A}$, to amendment $\mathrm{H}-3465$, as follows:

## H-3471A

3 1. Page 1, by striking lines 2 and 3, and inserting in lieu thereof the following:
"1. Pages 1, 2, and 3, by striking those pages
and lines 1 through 8 on page 4, and inserting in
lieu thereof the following:"
Middleton of Black Hawk moved the adoption of amendment $\mathrm{H}-3471 \mathrm{~A}$, to amendment $\mathrm{H}-3465$.

A non-record roll call was requested.
The ayes were 46 , nays 43 .
Amendment $\mathrm{H}-3471 \mathrm{~A}$ was adopted.
With the adoption of amendment $\mathrm{H}-3471 \mathrm{~A}$, amendment $\mathrm{H}-3471 \mathrm{~B}$ is in order and the House resumed consideration of amendment $\mathrm{H}-3471 \mathrm{~B}$, to amendment $\mathrm{H}-3465$, as follows :

## H-3471B

8 2. Page 5, line 3, by inserting a quotation
9 mark after the period.
10 3. Page 5, by striking lines 4 through 48 and
11 inserting in lieu thereof the following:
" 2 . Page 6, by striking lines 23 through 35
and by striking pages 7 through 41 and inserting
in lieu thereof the following:"
4. By renumbering the paragraphs and sections
and correcting internal references to conform with this amendment.
Speaker pro tempore Jesse in the chair at 2:57 p.m.
Middleton of Black Hawk moved the adoption of amendment $\mathrm{H}-3471 \mathrm{~B}$, to amendment $\mathrm{H}-3465$.

A non-record roll call was requested.
The ayes were 82, nays 5 .
Amendment $\mathrm{H}-3471 \mathrm{~B}$ was adopted.

The House resumed consideration of amendment $\mathrm{H}-3482 \mathrm{C}$, to amendment $\mathrm{H}-3465$, as follows:
H-3482C
8 3. Page 11, line 44, by inserting after the word
9 "regulations" the word "whether", and line 45 by
10 inserting after the word "prior" the words "or sub-
11 sequent".
On motion by Oakley of Clinton, amendment H-3482C was adopted.

Speaker Cochran in the chair at $3: 21$ p.m.
Middleton of Black Hawk moved the adoption of amendment H-3465, as amended.

Roll call was requested by Middleton of Black Hawk and Hullinger of Decatur.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3465$, as amended, be adopted?"

The ayes were, 40:

| Bina | Den Herder | Jordan | Readinger |
| :--- | :--- | :--- | :--- |
| Bortell | Dieleman | Junker | Rinas |
| Brandt | Drake | Lindeen | Small |
| Branstad | Gilloon | Lipsky | Spear |
| Byerly | Hargrave | Lonergan | Stephens |
| Clark | Harvey | Middleton | Stromer |
| Connors | Higgins | Millen | Tauke |
| Crawford | Hines | Nealson | Walter |
| Cusack | Horn | Nielsen | Woods |
| Danker | Jochum | Oakley | Wulff |
| The nays were, | E7: |  |  |
| Anderson | Gentleman | Lageschulte | Pellett |
| Avenson | Griffee | McElroy | Perkins |
| Baker | Halvorson | Menke | Poncy |
| Bennett | Hansen | Mennenga | Scheelhaase |
| Bittle | Harper | Middleswart | Schreeder |
| Brockett | Hinkhouse | Miller, A.V. | Spencer |
| Brunow | Howell | Miller, K. D. | Svoboda |
| Crabb | Hullinger | Miller, O. L. | Tofte |
| Daggett | Husak | Monroe | Varley |
| Dunton | Hutchins | Newhard | Welden |
| Dyrland | Jesse | Norland | Wells |
| Egenes | Koogler | O'Halloran | West |
| Evans | Krause | Patchett | Wyckoff |
| Fitzgerald | Kreamer | Pavich | Mr. Speaker |
| Fullerton |  |  |  |

## Absent or not voting, 8:

Caffrey Doyle Hennessey
Amendment H-3465, as amended, lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Hines of Story for the remainder of the day on request of Poncy of Wapello.

Harvey of Scott offered amendment H-3443 filed by him and Clark of Lee on April 3, 1975, and found on pages 885 through 903 of the House Journal and moved its adoption:

Roll call was requested by Harvey of Scott and Tauke of Dubuque.

On the question "Shall amendment H-3443 be adopted?"
The ayes were, 16:

Bennett
Bortell
Branstad Byerly

The nays were, 75 :

| Anderson | Fullerton <br> Gentleman |
| :--- | :--- |
| Avenson | Gilloon |
| Baker | Griffee |
| Bina | Halvorson |
| Bittle | Hansen |
| Brandt | Hargrave |
| Brockett | Harper |
| Brunow | Higgins |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jesse |
| Dyrland | Jochum |
| Egenes | Koogler |
| Evans | Fitzgerald |

Absent or not voting, 9:
Caffrey
Connors
Daggett

Clark
Danker
Harvey Jordan

Fullerton
Gilloon
Griffee Halvorson Hargrave Harper Hinkhouse Horn Howell Hullinger Husak Jesse Jochum Koogler Krause

Den Herder Hennessey

Amendment H-3443 lost.
(House File 505 pending at adjournment.)
SPECIAL ORDER
(House File 614)
Fitzgerald of Webster asked and received unanimous consent that the special order on House File 614 be changed from 1:30 p.m. to 9:00 a.m., Thursday, April 10, 1975.

## UNANIMOUS CONSENT CALENDAR (House Resolution 19)

We hereby request that House Resolution 19, filed on April 1, 1975, and found on page 812 of the House Journal, be placed on the unanimous consent calendar.

> SCHROEDER of Pottawattamie BRUNOW of Appanoose CLARK of Lee

## UNANIMOUS CONSENT CALENDAR

 (House Resolution 21)We hereby request that House Resolution 21, filed April 7, 1975, and found on page 962 of the House Journal, be placed on the unanimous consent calendar.

OAKLEY of Clinton MENNENGA of Clinton SCHROEDER of Pottawattamie

## SPONSOR WITHDRAWN

(House File 550)
Gentleman of Polk requested to be withdrawn as a sponsor of House File 550.

> EXPLANATIONS OF VOTES
> (House Files 243 and 450 )

I was necessarily absent from the House chamber on April 7, 1975, when the vote was taken on House Files 243 and 450. Had I been present I would have voted "aye" on House Files 243 and 450.

WALTER of Pottawattamie

## (House Files 243 and 450)

I was necessarily absent from the House chamber on the morning of April 7, 1975. Had I been present, I would have voted "aye" on House Files 243 and 450.

> BINA of Scott

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 8, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 6, an act relating to political affiliations of highway safety patrol personnel.

House File 48, an act relating to lifetime and annual fishing and hunting licenses for resident senior citizens.

House File 50, an act relating to the definition of snow tires.

House File 73, an act relating to the duties of the counsel of the transportation regulation board.

House File 105, and act relating to registration and registration fees for airmen, aeronautics instructors, and aircraft used for the application of herbicides and pesticides.

House File 228, an act relating to the payment of witnesses by the labor commissioner.

House File 229, an act relating to the payment of expenses of presidential electors.

House File 267, an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, Incorporated.

House File 333, an act making an appropriation from the general fund of the state to examining boards governing the practices of medicine, nursing and pharmacy.

House File 368, an act appropriating funds to the department of transportation.

House File 433, an act relating to the establishment and administration of a railroad assistance fund.

Senate File 39, an act relating to the organization, powers and duties of credit unions.

Senate File 107, an act relating to powers of a board of directors of an insurance company other than life.

## REPORT OF COMMITTEE

Norland of Worth, from the committee on ways and means, submitted the following report:

Mr. Speaker: Your committee on ways and means to whom was referred House File 206, a bill for an act relating to deduction of debts for inheritance tax purposes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

## H-3499

Amend House File 206 as follows:

1. Page 1, line 10, by striking the words "allowance for the" and inserting in lieu thereof the words "[allowance for the]".
2. Page 1 , lines 11 and 12 , by striking the words "spouse and minor children" and inserting in lieu thereof the following: "allowances as provided in sections six hundred thirty-three point three hundred seventy-four (633.374), six hundred thirty-
three point three hundred seventy-five (63s.s75), six hundred thirty-three point three hundred seventysix (633.376) and six hundred thirty-three point three hundred seventy-seven (63s.s77) of the Code, and".
3. Page 1, line 18, by inserting after the comma the following: "the costs of the sale of real estate or personal property in the estate, including the real estate agent's commission, and expenses for abstracting, documentary stamps, and title correction
expenses,".
4. Amend line 1 of the title page by adding after

2
the word "debts" the words "and expenses".
NORLAND of Worth, Chairman

## AMENDMENTS FILED

## H-3503

1 Amend House File 411 as follows:
2. 1. Page 8, by striking all of lines 21 through
$3 \quad 35$
2. Page 9 , by striking all of lines 1 through 8 .

WYCKOFF of Benton HARPER of Davis

H-3509
1 Amend House File 484 as follows:
2 1. Page 1, line 26, by striking the words "not 3 trained as social workers".
2. Page 1 , by striking lines 28,29 , and 30 and inserting in lieu thereof the word "occupations."
3. Page 2, by striking lines 29 through 32 .
4. Page 3, by striking lines 3,4 , and 5 .
5. Page 4, by striking lines 7 through 12 and inserting in lieu thereof the word "work."
6. Page 4, by striking lines 17 through 22 and inserting in lieu thereof the following:
"1. By virtue of employment is required to assist individuals and families who may be physically, mentally, or socially handicapped."
7. Page 4, by striking lines 27 and 28 and inserting in lieu thereof the following:
"1. Possesses the educational training and related experiences necessary to administer and direct the welfare work of both single agencies and entire communities, to secure cooperation between public and private agencies, to raise and administer welfare funds, to eliminate duplication of welfare services, and to discover and meet overlooked needs."
8. Page 4, line 35, by inserting after the word "status," the words "formal education,".
9. Page 5 , by striking lines 2 through 6.
10. Page 5 , by striking lines 28,29 , and 30 and inserting in lieu thereof the words "examination at the next scheduled time. An applicant who has failed the".
11. Page 6, line 23, by striking the words
", but shall not" and inserting in lieu thereof the word "and".
12. Page 7 , by striking lines 9 through 26.
13. By renumbering sections and correcting internal references in accordance with this amendment.

H-3510
1 Amend House File 484, page 1, line 26, by in-
2 serting after the word "workers" the words ", in-
3 cluding persons employed by a facility providing
4 care, maintenance and treatment of alcoholics
5 under the provisions of chapter one hundred twenty-
6 five (125) of the Code,".

DOYLE of Woodbury

$\mathrm{H}-3492$
1 Amend House File 505, page 4, line 14, by inserting the following after the period: "No more than eight members shall be of the same political affiliation."

OAKLEY of Clinton
H-3495
1 Amend House File 505 as follows:

1. Page 4, line 11, by striking the word "thirteen" and inserting the word "fifteen".
2. Page 4 , line 22, by striking the word "thirteen" and inserting the word "fifteen".
3. Page 5, inserting after line 7 the following:
" h . One member shall be a representative of a city with a population of 100,000 and over.
i. One member shall be selected from the state at large to be representative of manufacturing industries."

LIPSKY of Linn
H-3498
1 Amend House File 505, page 11, by striking all of line 35 , and page 12 , by striking all of lines 1 through 28.

OAKLEY of Clinton

$\mathrm{H}-3500$
1 Amend House File 505 as follows:
2 1. Page 9 by striking all after the period in 3 line 4 and all of lines 5 through 10, and inserting 4 in lieu thereof the following: "The state commission 5 may apportion such funds to county land use commis6 sions to fund budgets for developing and enforcing 7 land use plans as provided in section sixteen (16) 8 of this Act."
2. Page 15 by striking all after the word "project" in line 13 , all of lines 14,15 and 16 , and through the word "district," in line 17.
3. Page 15 by striking lines 20 through 26 and inserting in lieu thereof the following: "The department shall transmit copies of the application to affected county land use policy commissions and state agencies for their review and recommendations. Within thirty (30) days after receipt of the appplication

18 the affected county commissions and state agencies mission."

WELDEN of Hardin
H-3504
Amend House File 505 as follows:

1. Page 5, line 24, by inserting before the period the words ", nor shall they or the two members appointed under paragraphs $b$ and $c$ of this subsection be people actively engaged in farming."

HORN of Linn
H-3506
Amend House File 505 as follows:
2 1. Page 18, line 30, by inserting before
3 the period the following: "unless the board
4 of supervisors of the county authorizes a
5 metropolitan or regional planning commission,
6 council of governments, or other public agency
7 to carry out the powers and duties of the
8 county commission as provided in section
9 eighteen (18) of this Act".
2. Page 23, by inserting after line 25 the following:

Sec. 18. NEW SECTION. ALTERNATIVE TO COUNTY COMMISSION. The board of supervisors of any county may, by resolution, authorize a metropolitan or regional planning commission created under chapter four hundred seventythree A (473A) of the Code or a council of governments or other public agency created under chapter twenty-eight E (28E) of the Code to carry out the powers and duties of the county commission under this Act. Upon such authorization, the public agency shall exercise the powers and duties of the county commission under this Act.
3. By renumbering sections and internal references to sections to conform to this amendment.

BRANDT of Black Hawk HARVEY of Scott
$\mathrm{H}-3502$
1 Amend House File 573, page 1, line 4, by adding
2 after the word "court" the words "and each separate
3 office of the clerk".
DOYLE of Woodbury
H-3496
1 Amend House File 614 as follows:
2 Page 9, line 22, by striking the words "a
3 preponderance of the evidence" and inserting in
lieu thereof the words "proof beyond a reasonable doubt".

## DOYLE of Woodbury

H-3507
1 Amend House File 614 as follows:
2 1. Page 4, line 13, by striking the word "his"
3 and inserting in lieu thereof the words "the child's"
3. Page 6, line 8, by striking the word "jurisdiction" and inserting in lieu thereof the word "which".
4. Page 6, line 11, by striking the words "the clerk of".
5. Page 6, line 33, by inserting before the word "and" the words "who have not waived such notice under paragraph $c$ of subsection two (2) of section four (4) of this Act".
6. Page 7, line 21 , by inserting after the word "shall" the words ", unless notice has been waived by the party,".
7. Page 7, line 34, by inserting after the word "shall" the words ", unless notice has been waived by the party,".
8. Page 8, line 27, by striking the words "the clerk of".
9. Page 10 , line 9 , by inserting before the word "aid" the word "financially".
10. Page 11, line 4, by striking the word "or" and inserting in lieu thereof the word "and".
11. Page 11, line 9 , by inserting after the word "terminated" the words "if they request such copies".
12. Page 12, line 11, by striking the words "the clerk of".
13. Page 12, line 18 , by striking the words "if the adoption petition is finally granted".
14. Page 14, line 12, by striking the words "clerk of the".
15. Page 14, line 27 , by striking the words "on forms provided by the department".
16. Page 16, line 7, by striking the words "the clerk of".
17. Page 17 , line 2 , by striking the words "the clerk of".
18. Page 18 , line 33 , by striking the words "the clerk of".
19. Page 21, lines 8 and 9 , by striking the words ", as soon as possible,".

OAKLEY of Clinton

H-3508
1 Amend House File 614 as follows:
2 1. Page 14, line 28, by inserting before the
"a".
word "adoption" the word "prospective".
2. Page 14, line 29, by striking the second
word "the" and inserting in lieu thereof the word
3. Page 14, line 31, by inserting before the word "adoption" the word "prospective".
4. Page 14, line 34, by striking the word "the"
and inserting in lieu thereof the word " a ".
5. Page 15, by striking everything in lines 1 through 5 , inclusive.
6. Page 15, by inserting after line 14 the fol-
lowing:
"c. A background information investigation and
a report of this investigation shall not disclose the identity of the natural parents of the minor person to be adopted and shall answer the following:
(1) What is the complete family medical history of the person to be adopted, including any known genetic, metabolic, or familial disorders.
(2) What is the complete medical and developmental history of the person to be adopted."
7. Page 15, line 16, by striking the word "placement" and inserting in lieu thereof the words "prospective adoption petitioner" and by inserting after the word "approved" the words "for a placement".
8. Page 15 , line 18 , by striking the second word
" $a$ " and inserting in lieu thereof the words "the petitioner's".
9. Page 15, line 19, by inserting before the word "However" the words "A report of a preplacement investigation that has approved a prospective adoption petitioner for a placement shall not authorize placement of a minor person with that petitioner after one year from the date of the report's issuance."
10. Page 15, line 19, by inserting after the word "the" the word "prospective".
11. Page 15, line 26, by inserting after the word "the" the word "prospective".
12. Page 15, line 30, by striking the word
"placement" and inserting in lieu thereof the words
"prospective adoption petitioner" and by striking the word "persons" and inserting in lieu thereof the word "person".
13. Page 16, by striking everything in line 5 and inserting in lieu thereof the words " 4 . A postplacement and a background information investigation and the reports of these".
14. Page 16, line 6, by striking the word
"investigation" and inserting in lieu thereof the word "investigations" and by striking the word "report" and inserting in lieu thereof the word "reports".
15. Page 16, line 9, by striking the word "The" and inserting in lieu thereof the words "Upon the
H
filing of an adoption petition pursuant to section
twelve (12) of this Act, the" and by inserting before the word "appoint" the word "immediately".
16. Page 16, line 10 , by inserting after the period the following:
"Any person, including a juvenile court, who has gained relevant background information concerning a minor person subject to an adoption petition shall, upon request, fully cooperate with the conducting of the background information investigation and report by disclosing any relevant background information, whether contained in sealed records or not."
17. Page 22, line 19, by striking the words
"three (3)" and inserting in lieu thereof the words "one (1)".
18. Page 22, line 20, by striking the words "four (4)" and inserting in lieu thereof the words "two (2)" and by striking the word " $a$ " and inserting in lieu thereof the word " $c$ ".

OAKLEY of Clinton
3511
Amend House File 614 as follows:

1. Page 22, line 25, by inserting before the
word "permanent" the words "permanent termination of
parental rights record of the juvenile court and
the".
2. Page 22, line 26 , by inserting before the word "clerk" the words "clerk of the juvenile court and the" and by striking the words "it is" and inserting in lieu thereof the words "they are".
3. Page 22, line 28 , by inserting before the word "an" the words "a termination of parental rights and to".
4. Page 22, line 29 , by inserting before the word "adoption" the words "termination and" and by inserting before the word "of" the words "of the juvenile court and".
5. Page 22, line 31, by inserting after the word "inspection" the words "and the identity of the natural parents of an adopted person shall not be revealed".

OAKLEY of Clinton
3497
Amend House File 628 as follows:

1. Page 2, by inserting after line 6 the following sections:
"Sec. 4. Section two hundred eighty-five point ten (285.10), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. In the discretion of the board furnish a school bus and services of a qualified driver for transportation of persons other than pupils to activities in which pupils from the school are

11 participants or are attending the activitiy or for 12 which the school is a sponsor. The board shall charge 13 and collect an amount sufficient to reimburse all 14 costs of furnishing the bus and driver. A school 15 bus shall be used as provided in this subsection only 16 at times when it is not needed for transportation

Sec. 5. Section two hundred eighty-five point eleven (285.11), subsection six (6), Code 1975, is amended to read as follows:
6. The use of school buses shall be restricted to transporting pupils to and from school and to and from extra-curricular activities sponsored by the school when such extra-curricular activity is under the direction of a qualified member of the faculty and a part of the regular school program and to transporting other persons to the extent permitted by section 285.1 , subsection 1, and section 285.10 , subsection 9 and section four (4) of this Act. School employees of districts operating buses may be transported to and from school and approved activities which they are required to attend as a result of their responsibilities. Provided, however, nothing in this subsection shall prohibit the use of school buses in transporting a school teacher going to and from her school when such school is on an established school bus route and such teacher makes arrangements with the district operating such school bus."
2. By renumbering sections in accordance with this amendment.

PATCHETT of Johnson
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster the House adjourned until 9:00 a.m., Wednesday, April 9, 1975.

## JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day-Fifty-sixth Session Day
Hail of the House of Representatives Des Moines, Iowa, Wednespay, April 9, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Ms. Jo Ann Brown, Chairperson of the Spiritual Assembly of the Des Moines Baha'i Faith, Des Moines, Iowa.

The Journal of Tuesday, April 8, 1975, was approved.

## Legislative physician for the day

Dr. Charles Eicher, Iowa City, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Caffrey of Polk on request of Hutchins of Guthrie; Newhard of Jones on request of Fitzgerald of Webster.

## PRESENTATION OF VISITORS

Branstad of Winnebago presented to the House the Honorable Theo Klemesrud, former member of the House during the Fiftieth through Fifty-fifth General Assemblies representing Winnebago County.

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

Sixty-nine sixth grade students from Corning Elementary School, Corning, Iowa, accompanied by Mrs. Hanna, Mrs. Kimball, Mrs. Turner, Mr. Nelson and Mr. Steffen. By Daggett of Adams and Pellett of Cass.

Seventeen members of the Charles City Senior High School state and local government class from Charles City, Iowa, accompanied by Charles Redinius. Three of the Pages serving during this session are from this class. By Howell of Floyd and Griffee of Chickasaw.

Fifteen juniors and seniors from Benton Community High School, Van Horne, Iowa, accompanied by Don Logan. By Husak of Tama, Svoboda of Iowa and Wyckoff of Benton.

Twenty-nine members of the 4-H Citizenship Group, Dubuque County, accompanied by Mrs. Eugene Hense, Miss Sally Jecklin and Miss Jean Drees. By Jochum of Dubuque and Tauke of Dubuque.

Fifty-two members of the 4-H Citizenship Group, Delaware County, accompanied by Mrs. McDowell, Mirs. Broghammer and Mr. Brackett. By Dyrland of Clayton and Hennessey of Delaware.

Twenty-six members of the 4 - H Citizenship Group from Jackson County, accompanied by six leaders. By Gilloon of Dubuque.

Twenty-nine members of the 4-H Citizenship Group from Clayton County, accompanied by Mrs. Walter, Mr. and Mrs. Frink and Mr. and Mrs. Voelzke. By Dyrland of Clayton.

## PETITIONS FILED

The following petitions were received and placed on file:
By Fitzgerald of Webster from thirty-nine residents of Webster County objecting to the opening and closing (sunup and sundown) hours of pheasant hunting.

By Baker of Buena Vista from thirty-three residents of Curlew of Palo Alto County opposing Senate File 152 relating to parimutuel betting.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 206, under Rule 36.

## INTRODUCTION OF BILLS

House File 658, by Hines, a bill for an act relating to establishing a motor vehicle license for use for motorized bicycles and providing penalties.

Read first time and referred to committee on transportation.
House File 659, by Welden, Wells, Egenes and Brockett (Schwengels, Murray, Willits, Bergman, Junkins, Curtis, Ramsey, Burroughs, Heying, Rabedeaux, Miller of Des Moines, Hill of Polk, Gallagher, Robinson, Scott, Kelly, Miller of Marshall, Taylor, Hultman, Plymat and Hansen), a bill for an act relating
to establishment of a commission for Iowa postsecondary education to replace the higher education facilities commission, and transferring appropriations.

Read first time and referred to committee on education.
House File 660, by Miller of Buchanan, a bill for an act relating to the provisions of a farm liability insurance policy.

Read first time and referred to committee on commerce.
House File 661, by West and Welden, a bill for an act to increase the maximum property tax levy for the emergency fund.

Read first time and referred to committee on ways and means.
House File 662, by Egenes, a bill for an act relating to charges made for the use of extension telephones.

Read first time and referred to committee on commerce.
House File 663, by Small, a bill for an act to create a state transportation fund and making an appropriation.

Read first time and referred to committee on appropriations.
House File 664, by O'Halloran, a bill for an act relating to the alimony decree in a dissolution of marriage action.

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

House File 665, by Higgins, a bill for an act relating to the sale of lists of licensees.

Read first time and referred to committee on state government.
House File 666, by Bittle and Jesse, a bill for an act to exempt jurors from parking meter regulation.

Read first time and referred to committee on cities and towns.
House File 667, by Bittle, a bill for an act relating to the application of minors for an operator's license.

Read first time and referred to committee on transportation.
House File 668, by Oakley, Tauke and Harvey, a bill for an act relating to court appointed attorney fees.

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

House File 669, by Welden, a bill for an act relating to registered architects.

Read first time and referred to committee on commerce.
House File 670, by committee on judiciary and law enforcement, a bill for an act relating to the salaries of juvenile court employees.

Read first time and placed on the calendar.
House File 671, by Dunton, a bill for an act relating to religious groups exempted from education standards and compulsory education laws.

Read first time and referred to committee on education.
House File 672, by West, a bill for an act relating to the contacting of a debtor's spouse in consumer debt collection.

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

House File 673, by Doyle, a bill for an act relating to the use of credit cards for the payment of traffic fines.

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

House File 674, by Newhard, a bill for an act relating to the establishment of fees for certain applications filed with the department of banking.

Read first time and referred to committee on commerce.
House File 675, by Pellett and Hennessey, a bill for an act relating to title insurance.

Read first time and referred to committee on commerce.

## SENATE MESSȦGES CONSIDERED

Senate File 214, a bill for an act relating to the membership of the energy policy council.

Read first time and referred to committee on energy.
Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties.

Read first time and referred to committee on state government.

Senate File 298, a bill for an act relating to the use of underwater light for fishing.

Read first time and referred to committee on natural resources.
Senate File 308, a bill for an act relating to the definition of finance charge in consumer credit transactions and providing an exception thereto.

Read first time and referred to committee on commerce.

## APPOINTMENT TO AMERICAN REVOLUTION BICENTENNIAL COMMISSION

The Speaker announced the appointment of Representative Lillian McElroy to the American Revolution Bicentennial Commission, pursuant to Chapter 28H, Code of Iowa.

## BUSINESS PENDING

The House resumed consideration of House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies.

Drake of Muscatine offered amendment H- 3458 filed by Drake, et al., and requested division of the amendment as follows:
H-3458
1 Amend House File 505 as follows:
H-3458A
2 1. Page 2, lines 19 through 24, by striking the
3 words ", including but not limited to major air-
4 ports, major highway interchanges including inter-
5 changes with frontage roads, access streets and
6 other limited access highways, major recreational
7 land and facilities and major facilities for the
8 development, generation or transmission of energy".
H-3458B
9 2. Page 11, line 5, by striking the words
10 "zoning, subdivision or other".
Drake of Muscatine moved the adoption af amendment H-3458A.

Roll call was requested by Drake of Muscatine and Crabb of Crawford.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-3458 \mathrm{~A}$ be adopted ?"

The ayes were, 31:

| Bennett | Den Herder | Kreamer | Tauke |
| :---: | :---: | :---: | :---: |
| Bortell | Drake | Lindeen | Tofte |
| Branstad | Egenes | Menke | Welden |
| Brockett | Evans | Millen | West |
| Brunow | Fullerton | Miller, K. D. | Woods |
| Crabb | Hansen | Nealson | Wulff |
| Daggett | Harvey | Stephens | Wyckoff |
| Danker | Jordan | Stromer |  |
| The nays were, 62: |  |  |  |
| Anderson | Gilloon | Junker | Pavich |
| Avenson | Griffee | Koogler | Pellett |
| Baker | Halvorson | Lageschulte | Perkins |
| Bina | Hargrave | Lipsky | Poncy |
| Brandt | Harper | Lonergan | Readinger |
| Byerly | Hennessey | McElroy | Scheelhaase |
| Clark | Higgins | Mennenga | Schroeder |
| Connors | Hines | Middleswart | Small |
| Crawford | Hinkhouse | Middleton | Spear |
| Cusack | Horn | Miller, A. V. | Spencer |
| Dieleman | Howell | Miller, O. L. | Svoboda |
| Doyle | Hullinger | Monroe | Varley |
| Dunton | Husak | Oakley | Walter |
| Dyrland | Hutchins | O'Halloran | Wells |
| Fitzgerald | Jesse | Patchett | Mr. Speaker |
| Gentleman | Jochum |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Krause | Nielsen | Rinas |
| Caffrey | Newhard | Norland |  |
| Amendment $\mathrm{H}-3458 \mathrm{~A}$ lost. |  |  |  |

Koogler of Mahaska offered amendment H-3420 filed by him and requested division of the amendment as follows:

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H-3420
    1 Amend House File 505 as follows:
H-3420A
    2 1. Page 3, by striking from lines 6 and 7 the
        words "or a sanitary district" and inserting in lieu
        thereof the following: ", sanitary district, or any
        organization formed under chapter twenty-eight E
        (28E), and chapter four hundred seventy-three A
        (473A) of the Code".
H-3420B
            2. Page 22, line 13, by striking the words "one
        year" and inserting in lieu thereof "eighteen
        months".
H-3420C
11 3. Page 23, by striking all of lines 23, 24, and
12 25 and inserting in lieu thereof the following: "of
13 the joint county commissions of those counties in
14 which the land area of such city or special district
15 is located."
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H-3420D
16 4. Page 33, line 26, by inserting after the word
17 "limits" the words "or under its jurisdiction".
Koogler of Mahaska moved the adoption of amendment H-3420A.

A non-record roll call was requested.
The ayes were 31 , nays 52 .
Amendment H-3420A lost.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.
(House File 505 pending at recess.)

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.
The House was recessed until the fall of the gavel.
The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:
House File 74, a bill for an act relating to the requirement that cities give notice of annexation to the department of transportation.

Also: That the Senate has on April 7, 1975, passed the following bill in which the concurrence of the Senate was asked:
House File 131, a bill for an act relating to a committee supervising steel trade practice.

Also: That the Senate has on April 8, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 2, a bill for an act to prohibit the underground storage of gas within the corporate limits of a city.

Also: That the Senate has on April 7, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 163, a bill for an act relating to temporary service of retired supreme court judges.

Also: That the Senate has on April 7, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 276, a bill for an act relating to the grounds for suspension or revocation of a license to practice law.

Also: That the Senate has on April 7, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 317, a bill for an act relating to fish and game licenses.
Also: That the Senate has on April 7, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 329, a bill for an act relating to the disbursement of costs in actions on appeal to the supreme court.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 74

H-3514
1 Amend House File 74, line 20, by inserting after
2 the word "transportation" the following words: "and
3 with the city development board".

## BUSINESS PENDING

The House resumed consideration of House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies.

Fitzgerald of Webster moved the previous question on House File 505 and all motions and amendments filed thereto, not including debate.

A non-record roll call was requested.
The ayes were 65, nays 13.
The motion prevailed.
Rinas of Linn offered amendment H-3485 filed by him and requested division of the amendment as follows:
H-3485
1 Amend House File 505 as follows:
H-3485A
2 1. Page 3, by striking lines 33 through 35
3 inserting in lieu thereof the following:
4 "18. "Aggrieved person" means any individual,
5 corporation, government or governmental sub-
6 division or agency, business trust, estate, trust, partnership or association, or any other legal entity whose property rights are adversely affected or who establishes that a substantial public interest is adversely affected by a policy".
H-3485B
12 2. Page 8, line 21 by striking the words:
13 "technical assistance for" and inserting in lieu

14 thereof the words: "technical and financial
15 assistance to".
$\mathrm{H}-3485 \mathrm{C}$
16 3. Page 12, line 13, by striking the words:
17 "a reasonable time" and inserting in lieu thereof
18 the words: "sixty (60) days".
H-3485D
19 4. Page 12, line 32, by adding the following
20 new words: "Such director shall have extensive
21 experience in land use planning and implementation."
H—3485E
22 5. Page 24, line 6, by inserting after the
23 word "commission" the following: ", or unless the
24 provisions of such comprehensive plan are more
25 stringent than state and county land use policy
26 guidelines".
H-3485F
27 6. By renumbering sections and internal
28 references which may be required because of this
29 amendment.
Rinas of Linn moved the adoption of amendment $\mathrm{H}-3485 \mathrm{~A}$.
Amendment H—3485A lost.
Rinas of Linn asked and received unanimous consent that amendment $\mathrm{H}-3485 \mathrm{~B}$ be withdrawn.

Lipsky of Linn offered the following amendment H-3495 filed by her and moved its adoption:
H-3495
Amend House File 505 as follows:

1. Page 4, line 11, by striking the word "thirteen" and inserting the word "fifteen".
2. Page 4, line 22, by striking the word "thirteen" and inserting the word "fifteen".
3. Page 5 , inserting after line 7 the

## following:

" h . One member shall be a representative of a city with a population of 100,000 and over.
i. One member shall be selected from the state at large to be representative of manufacturing industries."
Roll call was requested by Lipsky of Linn and Clark of Lee.
On the question "Shall amendment H-3495 be adopted?"
The ayes were, 22:

| Bittle | Crawford | Jochum | Nealson |
| :--- | :--- | :--- | :--- |
| Brandt | Cusack | Junker | Readinger |
| Byerly | Doyle | Kreamer | Schroeder |
| Clark | Gentleman | Lipsky | Tauke |
| Connors | Harvey | Millen | Woods |
| Crabb | Horn |  |  |


| The nays were, |  |
| :--- | :--- |
| Anderson | Fitzgerald |
| Avenson | Fullerton |
| Avener | Gilloon |
| Bennett | Griffee |
| Benn | Halvorson |
| Bina | Harper |
| Bortell | Hennessey |
| Branstad | Hines |
| Brockett | Hinkhouse |
| Brunow | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Den Herder | Hut |
| Dieleman | Hutchins |
| Dyrland | Jesse |
| Egenes | Jordan |
| Evans |  |

Absent or not voting, 17:
Caffrey Higgins Drake Middleton
Dunton Miller, A. V.
hard
Nielsen
Small
Poncy
Monroe
Rinas

| Koogler | Pavich |
| :--- | :--- |
| Krause | Pellett |
| Lageschulte | Perkins |
| Lindeen | Scheelhaase |
| Lonergan | Spear |
| McElroy | Spencer |
| Menke | Svoboda |
| Mennenga | Tofte |
| Middleswart | Varley |
| Miller, K. D. | Walter |
| Miller, O. L. | Wells |
| Norland | West |
| Oakley | Wulff |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |

Hansen Hargrave

Amendment H-3495 lost.
Oakley of Clinton offered the following amendment H-3492 filed by him and moved its adoption:
H-3492
Amend House File 505, page 4, line 14, by
2 inserting the following after the period: "No more
3 than eight members shall be of the same political
4 affiliation."
Roll call was requested by Oakley of Clinton and Nealson of Muscatine.

Rule 70 was invoked.
On the question "Shall amendment H-3492 be adopted?"
The ayes were, 43:

| Anderson | Egenes | Kreamer | Oakley |
| :--- | :--- | :--- | :--- |
| Bennett | Evans <br> Bittle | Lageschulte | Readinger |
| Branstad | Gentleman | Lindeen | Rinas |
| Brockett | Halvorson | Lipsky | Schroeder |
| Brunow | Hansen | MeElroy | Svoboda |
| Clark | Harper | Menke | Tauke |
| Crabb | Harvey | Middleton | Walter |
| Daggett | Hines | Welden |  |
| Danker | Junker | Millen | West |
| Dieleman | Krause | Miler, O. L. | Wulff |
| The nays were, | E0: | Nealson |  |
| Avenson | Bortell |  |  |
| Baker | Brandt | Connors | Dunton |
| Bina | Byerlv | Cusack | Doyle |

Gilloon
Hargrave
Hennessey
Higgins
Hinkhouse
Horn
Howell
Hullinger
Husak

Hutchins
Jesse
Jochum
Jordan
Koogler
Lonergan
Middleswart
Miller, A. V.
Miller, K. D.
Monroe

Norland
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Scheelhaase
Small

Spear
Spencer
Stephens
Tofte
Varley
Wells
Woods
Wyckoff
Mr. Speaker

Absent or not voting, 7:

| Caffrey | Den Herder |
| :--- | :--- |
| Crawford | Drake |

Newhard
Nielsen

Stromer

Amendment H-3492 lost.
Oakley of Clinton offered amendment $\mathrm{H}-3478$ filed by him and requested division of the amendment as follows:
H-3478
1 Amend House File 505 as follows:
H-3478A
2 1. Page 4, lines 25 and 26, by striking the words
"engaged in actual farming operations" and inserting in lieu thereof the following "actively engaged in farming".
2. Page 4, lines 30 and 31 , by inserting before the word "selected" the words "a person", and by
striking the words "to be representative of" and
inserting in lieu thereof the words "who is actively engaged in".

## 3478B

3. Page 12, lines 1 and 2, by striking the words
"effective date for compliance with" and inserting in lieu thereof the words "adoption of state land use guidelines pursuant to".
H-3478C
15 4. Page 12, line 32, by inserting after the
16 period the words "The director shall have extensive
17 experience in land use planning as well as administra-
18 tive ability."
H-3478D
19 5. Page 12, by striking lines 33 through 35, and
20 inserting in lieu thereof the words "The salary of the
21 director shall be set".
H-3478E
22 6. Page 12, line 34, by striking the word "twenty-
23 five" and inserting in lieu thereof the word "thirty".
$\mathrm{H}-3478 \mathrm{~F}$
24 7. Page 15, line 20, by inserting after the word
25 "application" the words "within ten days of receipt".
26 8. Page 15, lines 22 and 23, by striking the words
27 "thirty days after receipt" and inserting in lieu
28 thereof the words "sixty days after the date of
29 mailing".

30 9. Pages 15 and 16, by striking lines 35 and 1 and
312 respectively and inserting in lieu thereof the
32 words "commission within one hundred twenty days follow-
33 ing receipt of the application."
H-3478G
34 10. Page 16, line 27, by inserting after the period
35 the words "Approval or disapproval of the application
36 shall be made by the state commission within sixty days
37 of receipt of the application."
H-3478H
38 11. Page 18, lines 7 and 8, by striking the words
39 "statutes, rules or ordinances" and inserting in lieu
40 thereof the words "this Act or statutes, rules or
41 ordinances adopted pursuant to this Act".
42 12. Page 18, by striking lines 16 and 17 and insert-
43 ing in lieu thereof the words "the purpose of this Act or
44 statutes, rules, ordinances adopted pursuant
45 to this Act for which inspection is to be made."
H-3478I
46 13. Page 18, by striking the word ", and" on line
4725 and striking lines 26 and 27 , and inserting in lieu
48 thereof a period.
H-3478J
49 14. Page 21, line 30, by striking the word "thirty"
50 and inserting in lieu thereof the word "thirty-six".
H-3478K
Page 2
1 15. Page 25, line 8, by striking the word "three"
2 and inserting in lieu thereof the word "four".
H-3478L
3 16. Page 25 by striking lines 17 and 18 and in-
4 serting in lieu thereof the words "any legal pro-
5 ceedings taken under this Act, the ".
H-3478M
6 17. Page 25, line 23, by inserting after the word
7 "regulations" the word "whether" and inserting after
8 the word "prior" the words "or subsequent".
$\mathrm{H}-3478 \mathrm{~N}$
9 18. Page 28, lines 8 and 9, by striking the words
10 "the county attorney at the request of".
Oakley of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3478 \mathrm{~A}$ be withdrawn.

Horn of Linn offered the following amendment H-3486 filed by him and moved its adoption:
H-3486
1 Amend House File 505 as follows:
2 1. Page 5, by striking all of lines 6 and 7
3 and inserting in lieu thereof the following:
4 " g . Two members shall represent cities of a
5 population of one hundred thousand and over."
Amendment H-3486 lost.

Small of Johnson offered the following amendment $\mathrm{H}-3483$ filed by him and moved its adoption:
$\mathrm{H}-3483$
1 Amend House File 505 as follows:
2 1. Page 5 , line 23 , by striking the following
3 ", the state government," and inserting in lieu
thereof the following: "or the state government."
5 2. Page 5, by striking all of line 24 .
Amendment H—3483 was adopted.
Horn of Linn offered the following amendment H-3504 filed by him and moved its adoption:
H-3504
1 Amend House File 505 as follows:
2 1. Page 5, line 24, by inserting before the
3 period the words ", nor shall they or the two
4 members appointed under paragraphs $b$ and $c$ of this
5 subsection be people actively engaged in farming."
A non-record roll call was requested.
The ayes were 21 , nays 56 .
Amendment H—3504 lost.
Miller of Buchanan offered the following amendment H-3516 filed by him from the floor:
$\mathrm{H}-3516$
1 Amend House File 505 as follows:
2 1. Page 8, by striking lines 34 and 35 and
3 inserting in lieu thereof the following: "Provide
4 information and educational programs through existing
5 educational institutions."
6 2. Page 9, by striking line 1.
Amendment H-3516 was adopted.
Welden of Hardin offered amendment $\mathrm{H}-3500$ filed by him and requested division of the amendment as follows:
$\mathrm{H}-3500$
1 Amend House File 505 as follows:
H-3500A
2 1. Page 9 by striking all after the period in
3 line 4 and all of lines 5 through 10, and inserting
4 in lieu thereof the following: "The state commission
5 may apportion such funds to county land use commis-
6 sions to fund budgets for developing and enforcing
7 land use plans as provided in section sixteen (16)
8 of this Act."
H-3500B
9 2. Page 15 by striking all after the word "pro-

10 ject" in line 13 , all of lines 14,15 and 16 , and
11 through the word "district," in line 17.
$\mathrm{H}-3500 \mathrm{C}$
12 3. Page 15 by striking lines 20 through 26 and
13 inserting in lieu thereof the following: "The depart-
14 ment shall transmit copies of the application to af-
15 fected county land use policy commissions and state
16 agencies for their review and recommendations. With-
17 in thirty (30) days after receipt of the application
18 the affected county commissions and state agencies
19 shall submit their recommendations to the state com-
20 mission."
Welden of Hardin moved the adoption of amendment H-3500A.

Amendment $\mathrm{H}-3500 \mathrm{~A}$ was adopted.
Drake of Muscatine offered the following amendment H-3459 filed by Drake, et al., and moved its adoption:
$\mathrm{H}-3459$
1 Amend House File 505, page 10, lines 24 and 25,
2 by striking the words "and approval".
A non-record roll call was requested.
The ayes were 21, nays 67 .
Amendment H-3459 lost.
Drake of Muscatine asked and received unanimous consent that amendment H-3458B, filed by Drake, et al. (to page 11), on April 4, 1975 and found on page 942 of the House Journal, be withdrawn.

Varley of Adair offered the following amendment H-3481 filed by him and O'Halloran of Black Hawk and moved its adoption:
H-3481
1 Amend House File 505 as follows:
2 1. Page 11, by inserting after line 19 the
3 following:
4 "28. Allocate state appropriated funds to the
5 county land use policy commissions."
6 2. By numbering subsections to conform to this
7 amendment.
Amendment $\mathrm{H}-3481$ was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Crabb of Crawford for the remainder of the day on request of Husak
of Tama; Drake of Muscatine for the remainder of the day on request of the Speaker.

Oakley of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3478 \mathrm{~B}$ (to page 12), filed by him on April 7, 1975, and found on page 980 of the House Journal, be withdrawn and amendment H-3479 (to page 12), filed by him on April 7, 1975, and found on pages 981 and 982 of the House Journal, be withdrawn.

Oakley of Clinton offered the following amendment H-3498 filed by him and moved its adoption:
H-3498
1 Amend House File 505, page 11, by striking all
2 of line 35, and page 12, by striking all of line 1
3 through 28.
Roll call was requested by Oakley of Clinton and Branstad of Winnebago.

Rule 70 was invoked.
On the question "Shall amendment H-3498 be adopted?"
The ayes were, 38:

| Bennett | Evans | Lageschulte | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Fullerton | Lindeen | Schroeder |
| Bortell | Gilloon | Lipsky | Stephens |
| Branstad | Halvorson | McElroy | Stromer |
| Brockett | Hansen | Menke | Svoboda |
| Brunow | Harvey | Millen | Tauke |
| Clark | Junker | Nealson | West |
| Crawford | Koogler | Nielsen | Woods |
| Daggett | Krause | Oakley | Wulff |
| Den Herder | Kreamer |  |  |
| The nays were, 54: |  |  |  |
| Anderson | Griffee | Lonergan | Perkins |
| Avenson | Harper | Mennenga | Rinas |
| Baker | Hennessey | Middleswart | Scheelhaase |
| Bina | Higgins | Middleton | Small |
| Brandt | Hines | Miller, A. V. | Spear |
| Byerly | Hinkhouse | Miller, K. D. | Spencer |
| Cusack | Horn | Miller, O. L. | Tofte |
| Dieleman | Howell | Monroe | Varley |
| Doyle | Hullinger | Norland | Walter |
| Dunton | Husak | O'Halloran | Welden |
| Dyrland | Hutchins | Patchett | Wells |
| Egenes | Jesse | Pavich | Wyckoff |
| Fitzgerald | Jochum | Pellett | Mr. Speaker |
| Gentleman | Jordan |  |  |
| Absent or not voting, 8: |  |  |  |
| Caffrey | Crabb | Drake | Newhard |
| Connors | Danker | Hargrave | Poncy |

Amendment H-3498 lost.

The House resumed consideration of amendment $\mathrm{H}-3485 \mathrm{C}$ filed by Rinas of Linn as follows:
$\mathrm{H}-3485 \mathrm{C}$
16 3. Page 12, line 13, by striking the words:
17 "a reasonable time" and inserting in lieu thereof
18 the words: "sixty ( 60 ) days."
Rinas of Linn moved the adoption of amendment H-3485C.
Amendment $\mathrm{H}-3485 \mathrm{C}$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{C}$ filed by Oakley of Clinton as follows:

H-3478C
15 4. Page 12, line 32, by inserting after the 16 period the words "The director shall have extensive
17 experience in land use planning as well as administra-
18 tive ability."
Oakley of Clinton moved the adoption of amendment H-3478C.

Amendment $\mathrm{H}-3478 \mathrm{C}$ was adopted.
Rinas of Linn asked and received unanimous consent that amendment $\mathrm{H}-3485 \mathrm{D}$ (to page 12) filed by him be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{D}$ filed by Oakley of Clinton as follows:

H-3478D
19 5. Page 12, by striking lines 33 through 35, and
20 inserting in lieu thereof the words "The salary of the
21 director shall be set".
Oakley of Clinton moved the adoption of amendment H-3478D.

Amendment H-3478D was adopted.
With the adoption of amendment H-3478D, amendment $\mathrm{H}-3478 \mathrm{E}$ (to page 12) filed by Oakley of Clinton and amendment H-3473 (to page 12) filed by Gilloon of Dubuque on April 7, 1975, and found on page 979 of the House Journal, are out of order.

The House resumed consideration of amendment $\mathrm{H}-3500 \mathrm{~B}$ filed by Welden of Hardin as follows:
$\mathrm{H}-3500 \mathrm{~B}$
9 2. Page 15 by striking all after the word "pro-
10 ject" in line 13 , all of lines 14,15 and 16, and
11 through the word "district," in line 17.

Welden of Hardin moved the adoption of amendment H—3500B.

Amendment $\mathrm{H}-3500 \mathrm{~B}$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{~F}$ filed by Oakley of Clinton. Further division of the amendment was requested as follows:
H-3478F
24 7. Page 15, line 20, by inserting after the word
25 "application" the words "within ten days of receipt".
26 8. Page 15, lines 22 and 23 , by striking the words
27 "thirty days after receipt" and inserting in lieu
28 thereof the words "sixty days after the date of
29 mailing".
H- 34780
30 9. Pages 15 and 16, by striking lines 35 and 1 and
312 respectively and inserting in lieu thereof the
32 words "commission within one hundred twenty days follow-
33 ing receipt of the application."
Oakley of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3478 \mathrm{~F}$ be temporarily deferred.

Welden of Hardin asked and received unanimous consent that amendment $\mathrm{H}-3500 \mathrm{C}$ be temporarily deferred.

Oakley of Clinton moved the adoption of amendment H-34780.

Amendment $\mathrm{H}-34780$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{G}$ :
H-3478G
34 10. Page 16, line 27, by inserting after the period
35 the words "Approval or disapproval of the application
36 shall be made by the state commission within sixty days
37 of receipt of the application."
On motion by Oakley of Clinton, amendment $\mathrm{H}-3478 \mathrm{G}$ was adopted.

Varley of Adair offered the following amendment H-3515 filed by him from the floor and moved its adoption:
H—3515
1 Amend House File 505 by striking on page
2 17, line 2, the words "the Code" and inserting in
3 lieu thereof the words "this Act".
Amendment $\mathrm{H}-3515$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{H}$ filed by Oakley of Clinton:

H-3478H
38 11. Page 18, lines 7 and 8, by striking the words
39 "statutes, rules or ordinances" and inserting in lieu thereof the words "this Act or statutes, rules or ordinances adopted pursuant to this Act".
12. Page 18, by striking lines 16 and 17 and inserting in lieu thereof the words "the purpose of this Act or statutes, rules, or ordinances adopted pursuant to this Act for which inspection is to be made."
On motion by Oakley of Clinton, amendment $\mathrm{H}-3478 \mathrm{H}$ was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Brockett of Marshall for the remainder of the day on request of Bittle of Polk.

Oakley of Clinton asked and received unanimous consent that amendment H-3478I (to page 18) filed by Oakley of Clinton be withdrawn.

Koogler of Mahaska offered the following amendment H-3400 filed by him:
H- 3400
1 Amend House File 505 as follows:21
and by striking page 19 and lines 1 through 28
of page 20, and inserting in lieu thereof the
following:
"Sec. 15. NEW SECTION. COUNTY LAND USE POLICY COMMISSION.

1. There is established in each county of the state a county land use policy commission. The voting members of the county commission shall be the members of the soil conservation district commission elected pursuant to section four hundred sixty-seven A point five ( 467 A .5 ) of the Code and the members of the county conservation board appointed pursuant to section one hundred eleven $A$ point two (111A.2) of the Code.
2. In those counties where there is no county conservation board, the board of supervisors shall within thirty days after the effective date of this Act appoint five members to the county commission. The members first appointed shall hold office for terms expiring on the thirty-first of December of one, two, three, four and five years or parts thereof respectively, as indicated and fixed by the county board of supervisors. Thereafter, succeeding members shall be appointed for a term

1 other necessary expenses incurred in the performance
2 of his official duties."
Koogler of Mahaska offered amendment H-3472, to amendment H-3400, filed by him and moved its adoption:

## H-3472

Amend amendment (H-3400) to House File 505, as follows:

1. Page 1 , line 22 , by striking the words "expiring on the thirty-first of December".
2. Page 1, line 27, after the word "years" by striking the words "except that vacancies" and inserting in lieu thereof the words "with terms expiring in the thirty-first day of December. Vacancies".
3. Page 1 , line 39 , after the word "annually" by adding the words "during the month of January".
Amendment H-3472 was adopted.
Koogler of Mahaska moved the adoption of amendment $\mathrm{H}-3400$, as amended.

Roll call was requested by Woods of Polk and Halvorson of Clayton.

On the question "Shall amendment H-3400, as amended, be adopted?"

The ayes were, 32:

| Anderson | Doyle |
| :--- | :--- |
| Baker | Dunton <br> Bennett |
| Bortell | Dyrland |
| Fullerton |  |
| Branstad | Halvorson |
| Daggett | Hinkhouse |
| Danker | Howell |
| Dieleman | Hullinger |

The nays were, 51:

| Avenson | Fitzgerald <br> Gentleman |
| :--- | :--- |
| Bina | Gilloon |
| Bittle | Brandt |
| Brunow | Hargrave |
| Harper |  |
| Byerly | Harvey |
| Clark | Hennessey |
| Connors | Horn |
| Crawford | Husak |
| Cusack | Jochum |
| Den Herder | Lipsky |
| Egenes | Lonergan |
| Evans | McElroy |

Absent or not voting, 17:

| Brockett | Hansen | Kreamer | Newhard |
| :--- | :--- | :--- | :--- |
| Caffrey | Higgins | Lindeen | Nielsen |
| Crabb | Hines | Millen | Readinger |
| Drake | Jesse | Monroe | Tofte |

Amendment H-3400, as amended, lost.
Oakley of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3478 \mathrm{~F}$ (to page 15) filed by him be withdrawn.

The House resumed consideration of amendment H-3500C by Welden of Hardin as follows:

H-3500C
12 3. Page 15 by striking lines 20 through 26 and
13 inserting in lieu thereof the following: "The depart-
14 ment shall transmit copies of the application to af-
15 fected county land use policy commissions and state
16 agencies for their review and recommendations. With-
17 in thirty (30) days after receipt of the application
18 the affected county commissions and state agencies
19 shall submit their recommendations to the state com-
20 mission."
Varley of Adair offered the following amendment H-3535, to amendment $\mathrm{H}-3500 \mathrm{C}$, filed by him from the floor and moved its adoption:

```
H-3535
    1 Amend amendment H-3500, to page 15, of House
    2 File 505, as follows:
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Line 17, by striking the following: "thirty (30) days after receipt" and inserting in lieu thereof the following: "sixty days after the date of mailing".
Amendment $\mathrm{H}-3535$ was adopted.
Welden of Hardin moved the adoption of amendment H-3500C as amended.

Amendment $\mathrm{H}-3500 \mathrm{C}$, as amended, was adopted.
Gilloon of Dubuque asked and received unanimous consent that amendment H-3487 (to pages 18, 19, 20 and 21), filed by him on April 7, 1975, and found on page 982 of the House Journal, be withdrawn.

Brandt of Black Hawk offered the following amendment H- 3506 filed by her and Harvey of Scott and moved its adoption:
H-3506

Amend House File 505 as follows:

1. Page 18, line 30, by inserting before
the period the following: "unless the board of supervisors of the county authorizes a metropolitan or regional planning commission, council of governments, or other public agency to carry out the powers and duties of the county commission as provided in section eighteen (18) of this Act".
2. Page 23 , by inserting after line 25 the following:

Sec. 18. NEW SECTION. ALTERNATIVE TO COUNTY COMMISSION. The board of supervisors
of any county may, by resolution, authorize
a metropolitan or regional planning commission created under chapter four hundred seventythree A (473A) of the Code or a council of governments or other public agency created under chapter twenty-eight E (28E) of the Code to carry out the powers and duties of the county commission under this Act. Upon such authorization, the public agency shall exercise the powers and duties of the county commission under this Act.
3. By renumbering sections and internal references to sections to conform to this amendment.
Roll call was requested by Brandt of Black Hawk and Tauke of Dubuque.

Rule 70 was invoked.

On the question "Shall amendment H—3506 be adopted?"
The ayes were, 44 :
$\left.\left.\begin{array}{ll}\text { Anderson } & \begin{array}{l}\text { Harvey } \\ \text { Brandt } \\ \text { Branstad }\end{array} \\ \text { Higgins }\end{array}\right\} \begin{array}{l}\text { Horn }\end{array}\right\}$
Middleton
Millen
Miller, O. L.
Monroe
Nealson
Nielsen
Oakley
Patchett
Pavich
Readinger
Rinas

Schroeder Small Spear Stephens
Stromer
Svoboda
Tauke
Walter
Welden
Woods
Wulff
The nays were, 46:

| Avenson <br> Baker <br> Bennett | Dyrland <br> Egenes <br> Bina |
| :--- | :--- |
| Evans |  |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brunow | Gilloon |
| Daggett | Griffee |
| Danker | Halvorson |
| Den Herder | Harper |
| Doyle | Hennessey |
| Dunton | Hinkhouse |
| Howell |  |

Hullinger
Husak
Hutchins
Koogler
Lonergan
McElroy
Menke
Middleswart
Miller, A. V.
Miller, K. D.
Norland

O'Halloran
Pellett
Perkins
Poncy
Scheelhaase
Spencer
Varley
Wells
West
Wyckoff
Mr. Speaker

| Kreamer | Newhard <br> Lindeen |
| :--- | :--- |


| Brockett | Drake |
| :--- | :--- |
| Caffrey | Hansen |
| Crabb | Hines |

Lindeen
Tofte
Amendment H—3506 lost.
Welden of Hardin offered the following amendment H-3470 filed by him and moved its adoption:
H—3470
1 Amend House File 505, page 18, line 30, by
striking all after the period and inserting in
lieu thereof the following:
"If a county has a county zoning commission appointed in accordance with the provision of
chapter three hundred fifty-eight A point eight
(358A.8) of the Code, before July 1, 1975, this
commission shall be the county land use policy com-
mission and shall perform the duties and assume the
10 rights and responsibilities of that commission as
11 set out in this Act. In counties which do not have
12 a county zoning commission on July 1, 1975, the
13 county land use policy commission".
Roll call was requested by Welden of Hardin and Harvey of Scott.

On the question "Shall amendment H- 3470 be adopted?"

The ayes were, 22 :

| Baker <br> Bennett | Danker <br> Fullerton |
| :--- | :--- |
| Bortell | Harvey |
| Branstad | Junker |
| Clark | Lageschulte |
| Daggett | Lonergan |

The nays were, 65:

| Anderson | Gentleman <br> Avenson |
| :--- | :--- |
| Gilloon |  |
| Bina | Griffee |
| Bittle | Havorson |
| Brandt | Hargrave |
| Brunow | Harper |
| Connors | Hennessey |
| Crawford | Higgins |
| Cusack | Hinkhouse |
| Den Herder | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Egenes | Jesse |
| Evans | Jochum |
| Fitzgerald |  |

Jordan
Koogler
Krause
Lipsky
Mennenga
Middleswart
Middleton
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Norland
Oakley
O'Halloran
Patchett
Pavich

Stephens

| McElroy | Stephens |
| :--- | :--- |
| Menke | Stromer |
| Nealson | Welden |
| Nielsen | West |
| Scheelhaase | Woods |

Pellett
Perkins
Poncy
Readinger
Schroeder
Small
Spear
Spencer
Svoboda
Tauke
Varley
Walter
Wells
Wulff
Wyckoff
Mr. Speaker

Absent or not voting, 13:

| Brockett | Drake | Kreamer <br> Byerly | Hansen |
| :--- | :--- | :--- | :--- |
| Caffrey | Hines | Mindeen | Newhard <br> Rinas |
| Crabb |  |  | Tofte |

Amendment H-3470 lost.
(House File 505 pending at adjournment and placed under unfinished business.)

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 69, a bill for an act relating to eligibility requirements for admission to the Iowa soldiers home.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 69

H-3536
1 Amend House File 69, as amended and passed by
2 the House, as follows:
3 1. Page 1, line 11, by striking the word
4 "section" and inserting in lieu thereof the word
5 "sections".

## MOTION TO RECONSIDER

(Amendment H-3506 to House File 505)
I move to reconsider the vote by which amendment H-3506 to House File 505 failed to be adopted by the House on April 9, 1975.

## GILLOON of Dubuque

## HOUSE RESOLUTION 23 <br> By Welden of Hardin

Whereas, the city of Sheffield, Iowa is nearing the one hundredth anniversary of its incorporation as a city; and

Whereas, the citizens of Sheffield, Iowa are preparing for a celebration to commemorate the one hundredth anniversary of the city's incorporation, Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Sheffield, Iowa in commemoration of the one hundredth anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Sheffield who are in charge of making preparations for the one hundredth anniversary celebration.
Laid over under Rule 25.

## UNANIMOUS CONSENT CALENDAR (House Resolution 22)

We hereby request that House Resolution 22, filed April 8, 1975, and found on page 997 of the House Journal, be placed on the unanimous consent calendar.

WEST of Marshall BROCKETT of Marshall MILLER of Cerro Gordo

## COMMUNICATION FROM THE IOW.A STATE HISTORICAL DEPARTMENT

There is on file in the office of the Chief Clerk a copy of the Preliminary Report on the Ansel Briggs Project from the Iowa State Historical Department.

## COMMUNICATION FROM THE STATE LIBRARY COMMISSION OF IOWA

There is on file in the office of the Chief Clerk a booklet of Iowa Public Library Information, published by the State Library Division.

## REPORTS OF COMMITTEES

Middleswart of Warren, from the committee on natural resources, submitted the following report:

Mr. Spakikr: Your committee on natural resources to whom was referred Senate File 82, a bill for an act relating to civil damages for unlawfully taking certain protected species of wildlife, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MIDDLESWART of Warren, Chairman

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred House File 198, a bill for an act to permit pari-mutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## MONROE of Des Moines, Chairman

O'Halloran of Black Hawk, from the committee on energy, submitted the following report:

Mr. Speaker: Your committee on energy to whom was referred Senate File 314, a bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violations of the act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

O'HALLORAN of Black Hawk, Chairman

## AMENDMENTS FILED

H-3537

1
2 File 69, as follows:

6 Iowa Annie Wittenmyer Home," and inserting in lieu
7 thereof the words "[The Iowa Annie Wittenmyer Home,]".

WEST of Marshall

H-3526
1 Amend House File 175, page 1, line 10, by insert-
2 ing after the period the following sentence: "The
3 provisions of this section requiring possession of
4 a valid certificate indicating completion of an
5 approved first aid course shall also apply to any
6 secretary employed by the board of a school district
7 and assigned to an elementary school."
PONCY of Wapello
$\mathrm{H}-3534$
Amend House File 365 as follows:

1. By striking all of lines 1 through 6
and inserting in lieu thereof the following:
"Section 1. Chapter one hundred seventy (170), Code 1975, is amended by adding the following section:

NEW SECTION. No prepackaged unprocessed or untreated fresh or frozen meat shall be sold or exposed for sale at retail on the same premises where packaged, unless such package is colorless and transparent on all sides, or at least seventy percent of said packaging shall be transparent to expose the bottom of the meat while the top shall be completely visible exclusive of labeling which labeling shall not occupy more than ten percent of the side or sides of the package wherein such labeling is affixed. This section shall not apply to the sale of ground meat."

BINA of Scott

H-3529
Amend House File 374, page 1, by adding after line 9 the following new sections:
"Sec. ..... Section three hundred fifty-eight B point eighteen (358B.18), subsection three (3), Code 1975, is amended to read as follows:
3. The proposition may be submitted at any election provided by law which covers the area of the unit seeking to terminate the contract. The petition shall be presented to the governing body not less than [forty] sixty-five days before the election at which the question is to be submitted.

Sec. ..... Section three hundred fifty-eight B point eighteen (358B.18), subsection six (6), Code 1975, is amended to read as follows:
6. The board of supervisors shall submit the proposition to the voters of the county residing outside of cities at the next election, primary or general, provided that the petition has been filed not less than [forty] sixty-five days prior to the date of the election at which the ques-

22 tion is to be submitted.

23
24
25
26

Sec. ..... Chapter three hundred fifty-eight B (358B), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. Any election to contract for or to terminate library service authorized by this chapter which involves the electors of more than one county shall be conducted by the county commissioner of elections as provided by section forty-seven point two (47.2) of the Code. The board of supervisors in a county where a commissioner has conducted the election shall, one week following the regular canvass of the vote, meet for the purpose of canvassing the library district vote from all counties involved in the library district."

DRAKE of Muscatine HINKHOUSE of Cedar WEST of Marshall

H—3527
1 Amend House File 413 as follows:
2 1. Page 1, line 9, by striking everything
3 after the word "can" and inserting in lieu thereof
4 the following: ", or jar."
H-3533
1 Amend House File 413 as follows:
2 1. Page 3, by inserting after line 24 the
3 following new subsection:
"2. Each snap top beverage container so designed and constructed that part of the can is detachable in opening the container that is sold or offered for sale shall have a refund value of not less than one cent."
2. By renumbering the appropriate subsections.

## BINA of Scott

$\underset{1}{\mathrm{H}-3517}$
Amend amendment $\mathrm{H}-3352$ to House File 431 as

## follows:

Page 1, by striking lines 5 through 10 and inserting in lieu thereof the following:
"2. Page 2, line 3, by inserting after the period the following: "Political committees supporting or opposing candidates for both federal office and any elected office created by Iowa law or the Constitution of the state of Iowa shall file all statements and reports with the commission. This requirement shall not nullify federal requirements for filing reports with the secretary of state."

## DRAKE of Muscatine MONROE of Des Moines

H-3531
1 Amend House File 484, page 1, by striking all 2 after the enacting clause.
H-3512
Amend House File 505 as follows:Page 40, by inserting after line 7 the follow-
ing new section:
Sec. ..... "There is appropriated from the
general fund of the state to the department of soil
conservation and land use for the fiscal year, com-
mencing July 1, 1975 and ending June 30, 1976, the
following amount or so much thereof as may be neces-
sary to be used in the manner designated.
For salaries, support
and miscellaneous purposes ..... \$175,000
WELDEN of Hardin
H-3513Amend House File 505 as follows:
2
" 1. Page"
" 1. Page" "approved" and inserting the word "reviewed".
2. Page 23 , lines 29 and 30 , by striking the
5 words "the adopted state land use policy, state
land use policy guidelines".
BENNETT of Ida
H—3519Amend House File 568 as follows:Page 1, by striking line 34 and inserting in
lieu thereof the following:"shall upon conviction be imprisoned in the
county fail for a term not to exceed thirty days
or be subject to a fine not to exceed one hundreddollars."
DOYLE of Woodbury
H-3520
Amend House File 569 as follows:Page 1, line 15, by adding after the period the
following:"The provision of this section shall only apply
to persons having a license or other certificateof authority issued pursuant to chapters five hun-dred twenty-four (524), five hundred thirty-four(534), and five hundred thirty-six A (536A) of theCode."
H-3518
Amend House File 602, as follows:
Page 1, by striking all after the word "sum"
in line 15, all of lines 16 through 22, and in-
serting in lieu thereof the following: "of [three]
four thousand [three] five hundred dollars, providedthat if the passenger motor vehicle is to be usedby the highway patrol or the drug law enforcementdivision or the division of criminal investigationand bureau of identification for actual law en-
forcement, the maximum amount shall be [four] five
thousand one hundred dollars. Provided further,
that for station wagons the maximum amount shall

13 be [four] five thousand [one] five hundred dollars".
CRABB of Crawford
H-3521
1 Amend House File 614 as follows:
2 1. Page 3, line 28, by inserting after the word
3 "certified" the words "or approved".
4
5 lowing and by renumbering the following subsections
6 accordingly:
7
8
9
" 5 . Any person conducting an investigation under subsections three (3) and four (4) of this section may, in the investigation or subsequent report, include, utilize, or rely upon any reports, studies, or examinations to the extent they are relevant."

OAKLEY of Clinton
$\mathrm{H}-3522$
1 Amend House File 614 as follows:
2 Page 23, line 15, by inserting after the period
3 the words "This Act shall take effect on January
1, 1976."
OAKLEY of Clinton
H-3523
Amend House File 614 as follows:
Page 16, by striking everything in lines 11
through 15, inclusive, and by renumbering the following subsections accordingly.

OAKLEY of Clinton

## H-3524

1 Amend House File 614 as follows:
2 Page 5, by striking everything in lines 26
3 through 30, inclusive, and inserting in lieu thereof
4 the words "by reason of fraud, misrepresentation,
5 and duress."
OAKLEY of Clinton

- 3525

Amend House File 614 as follows:
Page 4, lines 2 through 8, by striking the words
3 "However, when placement of a minor person in the
4 home of a proposed parent in anticipation of an ensuing adoption is made within thirty days of 6 the birth of the minor person, such placement shall
7 be made pursuant to section fifteen (15) of this
8 Act and only after termination of parental rights
is effectuated pursuant to sections four (4)
through nine (9) of this Act."
OAKLEY of Clinton
H-3528
1 Amend House File 614 as follows:
2 1. Page 2, line 7, by striking the word "major".
3 2. Page 5, line 2, by striking the words "-child
4 relationship".
5
6 "of" the words ", if any,".
4. Page 12, line 13, by inserting after the word
"certificate" the words "or in a verified birth
record".
5. Page 13, line 12, by inserting after the word
"adopted" the words "or, if such certificate is not
available, a verified birth record".
6. Page 18, line 22, by striking the word
"custodian" and inserting in lieu thereof the words
"and custodian of".
7. Page 18, line 23 , by striking the words
"parent of" and inserting in lieu thereof the words
"person in a parent-child relationship with"".
8. Page 23, line 4, by striking the words "for
good cause shown".

3530
Amend House File 614, page 4, by striking
everything in lines 29 through 32, inclusive, and by
renumbering the following paragraphs accordingly.
LIPSKY of Linn
3532
Amend House File 614 as follows:

1. Page 6, line 8, by inserting before the word
"the" the words "the guardian or custodian of".
2. Page 6, line 8, by inserting before the word
"is" the words "the child".
3. Page 6, line 15, by striking the words
"residence or location" and inserting in lieu
thereof the word "domicile".

OAKLEY of Clinton
H—3538
Amend House File 614 as follows:

1. Page 16 , line 34 , by inserting after the word "misdemeanor" the following: ", and shall be fined not more than one hundred dollars or imprisoned in the county jail for not more than thirty days".
2. Page 17, line 33, by inserting after the word "misdemeanor" the following: ", and shall be fined not more than one hundred dollars or imprisoned in the county jail for not more than thirty days".
3. Page 23 , line 12 , by inserting after the word "misdemeanor" the following: ", and shall be fined not more than one hundred dollars or imprisoned in the county jail for not more than thirty days".

DOYLE of Woodbury
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, April 10, 1975.

# JOURNAL OF THE HOUSE 

## Eighty-eighth Calendar Day-Fifty-seventh Session Day

## hall of the House of Rempresentatives Des Moines, Iowa, Thursday, April 10, 1975

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

Prayer was offered by Sister Eleanor Ansley of the Congregation of Humility of Mary, Iowa City, Iowa.

The Journal of Wednesday, April 9, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Carney, Grinnell, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Drake of Muscatine for April 10 and 11 on request of the Speaker.

## PRESENTATION OF VISITORS

Danker of Pottawattamie presented to the House the Honorable Harold Anderson and Mrs. Anderson. Mr. Anderson is a Senator in the South Dakota Legislature.

Crabb of Crawford presented to the House the Honorable Herbert L. Campbell, former member of the House during the Sixty-third and Sixty-fourth General Assemblies representing Henry, Jefferson and Washington Counties.

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

Forty-six eighth grade students from Pella Christian Grade School, Pella, Iowa, accompanied by Mr. Alons and Mr. Vander Ley. By Dieleman of Marion.

Forty-two sixth grade students from Farragut Elementary School, Farragut, Iowa, accompanied by Mrs. Henstorf and Mrs. Wing. By McElroy of Fremont.

Forty-five students from the contemporary affairs class, Perry High School, Perry, Iowa, accompanied by John D. Turner. By Varley of Adair.

Forty-three students from Ballard Elementary School, Cambridge, Iowa, accompanied by Mrs. Kermit Griffith and Mrs. Donna Buch. By Crawford of Story.

Seven students from the Outside Learning Program, Pella Christian High School, Pella, Iowa, accompanied by Jerry Harms. By Dieleman of Marion.

Thirty-five seniors from Stanton High School, Stanton, Iowa, accompanied by Mr. Hicks and Mr. Selvers. By Daggett of Adams.

Forty-six 4-H members and leaders from Allamakee County. By Halvorson of Clayton.

Forty-seven sixth grade students from Keota Elementary School, Keota, Iowa, accompanied by Phyllis Strong. By Dunton of Keokuk.

Seven students from Mount Mercy College, Cedar Rapids, Iowa, accompanied by John Rogers. By Lipsky of Linn.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 198 and Senate Files 82 and 314, under Rule 36.

## INTRODUCTION OF BILLS

House File 676, by Brandt, a bill for an act relating to the financing of housing projects by municipal revenue bonds.

Read first time and referred to committee on cities and towns.
House File 677, by Evans, Readinger and Drake, a bill for an act providing for an assessment on grain purchased by warehouses if approved by a referendum of grain producers and designating the net proceeds for railroad branch line improvement.

Read first time and referred to committee on agriculture.
House File 678, by Connors and Hargrave, a bill for an act relating to state reciprocity in the enforcement of support decrees; providing for the enforcement in Iowa of support decrees granted in other states and the enforcement in other states of those granted in Iowa; providing for registration in Iowa of
support orders granted in other states; and providing administrative procedures.

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

House File 679, by committee on ways and means, a bill for an act relating to the final return, payment and refund, and appeal procedures for the state inheritance tax.

Read first time and placed on the ways and means calendar.
House File 680, by Brandt, a bill for an act making an appropriation from the general fund of the state to the department of public instruction for the purchase and installation of a steam absorption chiller at the merged area VII area vocational school.

Read first time and referred to committee on appropriations.
House File 681, by Kreamer, a bill for an act to open collective bargaining negotiating sessions to the public, subject to penalties provided by law.

Read first time and referred to committee on state government.
House File 682, by Nealson of Muscatine, a bill for an act relating to property tax exemptions for property of religious institutions and societies.

Read first time and referred to committee on ways and means.
House File 683, by Bina, a bill for an act relating to the use of vowels on license plates.

Read first time and referred to committee on transportation.
House File 684, by Wyckoff, a bill for an act relating to the disposition of certain abandoned railroad right-of-way.

Read first time and referred to committee on transportation.
House File 685, by Avenson, a bill for an act creating a "green thumb" program to be administered by the commission on aging and making an appropriation.

Read first time and referred to committee on state government.

## SENATE MESSAGES CONSIDERED

Senate File 2, a bill for an act to prohibit the underground storage of gas under or in an area adjacent to a city.

Read first time and referred to committee on commerce.

Senate File 163, a bill for an act relating to the temporary service of retired supreme court judges.

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

Senate File 276, a bill for an act relating to the grounds for suspension or revocation of a license to practice law.

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

Senate File 317, a bill for an act relating to fish and game licenses and providing a penalty.

Read first time and referred to committee on natural resources.
Senate File 329, a bill for an act relating to the disbursement of costs in actions on appeal to the supreme court.

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

# HOUSE CONCURRENT RESOLUTION 35 

By Jordan, Bortell and Baker

Whereas, there is a need to solve the problems of abandoned, runaway, and domestic dogs in the state of Iowa; and

Whereas, there is need to establish better and more efficient regulations for the care of dogs in the state; and

Whereas, the people of the state of Iowa should be protected from those dogs not properly vaccinated; and

Whereas, there is a need to ensure that every dog in the state should be appropriately licensed and under the proper supervision of an owner; and

Whereas, there is a need to revise and create more efficient regulations and procedures regarding the impoundment of an estrayed dog; and

Whereas, there is a need to establish a domestic animal fund for necessary caring and effective regulation of dogs in the state of Iowa; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to the proper caring and regulation of dogs in the state of Iowa; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by

29 legislative bill drafts designed to carry out the recommenda-
30 tions of the study committee.
Laid over under Rule 25.

## SPECIAL ORDER <br> (House File 614)

The hour of 9:00 a.m. having arrived and passed, the Speaker announced the special order of business for the consideration of House File 614, a bill for an act relating to termination of parental rights and adoption and providing penalties.

Lipsky of Linn offered amendment H-3528 filed by her and Rinas of Linn. Division of the amendment was requested as follows:

```
H-3528
    1 Amend House File 614 as follows:
H-3528A
            1. Page 2, line 7, by striking the word "major".
            2. Page 5, line 2, by striking the words "-child
        relationship".
H-3528C
            3. Page 6, line 15, by inserting before the word
    6 "of" the words ", if any,".
H-3528A
            4. Page 12, line 13, by inserting after the word
        "certificate" the words "or in a verified birth
        record".
            5. Page 13, line 12, by inserting after the word
        "adopted" the words "or, if such certificate is not
        available, a verified birth record".
            6. Page 18, line 22, by striking the word
        "custodian" and inserting in lieu thereof the words
        "and custodian of".
            7. Page 18 , line 23 , by striking the words
        "parent of" and inserting in lieu thereof the words
        "person in a parent-child relationship with".
    H-3528B
    19 8. Page 23, line 4, by striking the words "for
    20 good cause shown".
```

Lipsky of Linn moved the adoption of amendment H-3528A.
Amendment H-3528A was adopted.
Oakley of Clinton offered amendment H-3521 filed by him and requested division of the amendment as follows:

H-3521
1 Amend House File 614 as follows:

H-3521A
2 1. Page 3, line 28, by inserting after the word
3 "certified" the words "or approved".
H-3521B
2. Page 16, by inserting after line 10 the following and by renumbering the following subsections accordingly:
"5. Any person conducting an investigation under subsections three (3) and four (4) of this section may in the investigation or subsequent report, include, utilize, or rely upon any reports, studies, or examinations to the extent they are relevant."
Oakley of Clinton moved the adoption of amendment H-3521A.
Amendment $\mathrm{H}-3521 \mathrm{~A}$ was adopted.
Oakley of Clinton offered the following amendment H-3525 filed by him and moved its adoption:

H-3525
1 Amend House File 614 as follows:
2 Page 4, lines 2 through 8, by striking the words
3 "However, when placement of a minor person in the
4 home of a proposed parent in anticipation of an
5 ensuing adoption is made within thirty days of
6 the birth of the minor person, such placement shall
7 be made pursuant to section fifteen (15) of this
8 Act and only after termination of parental rights
9 is effectuated pursuant to sections four (4)
10 through nine (9) of this Act."
Roll call was requested by Oakley of Clinton and Tauke of Dubuque.

On the question "Shall amendment H-3525 be adopted?"
The ayes were, 87 :

| Baker | Doyle <br> Evans | Lageschulte <br> Bennett | Maviroy <br> Bina |
| :--- | :--- | :--- | :--- |
| Halvorson | Mennenga | Pellett <br> Spear |  |
| Branstad | Harvey | Millen | Stromer |
| Brockett | Hullinger | Miller, A. V. | Tauke |
| Byerly | Husak | Monroe | Varley |
| Connors | Jordan | Nealson | Welden |
| Daggett | Junker | Nielsen | West |
| Danker | Kreamer | Oakley | Woods |
| Dieleman |  |  |  |

The nays were, 61:

| Avenson | Crabb |
| :--- | :--- |
| Bittle | Crawford <br> Bortell |
| Brandt | Cusack |
| Brunow | Den Herder |
| Caffrey | Dunton |
| Clark | Dyrland <br> Egenes |


| Fitzgerald | Harper |
| :--- | :--- |
| Fullerton | Hennessey <br> Gentleman |
| Gilloon | Higgins |
| Griffee | Hines |
| Hansen | Hinkhouse |
| Hargrave | Horn |
| Howell |  |


| Hutchins | Middleswart | Perkins | Stephens |
| :--- | :--- | :--- | :--- |
| Jesse | Middleton | Poncy | Svoboda |
| Jochum | Miller, K. D. | Readinger | Tofte |
| Koogler | Miller, O. L. | Rinas | Walter |
| Krause | Newhard | Schelhaase | Wels |
| Lindeen | Norland | Schroeder | Wulff |
| Lipsky | O'Halloran | Small | Wyckoff |
| Lonergan | Patchett | Spencer | Mr. Speaker |
| Menke |  |  |  |

Absent or not voting, 2:
Anderson Drake
Amendment H-3525 lost.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.
(House File 614 pending at recess.)

## AFTERNOON SESSION

## The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate insists on its amendment to House File 99, a bill for an act relating to temporary closing of highways, and that the members of the conference committee on the part of the Senate are: The Senator from Cerro Gordo, Mr. Scott, chairman; the Senator from Woodbury, Mr. Kelly; the Senator from Mitchell, Mr. Merritt; the Senator from Black Hawk, Mr. Nolting; and the Senator from Hardin, Mr. Taylor.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 230, a bill for an act relating to uniformity of time limits in the inheritance and estate tax laws.

Also: That the Senate has on April 8, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 455, a bill for an act providing for an appropriation to the state fair board, agricultural societies, geological survey, and natural resources council.

Also: That the Senate insists on its amendment to the House amendment to Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive, and that the members of the conference committee on the part of the Senate are: The Senator from Kossuth, Mr. Priebe, chairman; the Senator from Dubuque, Mr. Carr; the Senator from Fayette, Mr. Heying; the Senator from Polk, Mr. Hill; and the Senator from Jackson, Mr. Lamborn.

Also: That the Senate has on April 3, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 205, a bill for an act relating to the issuance, continuation, and termination of teachers' contracts.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 338, a bill for an act relating to the membership of the Iowa natural resources council.

Also: That the Senate has on April 8, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 425, a bill for an act providing for an appropriation to the department of general services, capitol planning commission, executive council, and merit employment department.

Also: That the Senate has on April 8, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 426, a bill for an act providing for an appropriation to the department of environmental quality.

CLARK R. RASMUSSEN, Secretary

## CONFERENCE COMMITTEE APPOINTED

(Senate File 44)
The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 44: Hutchins of Guthrie, chairman; Husak of Tama, Koogler of Mahaska, Drake of Muscatine and Pellett of Cass.

## SENATE MESSAGES CONSIDERED

Senate File 338, a bill for an act relating to the membership of the Iowa natural resources council.

Read first time and referred to committee on natural resources.
Senate File 425, a bill for an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes.

Read first time and referred to committee on appropriations.
Senate File 426, a bill for an act making an appropriation to the department of environmental quality.

Read first time and referred to committee on appropriations.

## BUSINESS PENDING

The House resumed consideration of House File 614, a bill for
an act relating to termination of parental rights and adoption and providing penalties.

Oakley of Clinton offered amendment H-3507 filed by him and requested division of the amendment as follows:
H—3507
1 Amend House File 614 as follows:
H-3507A
2 1. Page 4, line 13, by striking the word "his" and inserting in lieu thereof the words "the child's".
2. Page 6, line 7, by striking the words "the clerk of". and the word "whose".
3. Page 6, line 8, by striking the word "jurisdiction" and inserting in lieu thereof the word "which".
4. Page 6, line 11, by striking the words "the clerk of".
H-3507B
115 . Page 6, line 33, by inserting before the word
12 "and" the words "who have not waived such notice
13 under paragraph $c$ of subsection two (2) of section
14 four (4) of this Act'.
15 6. Page 7, line 21, by inserting after the
16 word "shall" the words ", unless notice has been
17 waived by the party,".
7. Page 7, line 34, by inserting after the word "shall" the words ", unless notice has been waived by the party,". 3507A
8. Page 8 , line 27 , by striking the words "the 22 clerk of".
9. Page 10 , line 9 , by inserting before the word "aid" the word "financially".
10. Page 11, line 4, by striking the word "or" and inserting in lieu thereof the word "and". $-3507 \mathrm{C}$
27 11. Page 11, line 9, by inserting after the
28 word "terminated" the words "if they request such
29 copies".
H-3507A
30 12. Page 12, line 11, by striking the words "the
31 clerk of".
32 13. Page 12, line 18, by striking the words "if
33 the adoption petition is finally granted".
34 14. Page 14, line 12, by striking the words
35 "clerk of the".
H—3507D
36 15. Page 14, line 27, by striking the words "on
37 forms provided by the department".
H-3507A
38 16. Page 16, line 7, by striking the words
39 "the clerk of".

40 17. Page 17, line 2, by striking the words
41 "the clerk of".
19. Page 21, lines 8 and 9 , by striking the words ", as soon as possible,".
Oakley of Clinton moved the adoption of amendment $\mathrm{H}-3507 \mathrm{~A}$.
Amendment H—3507A was adopted.
Middleton of Black Hawk offered the following amendment $\mathrm{H}-3530$ filed by him and moved its adoption:

H-3530
1 Amend House File 614, page 4, by striking
2 everything in lines 29 through 32, inclusive, and by
3 renumbering the following paragraphs accordingly.
Amendment $\mathrm{H}-3530$ was adopted.
(House File 614 pending.)

## COMMITTEE TO NOTIFY THE SENATE

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

The motion prevailed and the Speaker appointed as such committee Connors of Polk, Harper of Davis and Bortell of Madison.

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

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

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

## JOINT CONVENTION

PIONEER LAWMAKERS
(HOUSE CHAMBER - 2 p.m.)
In accordance with Senate Concurrent Resolution 18, duly adopted, the joint convention was called to order, President Neu presiding.

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

Senator Kinley of Polk moved that a committee of four be appointed to escort the Pioneer Lawmakers into the House chamber.

The motion prevailed and the President appointed as such committee Senator Van Gilst of Mahaska, Senator Briles of Adams, Representative Caffrey of Polk and Representative Crabb of Crawford.

The committee escorted the Pioneer Lawmakers to the well of the House chamber.

President Neu presented Senator Minnette Doderer, President pro tempore of the Senate, who welcomed the Pioneer Lawmakers on behalf of the Senate as follows:
Lieutenant Governor Neu, Speaker Cochran, Senators Schroeder and Frommelt, Fellow Officers, Members of the Iowa Legislature and Staff and Guests:
Please join me in extending a warm and enthusiastic welcome to our honored guests today, the members of the Pioneer Lawmakers Association of Iowa. Almost every day during the session we welcome Iowa school children, members or organizations and concerned citizens who come here to witness their state government in action. Today, however, we have the special opportunity to greet the men and women who have worked and served, cared and struggled, for our people. Ladies and gentlemen of the House and Senate, let us rise and thank the Pioneer Lawmakers of Iowa, on behalf of the people they have served so well.
Since you were here, the rules may have been changed and the issues and problems given new names and labels . . . but the preservation of the rights and privileges of our citizens was the goal you were striving for, and remains the same one we diligently struggle to achieve.
There is value in setting aside time to honor traditions and participate in public ceremony. We all recognize how fragile and precious the democratic process can be. Together let us publicly reaffirm our collective commitment to the constitutional protection of individual liberties, the pursuit of just and open government and the dignity of public service.

This ceremony is a good tradition; these are priceless values. We have not forgotten and shall not overlook the Pioneer Lawmakers' contributions to the State of Iowa. Public service is a high calling. On behalf of the members of the Iowa Senate, it is my privilege to officially welcome you to these chambers. Thank you for the opportunity to do so.

President Neu presented Representative Dale M. Cochran, Speaker of the House, who welcomed the Pioneer Lawmakers on behalf of the House as follows:

Mr. President, President pro tempore, Members of the Pioneer Lawmakers Association of Iowa, Joint Convention and Guests:
On behalf of the Iowa House of Representatives, it is my pleasure as

Speaker to welcome you, the Pioneer Lawmakers of the State of Iowa, to the Sixty-sixth General Assembly.

It is evident to me by the number who are here that you still hold a deep affection for this governmental body of which you were once an integral part, and that you hold a love for our great state.

Robert Frost defined "home" as the place that "when you have to go there, they have to take you in." This House on Capitol Hill is always "home" to an Iowa lawmaker, because it is plain that once a legislator, always a legislator. Serving here gets in your blood. We in the House are proud to welcome you "home" today.

You are renewing the fellowship of old acquaintances: You have noticed many new faces as well. There are physical changes in the chambers-I am sure that you noticed those, too.

Let me assure you, however, there is a strong bond between us which transcends the surface changes. It is the continuing tradition which you worked vers hard during your years of service to build upon and to maintain for those of us who follow you today. We are keenly aware that we are temporary custodians of those traditions and of the foundation you forged for the legislative branch of Iowa government.

I wish each and every one of you could have stood with Representative Varley, Senator Doderer, Senator Shaff, and myself in the White House this past January when we represented the Iowa legislature as we accepted from President Gerald Ford an award for legislative excellence. The Iowa Assembly is considered and is recognized as the finest state lawmaking body in this nation on many counts: One of these is our continued effort to open the legislative process to the participation and scrutiny of the people we serve. Your contribution to that award is one of which you can be most proud and it is a legacy that we all cherish.

I would like to mention that I am so proud to have with us today a man from Webster County who served in this very body in 1935 as Speaker of the House-John Mitchell.

If we are realistic, we keep in our conscious minds the old saying that "We, too, must return to the ranks." When we join your ranks as Iowa's Pioneer Lawmakers, please welcome us "home," for we will have striven, as you have done, to maintain and build Iowa legislative excellence so that future legislators may serve from a solid, open tradition of writing the state's laws.

Thank you for being with us today. We hope you will return many times to advise, to observe, and to share your wisdom and your good and warm anecdotes of the past with us all. We need that and we need you!

President Neu presented the Honorable Jack Schroeder who responded to the welcome and addressed the joint convention briefly.

The Honorable Jack Schroeder then presented an honorary membership of the Pioneer Lawmakers Association to Wayne Faupel, Code Editor, in appreciation of his service.

President Neu then presented the Honorable Andrew Frommelt who addressed the joint convention, reminiscing of past years and goals for the future.

Fitzgerald of Webster moved that the joint convention be now dissolved.

The motion prevailed.
The House reconvened, Speaker Cochran in the chair.

## buSiness pending

The House resumed consideration of House File 614, a bill for an act relating to termination of parental rights and adoption and providing penalties.

Oakley of Clinton offered the following amendment $\mathrm{H}-3524$ filed by him and moved its adoption:
H-3524
1 Amend House File 614 as follows:
2 Page 5, by striking everything in lines 26
3 through 30, inclusive, and inserting in lieu thereof
4 the words "by reason of fraud, misrepresentation,
5 and duress."
A non-record roll call was requested.
The ayes were 27 , nays 55 .
Amendment H—3524 lost.
Oakley of Clinton offered the following amendment H-3532 filed by him and moved its adoption:

H—3532
1 Amend House File 614 as follows:
2 1. Page 6, line 8, by inserting before the word
"the" the words "the guardian or custodian of".
2. Page 6, line 8, by inserting before the word
"is" the words "the child".
3. Page 6, line 15, by striking the words
"residence or location" and inserting in lieu thereof the word "domicile".
Amendment H-3532 was adopted.
The House resumed consideration of amendment $\mathrm{H}-3528 \mathrm{C}$ filed by Lipsky of Linn as follows:

H-3528C
5 3. Page 6, line 15, by inserting before the word 6 "of" the words ", if any,".
Lipsky of Linn moved the adoption of amendment H-3528C.
Amendment $\mathrm{H}-3528 \mathrm{C}$ was adopted.

Wyckoff of Benton offered the following amendment $\mathrm{H}-3543$ filed by him from the floor:

H-3543
1 Amend House File 614 as follows:
2 1. Page 7, line 4, by inserting after
3 the word "include" the following:
4 "the father of a child born out of wedlock
5 unless he has filed a notice of intent to
6 claim paternity as provided in subsection two
7 (2) of this section, or'".
8 2. Page 7, line 7, by inserting after the 9 period the following: rights in relation to a child born by a woman not his legal or common law wife shall file notice of such intent with the clerk of court in any county in the State of Iowa before the birth of such child. Notices of intent to claim paternity shall be in the following form:

I, (name and address of father), intend to claim paternal rights to any child or children born by (name and address of mother). Such notice shall be signed by the person filing such notice and notarized by the clerk of court or his designee. Such notice shall be kept confidential and may not be used for any purpose except to notify the person filing that a hearing on the termination of his parental rights is pending."
3. Page 8, by striking everything after the period in line 11 and all of lines 12 through 18.
4. By renumbering sections and internal references required by this amendment."

Wyckoff of Benton asked and received unanimous consent that amendment $\mathrm{H}-3543$ be withdrawn.

Doyle of Woodbury offered the following amendment H-3496 filed by him and moved its adoption:

## H-3496

1 Amend House File 614 as follows:
2 Page 9, line 22, by striking the words "a
3 preponderance of the evidence" and inserting in
4 lieu thereof the words "proof beyond a reasonable
5 doubt".
Amendment H-3496 was adopted.
The House resumed consideration of amendment H-3507B (to pages 6 and 7).

Oakley of Clinton asked and received unanimous consent that amendment $\mathrm{H}-3507 \mathrm{~B}$ be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3507 \mathrm{C}$ as follows:
H-3507C
27 11. Page 11, line 9 , by inserting after the
28 word "terminated" the words "if they request such
29 copies".
Oakley of Clinton moved the adoption of amendment H—3507C.
A non-record roll call was requested.
The ayes were 52 , nays 34 .
Amendment $\mathrm{H}-3507 \mathrm{C}$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3507 \mathrm{D}$ 'as follows:

H-3507D
36 15. Page 14, line 27, by striking the words "on
37 forms provided by the department".
Oakley of Clinton moved the adoption of amendment H-3507D.
Amendment H—3507D was adopted.
Oakley of Clinton offered the following amendment H-3508 filed by him and moved its adoption:
H-3508

Amend House File 614 as follows:

1. Page 14, line 28, by inserting before the word "adoption" the word "prospective".
2. Page 14, line 29, by striking the second word "the" and inserting in lieu thereof the word "a".
3. Page 14, line 31 , by inserting before the word "adoption" the word "prospective".
4. Page 14, line 34, by striking the word "the" and inserting in lieu thereof the word "a".
5. Page 15, by striking everything in lines 1 through 5 , inclusive.
6. Page 15 , by inserting after line 14 the following:
"c. A background information investigation and a report of this investigation shall not disclose the identity of the natural parents of the minor person to be adopted and shall answer the following:
(1) What is the complete family medical history of the person to be adopted, including any known genetic, metabolic, or familial disorders.
(2) What is the complete medical and developmetal history of the person to be adopted."
"investigation" and inserting in lieu thereof the word "investigations" and by striking the word "report" and inserting in lieu thereof the word "reports".
7. Page 16, line 9 , by striking the word "The" and inserting in lieu thereof the words "Upon the filing of an adoption petition pursuant to section twelve (12) of this Act, the" and by inserting before the word "appoint" the word "immediately".
8. Page 16, line 10, by inserting after the period the following:
"Any person, including a juvenile court, who has gained relevant background information concerning a minor person subject to an adoption petition shall, upon request, fully cooperate with the conducting of the background information investigation and report by disclosing any relevant background information, whether contained in sealed records or not."
9. Page 22, line 19 , by striking the words "three (3)" and inserting in lieu thereof the words "one (1)".
10. Page 22 , line 20 , by striking the words "four (4)" and inserting in lieu thereof the words "two (2)" and by striking the word "a" and inserting" in lieu thereof the word "c".
Amendment H-3508 was adopted.

The House resumed consideration of amendment $\mathrm{H}-3521 \mathrm{~B}$ as follows:

H-3521B
4 2. Page 16, by inserting after line 10 the fol-
5 lowing and by renumbering the following subsections
6 accordingly:
7 " 5 . Any person conducting an investigation under
8 subsections three (3) and four (4) of this section
9 may, in the investigation or subsequent report, in-
10 clude, utilize, or rely upon any reports, studies,
11 or examinations to the extent they are relevant."
Oakley of Clinton moved the adoption of amendment H-3521B.
Amendment H—3521B was adopted.
Speaker pro tempore Jesse in the chair at 3:58 p.m.
Oakley of Clinton offered the following amendment H-3523 filed by him and moved its adoption:
H-3523
1 Amend House File 614 as follows:
2 Page 16, by striking everything in lines 11
3 through 15, inclusive, and by renumbering the
4 following subsections accordingly.
A non-record roll call was requested.
The ayes were 21, nays 62 .
Amendment H- 3523 lost.
Doyle of Woodbury offered the following amendment H-3538 filed by him and moved its adoption:
H-3538
1 Amend House File 614 as follows:
2 1. Page 16, line 34, by inserting after the
3 word "misdemeanor" the following: ", and shall be
4 fined not more than one hundred dollars or imprisoned
5 in the county jail for not more than thirty days".
2. Page 17, line 33, by inserting after the
word "misdemeanor" the following: ", and shall be
fined not more than one hundred dollars or imprisoned
in the county jail not more than thirty days".
3. Page 23, line 12, by inserting after the
word "misdemeanor" the following: ", and shall be fined not more than one hundred dollars or imprisoned in the county jail for not more than thirty days".
Amendment H—3538 was adopted.
Middleton of Black Hawk offered the following amendment $\mathrm{H}-3539$ filed by him from the floor and moved its adoption:

H-3539
1 Amend House File 614 as follows:
2 1. Page 21, line 5 , by striking the word
3 "adption" and inserting in lieu thereof the
4 word "adoption".
2. Page 21, line 16, by striking the words
"adoption decree" and inserting in lieu thereof the words "certification of adoption".
3. Page 21, line 20, by striking the words
"an adoption decree" and inserting in lieu thereof the words "a certification of adoption".

Amendment H-3539 was adopted.
Higgins of Scott offered the following amendment H-3542 filed by him from the floor and moved its adoption:
H-3542
Amend House File 614, page 22, line 15, by
2 striking the words "international agencies", and
3 inserting in lieu thereof the following: "agencies
4 making international placements".
Amendment $\mathrm{H}-3542$ was adopted.
Oakley of Clinton offered the following amendment H-3511 filed by him and moved its adoption:

H-3511
1 Amend House File 614 as follows:
2 1. Page 22, line 25, by inserting before the

Amendment H-3511 was adopted.
Bina of Scott offered the following amendment H-3544 filed by Bina, Walter, Pavich, Middleton, Rinas and Higgins from the floor and moved its adoption:

H-3544
1 Amend House File 614 as follows:
2 1. Page 22, line 32, by striking the word
3 "may" and inserting in lieu thereof the word "shall".
Amendment $\mathrm{H}-3544$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3528 \mathrm{~B}$ as follows:

H-3528B
19 8. Page 23, line 4, by striking the words "for
20 good cause shown".
Lipsky of Linn moved the adoption of amendment H-3528B.
A non-record roll call was requested.
The ayes were 57 , nays 22.
Amendment $\mathrm{H}-3528 \mathrm{~B}$ was adopted.
Connors of Polk offered the following amendment $\mathrm{H}-3540$ filed by him from the floor and moved its adoption:

H-3540
1 Amend House File 614 as follows:
2 Page 23, line 5, by inserting before the word
3 " To " the following:
4 "If the adopted person who applies for revelation
5 of the natural parents' name has a sibling who is
6 a minor and who has been adopted by the same parents,
7 the court shall deny such application on the grounds
that revelation to the applicant may also indirectly
and harmfully permit the same revelation to the
10 applicant's minor sibling."
Amendment H-3540 was adopted.
Connors of Polk asked and received unanimous consent that amendment $\mathrm{H}-3541$ filed by him from the floor be withdrawn:

## H-3541

1 Amend House File 614 as follows:
2 Page 23, line 5, by inserting before the word 3 " To " the following:
of the natural parents' name has a sibling who is minor and who has been adopted by the same parents, the court may deny such application on the grounds that revelation to the applicant may also indirectly and harmfully permit the same revelation to the applicant's minor sibling."

Oakley of Clinton offered the following amendment H-3522 filed by him and moved its adoption:
H-3522
1 Amend House File 614 as follows:
2 Page 23, line 15, by inserting after the period
3 the words "This Act shall take effect on January
4 1, 1976."
Amendment H-3522 was adopted.
Speaker pro tempore Jesse in the chair at 5:47 p.m.
Bittle of Polk moved to reconsider the vote by which amendment H-3525 failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 53 , nays 34 .
The motion prevailed and the House reconsidered amendment H- 3525 as follows:
H-3525
1 Amend House File 614 as follows:
2 Page 4, lines 2 through 8, by striking the words
3 "However, when placement of a minor person in the
4 home of a proposed parent in anticipation of an
5 ensuing adoption is made within thirty days of
6 the birth of the minor person, such placement shall
7 be made pursuant to section fifteen (15) of this
8 Act and only after termination of parental rights
9 is effectuated pursuant to sections four (4)
10 through nine (9) of this Act."
Oakley of Clinton moved the adoption of amendment $\mathrm{H}-3525$.
Roll call was requested by Oakley of Clinton and Bittle of Polk.
Rule 70 was invoked.
On the question "Shall amendment H-3525 be adopted?"
The ayes were, 45:

| Baker | Egenes <br> Eennett | Evans <br> Bina | Junker <br> Lageschulte |
| :--- | :--- | :--- | :--- |
| Bittle | Rinas <br> Schroeder |  |  |
| Bortell | Gilloon | McElroy | Spear |
| Branstad | Halvorson | Mennenga | Stromer |
| Brockett | Harper | Millen | Tarvey |
| Houke | Morroe | Varley |  |
| Connors | Horn | Nielson | Walter |
| Crawford | Hullinger | Oakley | Welden |
| Daggett | Husak | Pavich | West |
| Danker | Jordan | Pellett | Woods |
| Doyle |  |  | Wyckoff |


| The nays were, |  | 48: |  |
| :--- | :--- | :--- | :--- |
| Anderson | Gentleman | Lipsky | Poncy |
| Avenson | Griffee | Lonergan | Readinger |
| Brandt | Hansen | Menke | Scheelhaase |
| Brunow | Hargrave | Middleswart | Small |
| Caffrey | Hennessey | Middleton | Spencer |
| Clark | Hines | Miller, A.V. | Stephens |
| Cochran | Howell | Miler, K. D. | Svoboda |
| Cusack | Hutchins | Miller, O. L. | Tofte |
| Den Herder | Jochum | Newhard | Wells |
| Dieleman | Koogler | O'Halloran | Wulff |
| Dunton | Krause | Patchett | Mr. Speaker |
| Dyrland | Lindeen | Perkins | (Jesse) |
| Fitzgerald |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Byerly | Drake | Hinkhouse | Norland |
| Crabb | Higgins | Kreamer |  |

Amendment H— 3525 lost.
Speaker Cochran in the chair at $6: 12$ p.m.
Middleton of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 614)

The ayes were, 93 :

| Anderson <br> Avenson <br> Baker <br> Bennett | Dyrland <br> Egenes <br> Bina |
| :--- | :--- |
| Bittle | Evans <br> Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Connors | Harvey |
| Crabb | Hennessey |
| Crawford | Hines |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Husak |
| Dieleman | Hutchins |
| Doyle | Jesse |
| Dunton | Jochum |
|  | Jordan |

The nays were, none.
Absent or not voting, 7:
Drake
Higgins
Hinkhouse
Kreamer

Junker
Koogler
Krause
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Oakley
O'Halloran
Patchett
Pavich

Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spencer
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

Nealson
Norland

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

## UNANIMOUS CONSENT CALENDAR (House Resolution 23)

We hereby request that House Resolution 23, filed on April 9, 1975, and found on page 1038 of the House Journal, be placed on the unanimous consent calendar.

WELDEN of Hardin<br>KREAMER of Polk MILLER of Cerro Gordo

## REPORTS OF COMMITTEES

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred Senate File 114, a bill for an act relating to payment by the executive council of court related costs and expenses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MONROE of Des Moines, Chairman
Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Speaker: Your committee on human resources to whom was referred Senate File 150, a bill for an act relating to the interstate probation and parole compact, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

HIGGINS of Scott, Chairman

## AMENDMENTS FILED

H-3546
Amend House File 411 as follows:

1. Page 1 , by striking all of lines 13,14 and 15 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
2. Page 2, by striking all after the second comma in line 3 , all of lines 4 and 5 and through the figures "197s" in line 6 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
3. Page 2, by striking all after the second comma in line 31 , all of lines 32 and 33 and through
the figures " 1973 " in line 34 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
4. Page 4, by striking all after the word "and" in line 15 , all of lines 16 and 17, and through the figures " 1973 " in line 18 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
5. Page 4, by striking all after the word "and" in line 30 , all of lines 31 and 32 and through the figures "1973" in line 33 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
6. Page 5, by striking all of lines 14,15 and 16 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
7. Page 5, by striking all after the word "and" in line 35 and inserting in lieu thereof the following: "ending on the date the".
8. Page 6, by striking all of lines 1 and 2 and through the figures " 1973 " in line 3 and inserting in lieu thereof the following: "armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
9. Page 6, by striking all after the word "and" in line 25 and all of lines 26 and 27 and inserting
in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
10. Page 7, by striking all of lines 12,13 and 14 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
11. Page 7, by striking all of lines 29 and 30 and inserting in lieu thereof the following: "and the Vietnam Conflict beginning August 5, 1964, and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates inclusive, and who".
12. Page 8, by striking all of lines 14,15 and 16 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United

20 States are directed by formal order of the government
21 of the United States to cease hostilities, both dates".
WYCKOFF of Benton HARPER of Davis

## H-3545

1 Amend House File 443, page 1, line 13, by
2 striking the word "his" and inserting in lieu there-
3 of the words "[his] that persons".
KRAUSE of Palo Álto
H-3547
Amend House File 464 by striking everything after
the enacting clause and inserting in lieu thereof
3 the following:
4
5 point three (332.3), Code 1975, is amended by add-
6 ing the following new subsection:
7 NEW SUBSECTION. To appropriate federal revenue
sharing funds for the purpose of providing jointly
9 with any other public agency of this state, for the
10 benefit of residents of the county and without regard
11 to the mutual advantage requirement of section
12 twenty-eight E point one (28E.1) of the Code, ser-
13 vices in the categories of fire protection, public
14 safety, environmental protection, public transporta-
15 tion, public health, recreation, libraries, social
16 service or financial administration. The board may similarly appropriate federal revenue sharing funds for use jointly with any other public agency for
19 capital improvements in connection with any of the
20 foregoing service categories.
21 Sec. 2. Chapter three hundred fifty-nine (359),
22
23
24
25 trustees may appropriate federal revenue sharing funds
26 for the same purposes, upon the same conditions, as
27 those prescribed for county boards of supervisors by section one (1) of this Act."

SCHROEDER of Pottawattamie MONROE of Des Moines JESSE of Polk
VARLEY of Adair NORLAND of Worth

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, April 11, 1975.

## JOURNAL OF THE HOUSE

## Eighty-ninth Calendar Day-Fifty-eighth Session Day

Hall of the House of Representatives Des Moinis, Iowa, Friday, April 11, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend David Ash, pastor of the United Methodist Church, representing Decorah Ministerial Association, Decorah, Iowa.

The Journal of Thursday, April 10, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. George Kern, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Higgins of Scott on request of Jochum of Dubuque; Lipsky of Linn on request of Crawford of Story; Middleton of Black Hawk on request of Wulf of Black Hawk; Byerly of Polk on request of Nielsen of Polk; Bittle of Polk on request of Brockett of Marshall.

## PRESENTATION OF VISITORS

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

Ninety students from the Newton High School government class, Newton, Iowa, accompanied by Mr. Quick. By Anderson of Jasper and Dieleman of Marion.

Fifteen students from the Clay Central Junior High School science class, Royal, Iowa, accompanied by Mrs. Schar. By Baker of Buena Vista.

Fifty-four fifth grade students from Roosevelt Elementary School, Ames, Iowa, accompanied by Mrs. Gammell and Mr. Toston. By Crawford of Story.

Fifteen students from the Montezuma High School economics
class, Montezuma, Iowa, accompanied by Mr. Oliver. By Dieleman of Marion.

Seven members of the National Honor Society from Grundy Center High School, Grundy Center, Iowa, accompanied by Mrs. Fisher. By Evans of Grundy.

Fifteen Junior High students from Algona Middle School, Algona, Iowa, accompanied by Mr. Reemstma. By Krause of Palo Alto.

Thirty-five eighth grade students from Cedar Valley Middle School, Rinard, Iowa, accompanied by Mr. Morgan and Mr. Hawley. By Miller of Calhoun.

Forty-eight fifth and sixth graders from Franklin Elementary School, Ottumwa, Iowa, accompanied by Annette Smith, Arlin Anfinson, and Floyd Richardson. By Poncy of Wapello.

Ten eighth grade students from Kanawha Christian School, Kanawha, Iowa, accompanied by Mr. Baker. By Stromer of Hancock.

Fifty-one eighth grade students from Panora-Linden Middle School, Panora, Iowa, accompanied by Mary Jane Carson and Hal Rosson. By Varley of Adair.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 114 and 150, under Rule 36.

## INTRODUCTION OF BILLS

House File 686, by Wyckoff, a bill for an act relating to the weight of motor vehicles.

Read first time and referred to committee on transportation.
House File 687, by Walter, a bill for an act relating to the interest ceiling on open-end consumer loans, and providing penalties.

Read first time and referred to committee on commerce.
House File 688, by Doyle, a bill for an act relating to braking and hitching requirements for certain travel trailers and semitrailers operated on the highways, subject to penalties provided by law.

Read first time and referred to committee on transportation.

House File 689, by Bina and Cusack, a bill for an act defining autistic children.

Read first time and referred to committee on human resources.
House File 690, by Walter, a bill for an act relating to security interests in supervised consumer loans.

Read first time and referred to committee on commerce.
House File 691, by Walter, a bill for an act relating to the repossessing of collateral by a creditor after default in a consumer credit transaction, and providing a penalty.

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

House File 692, by committee on agriculture, a bill for an act granting the owner of land acquired where eminent domain is available the option to repurchase the land not used for the project.

Read first time and placed on the calendar.
House File 693, by committee on natural resources, a bill for an act relating to the compensation of commissions of the department of environmental quality.

Read first time and placed on the calendar.
House File 694, by committee on county government, a bill for an act authorizing a periodic independent audit of counties.

Read first time and placed on the calendar.
House File 695, by committee on state government, a bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board.

Read first time and placed on the calendar.
House File 696, by Bina, Stromer, Krause and Newhard, a bill for an act to eliminate the ad damnum clause in certain cases involving liability of health care practitioners and hospitals.
Read first time and referred to committee on judiciary and law enforcement.

House File 697, by Brunow, Drake and Harvey, a bill for an act relating to proof in certain actions arising out of patient care.

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

House File 698, by committee on natural resources, a bill for an act to include the director of transportation as a member of the department of environmental quality executive committee.

Read first time and placed on the calendar.
House File 699, by Harper, West, Higgins, Bortell and Newhard, a bill for an act relating to the liability of certain health care practitioners and hospitals.

Read first time and referred to committee on human resources.
House File 700, by committee on state government, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.

Read first time and placed on the calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTIONS

House Joint Resolution 19, by Nealson of Muscatine and Crabb, a joint resolution proposing an amendment to the Constitution of the State of Iowa to require the popular election of judges and magistrates other than supreme court judges.

Read first time and referred to committee on state government.
House Joint Resolution 20, by Small, a joint resolution proposing an amendment to the Constitution of the State of Iowa to allow motor vehicle fees and fuel taxes to accrue to the general fund.

Read first time and referred to committee on state government.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

[^35]Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 176, a bill for an act relating to the payment of small claims by the department of social services.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 135, a bill for an act relating to public auction of abandoned vehicles.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 323, a bill for an act relating to the change in contracting procedures for the purchase of coal.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 418, a bill for an act relating to payment and final returns of inheritance tax.

Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 419, a bill for an act relating to the planning and implementation of resource recovery systems.

CLARK R. RASMUSSEN, Secretary

## BUSINESS PENDING

The House resumed consideration of House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies, and amendment $\mathrm{H}-3478 \mathrm{~J}$ filed by Oakley of Clinton as follows:

H-3478J
49 14. Page 21, line 30, by striking the word "thirty"
50 and inserting in lieu thereof the word "thirty-six".

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Hargrave of Johnson. Rule 70 was invoked. Roll call revealed eighty-four members present, sixteen absent.

Oakley of Clinton moved the adoption of amendment $\mathrm{H}-3478 \mathrm{~J}$.
A non-record roll call was requested.
The ayes were 19 , nays 55 .
Amendment H-3478J lost.

Bennett of Ida offered amendment H-3513 filed by him and requested division of the amendment as follows:

H-3513
1 Amend House File 505 as follows:
H-3513A
2 1. Page 21, line 32, by striking the word
3 "approved" and inserting the word "reviewed".
H-3513B
2. Page 23, lines 29 and 30, by striking the

5 words "the adopted state land use policy, state
6 land use policy guidelines".
Bennett of Ida moved the adoption of amendment H-3513A.
A non-record roll call was requested.
The ayes were 32, nays 49 .
Amendment H—3513A lost.
The House resumed consideration of amendment $\mathrm{H}-3420 \mathrm{~B}$ filed by Koogler of Mahaska as follows:

## H-3420B

8 2. Page 22, line 13, by striking the words "one
9 year" and inserting in lieu thereof "eighteen
10 months".
Koogler of Mahaska asked and received unanimous consent that amendment H-3420B be withdrawn.

Gilloon of Dubuque offered amendment H-3484 filed by him and requested division of the amendment as follows:
H-3484
1 Amend House File 505 as follows:
H-3484A
2 1. Page 22, line 35, by striking all after the
3 period.
4 2. Page 23, by striking all of lines 1 thru 5.

## H-3484B

5 3. Page 24, by striking all after the period
6 in line 3 and all of lines 4,5 and 6.
Gilloon of Dubuque moved the adoption of amendment H-3484A.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 36 , nays 53 .
Amendment H—3484A lost.

The House resumed consideration of amendment $\mathrm{H}-3420 \mathrm{C}$ filed by Koogler of Mahaska as follows:
H-3420C
11 3. Page 23, by striking all of lines 23, 24, and
1225 and inserting in lieu thereof the following: "of
13 the joint county commissions of those counties in
14 which the land area of such city or special district
15 is located."
Koogler of Mahaska moved the adoption of amendment $\mathrm{H}-3420 \mathrm{C}$.

Roll call was requested by Koogler of Mahaska and Lageschulte of Bremer.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3420C be adopted ?"
The ayes were, 44 :

| Anderson | Dieleman |
| :--- | :--- |
| Baker | Doyle |
| Bennett | Dyrland |
| Bortell | Fullerton |
| Branstad | Halvorson |
| Brunow | Hansen |
| Caffrey | Harper |
| Connors | Harvey |
| Cusack | Howell |
| Daggett | Jordan |
| Danker | Junker |

The nays were, 47:

| Avenson | Gentleman |
| :--- | :--- |
| Bina | Gilloon |
| Brandt | Griffee |
| Brockett | Hargrave |
| Clark | Hennessey |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Den Herder | Horn |
| Dunton | Hullinger |
| Egenes | Husak |
| Evans | Hutchins |
| Fitzgerald | Jesse |

Absent or not voting, 9:

| Bittle | Higgins | Middleton | Monroe |
| :--- | :--- | :--- | :--- |
| Byerly | Lipsky | Millen | Norland |
| Drake |  |  |  |

Drake
Koogler
Krause
Kreamer
Lageschulte
Lindeen
McElroy
Miller, A. V.
Miller, K. D.
Miller, O. L.
Nealson
Newhard

Nielsen
Pavich Perkins
Scheelhaase
Stephens
Stromer
Walter
Welden
West
Woods
Wulff

| Jochum | Schroeder |
| :--- | :--- |
| Lonergan | Small |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Svoboda |
| Oakley | Tauke |
| O'Halloran | Tofte |
| Patchett | Varley |
| Pellett | Wells |
| Poncy | Wyckoff |
| Readinger | Mr. Speaker |
| Rinas |  |

5 words "the adopted state land use policy, state
6 land use policy guidelines".
Bennett of Ida moved the adoption of amendment H-3513B.
A non-record roll call was requested.
The ayes were 29 , nays 50 .
Amendment H-3513B lost.
The House resumed consideration of amendment $\mathrm{H}-3484 \mathrm{~B}$.
Gilloon of Dubuque asked and received unanimous consent that amendment $\mathrm{H}-3484 \mathrm{~B}$ (to page 24) be withdrawn.

The House resumed consideration of amendments $\mathrm{H}-3485 \mathrm{E}$ and $\mathrm{H}-3485 \mathrm{~F}$.

Rinas of Linn asked and received unanimous consent that amendments $\mathrm{H}-3485 \mathrm{E}$ (to page 24) and $\mathrm{H}-3485 \mathrm{~F}$ filed by him be withdrawn.

The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{~K}$.
Oakley of Clinton asked and received unanimous consent that amendment H-3478K (to page 25) filed by him be withdrawn.

The House resumed consideration of amendment H-3478L as follows:
H-3478L
3 16. Page 25 by striking lines 17 and 18 and in-
4 serting in lieu thereof the words "any legal pro-
5 ceedings taken under this Act, the".
Oakley of Clinton moved the adoption of amendment H-3478L.
Amendment $\mathrm{H}-3478 \mathrm{~L}$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{M}$ as follows:
H-3478M
6 17. Page 25, line 23, by inserting after the word
7 "regulations" the word "whether" and inserting after
8 the word "prior" the words "or subsequent".
Oakley of Clinton moved the adoption of amendment H-3478M.
Amendment H-3478M was adopted.
The House resumed consideration of amendment $\mathrm{H}-3478 \mathrm{~N}$ as follows:
H-3478N
9 18. Page 28, lines 8 and 9 , by striking the words 10 "the county attorney at the request of".

Oakley of Clinton moved the adoption of amendment H-3478N.
A non-record roll call was requested.
The ayes were 44, nays 35 .
Amendment $\mathrm{H}-3478 \mathrm{~N}$ was adopted.
The House resumed consideration of amendment H-3420D as follows:

H-3420D
16 4. Page 33, line 26, by inserting after the word 17 "limits" the words "or under its jurisdiction".

By unanimous consent, the rules were suspended and the following corrective amendment $\mathrm{H}-3549$, to amendment $\mathrm{H}-3420 \mathrm{D}$, filed from the floor by O'Halloran of Black Hawk was adopted:

## H-3549

1 Amend the Koogler amendment H-3420D, to House
File 505, by striking from line 17 the words "or under its jurisdiction" and inserting in lieu thereof the words "or under its jurisdiction".

Koogler of Mahaska moved the adoption of ameadment $\mathrm{H}-3420 \mathrm{D}$, as amended.

Amendment H-3420D, as amended, was adopted.
Middleswart of Warren offered the following amendment $\mathrm{H}-3463$ filed by him and moved its adoption:

H-3463
1 Amend House File 505 as follows:

1. Page 35, by inserting after line 5 the following:
"Sec. ..... Section four hundred fifty-five A point nineteen (455A.19), subsection three (3), Code 1975, is amended to read as follows:

3 . The water commissioner shall cause due notice of the hearing to be published. Said notice shall specify the date, time and place of hearing and shall include a concise statement of the designated beneficial purposes for which diversion is sought, the specific limits as to quantity, time, place, and rate of diversion, storage or withdrawal of waters, the name of the applicant and the description of the land upon which waters are to be diverted, stored or withdrawn. In addition to the foregoing, the water commissioner shall cause a copy of the notice to be sent to the director of the conservation commission, commissioner of public health, the [secretary of the soil conservation committee] director of the department of soil conservation
and land use, secretary of agriculture, director of the Iowa geological survey, the director of the Iowa development commission, and to any other person who has filed a written request for a notification of any hearings affecting a designated area, by ordinary mail, prior to the date of last publication.

Sec. ..... Section four hundred fifty-five B point four (455B.4), subsection four (4), unnumbered paragraph one (1), Code 1975, is amended to read as follows:
4. The chemical technology commission shall consist of the secretary of agriculture, the commissioner of public health, the director of the Iowa natural resources council, the chairman of the state [soil conservation committee] land use policy commission, the chief executive of the league of Iowa municipalities, the state conservation director, and the dean, college of agriculture of Iowa State University of science and technology, or their designees, a representative of a firm in Iowa actively engaged in the manufacture or formulation of agricultural chemicals, and a farmer experienced in the application of agricultural chemicals to be appointed by the governor with the consent of two-thirds of the senate. The members appointed by the governor shall serve four-year terms, except that of the membership of the initial commission,

## Page 2

1 the members appointed by the governor shall be the 2 appointed members of the chemical technology 3 review board abolished by this chapter, whose terms 4 expired on the thirtieth of June, 1974. The terms of these two members shall expire on the thirtieth of June, 1974."
2. Renumber the sections and correct internal references to conform with this amendment.
Amendment H-3463 was adopted.

## Welden of Hardin offered the following amendment H-3512 filed by him and moved its adoption:

H-3512

1
2
3
4

Amend House File 505 as follows:
Page 40, by inserting after line 7 the following new section:
Sec. ..... "There is appropriated from the general fund of the state to the department of soil conservation and land use for the fiscal year, commencing July 1, 1975 and ending June 30, 1976, the following amount or so much thereof as may be necessary to be used in the manner designated.

For salaries, support
and miscellaneous purposes.

Roll call was requested by Welden of Hardin and Jordan of Linn.

On the question "Shall amendment $\mathrm{H}-3512$ be adopted ?"
The ayes were, 33 :

| Bennett | Doyle <br> Bortell |
| :--- | :--- |
| Drantad |  |
| Brackett | Evans <br> Evans <br> Caffrey |
| Fullerton |  |
| Crabb | Halvorson |
| Crawford | Hansen |
| Daggett | Harvey |
| Jordan |  |


| Junker | Nealson |
| :--- | :--- |
| Lageschulte | Nielsen |
| Lindeen | Schroeder |
| McEIroy | Tofte |
| Menke | Welden |
| Millen | West |
| Miller, K. D. | Woods |
| Miller, O.L. | Wulff |

Danker
The nays were, 52 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Hargrave |
| Baker | Harper |
| Bina | Hennessey |
| Brandt | Hines |
| Brunow | Hinkhouse |
| Clark | Horn |
| Cusack | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Dunton | Hutchins |
| Fitzgerald | Jesse |
| Gentleman | Jochum |

Absent or not voting, 15:
Bittle
Byerly
Connors
Drake
Egenes
Griffee
Higgins
Kreamer
Koogler
Krause
Mennenga
Middleswart
Miller, A. V.
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins

Poncy
Readinger
Rinas
Scheelhaase
Small
Spear
Spencer
Svoboda
Tauke
Varley
Walter
Wyckoff
Mr. Speaker

Lipsky
Stephens
Lonergan
Middleton
Monroe
Amendment H-3512 lost.
O'Halloran of Black Hawk asked and received unanimous consent to suspend the rules to reconsider amendment $\mathrm{H}-3478 \mathrm{C}$ and moved to reconsider the vote by which amendment $\mathrm{H}-3478 \mathrm{C}$ was adopted by the House on April 9, 1975.

A non-record roll call was requested.
The ayes were 62 , nays 17 .
The motion prevailed and the House reconsidered amendment $\mathrm{H}-3478 \mathrm{C}$ as follows:

H—3478C
15 4. Page 12, line 32, by inserting after the
16 period the words "The director shall have extensive
17 experience in land use planning as well as administra-
18 tive ability."
Oakley of Clinton moved the adoption of amendment H-3478C.

Roll call was requested by Oakley of Clinton and Crawford of Story.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3478 \mathrm{C}$ be adopted?"
The ayes were, 33 :

| Baker | Dyrland <br> Bortell | Fullerton | Lageschulte <br> Menke |
| :--- | :--- | :--- | :--- |
| Brandt | Gentleman | Rinas <br> Smannenga | Svoboda |
| Branstad | Hansen | Millen | Tauke |
| Brunow | Harvey | Nealson | Walter |
| Caffrey | Hines | Oakley | West |
| Crawford | Jochum | Patchett | Woods |
| Dieleman | Junker | Readinger | Wulff |

Doyle
The nays were, 56:

| Anderson | Fitzgerald |
| :--- | :--- |
| Avenson | Gilloon |
| Bennett | Griffee |
| Bina | Halvorson |
| Brockett | Hargrave |
| Clark | Harper |
| Connors | Hennessey |
| Crabb | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Den Herder | Husak |
| Dunton | Hutchins |
| Evans | Jordan |


| Koogler | Pavich |
| :--- | :--- |
| Krause | Pellett |
| Kreamer | Perkins |
| Lindeen | Poncy |
| Lonergan | Scheelhaase |
| McElroy | Schroeder |
| Middleswart | Spear |
| Miller, A. V. | Spencer |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Newhard | Welden |
| Nielsen | Wells |
| Norland | Wyckoff |
| O'Halloran | Mr. Speaker |

Absent or not voting, 11:
Bittle Egenes
Byerly Higgins Drake Jesse
Amendment H—3478C lost.
Gilloon of Dubuque moved to suspend Rule 77 to offer for consideration amendment H-3548 filed by him from the floor as follows:
H-3548
1 Amend House File 505 as follows:
2 Page 23, lines 1 and 2, by striking the words
3 "and any ordinances or regulations relating to land 4 use".

A non-record roll call was requested.
The ayes were 29, nays 50 .
The motion lost.
O'Halloran of Black Hawk asked and received unanimous con-
sent to suspend Rule 77 and reconsider the vote by which amendment H-3492 failed to be adopted by the House on April 9, 1975.

The House reconsidered amendment $\mathrm{H}-3492$ as follows:
H-3492
1 Amend House File 505, page 4, line 14, by
2 inserting the following after the period: "No more
3 than eight members shall be of the same political
4 affiliation."
Oakley of Clinton moved the adoption of amendment H-3492.
Roll call was requested by Oakley of Clinton and Bennett of Ida.
On the question "Shall amendment H-3492 be adopted?"
The ayes were, 61:

| Anderson | Dyrland | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Lageschulte | Poncy |
| Baker | Evans | Lindeen | Readinger |
| Bina | Fitzgerald | Menke | Rinas |
| Branstad | Gilloon | Mennenga | Scheelhaase |
| Brockett | Halvorson | Middleswart | Schroeder |
| Brunow | Hargrave | Miller, A. V. | Small |
| Caffrey | Harper | Miller, O. L. | Spencer |
| Clark | Hennessey | Nealson | Svoboda |
| Connors | Hines | Newhard | Tauke |
| Cusack | Howell | Nielsen | Walter |
| Danker | Hullinger | Oakley | Wells |
| Den Herder | Husak | O'Halloran | Wulff |
| Dieleman | Hutchins | Patchett | Wyckoff |
| Doyle | Junker | Pavich | Mr. Speaker |
| Dunton - |  |  |  |
| The nays were, 27: |  |  |  |
| Bennett | Gentleman | McElroy | Stromer |
| Bortell | Hansen | Millen | Tofte |
| Brandt | Hinkhouse | Miller, K. D. | Varley |
| Crabb | Horn | Norland | Welden |
| Crawford | Jochum | Pellett | West |
| Daggett | Jordan | Spear | Woods |
| Fullerton | Koogler | Stephens |  |
| Absent or not voting, 12: |  |  |  |
| Bittle | Griffee | Jesse | Lonergan |
| Byerly | Harvey | Kreamer | Middleton |
| Drake | Higgins | Lipsky | Monroe |

Amendment H-3492 was adopted.
Gilloon of Dubuque called up for consideration the motion to reconsider amendment H-3506 to House File 505, filed by him on April 9, 1975, and moved to reconsider the vote by which amendment H-3506 to House File 505 failed to be adopted by the House on April 9, 1975.

Roll call was requested by Miller of Buchanan and Wyckoff of Benton.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3506$ be reconsidered ?"
The ayes were, 44:

| Anderson | Dyrland <br> Bortell <br> Brandt |
| :--- | :--- |
| Fullerton |  |
| Caffrey | Gentleman <br> Gilloon |
| Clark | Harvey |
| Connors | Hines |
| Crawford | Horn |
| Cusack | Jesse |
| Danker | Jochum |
| Dieleman | Jordan |
| Doyle | Junker |


| Krause | Rinas <br> Kreamer |
| :--- | :--- |
| Lindeen | Scheelhaase <br> Small |
| Mennenga | Spear |
| Millen | Svoboda |
| Nielsen | Tauke |
| Oakley | Walter |
| Patchett | Welden |
| Pavich | West |
| Poncy | Woods |
| Readinger | Wulff |

The nays were, 45:

| Avenson | Fitzgerald <br> Baker |
| :--- | :--- |
| Halvorson |  |
| Bennett | Hansen |
| Bina | Hargrave |
| Branstad | Harper |
| Brockett | Hennessey |
| Brunow | Hinkhouse |
| Crabb | Howell |
| Daggett | Hullinger |
| Den Herder | Husak |
| Egenes | Hutchins |
| Evans |  |


| Lageschulte | Pellett <br> Perkins |
| :--- | :--- |
| Lonergan | Schroeder |
| McElroy | Schencer |
| Menke | Spens |
| Middleswart | Stephens |
| Miller, A.V. | Stromer |
| Miller, K.D. | Tofte |
| Miller, O. L. | Varley |
| Nealson | Wells |
| Newhard | Wyckoff |
| O'Halloran | Mr. Speaker |

Absent or not voting, 11:

| Bittle | Dunton |
| :--- | :--- |
| Byerly | Griffee |
| Drake | Higgins |

Koogler
Lipsky Middleton

Rinas
Scheelhaase
Small
Spear
voboda
Walter
Welden
West
woods
Wulff

Pellett
Perkins
Schroeder
Spencer
Stephens
Stromer
Tofte
Varley
Wells
Mr. Speaker

Monroe
Norland

The motion lost.
O'Halloran of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.
On the question "Shall the bill pass?" (H.F. 505)
The ayes were, 58:

| Anderson | Fitzgerald | Hullinger | Miller, O. L. |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Husak | Norland |
| Bina | Gilloon | Hutchins | Oakley |
| Brandt | Griffee | Jochum | O'Hallorav $^{\text {Brunow }}$ |
| Halvorson | Jordan | Patchett |  |
| Connors | Hargrave | Krause | Pavich |
| Cusack | Harper | Lageschulte | Pellett |
| Dieleman | Hennessey | Lonergan | Perkins |
| Doyle | Hines | Mennenga | Poncy |
| Dunton | Hinkhouse | Middleswart | Readinger |
| Egenes | Horn | Miller, A.V. | Scheelhaase |
| Evans | Howell | Miller, K. D. | Schroeder |


| Small | Svoboda | Walter | Wyckoff |
| :---: | :---: | :---: | :---: |
| Spear | Tofte | Wells | Mr. Speaker |
| Spencer | Varley |  |  |
| The nays were, 34: |  |  |  |
| Bennett | Danker | Kreamer | Rinas |
| Boztell | Den Herder | Lindeen | Stephens |
| Branstad | Dyrland | McElroy | Stromer |
| Brockett | Fullerton | Menke | Tauke |
| Caffrey | Hansen | Millen | Welden |
| Clark | Harvey | Nealson | West |
| Crabb | Jesse | Newhard | Woods |
| Crawford | Junker | Nielsen | Wulff |
| Daggett | Koogler |  |  |
| Absent or not voting, 8: |  |  |  |
| Baker | Byerly | Higgins | Middleton |
| Bittle | Drake | Lipsky | Monroe |

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

> MOTIONS TO RECONSIDER
> (House File 505)

I move to reconsider the vote by which House File 505 passed the House on April 11, 1975.

## O'HALLORAN of Black Hawk

(House File 505)
I move to reconsider the vote by which House File 505 passed the House on April 11, 1875.

SMALL of Johnson

## (House File 505)

I move to reconsider the vote by which House File 505 passed the House on April 11, 1975.

GILLOON OF Dubuque

## (House File 505)

I move to reconsider the vote by which House File 505 passed the House on April 11, 1975.

HARGRAVE of Johnson
REREFERRED TO COMMITTEE ON LABOR AND INDUSTRIAL RELATIONS
(House File 681)
The Speaker announced that House File 681, previously referred to the committee on state government, is rereferred to the committee on labor and industrial relations.

## COMMUNICATION FROM THE DEPARTMENT OF TRANSPORTATION

There is on file in the office of the Chief Clerk a copy of the quarterly progress report for the Department of Transportation in compliance with Chapter 1180, Section 33, Acts of the Sixtyfifth General Assembly.

## UNANIMOUS CONSENT CALENDAR (House Resolution 20)

We hereby request that House Resolution 20, filed on April 4, 1975, and found on pages 911 and 912 of the House Journal, be placed on the unanimous consent calendar.

DUNTON of Keokuk DOYLE of Woodbury HULLINGER of Decatur

## EXPLANATIONS OF VOTE <br> (House File 505)

On April 11, 1975, I voted "nay" on House File 505, an act to provide for a state land use policy. My vote should not be considered as opposition to a land use policy but, rather, as opposition to the methods for developing and implementing such policy as mandated in the present form of House File 505. It is my sincere hope that the Senate, when considering House File 505, will increase the fiexibility allowed local governmental subdivisions in the development of local plans and policies so that when House File 505 again comes before the House I will be able to join my colleagues in supporting its final passage.

RINAS of Linn
(House File 614)
I was necessarily absent from the House chamber on April 10, 1975, when the vote was taken on House File 614. Had I been present, I would have voted "aye."

HINKHOUSE of Cedar
SUBCOMMITTEE ASSIGNMENTS
House File 84*
Ways and Means
Hines, Chairman
Branstad
Mennenga
Walter
West
House File 119*
Ways and Means
Howell, Chairman
Clark
Pavich

House File 143 *
Ways and Means
Howell, Chairman
Clark
Pavich
House File 148*
Ways and Means
Bittle, Chairman
Middleton
Jochum

House File 226 *
Ways and Means
Mennenga, Chairman
Egenes
Gentleman
Hennessey
Walter
Nealson
Bina
House File 277 *
Ways and Means
Wyckoff, Chairman
Readinger
Danker

House File 343 *
Ways and Means
Mennenga, Chairman
Egenes
Gentleman
Hennessey
Walter
Nealson
Bina
House File 383 *
Ways and Means
Mennenga, Chairman
Egenes
Gentleman
Hennessey
Walter
Bina
Nealson
House File 411 *
Ways and Means
Wvekoff, Chairman
Readinger
Danker
House File 428
Ways and Means
Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina
House File 437
Ways and Means
Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina
House File 469
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 507
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

House File 509
Labor and Industrial Relations
Poncy, Chairman
Jochum
Brockett
House File 531
Ways and Means
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 532
Ways and Means
Mennenga, Chairman
Egenes
Gentleman
Hennessey
Walter
Nealson
Bina
House File 549
Labor and Industrial Relations
Miller of Cerro Gordo, Chairman
Pavich
Daggett
House File 557
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Nealson
Readinger
House File 561
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 563
Ways and Means
Norland, Chairman
Bina
Dyrland
Egenes
Harvey
Svoboda
West
House File 582
Ways and Means
Miller of Buchanan
Clark
Husak
Jochum
Stephens

House File 585
Human Resources
Anderson, Chairman
Hansen
Den Herder
House File 588
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 590
State Government
Monroe, Chairman
Crawford
Small
House File 592
Ways and Means
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 593
Ways and Means
Wyckoff, Chairman
Readinger
Danker
House File 596
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 597
Transportation
Drake, Chairman
Doyle
Bortell
House File 598
Natural Resources
Spencer, Chairman
Branstad
Koogler
House File 599
Ways and Means
Wyckoff, Chairman
Readinger
Danker
House File 600
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton

House File 607
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Readinger
Nealson
House File 608
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 609
Natural Resources
Wyckoff, Chairman
Tofte
Perkins
House File 610
Cities and Towns
Lipsky, Chairman
Rinas
Harvey

House File 615
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 619
Transportation
Brunow, Chairman
Harper
Welden
House File 627
Natural Resources
Perkins, Chairman
Halvorson
Hinkhouse
House File 632
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke

House File 638
Commerce
Bina, Chairman
Doyle
Kreamer
House File 639
Human Resources
Newhard, Chairman
Crawford
Anderson
House File 677
Agriculture
Pellett, Chairman
Harper
Jordan
House Concurrent
Resolution 32
Labor and Industrial
Relations
Caffrey, Chairman
Connors
Branstad
Senate Pile 38
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

 COMMERCE5. Relating to the amount of capital and surplus required by insurance companies to transact
business in Iowe.
Kreamer, Chairman
Hennessey
Lonergan
6. Relating to the contingent attorney fees in certain cases involving liability of health care practitioners and hospitals.

Small, Chairman
Bina
Brockett
Evans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke
7. Relating to the liability of certain health care practitioners and hospitals.

Small, Chairman
Bina
Brockett
Erans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke
8. Relating to proof in certain actions arising out of patient care.

Small, Chairman
Bina
Brockett
Evans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke
9. Relating to damages in certain actions arising out of health care.

Small, Chairman
Bina
Brockett
Evans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke
10. To eliminate the ad damnum clause in certain cases involving liability of health care practitioners and hospitals. Small, Chairman
Bina
Brockett
Evans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke
11. Relating to the time in which actions arising out of patient care must be brought. Small, Chairman
Bina
Brockett
Evans
Halvorson
Hennessey
Kreamer
Lonergan
Jordan
Tauke

## HUMAN RESOURCES

2. Relating to the conscience clause.

Brunow, Chairman
Lonergan
Hansen
Crawford
Schroeder

## NATURAL RESOURCES

18. Relating to the powers and duties of the department of environmental quality regarding hazardous substances, and providing penalties for violations.

Hullinger, Chairman
Egenes
Pellett
19. Relating to the establishment of a state nuclear power plant monitoring program and making an appropriation.

O'Halloran, Chairman
Egenes
Millen

## WAYS AND MEANS

*15. Relating to the procedures for obtaining plats for assessment tax purposes.

Bittle, Chairman
Middleton
Jochum
21. Relating to sales delivered within the state for corporation tax purposes.

Norland, Chairman
Readinger
West
Hines
Anderson
24. Relating to the filing of consolidated returns for corporation income tax purposes.

Norland, Chairman
West
Readinger
Hines
Anderson
25. Provides that unmarried surviving spouse of a person who was eligible for property tax relief for the elderly or disabled may claim the same relief if the domicile is continued in this state.

Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina
26. Relating to the definition of real property.

Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
27. Relating to the military service tax exemption.

Wyckoff, Chairman
Readinger
Danker

* Indicates reassignment within same committee.


## REPORTS OF COMMITTEE

Hutchins of Guthrie, from the committee on county government, submitted the following reports:

MR. Speakrr: Your committee on county government to whom was referred House File 375, a bill for an act relating to the collection and disposition of fines and forfeited bail imposed for violations of municipal ordinances, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3552
1 Amend House File 375, page 2, by inserting after
line 8 the following new section:
"Sec. 4. The provisions of this Act shall become
effective July 1, 1876.
HUTCHINS of Guthrie, Chairman

## Also:

Mr. Speaker: Your committee on county government to whom was reforred Senate File 124, a bill for an act relating to the transfer of county
funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3551
Amend Senate File 124, as amended and passed by the Senate, page 1, by striking lines 3 through 31, inclusive, and inserting in lieu thereof the
following:
"24.6 EMERGENCY FUND-LEVY. Each municipality as
defined herein, may include in the estimate herein required, an estimate for an emergency fund. Each such municipality shall have power to assess and levy a tax for such emergency fund at a rate not to exceed twenty-seven cents per thousand dollars of assessed value of taxable property of the municipality, provided that no such emergency tax levy shall be made until such municipality shall have first petitioned the state board to make such levy and received its approval thereof. Transfers of moneys may be made from the emergency fund to any other fund of the municipality for the purpose of meeting deficiencies in any such fund arising from any cause, [provided,] however, [that no such] a municipality, except a county, shall not transfer [shall be made except upon] money from the emergency fund without the written approval of the state board, and then only when such approval is requested by a two-thirds vote of the governing body of said municipality. [Approval may be granted by the state board upon an application approved by a two-thirds vote of the] The board of supervisors of a county [to] may authorize the transfer of money from the emergency fund to any other county fund to meet a deficiency in such county fund and may authorize the use of this fund for the purpose of matching funds available to such county from federal programs including, but not limited to, crime control, public health, civil defense, highway safety, juvenile delinquency, [narcotics control] controlled substances and pollution without approval of the state board."

HUTCHINS of Guthrie, Chairman

## AMENDMENT FILED

Amend House File 504 as follows:

1. Page 1, line 9, by striking the word "and" and inserting in lieu thereof the word "or".
2. Page 1, lines 10 through 13, by striking the words "If the seller is deceased, the declaration of value shall be signed by the fiduciary of 7 his estate or the beneficiaries of the estate, or 8 by the heirs at law." and inserting in lieut thereof

9 the words "A declaration of value shall not be re-
10 quired for those instruments described in section
11 four hundred twenty-eight A point two (428A.2),
12 subsections two (2) through fourteen (14), of the
13 Code."
14
3. Page 1, line 17, by inserting before the period the words "in whose jurisdiction the property is located".
4. Page 1, line 23, by striking the word "his" and inserting in lieu thereof the words "the recorder's".
5. Page 1 , line 30 , by inserting after the word "conveyed," the words "except those transfers exempt from tax under section four hundred twenty-eight $A$ point two (428A.2), subsections two (2) through fourteen (14), of the Code".
6. Page 1, line 31, by inserting after the period the words "A declaration of value shall not be required with a deed given in fulfillment of a recorded real estate contract provided the deed has a notation that it is given in fulfillment of a contract."

NORLAND of Worth
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, April 14, 1975.

# JOURNAL OF THE HOUSE 

Ninety-second Calendar Day-Fifty-ninth Session Day

## Hall of thi House of Representatives Des Moines, Iowa, Monday, April 14, 1975

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

Prayer was offered by the Reverend Francis Mennenga, pastor of the St. Paul's Lutheran Church, Hartley, Iowa.

The Journal of Friday, April 11, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. L. Bendixen, Denison, Iowa.

## LeAVE OF ABSENCE

Leave of absence was granted as follows:
Avenson of Fayette on request of Norland of Worth; Harvey of Scott and Clark of Lee for April 14 and 15 on request of Tauke of Dubuque; Byerly of Polk on request of Nielsen of Polk; Higgins of Scott on request of Hinkhouse of Cedar; McElroy of Fremont on request of Varley of Adair; Kreamer of Polk on request of Welden of Hardin.

## PRESENTATION OF VISITORS

Forty eighth grade students from the Dow City Arion Community Schools, Arion, Iowa, accompanied by Don Ray. By Crabb of Crawford.

Thirty-one eighth grade students from Union-Whitten JuniorSenior High School, Union, Iowa, accompanied by Mrs. Hinderks. By West of Marshall.

Seventeen sixth grade students from Havelock-Plover Community School, Havelock, Iowa, accompanied by Anna Marie Olson. By Baker of Buena Vista.

Thirty seventh grade students from New Market Junior-Senior High School, New Market, Iowa, accompanied by Mrs. Laverly. By Daggett of Adams.

Fifty-seven eighth grade students from Irwin Community School, Irwin, Iowa, accompanied by Judy Wilson. By Hutchins of Guthrie.

## PETITIONS FILED

The following petitions were received and placed on file:
By Halvorson of Clayton from five hundred seventy-six residents of Clayton County opposing House File 480 relating to the prohibiting of snowmobiles being operated between the hours of sunset and sunrise.

By Caffrey of Polk from fifty-three residents of Iowa who would like to have pari-mutuel debated in the Iowa Legislature.

By Crabb of Crawford and Scheelhaase of Woodbury from sixteen citizens of Monona County opposing legalizing the sale of marijuana and other such drugs.

## INTRODUCTION OF BILLS

House File 701, by Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff, a bill for an act relating to the campaign disclosure-income tax checkoff act, and subject to penalties provided by law.

Read first time and referred to committee on state government.
House File 702, by Miller of Buchanan, a bill for an act to reimburse counties for providing additional property tax relief for owners of mobile homes who are sixty-five years of age or older or totally disabled, making an appropriation, and making the Act retroactive.

Read first time and referred to committee on ways and means.
House File 703, by Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff, a bill for an act relating to the interest rate on nonstate public funds invested in bank time certificates of deposit.

Read first time and referred to committee on commerce.
House File 704, by committee on transportation, a bill for an act relating to operation of motorcycles by persons issued instruction permits.

Read first time and placed on the calendar.

House File 705, by Scheelhaase, Junker, Doyle, Fullerton, Bortell, Oakley, Horn, Krause, Griffee, Wells, Brockett, Dyrland, Evans, Millen, Hennessey and Stromer, a bill for an act authorizing merged areas to acquire and operate dormitories, student centers and parking facilities, and to finance the cost with revenue bonds.

Read first time and referred to committee on education.
House File 706, by Oakley, a bill for an act relating to the recording of an instrument and a lien affecting real estate.

Read first time and referred to committee on county government.

House File 707, by Brunow, a bill for an act relating to the financing of recreational facilities on state-owned land under the jurisdiction of the state conservation commission.

Read first time and referred to committee on natural resources.
House File 708, by Walter, a bill for an act prohibiting deficiency judgments in certain consumer credit transactions.

Read first time and referred to committee on commerce.
House File 709, by Small, a bill for an act relating to the use of abandoned railroad right-of-way and imposing penalties for violations.

Read first time and referred to committee on transportation.
House File 710, by Walter, Bina, Pavich, Tauke and Patchett, a bill for an act relating to labeling of late penalty charges on bills issued by public utilities.

Read first time and referred to committee on commerce.
House File 711, by Howell and Walter, a bill for an act relating to credit transactions, amending the Iowa consumer credit code so as to permit the charging of cash discounts in open and closed end credit sales.

Read first time and referred to committee on commerce.
House File 712, by Kreamer and Stromer, a bill for an act to allow state employees to surrender accumulated leave of absence time in return for compensation.

Read first time and referred to committee on state government.

House File 713, by Lipsky, a bill for an act relating to the prevention, abatement or control of noise pollution and providing penalties for violations.

Read first time and referred to committee on energy.
House File 714, by Walter, a bill for an act relating to the maximum finance charge permitted in open end consumer credit transactions.

Read first time and referred to committee on commerce.
House File 715, by Patchett, a bill for an act relating to pricing mechanisms utilized by public utilities.

Read first time and referred to committee on commerce.
House File 716, by Harper, Stromer and Brunow (Hultman and Tieden), a bill for an act relating to a sales tax credit.

Read first time and referred to committee on ways and means.
House File 717, by Crawford and Hines, a bill for an act relating to the conservation commission.

Read first time and referred to committee on natural resources.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 10, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 54, a bill for an act changing the manner of election of soil conservation district commissioners, and relating to the statutory provisions for establishment of soil conservation districts and for filling certain nonpartisan offices at the general election.

Also: That the Senate has on April 10, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 162, a bill for an act relating to holidays for state employees.

Also: That the Senate has on April 10, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 184, a bill for an act increasing the mileage rate paid to jurors and witnesses.

CLARK R. RASMUSSEN, Secretary

## UNFINISHED BUSINESS

The House resumed consideration of House File 386, a bill
for an act relating to the issuance of high school equivalency diplomas.

Horn of Linn offered amendment H-3285 filed by him and requested division of the amendment as follows:
H-3285
1 Amend House File 386 as follows:
H-3285A
2 1. Page 1, line 3, by striking the words
3 "[superintendent] department" and inserting in
4 lieu thereof the word "superintendent".
H-3285B
5 2. Page 1, line 5, by striking the word
6 "equivalency" and inserting in lieu thereof
7 the word "[equivalency]".
H-3285A
8 3. Page 1, line 25, by striking the word
9 "department" and inserting in lieu thereof
10 the word "superintendent".
4. Page 1, line 32, by striking the words

12 "[superintendent] department" and inserting in
13 lieu thereof the words "superintendent of public
14 instruction".
H-3285B
15 5. Page 1, line 34, by striking the word
16 "equivalency".
H-3285A
17 6. Page 1, line 34, by striking the word
18 "department" and inserting in lieu thereof the
19 words "superintendent of public instruction".
H-3285B
20 7. Page 2, line 9, by striking the word
21 "equivalency".
H-3285A
22 8. Page 2, line 12, by striking the words
23 "[superintendent] department" and inserting in
24 lieu thereof the words "superintendent of public
25 instruction".
Horn of Linn moved the adoption of amendment H-3285A.
Amendment H-3285A lost.
Horn of Linn moved the adoption of amendment H-3285B.
A non-record roll call was requested.
The ayes were 20 , nays 62 .
Amendment H-3285B lost.

Baker of Buena Vista offered the following amendment $\mathrm{H}-3464$ filed by him and moved its adoption:

H—3464
1 Amend House File 386 as follows:

1. Amend the title, line 2, by inserting after
the word "diplomas" the words ", including changes in fees".

Amendment H-3464 was adopted.
Baker of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 386)
The ayes were, 71:

| Anderson | Drake | Krause | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Lageschulte | Perkins |
| Bennett | Egenes | Lindeen | Poncy |
| Bittle | Fitzgerald | Lonergan | Readinger |
| Bortell | Gentleman | Menke | Schroeder |
| Brandt | Gilloon | Mennenga | Small |
| Branstad | Griffee | Middleswart | Spear |
| Brockett | Hansen | Middleton | Spencer |
| Brunow | Hargrave | Miller, A. V. | Stromer |
| Caffrey | Harper | Miller, K. D. | Svoboda |
| Connors | Hennessey | Miller, O. L. | Tauke |
| Crabb | Hines | Newhard | Varley |
| Crawford | Hinkhouse | Nielsen | Walter |
| Daggett | Hullinger | Norland | Wells |
| Danker | Hutchins | Oakley | West |
| Den Herder | Jochum | O'Halloran | Woods |
| Dieleman | Jordan | Patchett | Mr. Speaker |
| Doyle | Koogler | Pavich |  |
| The nays were, $20:$ |  |  |  |
| Bina | Halvorson | Lipsky | Stephens |
| Cusack | Horn | Millen | Tofte |
| Dyrland | Howell | Nealson | Welden |
| Evans | Husak | Rinas | Wulff |
| Fullerton | Junker | Scheelhaase | Wyckoff |
| Absent or not | voting, 9: |  |  |
| Avenson | Harvey |  | Jesse |
| Byerly | Higgins | Kreamer | McElroy |
| Clark |  |  | Monroe |

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

## HOUSE FILE 191 WITHDRAWN

Daggett of Adams asked and received unanimous consent to withdraw House File 191 from further consideration by the House.

## SENATE AMENDMENTS CONSIDERED

West of Marshall called up for consideration House File 69, a bill for an act to change the name of the Iowa soldiers home and relating to eligibility requirements for admission thereto, amended by the Senate as follows:

```
H—3536
    Amend House File 69, as amended and passed by
    the House, as follows:
    1. Page 1 , line 11, by striking the word
    "section" and inserting in lieu thereof the word
    "sections".
    2. Page 1, line 11, by inserting after the figure
    "(210)" the words and figure "and six hundred ten
    (610)".
    3. Page 1, line 70, by striking the words "The
    Annie Wittenmeyer Home," and inserting in lieu thereof
    the words "[The Annie Wittenmeyer Home,].
```

West of Marshall offered the following amendment H-3537, to the Senate amendment $\mathrm{H}-3536$, filed by him and moved its adoption:

H—3537
1 Amend the Senate amendment H-3536, to House
File 69, as follows:
By striking lines 9 through 11 and inserting
in lieu thereof the following:
" 3 . Page 1, line 70, by striking the words "The Iowa Annie Wittenmyer Home," and inserting in lieu thereof the words "[The Iowa Annie Wittenmyer Home,]".

Amendment H-3537 was adopted.
West of Marshall moved that the House concur in the Senate amendment $\mathrm{H}-3536$, as amended.

The motion prevailed and the House concurred in the Senate amendment $\mathrm{H}-3536$, as amended.

West of Marshall moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 69)
The ayes were, 88:

| Anderson | Bortell Connors Danker <br> Baker Brandt Crabb | Dieleman <br> Bennett | Branstad |
| :--- | :--- | :--- | :--- |
| Bina | Crawford | Doyle <br> Bittle | Brunow |
| Caffrey | Cusack | Daggett | Drake |
| Dunton |  |  |  |


| Dyrland | Hullinger <br> Egenes | Musak | Miller, A. V. |
| :--- | :--- | :--- | :--- |
| Evans | Hutchins | Mmall |  |
| Fitzgerald | Jochum | Miller, O. L. | Spear |
| Spencer |  |  |  |

The nays were, none.
Absent or not voting, 12:

| Avenson | Clark | Higgins | McElroy |
| :--- | :--- | :--- | :--- |
| Brockett | Den Herder | Jesse | Monroe |
| Byerly | Harvey | Kreamer | Nielsen |

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

Koogler of Mahaska called up for consideration House File 74, a bill for an act to require cities to give notice of annexation to the state department of transportation, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3514
1 Amend House File 74, line 20, by inserting after
2 the word "transportation" the following words: "and
3 with the city development board".
The motion prevailed and the House concurred in the Senate amendment $\mathrm{H}-3514$.

Koogler of Mahaska moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 74)

## The ayes were, 88:

| Anderson | Brunow | Den Herder | Fitzgerald |
| :--- | :--- | :--- | :--- |
| Baker | Caffrey | Dieleman | Gentleman |
| Bennett | Connors | Doyle | Giloon |
| Bina | Crabb | Drake | Griffee |
| Bittle | Crawford | Dunton | Halvorson |
| Bortell | Cusack | Dyrland | Hansen |
| Brandt | Daggett | Egenes | Hargrave |
| Branstad | Danker | Evans | Harper |


| Hennessey | Lindeen |
| :--- | :--- |
| Hines | Lipsky |
| Hinkhouse | Lonergan |
| Horn | Menke |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Husak | Middleton |
| Hutchins | Millen |
| Jochum | Miler, A.V. |
| Jordan | Miller, K. D. |
| Junker | Miller, O. L. |
| Koogler | Nealson |
| Krause | Newhard |
| Lageschulte | Norland |

The nays were, none.
Absent or not voting, 12:

| Avenson | Clark | Higgins | McElroy |
| :--- | :--- | :--- | :--- |
| Brockett | Fullerton | Jesse | Monroe |
| Byerly | Harvey | Kreamer | Nielsen |

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

## MOTION TO RECONSIDER PREVAILS <br> (House File 243)

Connors of Polk called up for consideration the motion to reconsider House File 243, filed on April 7, 1975, and moved to reconsider the vote by which House File 243, a bill for an act relating to absences of public employees for pregnancy and recovery from pregnancy and to provide a penalty, passed the House on April 7, 1975.

A non-record roll call was requested.
The ayes were 80 , nays none.
The motion prevailed.
Connors of Polk moved to reconsider the vote by which House File 243 was placed on its last reading.

The motion prevailed.
Connors of Polk moved to reconsider the vote by which amendment H-3390 was adopted by the House on April 7, 1975.

The motion prevailed.
Connors of Polk moved to reconsider the vote by which amendment H-3441, to amendment $\mathrm{H}-3390$, was adopted by the House on April 7, 1975.

The motion prevailed.

Brockett of Marshall asked and received unanimous consent that amendment H-3441, to amendment H-3390, filed by him on April 3, 1975, and found on page 883 of the House Journal, be withdrawn.

The House reconsidered amendment $\mathrm{H}-3390$.
Connors of Polk offered the following amendment H-3553, to amendment H-3390, filed by Connors, Brockett and Patchett from the floor, and moved its adoption:
H-3553
1 Amend the Patchett, et al., amendment H-3390 to
House File 243, page 1, by inserting after line 49
the following new section:
"Sec. ..... Section two hundred seventy-nine point
forty (279.40), Code 1975, is amended by adding the
following new paragraph:
$N E W$ PARAGRAPH. Any amounts due an employee under
this section shall be reduced by benefits payable
under section eighty-five point thirty-three (85.33),
and eighty-five point thirty-four (85.34), subsection
one (1) of the Code."
Amendment H-3553 was adopted.
Patchett of Johnson moved the adoption of amendment H-3390, as amended.

Amendment $\mathrm{H}-3390$ was adopted.
Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 243)

## The ayes were, 85:

| Anderson | Dyrland <br> Baker | Hutchins <br> Bennett | Evans |
| :--- | :--- | :--- | :--- |


| Varley Walter | Wells | Woods | Wyckoff |
| :---: | :---: | :---: | :---: |
| Walter | West | Wulff | Mr. Speaker |
| Welden |  |  |  |
| The nays were, 4: |  |  |  |
| Bittle | Bortell | Daggett | Stephens |
| Absent or not voting, 11: |  |  |  |
| Avenson | Harvey | Kreamer | Monroe |
| Byerly | Higgins | McElroy | Spear |
| Clark | Jesse | Miller, A. V. |  |

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

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

## SENATE FILE 351 SUBSTITUTED FOR HOUSE FILE 559

Bittle of Polk asked and received unanimous consent to substitute Senate File 351 for House File 559.

Senate File 351, a bill for an act relating to the time for publishing the Iowa Administrative Code, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 351)

## The ayes were, 91 :

| Anderson | Egenes | Koogler | Poncy |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Krause | Readinger |
| Bennett | Fitzgerald | Lageschulte | Rinas |
| Bina | Fullerton | Lindeen | Scheelhaase |
| Bittle | Gentleman | Lipsky | Schroeder |
| Bortell | Gilloon | Lonergan | Small |
| Brandt | Griffee | Menke | Spear |
| Branstad | Halvorson | Mennenga | Spencer |
| Brockett | Hansen | Middleswart | Stephens |
| Brunow | Hargrave | Middleton | Stromer |
| Caffirey | Harper | Millen | Svoboda |
| Connors | Hennessey | Miller, A. V. | Tauke |
| Crabb | Hines | Miller, K. D. | Tofte |
| Crawford | Hinkhouse | Miller, O.L. | Varley |
| Cusack | Horn | Nealson | Walter |
| Daggett | Howell | Newhard | Welden |
| Danker | Hullinger | Norland | Wells |
| Den Herder | Husak | Oakley | West |
| Dieleman | Hutchins | O'Halloran | Woods |
| Doyle | Jesse | Patchett | Wulff |
| Drake | Jochum | Pavich | Wyckoff |
| Dunton | Jordan | Pellett | Mr. Speaker |
| Dyrland | Junker | Perkins |  |

The nays were, none.
Absent or not voting, 9 :

| Avenson   <br> Byerly Harvey Higgins | Kreamer <br> CleElroy | Monroe |
| :--- | :--- | :--- | :--- |
| Nielsen |  |  |

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

## HOUSE FILE 559 WITHDRAWN

Bittle of Polk asked and received unanimous consent to withdraw House File 559 from further consideration by the House.

## CONSIDERATION OF BILLS

## WAYS AND MEANS CALENDAR

House File 38, by Lipsky, a bill for an act exempting the sale of medically prescribed oxygen from the sales and use tax, with report of committee recommending passage, was taken up for consideration.

By unanimous consent the following corrective amendment H-3554, filed by Husak of Tama from the floor, was adopted:
H-3554
1 Amend House File 38, page 1, line 7 by striking
2 the word "comsumption" and inserting in lieu there-
3 of the word "consumption".
Lipsky of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 38)
The ayes were, 87:

| Anderson | Dieleman <br> Doyle | Hines <br> Baker | Hinkhouse |
| :--- | :--- | :--- | :--- |
| Bennett | Drake | Horn | Menke <br> Mennenga |
| Bina | Dunton | Howell | Middleswart |
| Bittle | Dyrland | Hullinger | Middleton |
| Brandt | Egenes | Husak | Millen |
| Branstad | Evans | Miller, A.V. |  |
| Brockett | Fitzgerald | Hutchins | Messe |
| Brunow | Fullerton | Jochum | Miller, K. D. |
| Caffrey | Gentleman | Jordan | Nealson |
| Connors | Gilloon | Junker | Newhard |
| Crabb | Griffee | Koogler | Nielsen |
| Crawford | Halvorson | Krause | Norland |
| Cusack | Hansen | Lageschulte | Oakley |
| Daggett | Hargrave | Lindeen | Patcheran |
| Danker | Harper | Lipsky | Pavich |
| Den Herder | Hennessey | Lonergan | Pellett |


| Poncy | Spear | Varley | Woods <br> Readinger |
| :--- | :--- | :--- | :--- |
| Rinas | Stromer | Walter | Wulf |
| Scheelhaase | Svoboda | Tauke | Welden |

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

Senate File 313, a bill for an act correcting the amount of the farm equipment tax exemption, with a report of committee recommending passage, was taken up for consideration.

Dieleman of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 313)
The ayes were, 89:

| Anderson | Fitzgerald |
| :--- | :--- |
| Baker | Fullerton |
| Bennett | Gentleman |
| Bina | Gilloon |
| Bittle | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Branstad | Harper |
| Brunow | Hennessey |
| Connors | Hines |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Den Herder | Huttchins |
| Dieleman | Jesse |
| Doyle | Jochum |
| Drake | Jordan |
| Dunton | Junker |
| Dyrland | Koogler |
| Egenes | Krause |
| Evans |  |

The nays were, none.
Absent op not voting, 11:

| Avenson | Caffrey | Harvey | McElroy |
| :--- | :--- | :--- | :--- |
| Brockett | Clark | Higgins | Monroe |
| Byerly | Hargrave | Kreamer |  |


| Lageschulte | Poncy |
| :--- | :--- |
| Lindeen | Readinger |
| Lipsky | Rinas |
| Lonergan | Scheelhaase |
| Menke | Schroeder |
| Mennenga | Small |
| Middleswart | Spear |
| Middleton | Spencer |
| Millen | Stephens |
| Miller, A. V. | Stromer |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Tauke |
| Nealson | Tofte |
| Newhard | Varley |
| Nielsen | Walter |
| Norland | Welden |
| Oakley | Wells |
| O'Halloran | West |
| Patchett | Woods |
| Pavich | Wulff |
| Pellett | Wyckoff |
| Perkins | Mr. Speaker |

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

House File 679, a bill for an act relating to the final return, payment and refund, and appeal procedures for the state inheritance tax, was taken up for consideration.

Miller of Buchanan moved that the bill be read a.last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 679)
The ayes were, 87:

| Anderson | Egenes | Koogler | Poncy |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Krause | Readinger |
| Bennett | Fitzgerald | Lageschulte | Rinas |
| Bina | Fullerton | Lindeen | Scheelhaase |
| Bittle | Gentleman | Lipsky | Schroeder |
| Bortell | Gilloon | Lonergan | Spear |
| Brandt | Griffee | Menke | Spencer |
| Branstad | Halvorson | Mennenga | Stephens |
| Brockett | Hansen | Middleswart | Stromer |
| Brunow | Hargrave | Middleton | Svoboda |
| Caffrey | Harper | Miller, A.V. | Tauke |
| Crabb | Hennessey | Miller, K. D. | Tofte |
| Crawford | Hines | Miller, O. L. | Varley |
| Cusack | Hinkhouse | Nealson | Walter |
| Daggett | Horn | Nielsen | Welden |
| Danker | Hullinger | Norland | Wells |
| Den Herder | Husak | Oakley | West |
| Dieleman | Hutchins | O'Halloran | Woods |
| Doyle | Jesse | Patchett | Wulff |
| Drake | Jochum | Pavich | Wyckoff |
| Dunton | Jordan | Pellett | Mr. Speaker |
| Dyrland | Junker | Perkins |  |

The nays were, none.
Absent or not voting, 13:

| Avenson | Harvey |
| :--- | :--- |
| Byerly | Higgins |
| Clark | Howell |
| Connors |  |


| Kreamer | Monroe |
| :--- | :--- |
| McElroy | Newhard |
| Millen | Small |

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

## REGULAR CALENDAR

The House resumed consideration of House File 422, a bill for an act relating to the levy of a tax for buildings and sites in merged areas.

By unanimous consent, the following amendments were withdrawn:

Amendment H-3395 filed by Jesse of Polk on April 2, 1975, and found on page 846 of the House Journal.

Amendment H-3419, to amendment $\mathrm{H}-3395$, filed by Jesse of Polk on April 3, 1975, and found on page 883 of the House Journal.

Amendment H-3367 filed by Brandt of Black Hawk on March 31, 1975, and found on pages 797 and 798 of the House Journal.

Wyckoff of Benton rose on a point of order and invoked House Rule 32 on House File 422.

The Speaker ruled the point not well taken and Rule 32 not in order.

Wyckoff of Benton moved that House File 422 be referred to the committee on ways and means.

A non-record roll call was requested.
The ayes were 39 , nays 48 .
The motion lost.
Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 422)
The ayes were, 74:

| Anderson | Drake | Jesse | Patehett |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Jochum | Pavich |
| Bina | Dyrland | Jordan | Poncy |
| Bittle | Egenes | Krause | Readinger |
| Bortell | Evans | Lageschulte | Scheelhaase |
| Brandt | Fitzgerald | Lindeen | Spear |
| Branstad | Gentleman | Lonergan | Spencer |
| Brockett | Gilloon | Menke | Stromer |
| Brunow | Griffee | Mennenga | Svoboda |
| Caffrey | Halvorson | Middleswart | Tauke |
| Connors | Hansen | Middleton | Tofte |
| Crabb | Hargrave | Millen | Varley |
| Crawford | Harper | Miller, A. V. | Welden |
| Cusack | Hennessey | Miller, O. L. | Wells |
| Daggett | Hines | Nielsen | West |
| Danker | Hinkhouse | Norland | Woods |
| Den Herder | Horn | Oakley | Wulff |
| Dieleman | Howell | O'Halloran | Mr. Speaker |
| Doyle | Hullinger |  |  |
| The nays were, | 14: |  |  |
| Bennett | Lipsky |  | Perkins |
| Fullerton | Miller, K. D. | Rinas | Stephens |
| Junker | Nealson | Schroeder | Walter |
| Koogler | Pellett |  | Wyckoff |
|  |  |  |  |

Absent or not voting, 12:

| Avenson | Harvey | Hutchins | Monroe |
| :--- | :--- | :--- | :--- |
| Byerly | Higgins | Kreamer | Newhard |
| Clark | Husak | McEIroy | Small |

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

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lipsky of Linn for the afternoon on request of Crawford of Story.

## INTRODUCTION OF BILLS

House File 718, by Gilloon, Brandt, Wulff, Middleton, Hennessey, Jochum, Doyle, Junker, Miller of Buchanan, Wyckoff, Dyrland, O'Halloran and Tauke, a bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions of the system, and making appropriations.

Read first time and referred to committee on transportation.
House File 719, by committee on energy, a bill for an act to provide a limited exemption from property taxation for property used to convert solar energy, wind or water into mechanical, electrical or heat energy.

Read first time and placed on the calendar.
House File 720, by committee on education, a bill for an act relating to the days school is in session during the school year.

Read first time and placed on the calendar.
House File 721, by committee on labor and industrial relations, a bill for an act relating to workmen's compensation medical benefits.

Read first time and placed on the calendar.
House File 722, by committee on energy, a bill for an act
appropriating funds from the general fund of the state for a demonstration solar energy unit.

Read first time and placed on the calendar.
House File 723, by committee on cities and towns, a bill for an act correcting and clarifying provisions in the city code of Iowa.

Read first time and placed on the calendar.

## SENATE MESSAGES CONSIDERED

Senate File 135, a bill for an act relating to public auction of abandoned vehicles.

Read first time and referred to committee on transportation.
Senate File 205, a bill for an act relating to the issuance, con-
Read first time and referred to committee on education. tinuation, and termination of teachers' contracts.

Senate File 323, a bill for an act relating to a change in contracting procedures for the purchase of coal.

Read first time and referred to committee on energy.
Senate File 418, a bill for an act relating to payment and final returns of inheritance tax.

Read first time and referred to committee on ways and means.
Senate File 419, a bill for an act relating to the planning and implementation of resource recovery systems.

Read first time and referred to committee on energy.

## CONSIDERATION OF BILLS <br> Regular Calendar

House File 464, a bill for an act relating to contracts among public agencies under section 28E. 12 of the Code, was taken up for consideration.

Speaker pro tempore Jesse in the chair at 2:47 p.m.
Schroeder of Pottawattamie offered the following amendment H-3547 filed by Schoeder, et al., and moved its adoption:

[^36]1 Amend House File 464 by striking everything after
2 the enacting clause and inserting in lieu thereof
3 the following:

> "Section 1. Section three hundred thirty-two point three (332.3), Code 1975, is amended by adding the following new subsection:
> NEW SUBSECTION. To appropriate federal revenue sharing funds for the purpose of providing jointly with any other public agency of this state, for the benefit of residents of the county and without regard to the mutual advantage requirement of section twenty-eight E point one (28E.1) of the Code, services in the categories of fire protection, public safety, environmental protection, public transportation, public health, recreation, libraries, social service or financial administration. The board may similarly appropriate federal revenue sharing funds for use jointly with any other public agency for capital improvements in connection with any of the foregoing service categories.
> Sec. 2. Chapter three hundred fifty-nine (359), Code 1975, is amended by adding the following new section:
> NEW SECTION. REVENUE SHARING FUNDS. The township trustees may appropriate federal revenue sharing funds
> for the same purposes, upon the same conditions, as those prescribed for county boards of supervisors by section one (1) of this Act."

Amendment H—3547 was adopted.
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3418, filed by him on April 3, 1975, and found on page 884 of the House Journal, be withdrawn.

Monroe of Des Moines asked and received unanimous consent that amendment $\mathrm{H}-3455$, filed by him on April 4, 1975, and found on page 942 of the House Journal, be withdrawn.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 464):
The ayes were, 88:

| Anderson | Crawford | Fullerton | Husak |
| :--- | :--- | :--- | :--- |
| Bennett | Cusack | Gentleman | Hutchins |
| Bina | Daggett | Gilloon | Jochum |
| Bittle | Danker | Halvorson | Jordan |
| Bortell | Den Herder | Hansen | Junker |
| Brandt | Dieleman | Hargrave | Koogler |
| Branstad | Doyle | Harper | Krause |
| Brockett | Drake | Hennessey | Lageschulte |
| Brunow | Dunton | Hines | Lindeen |
| Caffrey | Dyrland | Hinkhouse | Lonergan |
| Cochran | Egenes | Horn | Menke |
| Connors | Evans | Howell | Mennenga |
| Crabb | Fitzgerald | Hullinger | Middleswart |


| Middleton | O'Halloran | Schroeder | Walter |
| :---: | :---: | :---: | :---: |
| Millen | Patchett | Small | Welden |
| Miller, A. V. | Pavich | Spear | Wells |
| Miller, K. $\mathbf{D}$. | Pellett | Spencer | West |
| Miller, O. L. | Perkins | Stromer | Woods |
| Monroe | Poncy | Svoboda | Wulff |
| Nealson | Readinger | Tauke | Wyckoff |
| Newhard | Rinas | Tofte | Mr. Speaker |
| Nielsen | Scheelhaase | Varley | (Jesse) |
| Oakley |  |  |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 12: |  |  |  |
| Avenson | Clark | Higgins | McElroy |
| Baker | Griffee | Kreamer | Norland |
| Byerly | Harvey | Lipsky | Stephens |

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

House File 465, a bill for an act relating to the transportation of nonpublic school pupils outside the boundary lines of the school district of residence, was taken up for consideration.

Dyrland of Clayton asked and received unanimous consent that amendment $\mathrm{H}-3368$, filed by him on March 31, 1975, and found on page 799 of the House Journal, be withdrawn.

Dyrland of Clayton offered the following amendment H-3453 filed by him and moved its adoption:

H-3453
1 Amend House File 465 as follows:

1. Page 1 , line 4 , by striking the word "Subject" and inserting in lieu thereof the words "As an alternative to the provisions enumerated in this subsection, subject".
2. Page 1, line 10, by inserting after the word "district" the words "if the nonpublic school is located in a school district contiguous to the school district which is transporting the nonpublic school pupils,".

Amendment $\mathrm{H}-3453$ was adopted.
Bittle of Polk rose on a point of order and invoked Joint Rule 16.

The Speaker ruled the point not well taken inasmuch as the joint rules have not been adopted.

Bittle of Polk asked for unanimous consent that House File 465 be deferred until a fiscal note could be obtained.

Objection was raised.

Hargrave of Johnson in the chair at 3:45 p.m.
Dyrland of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 465)
The ayes were, 67:

| Anderson | Evans <br> Baker | Fitzgerald | Junker <br> Krause |
| :--- | :--- | :--- | :--- |
| Bina | Gentleman | Lageschulte | Readinger <br> Rinas <br> Brandt |
| Gilloon | Small |  |  |
| Branstad | Griffee | Lindeen | Spear |
| Brunow | Halvorson | Lonergan | Spencer |
| Caffrey | Hansenga | Stephens |  |
| Cochran | Harper | Middleton | Stromer |
| Connors | Hennessey | Miller, A.V. | Svoboda |
| Crawford | Hiller,K.D. | Tauke |  |
| Cusack | Horhouse | Miller, O. L. | Tofte |
| Den Herder | Howell | Monre | Varley |
| Dieleman | Husak | Newhard | Walter |
| Doyle | Hutchins | O'Halloran | Werls |
| Drake | Jesse | Patchett | Woods |
| Dyrland | Jochum | Pavich | Wulff |
| Egenes | Jordan | Poncy | Mr. Speaker |
|  |  |  | (Hargrave) |

The nays were, 24:

| Bennett | Danker | Menke | Pellett |
| :---: | :---: | :---: | :---: |
| Bittle | Dunton | Middleswart | Scheelhaase |
| Bortell | Fullerton | Millen | Schroeder |
| Brockett | Hines | Nealson | Welden |
| Crabb | Hullinger | Nielsen | West |
| Daggett | Koogler | Oakley | Wyckoff |
| Absent or not voting, 9 : |  |  |  |
| Avenson | Harvey | Kreamer | McElroy |
| Byerly | Higgins | Lipsky | Norland |

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

Speaker pro tempore Jesse in the chair at 4:01 p.m.
House File 467, a bill for an act relating to approval of plans for erecting school buildings, was taken up for consideration.

Baker of Buena Vista offered the following amendment H-3319 filed by him and moved its adoption:

## H-3319

1 Amend House File 467 as follows:
2 1. Page 1, line 6, by striking the word
3 "erecting" and inserting in lieu thereof the
4 words "[erecting] constructing".
5 2. Amend the title, line 1, by striking

6 the word "erecting" and inserting in lieu
7 thereof the word "constructing".
Amendment H-3319 was adopted.
Caffrey of Polk moved that House File 467 be deferred.
Speaker Cochran in the chair at 4:20 p.m.
On the Caffrey motion to defer, the motion lost.
Poncy of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 467)
The ayes were, 74:

| Anderson | Dyrland | Lageschulte | Poncy <br> Avenson |
| :--- | :--- | :--- | :--- |
| Egenes | Lindeen | Readinger |  |
| Baker | Fitzgerald | Menke | Rinas |
| Bennett | Gilloon | Mennenga | Scheelhaase |
| Bina | Griffee | Middleswart | Schroeder |
| Bittle | Hansen | Middleton | Small |
| Brandt | Hargrave | Miller, A. V. | Spear |
| Branstad | Harper | Miller, K. D. | Spencer |
| Brockett | Hennessey | Miller, O. L. | Stromer |
| Brunow | Hines | Monroe | Svoboda |
| Connors | Hinkhouse | Newhard | Tauke |
| Crawford | Howell | Nielsen | Tofte |
| Cusack | Hullinger | Norland | Varley |
| Daggett | Hutchins | Oakley | Walter |
| Danker | Jesse | O'Halloran | Wells |
| Den Herder | Jochum | Patchett | West |
| Dieleman | Jordan | Pavich | Wulff |
| Doyle | Junker | Pellett | Mr. Speaker |
| Dunton | Koogler |  |  |
| The nays were, | 17: |  |  |
| Bortell | Fullerton | Husak | Perkins |
| Caffrey | Gentleman | Krause | Welden |
| Crabb | Halvorson | Lonergan | Woods |
| Drake | Horn | Millen | Wyckoff |
| Evans |  |  |  |
| Absent or not |  |  |  |
| Boting, 9: |  |  |  |
| Byerly | Higgins | Lipsky | Nealson |
| Clark | Kreamer | McElroy | Stephens |
| Harvey |  |  |  |

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

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EXPLANATION OF VOTE
(House File 505)
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I was necessarily absent from the House on Friday, April 11. Had I been present I would have voted to reconsider the Brandt amendment

H-3506. I would have reluctantly voted "aye" on final passage. This bill will bring the Iowa General Assembly closer to being super legislature to all local governments and further signals the end of the citizen legislature as land use policy will hereafter, again and again, be before this body. The bill addresses a serious need for planning statewide the use of our land resources and so I reluctantly would have voted "aye". However, the bill does serious damage to the concept of Home Rule for cities. I would also register my protest to taking up such major legislation on a Friday. Consideration of major bills on Fridays makes it impossible for citizen legislators to always be present to participate.

BITTLE of Polk

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 14th day of April, 1975: House Files 131, 182 and 286.

DAVID L. WRAY Chief Clerk of the House

Report adopted.

## REPORT OF COMMITTEE

Norland of Worth, from the committee on ways and means, submitted the following report:
Mr. Sprakrar: Your committee on ways and means to whom was referred House File 411 , a bill for an act relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

NORLAND of Worth, Chairman

## AMENDMENTS FILED

H-3556
1 Amend House File 484, page 1, line 26, by in-
2 serting after the word "workers" the words ", in-
3 cluding persons employed by a facility providing
4 care, maintenance, and treatment of alcoholics
5 under the provisions of chapter one hundred twenty-
6 five (125) of the Code and persons employed by a
7 facility providing treatment for drug abuse or
8 drug abuse prevention under the provisions of
9 chapters two hundred twenty-four A (224A) and
10 two hundred twenty-four B (224B) of the Code,".

## H-3557

1 Amend the amendment H-3518, to House File 602, 2 to read as follows:
3 Page 1, by striking all after the word "sum"
4 in line 15 , all of lines 16 through 23 , and in-
5 serting in lieu thereof the following: "of [three]
6 four thousand [three] five hundred dollars, pro-
7 vided that if the passenger motor vehicle is to be
8 used by [the highway patrol or the drug law enforce-
9 ment division or the division of criminal investi-
10 gation and bureau of identification] peace officer
11 members of the department of public safety for
12 actual law enforcement, the maximum amount shall
13 be [four] five thousand one hundred dollars. Pro-
14 vided further, that for station wagons the maxi-
15 mum amount shall be [four] five thousand [one] five
16 hundred dollars".
CRABB of Crawford
H-3555
1 Amend House File 625 as follows:
2 1. Page 6, line 20, by inserting the word
3 "bonding" after the word "the".

MILLER of Cerro Gordo

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:30 a.m., Tuesday, April 15, 1975.

# JOURNAL OF THE HOUSE 

## Ninety-third Calendar Day-Sixtieth Session Day

## Hall of the Housi of Rppresentatives Das Monems, Iowa, Tusgday, April 15, 1975

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

Prayer was offered by the Reverend David E. Cave, pastor of the Congregational Christian Church, Harlan, Iowa.

The Journal of Monday, April 14, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Stanley Haugland, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lipsky of Linn for the remainder of the week on request of Crawford of Story; Lindeen of Henry on request of Poncy of Wapello.

## PRESENTATION OF VISITORS

Rinas of Linn presented to the House the Honorable Nathan Sorg, former member of the House during the Sixty-second through Sixty-fourth General Assemblies, representing Linn County.

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

Fifty-one fourth grade students from Douglas Elementary School, Des Moines, Iowa, accompanied by Mrs. Dunlap. By Connors of Polk.

Twenty-seven Camp Fire Girls from Iowa City, Iowa, accompanied by Linda Fincham, Marty Noyes, and Margie Loomen. By Hargrave and Small of Johnson.

Twenty-five members of the Library Club from Aquin High School, Cascade, Iowa, accompanied by Sister Lucille. By Hennessey of Delaware.

Six members of the Young Life Students from Clinton High School, Clinton, Iowa, accompanied by Ray Smith. This group
sang at the Governor's Prayer Breakfast this morning. By Mennenga of Clinton and Oakley of Clinton.

Forty fourth grade students from Douglas Elementary School, Des Moines, Iowa, accompanied by Mrs. Logan and Mrs. Nicodemus. By Nielsen of Polk.

One hundred students from Jefferson and Washington Elementary Schools, Red Oak, Iowa, accompanied by Gwen Lacy and Rick Johnson. By McElroy of Fremont.

## PETITIONS FILED

The following petitions were received and placed on file:
By Koogler of Mahaska County from thirty-four residents of Marion County, opposing any House or Senate File relating to legalization of pari-mutuel betting or other gambling procedures.

By Wells of Linn from four thousand four hundred nine residents of Iowa urging passage of legislation relating to the obscenity law.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 411, under Rule 36.

## INTRODUCTION OF BILLS

House File 724, by committee on transportation, a bill for an act relating to motor vehicles providing for registration of trailers and semitrailers for a three-year period and trip permits for commercial vehicles and the authority of the state department of transportation to negotiate vehicle registration apportionment agreements and providing a penalty.

Read first time and placed on the calendar.
House File 725, by committee on ways and means, a bill for an act relating to the issuance of permits for the sale of cigarettes.

Read first time and placed on the ways and means calendar.
House File 726, by committee on energy, a bill for an act relating to contracts entered into for the purchase of coal.

Read first time and placed on the calendar.

## SENATE MESSAGES CONSIDERED

Senate File 162, a bill for an act relating to holidays for state employees.

Read first time and referred to committee on state government.

Senate File 184, a bill for an act increasing the mileage rate paid to jurors and the witness fees and mileage paid to witnesses.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 399, a bill for an act to appropriate for programs under the jurisdiction of the Iowa commission for the blind, the bonus board, and the educational radio and television division of the department of general services.

Also: That the Senate has on April 11, 1975, passed the following bill in in which the concurrence of the House is asked:

Senate File 50, a bill for an act relating to office facilities for county conservation boards.

Also: That the Senate has on April 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 427, a bill for an act making an appropriation to the Iowa state civil rights commission.

CLARK R. RASMUSSEN, Secretary

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Poncy of Wapello. Roll call revealed seventyfour members present, twenty-six absent.

## MOTION TO WITHDRAW FROM COMMITTEE FAILS <br> (House File 162)

Welden of Hardin rose on a point of order and invoked Rule 50 on House File 162.

The Speaker ruled the point not well taken and Rule 50 not in order.

Welden of Hardin invoked Rule 53 to withdraw House File 162 from committee.

Roll call was requested by Bennett of Ida and Crawford of Story.

On the question "Shall Rule 53 be invoked to withdraw House File 162 from committee for consideration?"

The ayes were, 36:

| Bennett | Egenes <br> Bortell <br> Branstad |
| :--- | :--- |
| Brockett | Fullerton |
| Brocleman |  |
| Crabb | Gentlem |
| Crawford | Halvorson |
| Daggett | Hansen |
| DenHerder | Junker |
| Drake | Kreamer |
| Lageschulte |  |

The nays were, 51 :
$\left.\begin{array}{ll}\begin{array}{l}\text { Anderson } \\ \text { Baker }\end{array} & \begin{array}{l}\text { Hargrave } \\ \text { Bina } \\ \text { Brandt }\end{array} \\ \text { Brunper }\end{array} \quad \begin{array}{l}\text { Hennessey } \\ \text { Higgins }\end{array}\right\}$

Absent or not voting, 13:

| Avenson | Cusack | Harvey | Mennenga |
| :--- | :--- | :--- | :--- |
| Bittle | Danker | Lindeen | Nielsen |
| Byerly | Doyle | Lipsky | Rinas |

The motion lost.
McElroy
Menke
Millen
Miller, K. D.
Nealson
Oakley
Pellett
Readinger
Schroeder

Jordan Pavich
Koogler Perkins
Krause
Lonergan
Middleswart
Middleton
Miller, A. V.
Miller, O. L.
Monroe
Newhard
Norland
O'Halloran
Patchett

## HOUSE FILE 688 WITHDRAWN

Doyle of Woodbury asked and received unanimous consent to withdraw House File 688 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Middleton of Black Hawk on request of Wulff of Black Hawk.

## MOTION TO RECONSIDER LOST

(House File 505)
O'Halloran of Black Hawk called up for consideration the
motion to reconsider House File 505, filed on April 11, 1975, and moved to reconsider the vote by which House File 505, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commissions, and to specify the powers and duties of such agencies, passed the House on April 11, 1975.

A non-record roll call was requested.
The ayes were 25, nays 58 .
The motion lost.

## CONSIDERATION OF BILLS

## WAYS AND MEANS CALENDAR

House File 504, a bill for an act providing for the disclosure of the actual sales price in real estate transfers and providing penalties for violations of this Act, was taken up for consideration.

Norland of Worth offered the following amendment H-3550 filed by him. Division was requested as follows:
H-3550
1 Amend House File 504 as follows:
$\mathrm{H}-3550 \mathrm{~A}$
2 1. Page 1, line 9, by striking the word "and"
3 and inserting in lieu thereof the word "or".
4 2. Page 1, lines 10 through 13, by striking
5 the words "If the seller is deceased, the declara-
6 tion of value shall be signed by the fiduciary of
7 his estate or the beneficiaries of the estate, or
8 by the heirs at law." and inserting in lieu thereof
9 the words "A declaration of value shall not be re-
10 quired for those instruments described in section
11 four hundred twenty-eight A point two (428A.2),
12 subsections two (2) through fourteen (14), of the
13 Code."
14 3. Page 1 , line 17 , by inserting before the 15 period the words "in whose jurisdiction the property
16 is located".
H-3550B
17 4. Page 1, line 23, by striking the word "his"
18 and inserting in lieu thereof the words "the
19 recorder's".
H-3550A
20 5. Page 1, line 30, by inserting after the word
21 "conveyed," the words "except those transfers exempt
22 from tax under section four hundred twenty-eight $A$
23 point two (428A.2), subsections two (2) through
24 fourteen (14), of the Code".
6. Page 1 , line 31, by inserting after the period the words "A declaration of value shall not be required with a deed given in fulfillment of a recorded real estate contract provided the deed has a notation that it is given in fulfillment of a contract."
Norland of Worth moved the adoption of amendment H-3550A.
Amendment H-3550A was adopted.
Monroe of Des Moines asked and received unanimous consent that amendment $\mathrm{H}-3550 \mathrm{~B}$ be temporarily deferred.

Monroe of Des Moines offered the following amendment $\mathrm{H}-3375$ filed by him and moved its adoption:

H—3375
1 Amend House File 504 as follows:
2 1. Page 1, line 15, by striking the word
3 "not".
3. Page 1, lines 22 and 23, by striking the
words "The county recorder shall not retain any
copy of a declaration of value for his records."
4. Page 2, by striking lines 15 through 26.

The amendment lost.
Norland of Worth moved the adoption of amendment H-3550B.

Amendment $\mathrm{H}-3550 \mathrm{~B}$ was adopted.
Nielsen of Polk offered the following amendment $\mathrm{H}-3563$ filed from the floor by Nielsen, Byerly, Schroeder, Hansen, Harper, Doyle, Woods, Crabb, Husak, Horn, Junker, Fullerton, Koogler, and Caffrey:

[^37]14
> auditor on any property on which a credit is claimed and allowed under Chapter four hundred twenty-five (425), Code 1975, until: (1) the owner fails to qualify or claim the credit allowed under Chapter four hundred twenty-five (425), Code 1975, or (2) the property is sold, conveyed, transferred or inherited by a person who is not an owner as defined in Section four hundred twenty-five point eleven (425.11) subsection two (2), Code 1975; except that the actual value may be increased to reflect the actual value of any improvements made to the property. For the purpose of this section:
> (a) 'Improvement' means any remodeling, addition, extensions, structural change, or other change to an existing building, amounting to more than repairs and maintenance.
> (b) 'Repairs and maintenance' means ordinary and reasonable care and upkeep of an existing building in accordance with customary standards of prudent property management in this state. 'Repairs and maintenance' includes, but is not limited to, painting and replacement of worn or damaged materials, but does not include improvements. However, everything required to comply with any applicable state or local building code or building regulation shall be deemed to be repairs and maintenance rather than improvements."

> The actual value of any homestead which is increased because of the application of subparagraphs one (1) and two (2) of this section shall again be frozen at the then actual value whenever a credit is claimed and allowed by the same owner or by a new owner and the new value shall not be increased unless the property again becomes subject to the operation of subparagraphs one (1) and (2) of this section.

## Page 2

1 2. Page 2, line 27, by inserting after the word "provisions" the following: "of sections one (1) thru four (4)".
3. By renumbering the sections to conform with this amendment.

Bittle of Polk rose on a point of order that amendment $\mathrm{H}-3563$ was not germane.

The Speaker ruled the point well taken and amendment H-3563 not germane.

Nielsen of Polk moved that the rules governing germaneness be suspended for the consideration of amendment H-3563.

Roll call was requested by Bittle of Polk and Schroeder of Pottawattamie.

On the question "Shall the rules be suspended to consider amendment $\mathrm{H}-3563$ ?"

The ayes were, 46:

| Anderson | Dyrland <br> Fullerton |
| :--- | :--- |
| Baker | Bennett |

The nays were, 42:

| Avenson | Evans | Jesse | O'Halloran |
| :--- | :--- | :--- | :--- |
| Bina | Fitzgerald | Jochum | Patchett |
| Bittle | Gentleman | Krause | Poncy |
| Brandt | Gilloon | Menke | Small |
| Brockett | Griffee | Mennenga | Spear |
| Brunow | Halvorson | Middleswart | Spencer |
| Cusack | Hargrave | Miller, A.V. | Varley |
| Danker | Hennessey | Monroe | Wells |
| Den Herder | Higgins | Newhard | West |
| Dunton | Hinkhouse | Norland | Mr. Speaker |
| Egenes | Hullinger |  |  |

Absent or not voting, 12:

| Byerly | Harper | Hutchins | McElroy |
| :--- | :--- | :--- | :--- |
| Clark | Harvey | Koogler | Middleton |
| Drake | Husak | Lipsky | Pellett |

The motion, having failed to receive a constitutional majority, lost.

Monroe of Des Moines asked and received unanimous consent to withdraw amendment H-3374 filed by him on March 31, 1975, and found on page 800 of the House Journal.

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

On the question "Shall the bill pass?" (H.F. 504)

The ayes were, 88:

| Anderson | Crabb | Dyrland |
| :---: | :---: | :---: |
| Avenson | Crawford | Egenes |
| Baker | Cusack | Evans |
| Bina | Daggett | Fitzgerald |
| Brandt | Danker | Fullerton |
| Brockett | Den Herder | Gentleman |
| Brunow | Dieleman | Gilloon |
| Caffrey | Drake | Griffee |
| Connors | Dunton | Halvorson |

Hansen<br>Hargrave<br>Harper<br>Hennessey<br>Higgins<br>Hines<br>Hinkhouse<br>Horn<br>Howell

$\left.\begin{array}{ll}\begin{array}{ll}\text { Hullinger }\end{array} & \begin{array}{l}\text { Menke } \\ \text { Husak }\end{array} \\ \text { Muntchins } & \text { Middleswa }\end{array}\right\}$

The nays were, 10:

| Bennett | Doyle |
| :--- | :--- |
| Bortell | Junker |
| Branstad | Miller, O. L. |

Absent or not voting, 7:

| Bittle | Clark | Lipsky | Middleton |
| :--- | :--- | :--- | :--- |
| Byerly | Harvey | McElroy |  |

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

## REGULAR CALENDAR

House File 479, a bill for an act relating to the movement of mobile homes and factory-built structures of excessive size subject to penalties provided by law, was taken up for consideration.

Miller of Buchanan offered the following amendment H-3422 filed by Miller, et al., and moved its adoption:

H-3422
1 Amend House File 479, page 2, by inserting after
2 line 27 the following new subsection:
"6. A single trip permit may be issued to allow
the movement of a mobile home or factory-built
structure on a fully controlled-access, divided,
multi-laned highway at a speed exceeding forty miles
per hour but not exceeding forty-five miles per
hour."
Amendment H-3422 was adopted.
Krause of Palo Alto moved to reconsider the vote by which amendment H-3422 was adopted by the House.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 46, nays 42.
The motion prevailed and the House reconsidered amendment H-3422.

Miller of Buchanan moved the adoption of amendment H-3422.
A non-record roll call was requested.
The ayes were 58 , nays 20 .
Amendment H-3422 was adopted.
Woods of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 479)
The ayes were, 71:

| Anderson | Egenes <br> Baker <br> Bennett |
| :--- | :--- |
| Bina | Evans <br> Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gilloon <br> Branstad |
| Griffee |  |
| Brockett | Halvorson |
| Brunow | Hansen |
| Caffrey | Hargrave |
| Connors | Harper |
| Crabb | Hennessey |
| Crawford | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Dieleman | Hullinger |
| Doyle | Husak <br> Dyrland |
|  | Jesse |
| Jochum |  |

The nays were, 19:

| Avenson | Gentleman | Millen | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Higgins | Monroe | Tofte |
| Den Herder | Krause | Oakley | Varley |
| Drake | Kreamer | Patchett | Walter |
| Dunton | Mennenga | Poncy |  |
| Absent or not voting, 10: |  |  |  |
| Byerly | Harvey | Koogler | Middleton |
| Clark | Hines | Lipsky | Nealson |

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

## HOUSE FILE 484 PENDING

House File 484, a bill for an act relating to the licensing and regulation of social workers and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations, was taken up for consideration.

Speaker pro tempore Jesse in the chair at 3:29 p.m.
Higgins of Scott moved that House File 484 be referred to the committee on human resources.

Hargrave of Johnson moved that the rules be suspended for the consideration of amendment $\mathrm{H}-3531$.

Roll call was requested by Small of Johnson and Dyrland of Clayton.

Rule 70 was invoked.
On the question "Shall the rules be suspended to consider amendment H-3531?"

The ayes were, 28:

| Bennett | Gilloon |
| :--- | :--- |
| Bortell | Hansen |
| Caffrey | Hargrave |
| Crabb | Harper |
| Daggett | Higgins |
| Danker | Hinkhouse |
| Fullerton | Horn |

The nays were, 63:

| Anderson | Dyrland <br> Egivenson |
| :--- | :--- |
| Baker | Evans <br> Bina <br> Bittle |
| Brandt | Fitzgerald |
| Branstad | Gentleman |
| Brockett | Griffee |
| Brunow | Halvorson |
| Crawford | Hennessey |
| Cusack | Hines |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jordan |
|  | Junker |
|  | Koogler |

Absent or not voting, 9 :

Byerly
Clark
Cochran

| Jochum | Nealson |
| :--- | :--- |
| Kreamer | Pavich |
| Lageschulte | Pellett |
| Lonergan | Perkins |
| McElroy | Schroeder |
| Menke | Walter |
| Miller, O. L. | Wells |

Krause Scheelhaase
Lindeen Small
Mennenga Spear
Middleswart Spencer
Millen $\quad$.

Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Welden
Woods
Wulff
Wyckoff
Mr. Speaker
(Jesse)

Nielsen West

## The motion lost.

On the motion to refer House File 484 to the committee on human resources, roll call was requested by Bittle of Polk and Walter of Pottawattamie.

On the question "Shall House File 484 be referred to the committee on human resources?"

The ayes were, 39:

| Baker | Danker <br> Bennett | Hinkhouse <br> Bina | Pellett <br> Ponton |
| :--- | :--- | :--- | :--- |
| Bittle | Dyrland | Horn | Hullinger |

Absent or not voting, 12:

| Brockett | Cochran | Kreamer | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Byerly | Fitzgerald | Lipsky | Norland |
| Clark | Harvey | Middleton | Varley |

The motion lost.
(House File 484 pending at adjournment and placed under unfinished business.)

## MOTION TO RECONSIDER <br> (House File 504)

I move to reconsider the vote which House File 504 passed the House on April 15, 1975.

CAFFREY of Polk

## HOUSE CONCURRENT RESOLUTION 36

By Krause, Drake, Harper, Rinas, Koogler, Doyle, Welden, Brunow, Tauke, Gilloon and Woods

Whereas, the railroads in this state are necessary for the economic and social well-being of the citizens of this state; and

Whereas, rail transportation is essential to move Iowa's agricultural and industrial commodities to foreign and domestic markets; and

Whereas, recent events have clearly indicated that the state faces a serious problem regarding the uninterrupted continuation of these necessary services; and

Whereas, it is the responsibility of the state to take such

> action as may be necessary to assure the citizens of this state with adequate rail transportation services in the future; Now Therefore,
> Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the House of Representatives and the Senate representing both political parties, to conduct a study during the 1975 interim relating to the problems of providing continued rail transportation services to the citizens of the state and assistance which may be provided by the state; and
> Be It Further Resolved, That the study committee shall prepare a report of its findings and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

## REPORTS OF COMMITTEES

Patchett of Johnson, from the committee on education, submitted the following report:

Mr. Speaker: Your committee on education to whom was referred Senate File 74, a bill for an act relating to the use of tax money for purchase and improvement of schoolhouse sites, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

PATCHETT of Johnson, Chairman
Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following reports:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred Senate Flle 233, a bill for an act relating to claims against the estates of descendants arising from assistance granted under a previous categorical assistance program, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman
Also:
Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred Senate File 329, a bill for an act relating to the disbursement of costs in actions on appeal to the supreme court, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman
Norland of Worth, from the committee on ways and means, submitted the following report:

Mr. Speaker: Your committee on ways and means to whom was referred Senate File 418, a bill for an act relating to payment and final returns of inheritance tax, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

NORLAND of Worth, Chairman

## AMENDMENTS FILED

H-3567
Amend the Gilloon amendment, $\mathrm{H}-3191$, to House
File 375 as follows:
Line 4, by striking the words "July 1, 1976"
and inserting in lieu thereof the words "July 1, 1977".

BINA of Scott
H-3571
1 Amend House File 411 as follows:
2 1. Page 9 , line 1, by inserting after the word 3 "Conflict" the words "and the Vietnam Confict".
4 2. Page 9 , line 1 , by striking the words ", and 5 January" and inserting in lieu thereof the words 6 "[, and January]".
3. Page 9, by striking lines 2 and 3 and inserting in lieu thereof the words and figures "[31, 1955, both dates inclusive, or those who served on active duty during the Vietnam Conflict beginning]".
4. Page 9, line 4, by striking the words and figures "August 5, 1964," and inserting in lieu thereof the words and figures "[August 5, 1964,]".
5. Page 9 , line 5 , by inserting after the figure "35C.2" the words "for those who served during the Vietnam Conflict".

BINA of Scott
H-3559
1 Amend House File 484, page 4 as follows:
2 By striking the words "council on social work
3 education" in line 28 and by inserting in lieu
4 thereof the words "board of social work examiners."
MONROE of Des Moines
H-3564
Amend House File 484, page 7, by striking lines 11 through 26 and inserting in lieu thereof the following:
"From January 1, 1976 to December 31, 1976 the board may issue a license as a licensed social worker to an applicant who has not met the educational requirements for that license. A person obtaining a license under this section may renew the license by meeting the requirements for license renewal and shall not be required

11 to meet the requirements from which the licensee
12 was initially exempted. If a person who has
13 obtained a license under this section has not
14 met the educational requirements for that license
15 by December 31, 1980 that license will be deemed to
16 have expired and shall not be granted a renewal
17 or issued a new license until the educational
18 requirements for the license are met.
The provisions of this section shall not apply to a person who fails to renew the license before its expiration except as provided in section thirteen (13) of this Act."

AVENSON of Fayette
H—3565
1 Amend House File 484 as follows:
2 1. Page 1, by inserting after line 30 the
3 following:
4 "The provisions of this Act shall not apply to
5 persons engaged in the practice of social work who
6 are employed by the state of Iowa or any of its political subdivisions."

BITTLE of Polk
H-3568
Amend House File 502, page 3, line 15, by inserting the following after the period (.):
"If the vehicle is undergoing repairs or parts necessary to make repairs are on order, the motor vehicle need not be inspected until such repairs are completed; provided, however, the motor vehicle shall not be driven upon the highways until the repairs have been completed and the vehicle has passed inspection, except to move it to and from an inspection station."

KRAUSE of Palo Alto
H—3569
1 Amend House File 584 as follows:

1. Page 1, lines 23 and 24, by striking the word "effective" and inserting in lieu thereof the words "actual or potential".
2. Page 2, line 34, by inserting after the word "unreasonable" the words ", as defined in section four (4) of this Act,".
3. Page 3, lines 30,31 , and 32 , by striking the words "and shall be presumed, subject to rebuttal, if such monopolization is achieved or sought to be achieved through" and by inserting in lieu thereof the words "including but not limited to".
4. Page 4 , by striking lines 6 through 16 and inserting in lieu thereof the following new sections:
"Sec. ..... NEW SECTION. REGULATED INDUSTRIES EXEMPT. Nothing contained in this Act shall be construed to apply to the activities or arrangements

## Page 2

1 this section shall constitute an election of
2 remedies and an action may not be commenced under
3 section sixteen (16) of this Act arising out of
4 the same conduct."
expressly approved or regulated by any regulatory body or officer acting under statutory authority of this state or of the United States.

Sec. ..... NEW SECTION. AGRICULTURAL EXEMPTION. Persons engaged in the production of agricultural or horticultural products may act together in associations, corporate or otherwise, with or without capital stock, in collectively processing, preparing for market, handling, and marketing of such products. Such associations may have marketing agencies in common and such associations and their members may make the necessary contracts and agreements to carry out its legitimate objects."
5. Page 5, by inserting after line 34 the following new subsection:
"..... Nothing in this Act shall be construed to limit or abridge statutory or constutitional limitations on self-incrimination, unless immunity is granted pursuant to sections seven hundred eighty-two point nine (782.9) through seven hundred eighty-two point eleven (782.11) of the Code."
6. Page 6, line 34, by inserting after the period the sentence "The return of an indictment shall constitute an election of remedies and a petition may not be filed pursuant to section seventeen (17) of this Act arising out of the same conduct."
7. Page 6, by striking line 35.
8. Page 7, by striking lines 1 through 5 .
9. Page 7, lines 7,8 , and 9 , by striking the words ", in addition to the penalties contained in section sixteen (16) of this Act,".
10. Page 7, line 15, by inserting after the period the sentence "The filing of a petition pursuant to
11. Page 9 , by striking lines 9 and 10.
12. By renumbering the remaining sections, subsections, and internal references to accord with this amendment.

> COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT JESSE of Polk, Chairman

## H-3570

Amend House File 673 as follows:

1. Page 1, line 7, by striking the word "com-

3 missioner" and inserting in lieu thereof the words
4 "supreme court".
5
3. Page 1 , line 8 , by striking the word "commissioner" and inserting in lieu thereof the words

```
"supreme court".
    4. Page 1, line 12, by striking the words "The
commissioner shall provide".
    5. Page 1, by striking lines }13\mathrm{ and 14.
    6. Page 2, line 18, by striking the words
"department of public safety" and inserting in
lieu thereof the words "supreme court".
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DOYLE of Woodbury
H-3566
Amend House File 704, page 1, by striking all after the period in line 14, and all of line 15.

SCHROEDER of Pottawattamie
H- 3558
Amend House Joint Resolution 9 as follows:

1. Page 1, by inserting after line 2 the fol-
lowing:
"..... Section seven (7) of Article (III) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

Sec. 7. Each house shall choose its own officers, including the President of the Senate and the Speaker of the House, and judge of the qualification, election, and return of its own members. A contested election shall be determined in such manner as shall be directed by law."
2. Page 2, by inserting after line 27 the following:
"..... Section eighteen (18) of Article four (IV) of the Constitution of the State of Iowa is repealed."
3. By renumbering the subsections of section one
(1) of the resolution accordingly.

MILLEN of Van Buren WELDEN of Hardin

H- 3560
Amend the Millen and Welden amendment H-3558 to House Joint Resolution 9 as follows:

Page 1, line 16, by inserting after the word "repealed" the following:
"and the following adopted in lieu thereof:
Section 18. The Lieutenant Governor shall serve as the Secretary of State and shall further serve as an assistant to the Governor. The Governor may assign duties to the Lieutenant Governor. Notwithstanding the provisions of Section twenty-two (22) of this Article, the office of Secretary of State shall not be an office separate from the office of Lieutenant Governor, but rather the elected Lieutenant Governor shall assume the duties of Secretary of State".

H-3561
1 Amend the Millen and Welden amendment (H-3558)
2 to House Joint Resolution 9 as follows:
3 Page 1, line 16, by inserting after the word
4 "repealed" the following:
5 "and the following adopted in lieu thereof:
6 Section 18. The Lieutenant Governor shall serve
7 as an assistant to the Governor. The Governor may
8 assign duties to the Lieutenant Governor".
SPEAR of Lee
H-3562
1 Amend House Joint Resolution 9 as follows:
2 Page 1, by striking from lines 11 and 12 the
8 words "a successor is elected and qualifies" and
4 inserting in lieu thereof the words "successors are
5 elected and qualify".
GENTLEMAN of Polk
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, April 16, 1975.

# JOURNAL OF THE HOUSE 

Ninety-Fourth Calendar Day-Sixty-first Session Day
Hall of the House of Representatives Dis Moinms, Iowa, Wednespay, April 16, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend John Kissling, pastor of the University of Northern Iowa Catholic Student Center, Cedar Falls, Iowa.

The Journal of Tuesday, April 15, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gary LeValley, Fort Dodge, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Brockett of Marshall for the remainder of the week on request of West of Marshall; Middleton of Black Hawk on request of Wulff of Black Hawk; Byerly of Polk on request of Nielsen of Polk.

## PRESENTATION OF VISITORS

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

Forty-six seniors from Clarinda High School, Clarinda, Iowa, accompanied by Ms. Cassat. By Daggett of Adams.

Thirty-five students from Benton Community High School, Van Horne, Iowa, accompanied by Don Logan. By Husak of Tama, Svoboda of Iowa and Wyckoff of Benton.

Fifteen students from the state and local government class of Northwood-Kensett High School, Northwood, Iowa. By Norland of Worth.

Thirty students from Central High School, Waterloo, Iowa, accompanied by Mr. Hamilton. By Wulff of Black Hawk.

Forty-six students in the senior government class, Bellevue-

Marquette High School, Bellevue, Iowa, accompanied by Father Schmitt and Mr. Rubel. By Gilloon of Dubuque.

Forty-five students from Clive Elementary School, Clive, Iowa, accompanied by Mrs. Daubenberger and Mrs. Fariday. By Readinger of Polk.

Ten 4-H members from Clinton, Iowa, accompanied by Mr . Goodwin and Mrs. Farrell. By Hinkhouse of Cedar, Mennenga of Clinton, Newhard of Jones and Oakley of Clinton.

Thirteen seniors from Rake Junior-Senior High School, Rake, Iowa, accompanied by Mr. Wollam. By Branstad of Winnebago.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 74, 233, 329 and 418, under Rule 36.

## INTRODUCTION OF BILLS

House File 727, by Schroeder, Stromer, Drake, Pellett and Harvey, a bill for an act relating to contingent attorney fees in certain cases involving liability of health care practitioners and hospitals.

Read first time and referred to committee on commerce.
House File 728, by committee on judiciary and law enforcement, a bill for an act to legalize proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land.

Read first time and placed on the calendar.
House File 729, by committee on judiciary and law enforcement, a bill for an act relating to the issuing of new licenses to certain pharmacies, requiring that certain prescription drugs be labeled so as to show the name and place of business of both the manufacturer and the packer or distributor, and the regulation of controlled substances by the board of pharmacy examiners under chapter two hundred four (204) of the Code.

Read first time and placed on the calendar.
House File 730, by Brandt, a bill for an act relating to sex discrimination in insurance.

Read first time and referred to committee on commerce.
House File 731, by Bina, Harper, Higgins, Drake, Pellett and

Brunow, a bill for an act limiting damages in certain actions relating to health care.

Read first time and referred to committee on commerce.
House File 732, by Norland, Clark, Millen, Jesse and Hennessey, a bill for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without certificates of authority from the state banking board.

Read first time and referred to committee on commerce.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

[^38]Also: That the Senate has on April 14, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council and making an appropriation.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate File 50, a bill for an act relating to office facilities for county conservation boards.

Read first time and referred to committee on county government.

Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council and making an appropriation.

Read first time and referred to committee on energy.
Senate File 427, a bill for an act making an appropriation to the Iowa state civil rights commission.

Read first time and referred to committee on appropriations.

## ADOPTION OF HOUSE RESOLUTION 19

Pursuant to House Rule 26, the Speaker announced that House Resolution 19, filed on April 1, 1975, and found on page 812 of the House Journal, is adopted by unanimous consent.

## ADOPTION OF HOUSE RESOLUTION 21

Pursuant to House Rule 26, the Speaker announced that House Resolution 21, filed on April 7, 1975, and found on page 962 of the House Journal, is adopted by unanimous consent.

## MOTION TO RECONSIDER PREVAILS <br> (House File 335)

Hargrave of Johnson called up for consideration the motion to reconsider House File 335, filed on March 3, 1975, and moved to reconsider the vote by which House File 335, a bill for an act relating to exemptions from the state merit system, passed the House on March 3, 1975.

A non-record roll call was requested.
The ayes were 74 , nays none.
The motion prevailed.
Hargrave of Johnson moved to reconsider the vote by which House File 335 was placed on its last reading.

The motion prevailed and the House reconsidered House File 335.

Hargrave of Johnson offered the following amendment H-3220 filed by him and moved its adoption:
$\mathrm{H}-3220$
1 Amend House File 335, page 1, by inserting after line 14 the following section:
"Sec. ..... Section nineteen A point three (19A.3), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. The chief administrative officer of each board or commission who is appointed by the board or commission and one stenographer or secretary for the chief administrative officer."

A non-record roll call was requested.
The ayes were 70 , nays 5 .
Amendment H-3220 was adopted.
Griffee of Chickasaw moved that the bill be read a last time
now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 335)
The ayes were, 83:

| Anderson | Fitzgerald <br> Avenson | Fullerton | Lageschulte |
| :--- | :--- | :--- | :--- |$\quad$| Rinas |
| :--- |
| Baker |

The nays were, 2:
Jordan Miller, K. D.
Absent or not voting, 15:

| Brockett | Danker | Jesse | Middleton |
| :---: | :---: | :---: | :---: |
| Byerly | Den Herder | Junker | Newhard |
| Cusack | Egenes | ${ }_{\text {K }}$ Krause | Nielsen |

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

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 34

Pellett of Cass called up for consideration House Concurrent Resolution 34, filed on April 8, 1975, and found on pages 996 and 997 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## MOTION TO RECONSIDER WITHDRAWN <br> (House File 424)

Bittle of Polk asked and received unanimous consent to withdraw his motion to reconsider House File 424 filed on March 24, 1975, and found on page 712 of the House Journal.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa to change the methods in which executive officers of the state are selected, with report of committee recommending amendment and passage, was taken up for consideration.

Brandt of Black Hawk offered the following amendment $\mathrm{H}-3332$ filed by the committee on state government. Division was requested as follows:

H-3332
1 Amend House Joint Resolution 6 as follows:
H-3332A
2 1. Page 1, by striking everything in lines 3
3 through 35, inclusive.
4 2. Page 2, by striking everything in lines 1
5 through 28, inclusive.
3. Page 2 , line 29 , by striking the number
"5."
H-3332B
8 4. Page 2, by striking line 33 and inserting in lieu thereof the following:
10 "Section 22. A Secretary of State".
H-13332C
11 5. Page 3, lines 3 and 4, by striking the
12 words "simple majority" and inserting in lieu
13 thereof the words "constitutional majority of
14 each house."
H-3332D
15 6. Page 3 , by striking lines 6 through 8 , 16 inclusive.

On motion by Brandt of Black Hawk, amendment H-3332A was adopted.

On motion by Brandt of Black Hawk, amendment H-3332B was adopted.

Spear of Lee asked and received unanimous consent that amendment H-3211, filed by him on March 4, 1975, and found on page 516 of the House Journal, and amendment H-3338, filed by him on March 26, 1975, and found on page 773 of the House Journal, be withdrawn.

Gilloon of Dubuque moved to reconsider the vote by which amendment $\mathrm{H}-3332 \mathrm{~B}$ was adopted.

A non-record roll call was requested.

The ayes were 9, nays 67 .
The motion lost.
(House Joint Resolution 6 pending at recess.)

## HOUSE FILE 407 WITHDRAWN

Pellett of Cass asked and received unanimous consent to withdraw House File 407 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## CONFERENCE COMMITTEE APPOINTED

(House File 99)
The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 99: Gilloon of Dubuque, chairman; Middleswart of Warren, Baker of Buena Vista, Stromer of Hancock and Lindeen of Henry.

The House stood at ease until the fall of the gavel.
The House reconvened, Speaker Cochran in the chair.

## BUSINESS PENDING

The House resumed consideration of House Joint Resolution 6, a joint resolution proposing an amendment to the Constitution of the State of Iowa to change the methods in which executive officers of the state are selected.

Spear of Lee offered the following amendment $\mathrm{H}-3364$ filed by him and moved its adoption:

H-3364
1 Amend House Joint Resolution 6 as follows:
2 1. Page 2, line 34, by striking the comma.
3 2. Page 2, line 35, by striking the words "with
4 two-thirds of the members of the Senate approving,".
5 3. Page 3, line 2, by inserting before the word
6 "An" the words "Such appointments shall be confirmed
7 as prescribed by law."
A non-record roll call was requested.

Rule 70 was invoked.
The ayes were 20, nays 68.
Amendment H—3364 lost.
Spear of Lee offered the following amendment H-3363 filed by him and moved its adoption:
H-3363
1 Amend House Joint Resolution 6 as follows:
2 1. Page 3, line 1, by striking everything after
3 the word "serve" in that line and inserting in lieu
4 thereof "at the pleasure of the Governor."
5 2. Page 3, line 2, by striking everything before
6 the word "An" in that line.
A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 34 , nays 49 .
Amendment H—3363 lost.
The House resumed consideration of amendment $\mathrm{H}-3332 \mathrm{C}$ as follows:
H-3332C
11 5. Page 3, lines 3 and 4, by striking the
12 words "simple majority" and inserting in lieu
13 thereof the words "constitutional majority of
14 each house".
Brandt of Black Hawk moved the adoption of amendment $\mathrm{H}-3332 \mathrm{C}$.

Amendment H-3332C was adopted.
The House resumed consideration of amendment $\mathrm{H}-3332 \mathrm{D}$ as follows:

H-3332D
15 6. Page 3, by striking lines 6 through 8 , 16 inclusive.

Brandt of Black Hawk moved the adoption of amendment H-3332D.

Amendment H—3332D was adopted.
Hines of Story moved to reconsider the vote by which amendment $\mathrm{H}-3363$ failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 53 , nays 35 .

The motion prevailed and the House reconsidered amendment H-3363.

Spear of Lee moved the adoption of amendment H-3363.
A non-record roll call was requested.
The ayes were 55 , nays 30 .
Amendment H-3363 was adopted.
Speaker pro tempore Jesse in the chair at 4:05 p.m.
Brandt of Black Hawk moved that the resolution be read a last time now and placed upon its passage which motion prevailed and the resolution was read a last time.

Rule 70 was invoked.
On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 6)

The yeas were, 44:

| Anderson | Dyrland | Jochum | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Krause | Poncy |
| Bina | Fitzgerald | Mennenga | Rinas |
| Brandt | Gentleman | Middleswart | Small |
| Brunow | Griffee | Miller, A. V. | Spear |
| Caffrey | Hargrave | Monroe | Svoboda |
| Clark | Hennessey | Newhard | Tauke |
| Cochran | Higgins | Norland | Tofte |
| Crawford | Hines | Oakley | Wells |
| Cusack | Hinkhouse | O'Halloran | Mr. Speaker |
| Dieleman | Horn | Patchett | (Jesse) |

The nays were, 51:

| Baker | Fullerton <br> Gennett |
| :--- | :--- |
| Gilloon |  |
| Bittle | Halvorson |
| Bortell | Hansen |
| Branstad | Harper |
| Connors | Harvey |
| Crabb | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Den Herder | Hutchins |
| Drake | Jordan |
| Dunton | Junker |
| Evans | Koogler |

Absent or not voting, 5 :
Brockett Kreamer Lipsky Middleton Byerly

| Lageschulte | Scheelhaase <br> Lindeen |
| :--- | :--- |
| Schroeder |  |

The joint resolution having failed to receive a constitutional majority was declared to have failed to be adopted by the House.

## MOTION TO RECONSIDER PREVAILS <br> (House File 352)

Brandt of Black Hawk called up for consideration the motion to reconsider House File 352, filed on April 2, 1975, and moved to reconsider the vote by which House File 352, a bill for an act relating to dissolution of marriage, failed to pass the House on April 2, 1975.

A non-record roll call was requested.
The ayes were 61 , nays 17 .
The motion prevailed.
Brandt of Black Hawk moved to reconsider the vote by which House File 352 was placed on its last reading.

The motion prevailed.
Oakley of Clinton offered the following amendment H-3576 filed from the floor by Oakley of Clinton and Brandt of Black Hawk and moved its adoption:

## H—3576

1 Amend House File 352 as follows:
2 1. Page 1, by striking all of lines 7 through

## 24.

2. Page 1 , line 34 , by inserting after the second word "the" the word "temporary".
3. Page 2, by striking all of lines 30 through

32 and inserting in lieu thereof the following:
"Sec. 7. Section five hundred ninety-eight point thirty-three (598.33), Code 1975, is repealed."

Amendment H-3576 was adopted.
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 352)
The ayes were, 71:

| Anderson | Cochran | Gentleman | Hullinger |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Gilloon | Husak |
| Baker | Crabb | Griffee | Hutchins |
| Bennett | Crawford | Hargrave | Jochum |
| Bina | Cusack | Harvey | Junker |
| Bittle | Doyle | Hennessey | Krause |
| Bortell | Drake | Higgins | Lindeen |
| Brandt | Dyrland | Hines | McElroy |
| Branstad | Fgenes | Hinkhouse | Mennenga |
| Brunow | Fitzgerald | Horn | Middleswart |
| Caffrey | Fullerton | Howell | Millen |


| Miller, A. V. | O'Halloran | Small | Welden |
| :---: | :---: | :---: | :---: |
| Miller, K. D. | Patchett | Spear | Wells |
| Monroe | Pavich | Stromer | West |
| Nealson | Readinger | Svoboda | Woods |
| Newhard | Rinas | Tauke | Wulff |
| Norland | Scheelhaase | Tofte | Mr. Speaker |
| Oakley | Schroeder | Walter | (Jesse) |
| The nays were, 22: |  |  |  |
| Clark | Evans | Lageschulte | Perkins |
| Daggett | Halvorson | Lonergan | Poncy |
| Danker | Hansen | Menke | Spencer |
| Den Herder | Harper | Miller, O. L. | Stephens |
| Dieleman | Jordan | Pellett | Wyckoff |
| Dunton | Koogler |  |  |
| Absent or not voting, 7: |  |  |  |
| Brockett | Kreamer | Middleton | Varley |
| Byerly | Lipsky | Nielsen |  |

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

Wells of Linn in the chair at 5:16 p.m.

## MOTION TO RECONSIDER <br> (House Joint Resolution 6)

I move to reconsider the vote by which House Joint Resolution 6 failed to pass the House on April 16, 1975.

GILLOON of Dubuque
Speaker pro tempore Jesse in the chair at 5:20 p.m.

> EXPLANATION OF VOTE
> (House Files $38,69,74,386,422,464$, $465,467,505,614$ and 679 )

I was necessarily absent from the House chamber when the vote was taken on House Files 38, 69, 74, 386, 422, 464, 465, 467, 505, 614 and 679. Had I been present, I would have voted "aye".

HIGGINS of Scott
Newhard of Jones in the chair at $5: 26$ p.m.

## SPECIAL ORDER <br> (House File 700)

Fitzgerald of Webster asked and received unanimous consent that House File 700 be made a special order of business for Tuesday, April 22, 1975, at 1:30 p.m.

Speaker pro tempore Jesse in the chair at 5:30 p.m.

## PROOF OF PUBLICATION

Published copy of House File 728 and verified proof of publication of said bill in The Bulletin Journal, Independence, Iowa, on April 4, 1975, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 16, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 131, an act relating to a committee supervising steel trade practice.

House File 182, an act relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited.

House File 286, an act relating to the duties, responsibilities and powers of the state department of transportation and the counties regarding secondary roads.

Senate File 165, an act relating to the report commonly known as the state salary book.

Senate File 283, an act making an appropriation from the general fund of the state to the Spanish-American war veterans and the committee on the employment of the handicapped.

## AMENDMENTS FILED

H—3581
1 Amend House File 293 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section ninety-seven A point six (97A.6), subsection one (1), Code 1975, is amended
by striking the subsection and inserting in lieu

## thereof the following:

1. SERVICE RETIREMENT BENEFIT. Retirement of
a member on a service retirement allowance shall be
made by the board of trustees in the manner prescribed
in this subsection. Any member in service may retire
upon his written application to the board of trustees, setting forth at what time, not less than thirty nor more than ninety days subsequent to the execution and filing of the application, he desires to be retired if the member that is fifty-five years of age or more and has completed twenty-two years or more of creditable service. However, during the period of notification, he may have separated from the service.

Sec. 2. Section ninety-seven $B$ point forty-five (97B.45), Code 1975, is amended to read as follows:

97B. 45 RETIREMENT AGE AT SIXTY-FIVE. A member's normal retirement date shall be the first of the month coinciding with or next following his sixty-fifth birthday. A member may retire after his sixty-fifth birthday except as otherwise provided in section 97B.46. A member retiring after his normal retirement date, as provided in section 97 B .46 , shall submit a written notice to the commission setting forth the date the retirement is to become effective, provided that such date shall be after his last day of service

## Page 2

1 active employ of the employer beyond the date he
and not before the first day of the sixth calendar month preceding the month in which the notice is filed, except that credit for service shall cease when contributions cease as provided in section 97B.11.
[Notwithstanding the provisions of this section and section 97B.46, an employer may adopt policies which prescribe retirement at an age not less than sixty-five years.]
[The provisions of this section shall not be construed to render invalid any provisions of a policy established by an employer which prescribes retirement at an age not less than sixty-five years.]

An employer shall not prescribe retirement at any specific age, but shall base retirement policies on ability of the member to perform the job.

Sec. 3. Section ninety-seven B point forty-six (97B.46), Code 1975, is amended to read as follows:

97B. 46 SERVICE AFTER AGE SIXTY-FIVE. A member may, on the request of the employer, remain in the attains the age of sixty-five for such period or periods as the employer from time to time shall approve, provided, however, that credit for such service shall cease when contributions cease as provided in section 97B.11. The member shall retire from the employment of the employer at the end of the last approved period, on the first day of the month next following or coinciding with such date. A member remaining in service past his seventy-second birthday shall be entitled to receive a retirement allowance under subsections 2 and 3 of section 97B. 49 commencing with payment for the calendar month within which the written notice is submitted to the commission, except that if he fails to submit the notice on a timely basis, retroactive payments shall be made for no more than six months immediately preceding the month in which the written notice is submitted.

The employer shall base approval for continuation of active employment of a member who has attained the age of sixty-five upon the employee's ability to perform the job, and age shall not be considered as a factor.

Sec. 4. Section four hundred ten point six (410.6), Code 1975, is amended by striking unnumbered paragraph two (2).

Sec. 5. Section four hundred eleven point six (411.6), subsection one (1), Code 1975, is amended by striking paragraph $b$ and renumbering the remaining paragraph.

Sec. 6. Section six hundred five point twentyfour (605.24), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
605.24 RETIREMENT POLICY. Except as provided

1 to the supreme court and only in the case of temporary
2 absence of a member of the supreme court. No such
3 judge shall engage in the practice of law unless he
4 shall file with the clerk of the supreme court an
5 election to practice law, in which event he shall
6 thereafter be ineligible for assignment to temporary
7 judicial duties at any time. While serving under
8 temporary assignment as herein provided, a retired
9 judge shall receive the compensation and actual expense
in section six hundred five point twenty-six (605.26) of the Code, a judge of the supreme court or district court shall continue as a judge as long as the judge believes that he possesses the ability to perform as a judge. Age shall not be considered as a factor.

Sec. 7. Section six hundred five point twentyfive (605.25), Code 1975, is amended to read as follows:
605.25 TEMPORARY SERVICE BY RETIRED JUDGES. Judges of the supreme court and district court [who are hereafter retired by reason of age, or] who are dxawing benefits under section 605A.6, may with their consent be assigned by the supreme court to temporary judicial duties on any court in the state, however only retired supreme court judges may be assigned provided by law for judges on the court to which he is assigned, but shall not receive any annuity payments to which he may be entitled under the judicial retirement system. He may be authorized in the order of assignment to appoint a temporary reporter, who shall receive the compensation and actual expense provided by law for a regular reporter in the court to which the judge is assigned. The order of assignment shall be filed in the offices of the clerks of court at the places where the judge is to serve."
2. Amend the title, line 1 , by striking the words "certain members".
3. Amend the title, by striking line 2 and inserting in lieu thereof the words "members of public retirement systems."

PATCHETT of Johnson
HINES of Story
BINA of Scott
DYRLAND of Clayton CUSACK of Scott DUNTON of Keokuk O'HALLORAN of Black Hawk

[^39]1 Amend House File 587 as follows:
2 1. Page 3, by inserting after line 6 the follow3 ing:
4 "Sec. ..... Chapter thirty-five C (35C), Code
5 1975, is amended by adding the following new sec-
6 tion:

8 service in the United States public health service
9 shall be considered to be service in the armed

KRAUSE of Palo Alto
H-3572
1 Amend House Joint Resolution 9 as follows:
2 1. Page 2, by inserting after line 27 the
3 following:
4 ".... Section eighteen (18) of Article four
5 (IV) of the Constitution of the State of Iowa is
6 repealed."
7 2. Title page, by inserting after the word
8 "ballot" in line 4, the words "and to change the
9 duties of the Lieutenant Governor."
3 . By renumbering the sections accordingly.

> MILLEN of Van Buren WELDEN of Hardin

H-3573
1 Amend House Joint Resolution 9 as follows:
2 Page 1, by striking from lines 9 and 10 the
3 words "Both such officers" and inserting in lieu
4 thereof the words "Each such officer".

SPEAR of Lee GENTLEMAN of Polk

## $\mathrm{H}-3574$

1 Amend the Millen and Welden amendment H-3572 to
2 House Joint Resolution 9 as follows:

9 assign duties to the Lieutenant Governor. Notwith

11

12 fill Aricle, the office of Secretary of State
1 shall not be an office separate from the office of
13 Lieutenant Governor, but rather the elected
14 Lieutenant Governor, shall assume the duties of
15 Secretary of State".
SPEAR of Lee

H- 3575
1 Amend the Millen and Welden amendment H-3572
2 to House Joint Resolution 9 as follows:
3 Page 1, line 6, by inserting after the word
"repealed" the following:
"and the following adopted in lieu thereof:
Section 18. The Lieutenant Governor shall serve as an assistant to the Governor. The Governor may assign duties to the Lieutenant Governor".

SPEAR of Lee

H-3580
Amend Senate File 85, as passed by the Senate and reprinted, as follows:

1. Page 51 A , by striking all after the word "PROGRAM." in line 12, all of lines 13, 14, 15, 16 and 17, and through the period in line 18 and inserting in lieu thereof the following:
"A training program to qualify persons in the safe use of firearms shall be provided by the issuing officer of permits, as provided in section two thousand four hundred ten (2410) of this division. The commissioner of public safety shall approve the training program, and the county sheriff or the commissioner of public safety conducting the training program within their representative jurisdiction may contact with a private organization or use the services of other agencies, or may use a combination of the two, to provide such training."
2. Page 52, line 28, by inserting after the word "satisfied." the following: "However, the training program requirements in section two thousand four hundred seven (2407) of this division may be waived for renewal permits."
3. Page 52, line 30 , by inserting after the period the following: "Renewal permits shall be issued for a fee of one dollar."

WYCKOFF of Benton
H-3577
Amend Senate File 314, as passed by the Senate, page 1, by striking lines 8 through 16 and inserting in lieu thereof the following:
"1. Spoil, debris, soil, and waste materials from the cut made to obtain access to the coal seam shall be placed according to a plan approved by the department."

VARLEY of Adair FULLERTON of Woodbury READINGER of Polk

[^40]1 Amend Senate File 314, as passed by the Senate, 2 as follows: 30 the sentence "Nothing in this section shall require
31 land which has been mined or from which overburden
32 has been removed before July 1, 1976 to meet the
2. Page 1 , line 25 , by inserting after the period the sentences "If the effectiveness of the revegetation requirements of this subsection cannot be determined by the department before the expiration of the twelve-month period allowed for rehabilitation pursuant to section eighty-three A point nineteen (83A.19) of the Code, the department shall extend the time for rehabilitation as necessary to meet the requirements of this subsection. The department may retain a portion of the bond or other security under this chapter as necessary to assure performance of the requirements of this subsection."
3. Page 2, line 6, by striking the word ", or" and inserting in lieu thereof the word "and".
4. Page 2, line 28, by striking the second word "the".
5. Page 2, line 29, by striking the words "latest available engineering practices" and inserting in lieu thereof the words "engineering practices approved by the department".
6. Page 3, by striking lines 7 through 11.
7. Page 6 , line 12 , by inserting after the period standards in section two (2) of this Act."

COMMITTEE ON ENERGY O'HALLORAN of Black Hawk, Chairman

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, April 17, 1975.

# JOURNAL OF THE HOUSE 

Ninety-fifth Calendar Day—Sixty-second Session Day
hail of the House of Rupresentatives
Des Moines, Iowa, Thursday, April 17, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Milton R. Houts, pastor of the Galva-Silver Creek Methodist Church, Galva, Iowa.

The Journal of Wednesday, April 16, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Dagle, Fort Dodge, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Bittle of Polk for April 17 and 18 on request of West of Marshall; Varley of Adair for April 17 and 18 on request of McElroy of Fremont.

## PRESENTATION OF DISTINGUISHED GUEST

The Speaker presented to the House the Honorable Stewart Udall of Washington, D. C., former Congressman from Arizona and former Secretary of the Interior under President John F. Kennedy and President Lyndon B. Johnson. Mr. Udall now is serving as an environmental consultant.

The House offered its welcome and Mr. Udall addressed the House briefly.

## PRESENTATION OF VISITORS

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

Twenty-seven fifth grade students from Lakeview Elementary School, Centerville, Iowa, accompanied by Mrs. McMorrow. By Brunow of Appanoose.

Fifty-four eighth grade students from West Harrison Community Schools, Mondamin, Iowa, accompanied by Darlene Hime, Ron Ullerich and Larry White. By Crabb of Crawford.

Eight students from Unity Christian High School, Orange City, Iowa, accompanied by Gary Regnerus. By Den Herder of Sioux and Stephens of Plymouth.

Fifty fifth through eighth grade students from St. Matthew School, Clare, Iowa, accompanied by Sister Mary Michael and Rev. John Cullen. By Fitzgerald of Webster.

Seventeen members of the Senior High Youth Group from the First Baptist Church, Boone, Iowa, accompanied by Dr. Ray Paslay. By Lonergan of Boone.

Sixty students from the Rockwell-Swaledale High School, Rockwell, Iowa, accompanied by Mr. Fredrickson. By Miller of Cerro Gordo.

Thirty-five seniors from Clear Creek High School, Tiffin, Iowa, accompanied by Mrs. Allman. By Patchett of Johnson.

Twenty-four students from Thompson Junior-Senior High School, Thompson, Iowa, accompanied by Mr. Hall. By Branstad of Winnebago.

The House stood at ease until the fall of the gavel.
The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 733, by Hutchins, a bill for an act relating to open containers of alcoholic liquor, beer, or wine within a motor vehicle which is being operated on the public highways and providing a penalty.

Read first time and referred to committee on state government.
House File 734, by Mennenga, a bill for an act relating to the appointment of fence viewers.

Read first time and referred to committee on county government.

House File 735, by committee on education, a bill for an act providing that persons under eighteen years of age and not attending school shall take drivers' education courses.

Read first time and placed on the calendar.

House File 736, by committee on energy, a bill for an act relating to the reporting of accidents involving the transportation of hazardous materials.

Read first time and placed on the calendar.
House File 737, by committee on commerce, a bill for an act relating to continuing education requirements for insurance agents and requiring all applicants for an agent's license to show reasonable proof of character and competency before issuance of a license.

Read first time and placed on the calendar.
House File 738, by committee on commerce, a bill for an act permitting licensed insurance agents to place coverage through other licensed agents when their insurer is unable to accept the risk.

Read first time and placed on the calendar.
House File 739, by committee on transportation, a bill for an act relating to the priority of secondary road assessment district projects in a secondary road construction program.

Read first time and placed on the calendar.
House File 740, by Brandt, a bill for an act relating to the civil rights commission.

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

House File 741, by committee on judiciary and law enforcement, a bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declaring said cooperative association to be legally established and its acts to have been legally taken.

Read first time and placed on the calendar.
House File 742, by committee on judiciary and law enforcement, a bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Iowa, vacating and disposing of certain streets and alleys.

Read first time and placed on the calendar.
House File 743, by committee on transportation, a bill for an act relating to the use of flashing amber lights on animal-drawn vehicles.

Read first time and placed on the calendar.

House File 744, by committee on transportation, a bill for an act relating to registration of travel trailers.

Read first time and placed on the calendar.
House File 745, by committee on transportation, a bill for an act relating to the construction of storm sewer grates on streets.

Read first time and placed on the calendar.
House File 746, by committee on transportation, a bill for an act relating to transportation of alcoholic liquors or beer.

Read first time and placed on the calendar.
House File 747, by committee on county government, a bill for an act relating to the establishment and operation of sanitary disposal projects.

Read first time and placed on the calendar.
House File 748, by committee on ways and means, a bill for an act relating to sales delivered within the state for corporation tax purposes.

Read first time and placed on ways and means calendar.
House File 749, by committee on ways and means, a bill for an act relating to interest payments and interest penalties under the retail sales and income taxes.

Read first time and placed on ways and means calendar.
House File 750, by Bortell, a bill for an act relating to a reverse referendum for a resolution to issue bonds by the aviation authority.

Read first time and referred to committee on ways and means.
House File 751, by Clark, a bill for an act relating to municipal support of industrial projects for repair, remodeling, reconstruction or expansion.

Read first time and referred to committee on cities and towns.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

[^41]Also: That the members of the conference committee appointed on Senate File 5, a bill for an act relating to the membership of the board of review, on the part of the Senate are: The Senator from Mahaska, Mr. Van Gilst, chairman; the Senator from Cherokee, Mr. Curtis; the Senator from Des Moines, Mr. Miller; the Senator from Story, Mr. Murray; and the Senator from Linn, Mr. Redmond.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 351

H—3584

Amend House File 351, as amended and passed by the House and reprinted, as follows:

1. Page 1 , line 12, by striking the words "However, employee" and inserting in lieu thereof the word "Employee".
2. Page 1 , by striking everything in lines 20 through 25, inclusive, and inserting in lieu thereof the following:
" b . Any person engaged in agriculture as an owner-operator or tenant-operator and the spouse or relatives of either who reside on the premises while exchanging labor with the operator or for other mutual benefit of any and all such persons.".
3. Page 1 A , line 37 , by striking the word "However,".
4. Page 1A, line 38 , by striking the word "the" and inserting in lieu thereof the word "The".
5. Page 2, line 7, by striking the word "discounting" and inserting in lieu thereof the word "excluding".
6. Page 2, line 10 , by striking the word "twice".
7. Page 2 , line 19 , by inserting after the period the following:
"However, if any of these wages due its employees are determined on a commission basis, the employer may, upon agreement with the employee, pay only a credit against such wages. If such credit is paid, the employer shall, at regular intervals, pay any difference between a credit paid against wages determined on a commission basis and such wages actually earned on a commission basis. These regular intervals shall not be separated by more than twelve months."
8. Page 2, line 21, by inserting after the period the words "An employer and employee may, upon written agreement which shall be maintained as a record, vary the provisions of this subsection."
9. Page 3, line 1, by striking the word "paid" and inserting in lieu thereof the word "delivered".
10. Page 3, line 2, by striking the word "and" and inserting in lieu thereof the word "or".
11. Page 3, line 3, by inserting after the period the words "A designee under this subsection shall not also be an assignee or buyer of wages under

## Page 2

section five hundred thirty-nine point four (539.4) of the Code nor a garnisher of the employee under chapter six hundred forty-two (642) of the Code, unless the designee complies with the provisions of section five hundred thirty-nine point four (539.4) and chapter six hundred forty-two (642) of the Code."
12. Page 3, line 7, by inserting after the word
"wages" the words ", less any lawful deductions specified in section five (5) of this Act,".
13. Page 3, by striking everything in lines 13 through 15, inclusive, and by renumbering the following subsection accordingly.
14. Page 3, line 18, by inserting after the word "employer" the words "and incurred by the employee".
15. Page 3, line 28, by inserting after the word
"earned" the words ", less any lawful deductions specified in section five (5) of this Act,".
16. Page 3, by striking everything in lines 30 through 33, inclusive, and inserting in lieu thereof the following:
"in section three (3) of this Act. If vacations are due an employee under an agreement with the employer or a policy of the employer establishing prorata vacation accrued, the increment shall be in proportion to the fraction of the year which the employee was actually employed."
17. Page 3, line 30, by inserting after the period the following:
"However, if any of these wages are the difference between a credit paid against wages determined on a commission basis and such wages actually earned on a commission basis, the employer shall pay such difference not more than thirty days after the date of suspension or termination."
18. Page 5 , line 5 , by striking the word "may" and inserting in lieu thereof the words "permitted to".
19. Page 5, line 15, by inserting after the period the sentences: "However, the employer and a full-time employee who is the manager of an establishment may agree in writing signed by both parties that the employee will be responsible for a cash shortage that occurs within forty-five days prior to the most recent regular pay day. Not more than one such agreement shall be in effect per establishment."
20. Page 5, line 16, by inserting after the word "employee" the words "on behalf of the employer".
21. Page 5, line 17, by striking the words "so long as the employee is" and inserting in lieu thereof the words "if the employee has been".
22. Page 5, line 20, by striking the words
"defective or faulty workmanship,".
23. Page 5 , line 21 , by inserting after the first
comma the words "unless such tools and equipment are

## Page 3

1 ledged in writing by the employee from whom the

## Page 4

1 fied in section five (5) of this Act".
2
33. Page 7, line 21, by striking the word "know-
ingly" and inserting in lieu thereof the word "intentionally".
34. Page 7, line 25, by striking the word "knowingly" and inserting in lieu thereof the word "intentionally".
35. Page 7, by striking all of lines 27 through 33 and inserting in lieu thereof the following:
"court costs and any attorney's fees incurred in recovering the unpaid wages and determined to have been usual and necessary. In other instances the employer shall be liable only for unpaid wages or expenses, court costs and usual and necessary attorney's fees incurred in recovering the unpaid wages or expenses."
36. Page 7A, by striking lines 36 and 37 and inserting in lieu thereof the following:
"1. The commissioner shall administer and enforce the provisions of this Act. The commissioner".
37. Page 7A, line 41, by inserting after the word "records" the words "concerning wages and payrolls".
38. Page 8, by striking line 11 and inserting in lieu thereof the words "seventeen $A$ (17A) of the Code, any rules necessary".
39. Page 9 , line 8 , by striking the word
"claimants" and inserting in lieu thereof the word "assignments".
40. Page 10, line 2, by inserting after the word "state" the words "to the extent permitted by the laws of that state".
41. Page 10 , lines 19 and 20, by striking the words ", other than section six (6) of this Act,".
42. Page 10, by striking everything in lines 23 through 26, inclusive, and inserting in lieu thereof the words "The commissioner may recover".
43. Page 11, line 22, by striking the word "must," and inserting in lieu thereof the words "may be required, at the discretion of the district court and" and by inserting before the word "deposit" the word "to."
44. Page 11, by striking lines 32 and 33 and inserting in lieu thereof the words "shall request the attorney general to recover the assessed penalties in a civil action."
45. Page 12, line 8 by striking the words "and two (2)" and by striking the word "are" and inserting in lieu thereof the word "is".
46. Page 13, by striking everything in lines 7 through 12, inclusive.

## HOUSE CONCURRENT RESOLUTION 37

By Committee on Agriculture
Whereas, the sale of meat and meat products at retail is almost universally on a cash basis; and

Whereas, retail sellers of meat and meat products, in purchasing these products from packers and other whole-

## Page 2

salers, almost universally delay payment for these products from seven to twenty-eight days; and

Whereas, this delay in paying for meat and meat products results in the receipt of many millions of dollars of interest income annually, by retailers at the expense of meat packers and other wholesalers; and

Whereas, packers and other wholesalers pass this interest loss on to producers of livestock by various means of delaying payment to the producers, who are unable to pass on the resultant losses and therefore bear the total burden of this practice; and

Whereas, this practice of delayed payments is not only inherently unfair, but also dangerous in that (1) it permits accumulation of unpaid debts to meat producers, who have little recourse in case of bankruptcy of such a debtor; (2) it permits retailers to operate in an insolvent condition because of the informal loans extracted without consent from producers of these commodities; and (3) it places an unacceptable burden on the cattle producing industry, which is already in the worst economic crisis in history; Now. Therefore,

Be It Resolved by the House of Representatives; The Senate Concurring, That:

1. The United States Department of Agriculture is urged to take whatever regulatory steps are necessary
to require any purchaser of meat and meat products to pay for these commodities within forty-eight hours from the time they are delivered to the retail outlet.
2. If the United States Department of Agriculture is unwilling or unable to adequately enforce a requirement of this kind, then the United States Congress is urged to take whatever steps are necessary to accomplish this objective.
Laid over under Rule 25.

## HOUSE RESOLUTION 24

By Miller of Calhoun

Whereas, the city of Palmer, Iowa, is nearing the seventy-fifth anniversary of its incorporation as a city; and,

Whereas, the citizens of Palmer, Iowa, are preparing for a celebration to commemorate the Diamond Jubilee of the city's incorporation; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Palmer, Iowa, in commemoration of the seventyfifth anniversary of its incorporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the

15 citizens of Palmer who are in charge of making prepara-
16 tions for the Diamond Jubilee celebration.
Laid over under Rule 25.
On motion by Avenson of Fayette, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR

House File 206, a bill for an act relating to deduction of debts for inheritance tax purposes, with report of committee recommending amendment and passage, was taken up for consideration.

Clark of Lee offered the following amendment H-3499 filed by the committee on ways and means and moved its adoption:
H-3499
Amend House File 206 as follows:

1. Page 1, line 10 , by striking the words
"allowance for the" and inserting in lieu thereof the words "[allowance for the]".
2. Page 1, lines 11 and 12, by striking the words "spouse and minor children" and inserting in lieu thereof the following: "allowances as provided in sections six hundred thirty-three point three
hundred seventy-four (63s.s74), six hundred thirtythree point three hundred seventy-five (633.375), six hundred thirty-three point three hundred seventysix (633.376) and six hundred thirty-three point three hundred seventy-seven (63s.377) of the Code, and".
3. Page 1 , line 18 , by inserting after the comma the following: "the costs of the sale of real estate or personal property in the estate, including the real estate agent's commission, and expenses for abstracting, documentary stamps, and title correction expenses,".
4. Amend line 1 of the title page by adding after the word "debts" the words "and expenses".
Amendment H-3499 was adopted.
Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 206)

The ayes were, 88:

| Anderson | Evans <br> Avenson |
| :--- | :--- |
| Fitzgerald |  |
| Baker | Fullerton |
| Bennett | Gentleman |
| Bina | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Hutchins |
| Dunton | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |


| Koogler | Pavich |
| :--- | :--- |
| Krause | Pellett |
| Kreamer | Perkins |
| Lageschulte | Poncy |
| Lindeen | Readinger |
| Lonergan | Schelhaase |
| McElroy | Schroeder |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Stephens |
| Middleton | Stromer |
| Miller, A. V. | Svoboda |
| Miller, K. D. | Tauke |
| Miller,O.L. | Tofte |
| Monroe | Walter |
| Nealson | Welden |
| Newhard | Wells |
| Nielsen | West |
| Norland | Woods |
| Oakley | Wulff |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Bittle | Crabb | Jesse | Rinas |
| :--- | :--- | :--- | :--- |
| Brockett | Drake | Lipsky | Small |
| Connors | Husak | Millen | Varley |

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

House File 725, a bill for an act relating to the issuance of permits for the sale of cigarettes, was taken up for consideration.

Dieleman of Marion moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 725)

## The ayes were, 83 :

| Anderson | Daggett | Hansen | Junker |
| :--- | :--- | :--- | :--- |
| Avenson | Danker | Hargrave | Koogler |
| Baker | Dieleman | Harper | Kreamer |
| Bennett | Dolle | Hennessey | Lageschulte |
| Bina | Dunton | Higgins | Lindeen |
| Bortell | Dyrland | Hines | McEElroy |
| Branstad | Egenes | Hinkhouse | Menke |
| Brunow | Evans | Horn | Mennenga |
| Byerly | Fitzgerald | Howell | Middleswart |
| Caffrey | Fullerton | Hullinger | Middleton |
| Clark | Gentleman | Husak | Miller, K. D. |
| Crabb | Gillon | Hutchins | Miller, O.L. |
| Crawford | Griffee | Jochum | Nealson |
| Cusack | Halvorson | Jordan | Newhard |


| Nielsen | Perkins | Spencer | Wells |
| :--- | :--- | :--- | :--- |
| Norland | Poncy | Stromer | West |
| Oakley | Readinger | Svoboda | Woods |
| O'Halloran | Rinas | Tauke | Wulff |
| Patchett | Scheelhaase | Tofte | Wyckoff |
| Pavich | Small | Walter | Mr. Speaker |
| Pellett | Spear | Welden |  |

The nays were, 2:
Harvey Schroeder
Absent or not voting, 15:

| Bittle | Den Herder <br> Brandt | Lipsky <br> Drake | Monroe |
| :--- | :--- | :--- | :--- |
| Brockett | Jessergan | Stephens |  |
| Connors | Krause | Millen | Varley |

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

Senate File 418, a bill for an act relating to payment and final returns of inheritance tax, with report of committee recommending passage, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 418)

The ayes were, 90:

| Anderson | Fitzgerald | Kreamer | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Lageschulte | Poncy <br> Baker |
| Gentleman | Lindeen | Readinger |  |
| Bennett | Gilloon | Lonergan | Rinas |
| Bina | Griffee | McElroy | Scheelhaase |
| Bortell | Halvorson | Menke | Schroeder |
| Brandt | Hansen | Mennenga | Small |
| Branstad | Harper | Middleswart | Spear |
| Brunow | Harvey | Midlleton | Spencer |
| Byerly | Hennessey | Miillen | Stephens |
| Caffrey | Higgins | Miller, A. V. | Stromer |
| Clark | Hines | Miller, K. D. | Svoboda |
| Crawford | Hinkhouse | Miller, O. L. | Tauke |
| Cusack | Horn | Nealson | Tofte |
| Daggett | Howell | Newhard | Walter |
| Danker | Hullinger | Nielsen | Welden |
| Den Herder | Husk | Norland | Wells |
| Dieleman | Hutchins | Oakley | West |
| Doyle | Jochum | O'Halloran | Woods |
| Dunton | Jordan | Patchett | Wulff |
| Dyrland | Junker | Pavich | Wyckoff |
| Egenes | Koogler | Pellett | Mr. Speaker |
| Evans | Krause |  |  |
|  |  |  |  |

Absent or not voting, 10:
Bittle Brockett

| Drake | Jesse | Monroe |  |
| :--- | :--- | :--- | :--- |
| Hargrave | Lipsky |  |  |

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

REGULAR CALENDAR<br>(House Joint Resolution 9 Deferred)

House Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot, with report of committee recommending passage, was taken up for consideration.

Millen of Van Buren asked and received unanimous consent that amendment $\mathrm{H}-3558$ (to page 1), filed by him and Welden of Hardin on April 15, 1975, and found on page 1130 of the House Journal, be withdrawn.

Spear of Lee offered the following amendment H-3573 filed by him and Gentleman of Polk and moved its adoption:
H-3573
1 Amend House Joint Resolution 9 as follows: Page 1, by striking from lines 9 and 10 the
words "Both such officers" and inserting in lieu
4 thereof the words "Each such officer".
Amendment H—3573 was adopted.
Spear of Lee asked and received unanimous consent that the following amendments to amendment $\mathrm{H}-3558$ be withdrawn:

Amendments $\mathrm{H}-3560$ and $\mathrm{H}-3561$ filed by him on April 15, 1975, and found on pages 1130 and 1131 of the House Journal respectively.

Gentleman of Polk asked and received unanimous consent that amendment H-3562 (to page 1), filed by her on April 15, 1975, and found on page 1131 of the House Journal, be withdrawn.

Millen of Van Buren offered the following amendment H-3572 filed by him and Welden of Hardin:

## H—3572

1 Amend House Joint Resolution 9 as follows:

1. Page 2, by inserting after line 27 the
following:
".... Section eighteen (18) of Article four
(IV) of the Constitution of the State of Iowa is
repealed."
2. Title page, by inserting after the word

8 "ballot" in line 4, the words "and to change the
9 duties of the Lieutenant Governor."
3. By renumbering the sections accordingly.

Spear of Lee offered the following amendment $\mathrm{H}-3574$, to amendment $\mathrm{H}-3572$, filed by him:

H-3574
1 Amend the Millen and Welden amendment $\mathrm{H}-3572$ to
House Joint Resolution 9 as follows:
Page 1, line 6, by inserting after the word
"repealed" the following:
"and the following adopted in lieu thereof:
Section 18. The Lieutenant Governor shall serve
as the Secretary of State and shall further serve as
an assistant to the Governor. The Governor may
assign duties to the Lieutenant Governor. Notwith-
standing the provisions of Section twenty-two (22)
of this Article, the office of Secretary of State
shall not be an office separate from the office of
Lieutenant Governor, but rather the elected
Lieutenant Governor, shall assume the duties of
Secretary of State".
Nielsen of Polk rose on a point of order that amendment $\mathrm{H}-3574$ was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3574$, to amendment H-3572, not germane.

Spear of Lee offered the following amendment $\mathrm{H}-3575$, to amendment $\mathrm{H}-3572$, filed by him:
H-3575
1 Amend the Millen and Welden amendment H-3572
to House Joint Resolution 9 as follows:
Page 1, line 6, by inserting after the word
"repealed" the following:
"and the following adopted in lieu thereof:
Section 18. The Lieutenant Governor shall serve
as an assistant to the Governor. The Governor may
assign duties to the Lieutenant Governor".
Spear of Lee asked and received unanimous consent that amendment H-3575 and House Joint Resolution 9 be temporarily deferred.

House File 12, a bill for an act relating to the indemnification of county officers and employees, with report of committee recommending amendment and passage, was taken up for consideration.

Miller of Calhoun offered the following amendment H-3351 filed by the committee on county government:

## H-3351

            Amend House File 12 as follows:
    1. Page 1 , line 12 , by striking the words
    "negligent acts," and inserting in lieu thereof the
    words "[negligent acts,]".
        2. Page 1 , by inserting after line 15 the following:
        "Sec. ..... Section three hundred thirty-two point
    thirty-eight (332.38), Code 1975, is amended to read
    as follows:
        332.38 TAX TO SUPPORT FUND. If the balance in
    the fund on September 30 of any year is less than
    [three] six hundred thousand dollars, the treasurer
    of state shall notify the board of supervisors of
    each county to again levy for that year one half cent
    per thousand dollars of assessed value to be collected
    with other taxes in the next year."
        3. Page 1 , line 18 , by striking the words
        "negligent act," and inserting in lieu thereof the
        words "[negligent act,]".
            4. Page 1 , line 19 , by striking the word "error,"
        and inserting in lieu thereof the word "error \([\),\(] ".\)
            5. Page 1, line 24, by inserting after the word
        "processed" the words "in accordance with provisions
        of chapter six hundred thirteen \(A(613 A)\) of the Code".
            6. Page 1, lines 24 and 25 , by striking the words
        "in accordance with the provisions of chapter 25A"
        and inserting in lieu thereof the words "[in accordance
        with the provisions of chapter 25A]".
            7. Page 2, line 18, by striking the word "repealed"
        and inserting in lieu thereof the following:
            "amended to read as follows:
            332.42 INSURANCE COVERAGE ON OTHER EMPLOYEES.
        The board of supervisiors may purchase insurance
        insuring any [other] county officers and their employees
        in the performance of their official duties [not
        specified in section 332.36, ] against personal liability
        as a result of negligent acts[, errors or omissions].
        The premiums for the insurance shall be paid from
        the general fund of the county. If the liability
        of any county cfficer or his employees in the
        performance of their official duties [, not specified
        in section 332.36 ,] is not fully indemnified by
        insurance, the board of supervisors shall pay any
        such loss, for which the county officer or his
        employees shall be found liable, from the general
        fund of the county. Any county board of supervisors
        may compromise and settle any such claim."
    By unanimous consent the following corrective amendment $\mathrm{H}-3585$, to amendment H - 3351 , filed from the floor by Miller of Calhoun, was adopted:
H-3585

Miller of Calhoun moved the adoption of the committee amendment $\mathrm{H}-3351$, as amended.

Amendment H-3351, as amended, was adopted.
Hansen of O'Brien moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 12)
The ayes were, 90 :

| Anderson | Evans | Krause | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Kreamer | Pellett |
| Baker | Fullerton | Lageschulte | Perkins |
| Bennett | Gilloon | Lindeen | Poncy |
| Bina | Griffee | Lonergan | Readinger |
| Bortell | Halvorson | McElroy | Scheelhaase |
| Brandt | Hansen | Menke | Schroeder |
| Branstad | Hargrave | Mennenga | Small |
| Brunow | Harper | Middleswart | Spear |
| Byerly | Hennessey | Middleton | Spencer |
| Caffrey | Higgins | Millen | Stephens |
| Clark | Hines | Miller, A.V. | Stromer |
| Crabb | Hinkhouse | Miller, K.D. | Svoboda |
| Crawford | Horn | Miller, O.L. | Tauke |
| Cusack | Howell | Monroe | Walter |
| Daggett | Hullinger | Nealson | Welden |
| Danker | Husak | Newhard | Wells |
| Den Herder | Hutchins | Nielsen | West |
| Dieleman | Jesse | Norland | Woods |
| Doyle | Jochum | Oakley | Wulf |
| Dunton | Jordan | O'Halloran | Wyckoff |
| Dyrland | Junker | Patchett | Mr. Speaker |
| Egenes | Koogler |  |  |

The nays were, 2:
Gentleman Tofte
Absent or not voting, 8:
Bittle Connors

Brockett Drake
Harvey Rinas
Lipsky Varley
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 488, a bill for an act to allow the state conservation commission to gather or remove certain plant life from parks, with report of committee recommending amendment and passage, was taken up for consideration.

Middleswart of Warren offered the following amendment $\mathrm{H}-3349$ filed by the committee on natural resources and moved its adoption:
H-3349
1 Amend House File 488 by adding the following:
2 "Sec. 2. This Act, being deemed of immediate

3 importance, shall take effect, and be in force from
4 and after its publication in the Cedar Valley Times,
5 a newspaper published in Vinton, Iowa, and in
6 The Record-Herald and Indianola Tribune, a newspaper
7 published in Indianola, Iowa."
Amendment H—3349 was adopted.
Middleswart of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 488)
The ayes were, 82 :

| Anderson | Gentleman | Lageschulte | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Lindeen | Poncy |
| Baker | Griffee | McElroy | Readinger |
| Bennett | Halvorson | Menke | Rinas |
| Bina | Hansen | Mennenga | Scheelhaase |
| Brandt | Hargrave | Middleswart | Small |
| Branstad | Harper | Middleton | Spear |
| Brunow | Harvey | Millen | Spencer |
| Byerly | Hennessey | Miller, A. V. | Stromer |
| Caffrey | Higgins | Miller, K. D. | Svoboda |
| Clark | Hines | Miller, O. L. | Tauke |
| Crabb | Hinkhouse | Nealson | Tofte |
| Cusack | Horn | Newhard | Walter |
| Daggett | Howell | Nielsen | Welden |
| Dieleman | Husak | Norland | Wells |
| Doyle | Hutchins | Oakley | West |
| Dunton | Jochum | O'Halloran | Woods |
| Egenes | Jordan | Patchett | Wulff |
| Evans | Junker | Pavich | Wyckoff |
| Fitzgerald | Koogler | Pellett | Mr. Speaker |
| Fullerton | Kreamer |  |  |
| The nays were, | 7: |  |  |
| Bortell | Danker |  | Lonergan |
| Crawford | Dyrland | Schroeder | Stephens |
| Absent or not | voting, 11: |  |  |
| Bitle | Den Herder | Jesse |  |
| Brockett | Drake | Krause | Monroe |
| Connors | Hullinger | Lipsky | Varley |

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

## IMMEDIATE MESSAGE <br> (House File 488)

Avenson of Fayette asked and received unanimous consent that House File 488 be immediately messaged to the Senate.

## HOUSE FILE 401 WITHDRAWN

Jesse of Polk asked and received unanimous consent to withdraw House File 401 from further consideration by the House.

## CONSIDERATION OF BILLS

House File 497, a bill for an act relating to the conservation management and protection of fish, plant life, and wildlife species endangered or threatened with extinction and prescribing penalties, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3383$ filed by him and moved its adoption:

H—3383
1 Amend House File 497 as follows:

1. Page 3, line 13, by inserting before the
period the words "as contained in the code of
federal regulations, title fifty (50), part
seventeen (17) as amended to December 30, 1974".
2. Page 3, line 15 , by inserting before the
period the words "as contained in the code of
federal regulations, title fifty (50), part
seventeen (17) as amended to December 30, 1974".
3. Page 3, line 17 , by inserting before the
period the words "as contained in the code of
federal regulations, title fifty (50), part
seventeen (17) as amended to December 30, 1974".
Amendment H-3383 was adopted.
Egenes of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 497)
The ayes were, 85:

| Anderson | Egenes | Jordan | Patchett <br> Avenson |
| :--- | :--- | :--- | :--- |
| Evans | Eavich |  |  |
| Baker | Fitzgerald | Junker | Koogler |
| Bennett | Fullerton | Kreamer | Pellett |
| Bina | Gentleman | Lageschulte | Poncy |
| Bortell | Gilloon | Lindeen | Rinas |
| Brandt | Griffee | Lonergan | Scheelhaase |
| Branstad | Halvorson | McElroy | Schroeder |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Caffrey | Harer | Middleswart | Stromer |
| Clark | Harvey | Middleton | Svoboda |
| Connors | Hennessey | Millen | Tauke |
| Crabb | Hines | Miller, A.V. | Tofte |
| Crawford | Hinkhouse | Miller, K. D. | Walter |
| Cusack | Horn | Miller, O.L. | Welden |
| Dagggett | Howell | Nalson | West |
| Danker | Husak | Newhard | Woods |
| Dieleman | Hutchins | Norland | Wulff |
| Doyle | Jesse | Oakley | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, 2:
Hullinger Perkins
Absent or not voting, 13:

| Bittle | Higgins | Monroe | Stephens |
| :--- | :--- | :--- | :--- |
| Brockett | Krause | Nielsen | Varley |
| Den Herder | Lipsky | Small | Wells |

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

House File 498, a bill for an act to provide that the making or delivering of a false odometer statement is an offense subject to a penalty provided by law, was taken up for consideration.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.
On the question "Shall the bill pass?" (H.F. 498)
The ayes were, 92:

| Anderson | Egenes | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Pellett |
| Baker | Fitzgerald | Koogler | Perkins |
| Bennett | Fullerton | Kreamer | Poncy |
| Bina | Gentleman | Lageschulte | Readinger |
| Bortell | Gilloon | Lindeen | Rinas |
| Brandt | Griffee | Lonergan | Scheelhaase |
| Branstad | Halvorson | McElroy | Schroeder |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Cafrey | Harper | Middleswart | Stephens |
| Clark | Harvey | Middleton | Stromer |
| Connors | Hennessey | Millen | Svoboda |
| Crabb | Higgins | Miller, A. V.. | Tauke |
| Crawford | Hines | Miller, K. D. | Tofte |
| Cusack | Hinkhouse | Miller, O.L. | Walter |
| Daggett | Horn | Nealson | Welden |
| Danker | Howell | Newhard | Wells |
| Den Herder | Hullinger | Nielsen | West |
| Dieleman | Husak | Norland | Woods |
| Doyle | Hutchins | Oakley | Wulff |
| Dunton | Jesse | O'Halloran | Wyckoff |
| Dyrland | Jochum | Patchett | Mr. Speaker |
| The nays were, | none. |  |  |
| Absent or not | voting, 8: |  |  |
| Bittle | Drake |  |  |
| Brockett | Krause | Lipsky | Monroe |

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

Fitzgerald of Webster asked and received unanimous consent to take up out of order House File 720, a bill for an act relating to the days school is in session during the school year.

Baker of Buena Vista moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 720)
The ayes were, 88:
$\left.\begin{array}{llll}\text { Anderson } & \begin{array}{l}\text { Dyrland } \\ \text { Avenson }\end{array} & \begin{array}{l}\text { Egenes } \\ \text { Baker }\end{array} & \text { Jordan }\end{array} \quad \begin{array}{l}\text { Patchett } \\ \text { Pavich }\end{array}\right)$

Absent or not voting, 10 :

| Bittle | Krause | O'Halloran | Varley |
| :--- | :--- | :--- | :--- |
| Brockett | Lipsky | Small | Welden |

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

## IMMEDIATE MESSAGE <br> (House File 720)

Patchett of Johnson asked and received unanimous consent that House File 720 be immediately messaged to the Senate.

## CONSIDERATION OF BILLS

REGULAR CALENDAR
House File 501, a bill for an act relating to the requirement
for admission to the school for the deaf, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 501)
The ayes were, 91:

| Anderson | Fitzgerald | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Kreamer | Perkins |
| Baker | Gentleman | Lageschulte | Poncy |
| Bennett | Gilloon | Lindeen | Readinger |
| Bina | Griffee | Lonergan | Rinas |
| Bortell | Halvorson | McElroy | Scheelhaase |
| Brandt | Hansen | Menke | Schroeder |
| Branstad | Hargrave | Mennenga | Spear |
| Brunow | Harper | Middleswart | Spencer |
| Caffrey | Harvey | Middleton | Stephens |
| Clark | Hennessey | Millen | Stromer |
| Connors | Higgins | Miller, A.V. | Svoboda |
| Crawford | Hines | Miller, K. D. | Tauke |
| Cusack | Hinkhouse | Miller, O.L. | Tofte |
| Daggett | Horn | Monroe | Walter |
| Danker | Howell | Nealson | Welden |
| Den Herder | Hullinger | Newhard | Wells |
| Dieleman | Husak | Nielsen | West |
| Doyle | Hutchins | Norland | Woods |
| Dunton | Jesse | Oakley | Wulff |
| Dyrland | Jochum | O'Halloran | Wyckoff |
| Egenes | Jordan | Patchett | Mr. Speaker |
| Evans | Junker | Pavich |  |

The nays were, 1:
Byerly
Absent or not voting, 8:

| Bittle | Crabb | Krause | Small |
| :--- | :--- | :--- | :--- |
| Brockett | Drake | Lipsky | Varley |

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

House File 502, a bill for an act relating to vehicle inspection and issuing inspection orders by authorized employees, was taken up for consideration.

Brunow of Appanoose offered the following amendment H-3373 filed by Krause of Palo Alto and moved its adoption:

H—3373
1 Amend House File 502 as follows:
2 1. Page 2, line 4, by inserting after the word
3 "custodian" the words "with return receipt requested
4 by a date certain as fixed by the department pursuant
5 to rules".
2. Page 2, line 5, by striking the words
"certified receipt" and inserting in lieu thereof
8 the words "returned receipt or return of the notice".
Amendment H-3373 was adopted.
Brunow of Appanoose asked and received unanimous consent that amendment H-3356, filed by Krause of Palo Alto on March 27, 1975, and found on page 782 of the House Journal, be withdrawn.

Brunow of Appanoose offered the following amendment H-3568 filed by Krause of Palo Alto and moved its adoption:

H-3568
1 Amend House File 502, page 3, line 15, by inserting the following after the period (.):
"If the vehicle is undergoing repairs or parts necessary to make repairs are on order, the motor vehicle need not be inspected until such repairs are completed; provided, however, the motor vehicle shall not be driven upon the highways until the repairs have been completed and the vehicle has passed inspection, except to move it to and from an inspection station."

Amendment H-3568 was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 502)
The ayes were, 43 :

| Anderson | Gentleman |
| :--- | :--- |
| Avenson | Gilloon |
| Baker | Hansen |
| Bennett | Hargrave |
| Brandt | Harper |
| Connors | Hennessey |
| Daggett | Hinkhouse |
| Dieleman | Hullinger |
| Doyle | Jesse |
| Dunton | Jochum |
| Fitzgerald | Lindeen |

Menke
Mennenga
Middleton
Miller, A. V.
Miller, O. L.
Nealson
Norland
O'Halloran
Patchett
Pavich
Pellett

Poncy
Spear
Spencer
Tauke
Tofte
Welden
Wells
Wulff
Wyckoff
Mr. Speaker

The nays were, 49:

| Bina | Crabb |
| :--- | :--- |
| Bortell | Crawford |
| Branstad | Cusack |
| Brunow | Danker |
| Byerly | Dyrland |
| Caffrey | Egenes |
| Clark | Evans |

Fullerton
Griffee Halvorson
Harvey
Higgins Hines
Horn

Howell<br>Husak Hutchins<br>Jordan<br>Junker<br>Koogler<br>Kreamer

| Lageschulte | Monroe | Readinger | Stromer <br> Lonergan |
| :--- | :--- | :--- | :--- |
| Mewhard | Rinas | Svoboda |  |
| McElroy | Nielsen | Scheelhaase | Walter |
| Middleswart | Oakley | Schroeder | West |
| Millen | Perkins | Stephens | Woods |
| Miller, K. D. |  |  |  |
| Absent or |  |  |  |
| Bittle | voting, 8: | Den Herder | Krause |
| Brockett | Drake | Lipsky | Small |
|  | Darley |  |  |

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

The House resumed consideration of House Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot.

Spear of Lee asked and received unanimous consent that amendment H-3575, to amendment H-3572, filed by him on April 16, 1975, and found on pages 1146 and 1147 of the House Journal, be withdrawn.

Spear of Lee offered the following amendment H-3582, to amendment H-3572, filed by him from the floor and moved its adoption:
H-3582
Amend the Millen, Welden amendment H-3572 to
House Joint Resolution 9 as follows:
Page 1, line 6, by inserting after the word "repealed" the following:
"and the following adopted in lieu thereof:
Section 18. The Lieutenant Governor shall
perform such duties as may be provided by law."
Amendment H-3582 was adopted.
Millen of Van Buren moved the adoption of amendment $\mathrm{H}-3572$, as amended.

Amendment H-3572, as amended, was adopted.
Spear of Lee moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the joint resolution was read a last time.

House Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot and to change the duties of the lieutenant governor.
Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

1. Section two (2) of Article four (IV) of the Constitution of the State of Iowa, as amended by amendment number one (1) of the Amendments of 1972, is repealed and the following adopted in lieu thereof:

Section 2. The Governor and the Lieutenant Governor shall be elected by the qualified electors at the time and place of voting for members of the General Assembly. Each such officer shall hold office for four years from the time of installation in office and until a successor is elected and qualifies.
2. Section three (3) of Article four (IV) of the Constitution of the State of Iowa, as amended by amendment number one (1) of the Amendments of 1972, is repealed and the following adopted in lieu thereof:

Section 3. The electors shall designate for whom they vote for Governor and Lieutenant Governor as if these two offices were one and the same. The names of nominees for the Governor and the Lieutenant Governor shall be grouped together in a set on the ballot according to which nominee for Governor is seeking office with which nominee for Lieutenant Governor, as prescribed by law. An elector shall cast only one vote for both a nominee for Governor and a nominee for Lieutenant Governor. The returns of every election for Governor and Lieutenant Governor shall be sealed and transmitted to the seat of government of the State, and directed to the Speaker of the House of Representatives who shall open and publish them in the presence of both houses of the General Assembly.
3. Section four (4) of Article four (IV) of the Constitution of the State of Iowa, as amended by amendment number one (1) of the Amendments of 1952, is repealed and the following adopted in lieu thereof:

Section 4. The nominees for Governor and Lieutenant Governor jointly having the highest number of votes cast for them shall be declared duly elected. If two or more sets of nominees for Governor and Lieutenant Governor have an equal and the highest number of votes for the offices jointly, the General Assembly shall by joint vote proceed, as soon as is possible, to elect one set of nominees for Governor and Lieutenant Governor. If, upon the completion by the General Assembly of the canvass of votes for Governor and Lieutenant Governor, it shall appear that the nominees for Governor in the set of nominees for Governor and

Lieutenant Governor receiving the highest number of votes has since died or resigned, is unable to qualify, fails to qualify, or is for any other reason unable to assume the duties of the office of Governor for the ensuing term, the powers and duties shall devolve to the nominee for Lieutenant Governor of the same set of nominees for Governor and Lieutenant Governor until the disability is removed and upon inauguration, such nominee shall assume the powers and duties of Governor. If both such nominees for Governor and Lieutenant Governor are so unable to assume the duties of the office of Governor, the person next in succession shall act as Governor.
4. Section five (5) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

Section 5. Contested elections for the offices of Governor and Lieutenant Governor shall be determined by the General Assembly as prescribed by law.

Sec. 2. Section eighteen (18) of Article four (IV) of the Constitution of the State of Iowa is repealed and the following adopted in lieu thereof:

Section 18. The Lieutenant Governor shall perform such duties as may be provided by law.

Sec. 3. The foregoing proposed amendment to the Constitution of the State of Iowa is hereby referred to the general assembly to be chosen at the next general election for members of the general assembly and the secretary of state is directed to cause the same to be published for three consecutive months before the date of said election as provided by law.

On the question "Shall the joint resolution be adopted and agreed to?" (H.J.R. 9)

The yeas were, 66:

| Anderson | Dyrland | Jesse | Norland |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Jochum | Oakley |
| Baker | Fitzgerald | Jordan | O'Halloran |
| Bina | Gilloon | Junker | Patchett |
| Brandt | Griffee | Lageschulte | Pavich |
| Brunow | Halvorson | Lindeen | Poncy |
| Byerly | Hargrave | Mennenga | Readinger |
| Caffrey | Harper | Middleswart | Scheelhaase |
| Clark | Hennessey | Middleton | Small |
| Connors | Hines | Millen | Spear |
| Crawford | Hinkhouse | Miller, A. V. | Spencer |
| Cusack | Horn | Miller, O. L. | Stromer |
| Daggett | Howell | Monroe | Svoboda |
| Doyle | Hullinger | Newhard | Tauke |
| Dunton | Hutchins | Nielsen | Tofte |


| Walter | Wells | Wulff | Mr. Speaker |
| :---: | :---: | :---: | :---: |
| Welden | West |  |  |
| The nays were, 27: |  |  |  |
| Bennett | Fullerton | Krause | Pellett |
| Bortell | Gentleman | Kreamer | Perkins |
| Branstad | Hansen | Lonergan | Schroeder |
| Crabb | Harvey | McElroy | Stephens |
| Danker | Higgins | Menke | Woods |
| Den Herder | Husak | Miller, K. D. | Wyckoff |
| Evans | Koogler | Nealson |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Dieleman | Lipsky | Varley |
| Brockett | Drake | Rinas |  |

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

House File 503, a bill for an act relating to transfer of prisoners of institutions administered by the department of social services, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 503)
The ayes were, 88:

| Anderson | Fitzgerald | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Koogler | Perkins |
| Baker | Gentleman | Lageschulte | Poncy |
| Bennett | Gilloon | Lindeen | Readinger |
| Bina | Griffee | Lonergan | Rinas |
| Bortel | Halvorson | McElroy | Scheelhaase |
| Brandt | Hansen | Menke | Schroeder |
| Branstad | Hargrave | Mennenga | Small |
| Rrunow | Harper | Middleswart | Spear |
| Byerly | Harvey | Middleton | Spencer |
| Clark | Hennessey | Miller, A.V. | Stephens |
| Crabb | Higgins | Miller, K. D. | Stromer |
| Crawford | Hines | Miller, O. L. | Tauke |
| Cusack | Hinkhouse | Monroe | Tofte |
| Danker | Horn | Nealson | Walter |
| Den Herder | Howell | Newhard | Welden |
| Dieleman | Hullinger | Nielsen | Wells |
| Doyle | Husa | Norland | West |
| Dunton | Hutchins | Oakley | Woods |
| Dyrland | Jesse | O'Halloran | Wulff |
| Egenes | Jochum | Patchett | Wyckoff |
| Evans | Jordan | Pavich | Mr. Speaker |
|  |  |  |  |

The nays were, none.
Absent or not voting, 12:

| Bittle | Connors | Krause | Millen |
| :--- | :--- | :--- | :--- |
| Brockett | Daggett | Kreamer | Svoboda |
| Caffrey | Drake | Lipsky | Varley |

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

Senate File 132, a bill for an act to prohibit hunting within one hundred yards of buildings, with report of committee recommending passage, was taken up for consideration.

Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 132)

## The ayes were, 82:

| Anderson | Evans |
| :---: | :---: |
| Avenson | Fitzgerald |
| Baker | Fullerton |
| Bennett | Gilloon |
| Bina | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Brunow | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Danker | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Dunton | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |

The nays were, 8:

| Branstad | Horn |
| :--- | :--- |
| Byerly | Monroe |

Absent or not voting, 10 :

| Bittle | Drake |
| :--- | :--- |
| Brockett | Gentleman |
| Daggett | Jesse |


| Koogler | Poncy |
| :--- | :--- |
| Lageschulte | Readinger |
| Lindeen | Rinas |
| Lonergan | Scheelhaase |
| McElroy | Schroeder |
| Menke | Small |
| Mennenga | Spear |
| Middleswart | Spencer |
| Middleton | Stephens |
| Millen | Stromer |
| Miller, A. V. | Svoboda |
| Miller, K. D. | Tauke |
| Miller, O. L. | Tofte |
| Nealson | Walter |
| Norland | Welden |
| Oakley | Wells |
| O'Halloran | West |
| Patchett | Wulff |
| Pavich | Wyckoff |
| Pellett | Mr. Speaker |


| Newhard | Perkins <br> Wielsen |
| :--- | :--- |

Krause Lipsky Kreamer Varley

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

Senate File 230, a bill for an act relating to bonding requirements for contracts with commercial fishermen, with report of committee recommending passage, was taken up for consideration.

Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 230)

## The ayes were, 87:

| Anderson | Egenes | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Lageschulte | Readinger |
| Baker | Fitggerald | Lonergan | Rinas |
| Bennett | Fullerton | McElroy | Scheelhaase |
| Bina | Gentleman | Menke | Schroeder |
| Bortell | Gilloon | Mennenga | Small |
| Brandt | Griffee | Middleswart | Spear |
| Branstad | Halvorson | Middleton | Spencer |
| Brunow | Hansen | Millen | Stephens |
| Byerly | Hargrave | Miller, A. V. | Stromer |
| Caffrey | Harper | Miller, K.D. | Svoboda |
| Clark | Hennessey | Miller, O. L. | Tauke |
| Connors | Higgins | Monroe | Tofte |
| Crabb | Hines | Nealson | Walter |
| Crawford | Hinkhouse | Newhard | Welden |
| Cusack | Horn | Norland | Wells |
| Danker | Howell | Oakley | West |
| Den Herder | Hullinger | O'Halloran | Woods |
| Dieleman | Husak | Patchett | Wulff |
| Doyle | Hutchins | Pavich | Wyckoff |
| Dunton | Jochum | Pellett | Mr. Speaker |
| Dyrland | Junker | Perkins |  |
|  |  |  |  |

The nays were, 1:
Harvey
Absent or not voting, 12:

| Bittle | Drake | Krause | Lipsky |
| :--- | :--- | :--- | :--- |
| Brockett | Jesse | Kreamer | Nielsen |
| Daggett | Jordan | Lindeen | Varley |

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

House File 185, a bill for an act relating to the transporting of cattle, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Husak of Tama offered the following amendment H-3353 filed by the committee on agriculture:

H-3353
1 Amend House File 185 as follows:
2 1. Page 1, by striking lines 3 through 5 , and inserting in lieu thereof the following: "1. "Livestock" means and includes live cattle, swine, sheep or horses, and the carcasses of cattle, swine, sheep or horses whether in whole or in part."
2. Page 1, lines 9 and 10, by striking the words "cattle or to swine" and inserting in lieu thereof the word "livestock".
3. Page 1 , line 13 , by striking the words "cattle or swine" and inserting in lieu thereof the word
"livestock".
4. Page 1 , lines 15 and 16, by striking the words "either cattle, or swine, or both" and inserting in lieu thereof the word "livestock".
5. Page 1 , line 19 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
6. Page 1, line 27 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
7. Page 2, line 7, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
8. Page 2 , line 9 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
9. Page 3 , lines 1 and 2, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
10. Page 3, lines 5 and 6, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
11. Page 3, line 7, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
12. Page 3, line 10, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
13. Page 3, line 13, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
14. Page 3, line 15, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
15. Page 3, line 19, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
16. Page 3, line 20, by striking the words "cattle or swine" and inserting in lieu thereof the word

## Page

"livestock".
17. Page 3 , line 23 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
18. Page 3, line 25 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
19. Page 3 , line 28 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
20. Page 3, line 32, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
21. Page 3, line 33, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
22. Page 3, line 35 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
23. Page 4, line 8, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
24. Page 4 , line 12 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
25. Page 4, line 17 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
26. Page 4 , line 24 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
27. Page 4, line 27 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
28. Page 4, line 33, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
29. Page 5, line 9 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
30. Page 5, lines 15 and 16 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
31. Page 5 , line 20 , by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
32. Page 5, line 21, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
33. Page 5 , line 23 , by striking the words "cattle

## Page 3

or swine" and inserting in lieu thereof the word "livestock".
34. Page 5, line 24, by striking the words "cattle or swine" and inserting in lieu thereof the word "livestock".
35. Amend the title, line 1 , by striking the

7 word "cattle" and inserting in lieu thereof the
8 word "livestock".
Crabb of Crawford offered the following amendment $\mathrm{H}-3489$, to the committee amendment $\mathrm{H}-3353$, filed by him and moved its adoption:

## H-3489

1 Amend the committee on agriculture amendment
$2 \mathrm{H}-3353$, page 1 to House File 185, by striking all
3 of lines 5 and 6 and inserting in lieu thereof the
4 following: "or horses."
Amendment $\mathrm{H}-3489$ was adopted.

Husak of Tama moved the adoption of the committee amendment $\mathrm{H}-3353$, as amended.

Amendment H-3353, as amended, was adopted.
Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 185)
The ayes were, 90 :

| Anderson | Fitzgerald | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Krause | Pellett |
| Baker | Gentleman | Lageschulte | Perkins |
| Bennett | Gilloon | Lindeen | Poncy |
| Bortell | Griffee | Lonergan | Readinger |
| Brandt | Halvorson | McElroy | Rinas |
| Branstad | Hansen | Menke | Schroeder |
| Brunow | Hargrave | Mennenga | Small |
| Byerly | Harper | Middleswart | Spear |
| Caffrey | Harvey | Middleton | Spencer |
| Clark | Hennessey | Millen | Stephens |
| Connors | Higgins | Miler, A.V. | Stromer |
| Crabb | Hines | Miller, K.D. | Svoboda |
| Crawford | Hinkhouse | Miller, O.L. | Tauke |
| Cusack | Horn | Monroe | Tofte |
| Danker | Howell | Nealson | Walter |
| Den Herder | Hullinger | Newhard | Wells |
| Dieleman | Husak | Nielsen | West |
| Doyle | Hutchins | Norland | Woods |
| Dunton | Jesse | Oakley | Wulff |
| Dyrland | Jochum | OHAalloran | Wyckoff |
| Egenes | Jordan | Patchett | Mr. Speaker |
| Evans | Junker |  |  |

The nays were, 3 :

| Bina | Scheelhaase | Welden |  |
| :--- | :---: | :--- | :--- |
| Absent or not voting, 7: |  |  |  |
| Bittle  <br> Brockett Daggett <br> Drake | Kreamer | Varley |  |

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

## ADOPTION OF HOUSE RESOLUTION 22

Pursuant to House Rule 26, the Speaker announced that House Resolution 22, filed on April 8, 1975, and found on pages 997 and 998 of the House Journal, is adopted by unanimous consent.

## ANNOUNCEMENT BY THE SPEAKER

Pursuant to House Rule 8, the Speaker appointed the following members of the House to the House steering committee:

# HOUSE STEERING COMMITTEE 

Jesse of Polk, Chairman<br>Avenson of Fayette, Ranking Majority Member<br>Varley of Adair, Ranking Minority Member<br>Bittle of Polk<br>Brockett of Marshall<br>Daggett of Adams<br>Doyle of Woodbury<br>Howell of Floyd<br>Hullinger of Decatur<br>Husak of Tama<br>Monroe of Des Moines<br>O'Halloran of Black Hawk<br>Schroeder of Pottawattamie<br>Spencer of Clay<br>Stromer of Hancock

MOTION TO RECONSIDER
(House File 502)
I move to reconsider the vote by which House File 502 failed to pass the House on April 17, 1975.

BRUNOW of Appanoose

## COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES, STATE OF IOWA

There is on file in the office of the Chief Clerk a report on the State Airplane Study from the Department of General Services of the State of Iowa in accordance with Chapter 1006, Sixty-fifth General Assembly, Second Session.

## PROOF OF PUBLICATION

Published copy of House File 741 and verified proof of publication of said bill in The Onawa Democrat, Onawa, Iowa, on February 6, 1975, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

Published copy of House File 742 and verified proof of publication of said bill in The Missouri Valley Times, Missouri Valley, Iowa, and the Logan Herald-Observer, Logan, Iowa, on February 20, 1975, was filed with the Chief Clerk of the House prior to the time said bill was placed on passage in the House.

## REPORT OF COMMITTEE

Higgins of Scott, from the committee on human resources, submitted the following report:

Mr. Speaker: Your committee on human resources to whom was referred Senafe File 193, a bill for an act to amend chapter 135 C of the Code so as to change the defined term "adult foster home" to "adult foster family home" and to make certain related changes in the use of that term, begs leave to report it has had the same under consideration and
has instructed me to report the same back to the House with the recommendation that the same do pass.

HIGGINS of Scott, Chairman

## AMENDMENTS FILED

H-3583
1 Amend House File 411 as follows:


1. Page 9, by striking from lines 1 and 2 the following: "January 31, 1955" and inserting in
lieu thereof the following: "[January 31, 1955]
August 4, 1964".
2. Page 9, by striking from lines 7 and 8 the
following: "December 31, 1946" and inserting in
lieu thereof the following: "June 24, 1950".
STROMER of Hancock
H-3586
Amend House File 700 as follows:
3. Page 1, by striking lines 5 and 6 and inserting
in lieu thereof the following:
"convenes in January in [each] any odd-numbered year
next following a general election in which the offices
of governor or lieutenant governor, or both, were
on the ballot, or as soon thereafter as both".
4. Page 1, line 8 , by striking the words "and lieutenant governor" and inserting in lieu thereof
the words "[and] or lieutenant governor, or both,".
5. Page 1 , line 10 , by inserting before the word "persons" the words "person or".
6. Page 1, line 10 , by striking the word "and"
and inserting in lieu thereof the words "[and] . Upon being so inaugurated,".
7. Page 1, by striking lines 22 through 27,
inclusive, and inserting in lieu thereof the following:
"1. The first Tuesday after the second Monday in January.
8. The first Tuesday after the first Monday in February.
9. The first Tuesday after the first Monday in March.
10. The first Tuesday after the first Monday in April.
11. The first Tuesday after the first Monday in May.
12. The first Tuesday after the first Monday in June.
13. The first Tuesday after the second Monday in July.
14. The first Tuesday after the first Monday in August.
15. The second Tuesday in September.
16. The first Tuesday after the first Monday in October.
17. The first Tuesday after the first Monday in November.
18. The first Tuesday after the second Monday in December."
tally sheets, certificates, envelopes containing ballots, and all unused] supplies, within [two days] one $d a y$ after the close of the polls, to the commissioner who shall carefully preserve them and deliver the returns and envelopes containing ballots, in the condition in which received [and deliver them] , to the county board of [canvassers] supervisors."
19. Page 9 , lines 3 and 4, by striking the words "whose name is not printed on the official primary ballot".
20. Page 12, by striking lines 13 and 14 and inserting in lieu thereof the words "for that office in the primary election, or all persons who filed under section forty-three point", and renumbering the succeeding subsections of section 24 accordingly.
21. Page 12, line 19, by inserting after the word "election" the words ", and no candidate received a sufficient number of write-in votes to be nominated".
22. Page 13, line 3, by inserting after the word "States," the words "lieutenant governor,".
23. Page 15, by striking lines 11 through 22, inclusive, and inserting in lieu thereof the following:
"43.79 DEATH OF CANDIDATE AFTER TIME FOR WITHDRAWAL. The death of a candidate nominated as provided by law for any office to be filled at a general election, during the period beginning on the seventyfourth day before the general election, in the case of any candidate whose nomination papers were filed with the state commissioner, or beginning on the fifty-ninth day before the general election, in the case of any candidate whose nomination papers were filed with the commissioner, and ending on the last day before the general election shall not operate to remove the deceased candidate's name from the general election ballot. If the deceased candidate was seeking the office of senator or representative in the congress of the United States, governor, lieutenant governor, attorney general, senator or representative in the general assembly or county supervisor, section seventy-six (76) of this Act shall control. If the deceased candidate was seeking any other office, and as a result of the candidate's death a vacancy is subsequently found to exist, the vacancy shall be filled as provided by chapter sixty-nine (69) of the Code."

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 state constitution or bylaws".16. Page 19 , by striking lines 29 through 35 , and page 20, by striking lines 1 through 14 , inclusive.
17. Page 24, line 2, by striking the word "card" and inserting in lieu thereof the word "form".
18. Page 24, line 24 , by striking the word "card" and inserting in lieu thereof the word "form".
19. Page 24 , line 26 , by striking the word "card" and inserting in lieu thereof the word "form".
20. Page 24, line 31 , by striking the word "card" and inserting in lieu thereof the word "form".
21. Page 25 , line 3 , by striking the word "voters" and inserting in lieu thereof the words "[voters] eligible electors".
22. Page 25, lines 12 and 13 , by striking the words "[printed forms and blanks] blank voter registration cards" and inserting in lieu thereof the words "printed form and blanks".
23. Page 26, by striking lines 23,24 and 25 and inserting in lieu thereof the following:
"may request and shall receive without charge three lists during the two-year period prior to each general election, in the order and form requested. The lists requested".
24. Page 26, line 30, by inserting after the word "paragraph" the words "a or".
25. Page 27, by striking lines 27 through 35, and page 28 , by striking lines 1 through 34 , inclusive, and inserting in lieu thereof the following:
"is amended to read as follows:
48.6 FORM OF RECORDS. The registration forms shall be large enough to contain the necessary information required in legible writing, and shall be suitable for mailing. The registration form shall require the following information to be provided:
26. The name of the applicant in full. [Whenever any change of name shall occur, the registrant shall not be allowed to vote until the registrant has registered, and after such reregistration the previous registration record shall be removed from the files. Where the only change in the previous registration information is a legal change of surname, the registrant may effect the reregistration required by this subsection by mailing the county commissioner a written notice stating in full both the name under which the registrant was previously registered and the name under which the registrant is now to be registered, and the registrant's social security number, if available.]
27. Residence, giving name and number of the street,

## Page 4

avenue, or other location of the dwelling, and such additional clear and definite description as may be necessary to give the exact location of the residence of the applicant. Post office box numbers shall not be used unless no other method of identifying the residence exists for the community.
3. Date of birth.
4. Sex.
5. Date of registration.
6. Ward, precinct, school district, and such other districts in which the registrant resides which are empowered to call special elections. To assist in making this determination the commissioner may also request other information including but not limited to telephone number, fire district number or township, range and section number of the location of the applicant's residence. The commissioner may if necessary obtain the needed information from other sources, but shall in no case decline to register an applicant because the applicant is unable to provide any of the information referred to in this subsection.
7. [Last previous address if the registrant has resided at his present address for less than five years] Name, if different than ourrent name, and address given on applicant's last previous registration.
8. Party affiliation. No party affiliation need be stated if the [registrant] applicant declines to make such statement.
9. An affidavit in such form as prescribed by the state commissioner of elections which states that the [registrant] applicant is, or will be [a qualified elector] on the day of the next known election in any jurisdiction in which the applicant resides, an eligible elector.
10. An expressed authorization to cancel all other registrations to vote.
11. The social security number of the [registrant] applicant, if available.
12. The signature of [registrant] the applicant.

A receipt of registration shall be given to each [registrant. If a person registers to vote while registration is closed preceding any election, the county commissioner of registration shall affix a date to the receipt which date shall be the day after the election for which registration is closed and the receipt shall state on its face that the person is registered and qualifies to vote in any election held on or after the date affixed to the registration receipt] applicant, indicating the date the registration will become effective."
26. Page 29, line 16 , by inserting after the word "immediately" the words "send by forwardable". 27. Page 30, by inserting after line 16 the following new paragraph and redesignating the

## age 6

cards" and inserting in lieu thereof the word "forms".
37. Page 35, line 5, by striking the words "[forms] cards shall be in the form" and inserting in lieu thereof the words "forms shall be as".
38. Page 35 , line 10 , by striking the words "[form] each card" and inserting in lieu thereof the words "each form".
39. Page 35, line 12, by striking the word "card" and inserting in lieu thereof the word "form".
40. Page 35, by striking lines 18,19 and 20.
41. Page 36, by striking all after the period in line 8 , lines $9,10,11$ and 12, and the word "there"
in line 13, and inserting in lieu thereof the words
"[The registrant shall execute an authorization to
the county commissioner of registration of his former
residence to remove the registrant's registration]".
42. Page 37, by striking from line 13 the words
"It is" and all of lines 14 and 15, and inserting in lieu thereof the following:
"Precinct election officials shall be qualified electors of the county in which they are appointed. Preference shall be given to appointment of residents of a precinct to serve as precinct election officials for that precinct, but the commissioner may appoint other residents of the county where necessary."
43. Page 43, line 3, by striking the words "AND ROTATED".
44. Page 43, by striking lines 10 through 22, inclusive, and inserting in lieu thereof the following:
" 2 . The commissioner shall arrange the ballot in conformity with the certificate issued by the state commissioner under section forty-three point seventythree (43.73) of the Code, in that the names of the respective candidates on each political party ticket shall appear in the order they appeared on the certificate, above or to the left of the nonparty political organization tickets."
45. Page 43, by striking lines 29 through 35 , and page 44, by striking lines 1 through 17, inclusive, and inserting in lieu thereof the following:
"Sec. ..... Section forty-nine point forty-three (49.43), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
49.43 CONSTITUTIONAL AMENDMENT OR OTHER PUBLIC MEASURE. In precincts using paper ballots all public measures to be voted upon by an elector at a given election shall be printed upon one ballot of some color other than white. In precincts using voting machines all public measures shall be placed in the

## e 7

question row on the machine; however if it is impossible to place all the public measures on the machine ballot, or if only a portion of the qualified electors of the precinct are entitled to vote upon any measure presented, the commissioner may provide a separate paper ballot for the public measure or measures."
46. Page 49, line 28 , by striking the word "not" and inserting in lieu thereof the word "[not]".
47. Page 49, line 29, by inserting after the word "opened" the word "not".
48. Page 50, line 32, by striking the words "permit, may" and inserting in lieu thereof the words "require, shall".
49. Page 56, by inserting after line 25 the
following:
"In cities in which the council has chosen a runoff election in lieu of a primary pursuant to section three hundred seventy-six point nine (376.9) of the Code, the machine shall remain locked only two days after the regular city election if the canvass shows that a runoff election is required, and the election is not contested."
50. Page 57 , line 35 , by inserting after the word "hours" the words ", except as otherwise provided in subsection three ( $(3)$ of this section".
51. Page 58, by striking lines 7 and 8 and inserting in lieu thereof the words "qualified elector."
52. Page 63 , by striking lines 9 through 12, inclusive, and inserting in lieu thereof the following:
" 6 . The special precinct election board shall".
53. Page 64, by striking lines 19 through 25 , inclusive, and inserting in lieu thereof the following:
"Sec. ..... Section sixty-nine point twelve (69.12), subsection one (1), paragraphs a and b, Code 1975, are amended to read as follows:
a. A vacancy occurring [forty] fifty or more days prior to the next pending election that is not a general election or sixty or more days prior to a general election shall be filled at that election. The fact that absentee ballots were distributed or voted before the vacancy occurred or was declared shall not invalidate the election.
b. A vacancy occurring less than [forty] fifty days prior to the next pending election that is not a general election or less than sixty days prior to a general election shall be filled by appointment as provided by law until the succeeding pending election."
54. Page 65, by inserting after line 35 the following new section:

Sec. ..... Section two hundred seventy-five point twelve (275.12), subsection two (2), paragraphs b, c and d, Code 1975, are amended to read as follows:
b. Division of the entire school district into designated geographical subdistricts on the basis of population, to be known as director districts, each of which director districts shall be represented on the school board by one director who shall be a resident of such director district but who shall be elected by the vote of the electors of the entire school district. The school district shall be divided into the same number of director districts as the number of school directors the district is authorized by law. The boundaries of such director districts and the area and population included within each district shall be such as justice, equity, and the interests of the people may require. Changes in the

20 boundaries of director districts shall not be made

21
22
23
during a period commencing sixty days prior to the
date of the annual school election. Insofar as may
be practicable, the boundaries of such districts shall
follow established political or natural geograph-
ical divisions.
c. Election of not more than one-half of the total
number of school directors at large from the entire
district and the remaining directors from and as
residents of designated single-member director
districts into which the entire school district shall
be divided on the basis of population. In such case,
all directors shall be elected by the electors of
the entire school district.
d. Division of the entire school district into designated geographical subdistricts on the basis of population, to be known as director districts, each of which director districts shall be represented on the school board by one director who shall be a resident of such director district and who shall be elected by the voters of said director district. Place of voting in such director districts shall be designated by the county board."
55. Page 74, line 28, by striking the word "qualified" and inserting in lieu thereof the words "[qualified] eligible".
56. Page 77, line 23, by inserting after the comma the words and figures "forty-nine point forty-nine (49.49),".

COMMITTEE ON STATE GOVERNMENT MONROE of Des Moines, Chairman

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Friday, April 18, 1975.

# JOURNAL OF THE HOUSE 

- Ninety-sixth Calendar Day-Sixty-third Session Day
hall of the House of Representatives
Des Monnes, Iowa, Friday, April 18, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Carroll Robinson, pastor of the United Methodist Church, Rockford, Iowa.

The Journal of Thursday, April 17, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. N. Crabb, Denison, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Junker of Woodbury and Fullerton of Woodbury on request of Doyle of Woodbury; Caffrey of Polk on request of Hutchins of Guthrie; Oakley of Clinton on request of Schroeder of Pottawattamie.

## PRESENTATION OF VISITORS

Wyckoff of Benton presented to the House the Honorable Harley Hanson, former member of the House during the Sixtysecond General Assembly representing Benton County.

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

Twenty-five fifth grade students from Edwards Elementary School, Ames, Iowa, accompanied by Mrs. Albright and Mr. Brannon. By Crawford of Story.

Thirty-three seventh and eighth grade students from Zion Lutheran School, Paullina, Iowa, accompanied by Don Pipho and Jim Duitsman. By Menke of O'Brien.

## PETITION FILED

The following petition was received and placed on file:
By West of Marshall from fifty-eight residents of Hardin County opposing Senate File 152 on pari-mutuel betting.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 193, under Rule 36.

## INTRODUCTION OF BILLS

House File 752, by committee on state government, a bill for an act relating to the age of retirement for certain members of the Iowa public employees' retirement system.

Read first time and placed on the calendar.
House File 753, by committee on transportation, a bill for an act relating to the speed restriction for motor vehicles towing disabled motor vehicles.

Read first time and placed on the calendar.
House File 754, by committee on agriculture, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies.

Read first time and placed on the calendar.
House File 755, by Jesse and Oakley, a bill for an act relating to the accreditation of reinsurance companies.

Read first time and referred to committee on commerce.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 189, a bill for an act relating to investment reports submitted to the auditor of state.

Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 240, a bill for an act relating to undesirable fish.
Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 303, a bill for an act relating to the composition and appointment of members of the crime commission.

Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 390, a bill for an act relating to trust companies.
Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 422, a bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land.

HOUSE CONCURRENT RESOLUTION 38<br>By Brandt, Tauke, O'Halloran, Krause, Jochum, Junker, Miller of Buchanan, Fitzgerald, Gilloon and Doyle

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 39 By Krause and Small

Whereas, twenty-five percent of Iowa's population resides in and twenty-five percent of Iowa's agricultural products is produced by the area to be served by the route of proposed highway 520; and

Whereas, the construction of proposed highway 520 would be significantly aided by the continued funding of the federal "priority primary" highway program; and

Whereas, the federal department of transportation is recommending abolishing the "priority primary" highway program; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Conourring, That the Congress is urged to continue adequate funding of the "priority primary" highway program in such amount as will allow the construction of the proposed highway 520 within the earliest possible time; and

Be It Further Resolved, That copies of this resolution be forwarded to each member of the Iowa congressional delegation.

Whereas, a trend has developed over the years whereby Congress has evaded the basic concept of the interstate commerce clause of the Constitution of the United States by mandating that federal requirements be adopted by state legislatures as a condition to assuring the continued flow of federal dollars granted to the states; and

Whereas, many of the requirements attached to dollar grants are mandated by an administrative ruling issued by government departments delegated such authority by Congress; and

Whereas, the continued mandates attached to dollars that form a large segment of a state's basic budget tend to make it difficult for states to resist the will of the federal government resulting in states being forced to act contrary to the will of their people; and

Whereas, with the inception of federal revenue sharing, pressures for mandates may build which may cause Congress to further infringe on the rights of the states to control their legislative process and govern their citizens; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That this general assembly respectfully applies to the Congress of the United States to call a convention for the purpose of proposing the following article as an amendment to the Constitution of the United States.

## Page 2

Sec. 2. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several states within seven years from the date of its submission to the states by the Congress."

Be It Further Resolved, That if Congress shall have proposed an amendment to the Constitution identical with that contained in this resolution prior to July 1, 1980, this application for a convention shall no longer be of force or effect.

Be It Further Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States and to each member of the Congress from this state.
Laid over under Rule 25.

## RULE 48 SUSPENDED

Avenson of Fayette asked and received unanimous consent that Rule 48 be suspended for the committee on transportation meeting and those members be permitted to vote on all bills passed while attending the meeting.

## CONSIDERATION OF BILLS

## REGULAR CALENDAR

House File 348, a bill for an act relating to exemptions of temporary employees subject to a federally funded emergency employment utilization program from the state merit system and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Pavich of Pottawattamie offered the following amendment $\mathrm{H}-3357$ filed by committee on labor and industrial relations and moved its adoption:

## H-3357

Amend House File 348, page 1, by striking all
2 of lines 18 thru 22, and inserting in lieu thereof
3 the following:
"Sec. 4. This Act, being deemed of immediate importance, shall take effect and be in force from
6 and after its publication in the Farmer-Labor
7 Press, a newspaper published in Council Bluffs,
8 Iowa, and in The Evening Sentinel, a newspaper

9 published in Shenandoah, Iowa."
Amendment H-3357 was adopted.
Pavich of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 348)
The ayes were, 87 :

| Anderson | Egenes | Koogler | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Krause | Poncy |
| Baker | Fitzgerald | Kreamer | Readinger |
| Bennett | Gentleman | Lageschulte | Rinas |
| Bina | Gilloon | Lindeen | Scheelhaase |
| Bortell | Griffee | Mcelroy | Schroeder |
| Brandt | Halvorson | Menke | Small |
| Branstad | Hansen | Mennenga | Spear |
| Brunow | Hargrave | Middleswart | Spencer |
| Byerly | Harper | Millen | Stromer |
| Clark | Harvey | Miller, A. V. | Svoboda |
| Connors | Hennessey | Miller, K. D. | Tauke |
| Crabb | Higgins | Miller, O. L. | Tofte |
| Crawford | Hines | Monroe | Walter |
| Cusack | Hinkhouse | Nealson | Welden |
| Daggett | Horn | Newhard | Wells |
| Danker | Howell | Nielsen | West |
| Den Herder | Hullinger | Norland | Woods |
| Dieleman | Husak | O'Halloran | Wulff |
| Doyle | Hutchins | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan | Pellett |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 13 : |  |  |  |
| Bittle | Fullerton | Lipsky | Oakley |
| Brockett | Jesse | Lonergan | Stephens |
| Caffrey | Junker | Middleton | Varley |
| Drake |  |  |  |

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

IMMEDIATE MESSAGE
(House File 348)
Pavich of Pottawattamie asked and received unanimous consent that House File 348 be immediately messaged to the Senate.

House File 374, a bill for an act relating to the filing date for library referendum, with report of committee recommending passage, was taken up for consideration.

Hinkhouse of Cedar offered the following amendment H-3529 filed by Drake, et al., and moved its adoption:

## H-3529

Amend House File 374, page 1, by adding after line 9 the following new sections:
"Sec. ..... Section three hundred fifty-eight B point eighteen (358B.18), subsection three (3), Code 1975, is amended to read as follows:
3. The proposition may be submitted at any election provided by law which covers the area of the unit seeking to terminate the contract. The petition shall be presented to the governing
10 body not less than [forty] sixty-five days before
11 the election at which the question is to be
12 submitted.

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Sec. ..... Section three hundred fifty-eight B point eighteen (358B.18), subsection six (6), Code 1975, is amended to read as follows:
6. The board of supervisors shall submit the proposition to the voters of the county residing outside of cities at the next election, primary or general, provided that the petition has been filed not less than [forty] sixty-five days prior to the date of the election at which the question is to be submitted.

Sec. ..... Chapter three hundred fifty-eight B (358B), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. Any election to contract for or to terminate library service authorized by this chapter which involves the electors of more than one county shall be conducted by the county commissioner of elections as provided by section forty-seven point two (47.2) of the Code. The board of supervisors in a county where a commissioner has conducted the election shall, one week following the regular canvass of the vote, meet for the purpose of canvassing the library district vote from all counties involved in the library district."
Amendment H-3529 was adopted.
Hinkhouse of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 374)

## The ayes were, 85:

| Anderson | Byerly | Doyle | Halvorson |
| :--- | :--- | :--- | :--- |
| Avenson | Clark | Dunton | Hansen |
| Baker | Connors | Dyrland | Hargrave |
| Bennett | Crawford | Egenes | Harper |
| Bina | Cusack | Evans | Harvey |
| Bortell | Daggett | Fitzgerald | Hennessey |
| Brandt | Danker | Gentleman | Higgins |
| Branstad | Den Herder | Gilloon | Hines |
| Brunow | Dieleman | Griffee | Hinkhouse |


| Horn | Menke | Patchett | Stromer |
| :--- | :--- | :--- | :--- |
| Howell | Mennenga | Pavich | Svoboda |
| Hullinger | Middleswart | Pellett | Tauke |
| Husak | Millen | Perkins | Tofte |
| Jochum | Miller, A. V. | Poncy | Walter |
| Jordan | Miller, K.D. | Readinger | Welden |
| Koogler | Miller, O. | Rinas | Wells |
| Krause | Monroe | Scheelhaase | West |
| Kreamer | Nealson | Schroeder | Woods |
| Lageschulte | Newhard | Small | Wulff |
| Lindeen | Nielsen | Spear | Wyckoff |
| Lonergan | O'Halloran | Spencer | Mr. Speaker |
| McElroy |  |  |  |

The nays were, none.
Absent or not voting, 15:

| Bittle | Drake | Junker | Oakley |
| :--- | :--- | :--- | :--- |
| Brockett | Fullerton | Lipsky | Stephens |
| Caffrey | Hutchins | Middleton | Varley |
| Crabb | Jesse | Norland |  |

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

House File 390, a bill for an act authorizing the expenditure of federal funds or grants for the support of mental health centers, programs for the mentally retarded, and capital improvements by counties, with report of committee recommending passage, was taken up for consideration. -

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

On the question "Shall the bill pass?" (H.F. 390)

## The ayes were, 70:

| Anderson | Gentleman |
| :--- | :--- |
| Avenson | Gilloon |
| Baker | Griffee |
| Bina | Halvorson |
| Bortell | Hansen |
| Brandt | Hargrave |
| Branstad | Harper |
| Brunow | Harvey |
| Byerly | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Den Herder | Horn |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dyrland | Hutchins |
| Egenes | Jesse |
| Fitzgerald | Jochum |

The nays were, 17:
Bennett Clark

| Jordan | Pellett |
| :--- | :--- |
| Koogler | Perkins |
| Krause | Poncy |
| Kreamer | Readinger |
| Lindeen | Rinas |
| Lonergan | Scheelhaase |
| McElroy | Small |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Stromer |
| Miller, A.V. V. | Svoboda |
| Miller, K. D. | Tauke |
| Newhard | Walter |
| Norland | Wells |
| O'Halloran | West |
| Patchett | Wulff |
| Pavich | Mr. Speaker |

Daggett Danker

| Dunton <br> Evans | Millen <br> Howell | Miller, O. L. | Nealson <br> Monroe |
| :--- | :--- | :--- | :--- |
| Lageschulte |  | Nielsen <br> Schroeder | Tofte <br> Welden <br> Wyckoff |
| Absent or not voting, 18: |  |  |  |
| Bittle  <br> Brockett Drake | Fullerton | Lipsky | Middleton |

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

House File 414, a bill for an act to require certain financial agencies to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3474$ filed by him and moved its adoption:

H-3474 Amend House File 414, page 1, by inserting before the period in line 10, the words "provided, how-
3 ever, that this subsection shall not be effective un-
4 less, on the date such notice is required to be sent,
5 national banks doing business in this state are
6 required by federal law or regulation to provide a
7 substantially similar ten day notice to depositors".
Amendment H-3474 lost.
Walter of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 414)

## The ayes were, 77:

| Anderson | Evans | Krause | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Kreamer | Perkins |
| Baker | Gilloon | Lageschulte | Poncy |
| Bina | Grifee | Lindeen | Scheelhaase |
| Bortell | Halvorson | Lonergan | Small |
| Brandt | Harper | McElroy | Spear |
| Branstad | Harvey | Menke | Spencer |
| Brunow | Hennessey | Mennenga | Stromer |
| Byerly | Higgins | Middleswart | Svoboda |
| Clark | Hines | Millen | Tauke |
| Crabb | Hinkhouse | Miller, A. V. | Tofte |
| Crawford | Horn | Miller, K. D. | Walter |
| Cusack | Howell | Miller, O. L. | Welden |
| Danker | Hullinger | Nealson | Wells |
| Den Herder | Husak | Newhard | West |
| Dieleman | Hutchins | Nielsen | Woods |
| Doyle | Tochum | Norland | Wulff |
| Dunton | Jordan | O'Halloran | Wyckoff |
| Dyrland | Koogler | Patchett | Mr. Speaker |
| Egenes |  |  |  |


| The nays were, 7: |  |  |  |
| :--- | :--- | :--- | :--- |
| Bennett <br> Daggett | Gentleman | Hansen | Hargrave |$\quad$ Schroeder

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

Senate File 119, a bill for an act relating to hearing procedures by the insurance commissioner, with report of committee recommending passage, was taken up for consideration.

Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 119)

| The ayes were, 84: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson | Fitzgerald | Krause | Pellett |
| Baker | Gentleman | Kreamer | Perkins |
| Bennett | Gilloon | Lageschulte | Poncy |
| Bina | Griffee | Lindeen | Readinger |
| Bortell | Halvorson | Lonergan | Scheelhaase |
| Brandt | Hansen | McElroy | Schroeder |
| Branstad | Hargrave | Menke | Small |
| Brunow | Harper | Mennenga | Spear |
| Byerly | Harvey | Middleswart | Spencer |
| Clark | Hennessey | Millen | Stromer |
| Crabb | Higgins | Miller, A.V. | Svoboda |
| Crawford | Hines | Miller, K. D. | Tauke |
| Cusack | Hinkhouse | Miller, O. L. | Tofte |
| Daggett | Horn | Monroe | Walter |
| Danker | Howell | Nealson | Welden |
| Dieleman | Hullinger | Newhard | Wells |
| Doyle | Husak | Nielsen | West |
| Dunton | Hutchins | Norland | Woods |
| Dyrland | Jesse | O'Halloran | Wulff |
| Egenes | Jochum | Patchett | Wyckoff |
| Evans | Koogler | Pavich | Mr. Speaker |
|  |  |  |  |

The nays were, none.
Absent or not voting, 16:

| Avenson | Connors | Jordan | Oakley |
| :--- | :--- | :--- | :--- |
| Bittle | Den Herder | Junker | Rinas |
| Brockett | Drake | Lipsky | Stephens |
| Caffrey | Fullerton | Middleton | Varley |

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

## HOUSE FILE 560 DEFERRED AND RETAINED

House File 560, a bill for an act relating to the effective date of certain Acts or resolutions of the general assembly, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3488$ filed by him:

H-3488
1 Amend House File 560, page 1, by striking lines 19
2 through 27.
Jordan of Linn asked for unanimous consent that House File 560 be deferred and that the bill retain its place on the calendar.

Objection was raised.
Jordan of Linn moved that House File 560 be deferred and that the bill retain its place on the calendar.

Schroeder of Pottawattamie moved as a substitute motion that House File 560 be rereferred to the committee on county government.

Schroeder of Pottawattamie asked and received unanimous consent that his substitute motion to rerefer to committee be withdrawn.

On the Jordan motion that House File 560 be deferred and that the bill retain its place on the calendar, the motion prevailed.
(Amendment $\mathrm{H}-3488$ pending.)
House File 576, a bill for an act to regulate the modification of the height of certain motor vehicles from the ground subject to penalties provided by law, was taken up for consideration.

Lageschulte of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 576)
The ayes were, 73:

| Avenson | Connors | Egenes | Hennessey |
| :--- | :--- | :--- | :--- |
| Bennett | Crawford | Evans | Higgins |
| Bina | Cusack | Gentleman | Hines |
| Bortell | Daggett | Gilloon | Hinkhouse |
| Brandt | Danker | Griffee | Horn |
| Branstad | Dieleman | Halvorson | Howell |
| Brunow | Doyle | Hansen | Hullinger |
| Clark | Dunton | Hargrave | Husak |

Hutchins
Jesse
Jochum
Jordan
Koogler
Krause
Kreamer
Lageschulte
Lindeen
McElroy
Menke

| Mennenga | Pellett <br> Middleswart |
| :--- | :--- |
| Poncy |  |
| Miller, A. V. | Readinger |
| Miller, K. D. | Rinas |
| Miller, O. L. | Scheelhaase |
| Nealson | Schroeder |
| Newhard | Small |
| Norland | Spear |
| O'Halloran | Spencer |
| Patchett | Svoboda |

Tauke Tofte Walter Welden Wells West Woods Wulff Wyckoff Mr. Speaker

The nays were, 13:

| Anderson | Fitzgerald | Lonergan | Pavich |
| :---: | :---: | :---: | :---: |
| Baker | Harper | Monroe | Perkins |
| Byerly | Harvey | Nielsen | Stromer |
| Dyrland |  |  |  |
| Absent or not voting, 14: |  |  |  |
| Bittle | Den Herder | Lipsky | Oakley |
| Brockett | Drake | Middleton | Stephens |
| Caffrey | Fullerton | Millen | Varley |
| Crabb | Junker |  |  |

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

> MOTION TO RECONSIDER
> (House File 576)

I move to reconsider the vote by which House File 576 passed the House on April 18, 1975.

SCHROEDER of Pottawattamie

## ADOPTION OF HOUSE RESOLUTION 23

Pursuant to House Rule 26, the Speaker announced that House Resolution 23, filed on April 9, 1975, and found on page 1038 of the House Journal, is adopted by unanimous consent.

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 18th day of April, 1975: House Files 106, 146, 176, 230 and 455.

DAVID L. WRAY
Chief Clerk of the House
Report adopted.

## SUBCOMMITTEE ASSIGNMENTS

House File 162
State Government
Small, Chairman
Patchett
McElroy
House File 522
Appropriations
Harper, Chairman
Hansen
Wyckoff
House File 629
Ways and Means
Dieleman, Chairman
Clark
Gentleman
Hennessey
Howell
House File 631
State Government
Junker, Chairman
Hines
Monroe
House File 634
Cities and Towns
Connors, Chairman
Junker
Bina
Spear
Lindeen
House File 635
Transportation
Harper, Chairman
Krause
Welden
House File 644
Judiciary and Law Enforcement
Spencer, Chairman
Woods
Nealson of Muscatine
House File 649
Judiciary and Law Enforcement
Higgins, Chairman
Middleton
Dyrland
House File 651
Judiciary and Law Enforcement
Higgins, Chairman
Gentleman
Brandt
House File 655
Judiciary and Law Enforcement
Brandt, Chairman
Clark
Higgins

House File 659
Education
Dyrland, Chairman
Mennenga
Spear
Bennett
Crawford
House File 661
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 664
Judiciary and Law Enforcement
Spencer, Chairman Nealson of Muscatine Woods
House File 665
State Government
Svoboda, Chairman
McElroy
Brandt
House File 666
Cities and Towns
Connors, Chairman
Junker
Bina
Spear
Lindeen
House File 668
Judiciary and Law Enforcement
Newhard, Chairman
Higgins
Gentleman
House File 671
Education
Poncy, Chairman
Dyrland
Griffee
Daggett
Menke
House File 672
Judiciary and Law Enforcement
Higgins, Chairman
Brandt
Hennessey
House File 673
Judiciary and Law Enforcement
Woods, Chairman
Lageschulte
Poncy

House File 676
Cities and Towns
Miller of Cerro Gordo, Chairman
Rinas
Harvey
Nealson of Muscatine
Walter
House File 678
Judiciary and Law Enforcement
Nielsen of Polk, Chairman
Jesse
Brandt
House File 682
Ways and Means
Bina, Chairman
Egenes
West
Wyckoff
Junker
Jochum
House File 696
Judiciary and Law Enforcement
Nielsen of Polk, Chairman
Bittle
Jesse
House File 697
Judiciary and Law Enforcement
Nielsen of Polk, Chairman
Bittle
Jesse
House File 701
State Government
Monroe, Chairman
Hines
Crawford
House File 705
Education
Baker, Chairman
Miller of Calhoun
Poncy
Menke
Wulff
House File 707
Natural Resources
Koogler, Chairman
Drake
Hullinger

House File 709
Transportation
Krause, Chairman
Rinas
Tauke
Drake
Brunow
House File 710
Commerce
Walter, Chairman
Tauke
Doyle
House File 711
Commerce
Walter, Chairman
Doyle
Tauke
House File 712
State Government
Connors, Chairman
Brandt
Drake
House File 717
Natural Resources
Scheelhaase, Chairman
Perkins
Varley
Senate File 85
Judiciary and Law Enforcement
Jesse, Chairman
Nielsen of Polk
Gentleman
Brandt
Oakley

Senate File 162
State Government
Connors, Chairman
Dieleman
Drake
Senate File 163
Judiciary and Law Enforcement
Newhard, Chairman
Dyrland
Gentleman
Senate File 184
Judiciary nd Law Enforcement
Poncy, Chairman
Woods
Lageschulte
Senate File 217
Judiciary and Law Enforcement Jesse, Chairman Middleton Clark
Senate File 266
State Government
Connors, Chairman
Drake
Brandt

Senate File 276
Judiciary and Law Enforcement Middleton, Chairman
Poncy
Clark
Senate File 298
Natural Resources
Middleswart, Chairman
Halvorson
Hinkhouse
Senate File 317
Natural Resources
Spencer, Chairman
Branstad
Koogler
Senate File 329
Judiciary and Law Enforcement
Nielsen of Polk, Chairman
Gentleman
Woods
Senate File 338
Natural Resources
Hullinger, Chairman
Wyckoff
Pellett

## STUDY BILLS COMMITTEE ASSIGNMENTS COMMERCE

12. An act to amend chapter 537.5110(1), (2), and (4) (a) of the Iowa Consumer Credit Code.

Walter, Chairman
Doyle
Tauke
13. Relating to the administration of the Uniform Consumer Credit Code.

Walter, Chairman
Doyle
Tauke
14. Relating to the sale of tangible goods by persons authorized to make supervised loans.

Walter, Chairman
Doyle
Tauke

## JUDICIARY AND LAW ENFORCEMENT

3. Relating to county attorney's salaries.

Nielsen of Polk, Chairman
Hennessey
Oakley
4. An act allowing the department of social services to grant an easement.

Newhard, Chairman
Hennessey
Woods
5. Relating to legal services for civil matters.

Higgins, Chairman
Jesse
Middleton
6. Relating to age discrimination in employment.

Dyrland, Chairman
Gentleman
Middleton

## WAYS AND MEANS

29. An act relating to fees collected by sheriffs and certain other police authorities.

Hutchins, Chairman
Baker
Daggett
Junker
Middleton

## RULES OF THE STEERING COMMITTEE

The steering committee submitted the following rules:

1. Eight (8) members shall constitute a quorum.
2. All votes shall be taken by record roll call; however, the short form may be used if there is no objection.
3. Eight (8) affirmative votes shall be required to place a bill on the Steering Committee Calendar.
4. Debates shall be limited to two (2) minutes for a member to present a bill and one (1) minute for other members to discuss.
5. The Chairman may present committee bills and one other bill at each committee meeting without charge to himself. He may present a Noncontroversial Calendar to the committee for their approval. The Chairman may appoint a committee to draw up a list of noncontroversial bills.
6. The order of presenting bills to the committee shall be by priority. Such priority shall be established by drawing names from a box and establishing a list showing the order of names so drawn. If any member is absent or for any other reason declines an opportunity to present a bill when his turn on the priority list is up, he shall forfeit his turn.
7. No vote on a bill shall be reconsidered at the same sitting of the committee.
8. Meetings shall be called by the Chairman or in the absence of the Chairman, the meeting may be called by the Ranking Member.

## RULES PERTAINING TO NONCONTROVERSIAL BILLS

9. Objections to consideration of bills placed on the Steering Committee Noncontroversial Calendar must be filed, in writing, by three (3) members
of the House with the Chief Clerk of the House, within two (2) legislative days after such bills appear on the Noncontroversial Calendar.
10. Any bill eliminated by objection from consideration as a noncontro versial item made in accordance with Steering Committee Rule 9, will go back on the Regular Calendar to the same position it held prior to consideration by the Noncontroversial Committee.

JESSE of Polk, Chairman

## REPORT OF STEERING COMMITTEE

Mr. Spakker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:
H. F. 175 Requiring completion of first aid courses by certain school employees. By Avenson.
H. F. 188 Authorizing the director of the department of general services with approval of the state executive council to proceed with the acquisition of additional land for the extension of the state capitol grounds. By Brockett.
H. F. 575 Relating to eligibility for low-rent housing. By Cusack.
H. F. 628 COMMITTEE BILL-Relating to school bus transportation requirements. By committee on education; Patchett, chairman.
H. F. 654 COMMITTEE BILL-Relating to the commission on aging. By committee on human resources; Higgins, chairman.
H. F. 670 COMMITTEE BILL-Relating to the salaries of juvenile court employees. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 738 COMMITTEE BILL-Permitting licensed insurance agents to place coverage through other licensed agents when their insurer is unable to accept the risk. By committee on commerce; Small, chairman.

JESSE of Polk, Chairman

## REPORT OF STEERING COMMITTEE (Noncontroversial Calendar)

Mr. Spaker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee noncontroversial calendar:
H. F. 736 COMMITTEE BILL-Relating to the reporting of accidents involving the transportation of hazardous materials. By committee on energy; O'Halloran, chairman.
H. F. 728 COMMITTEE BILL-Legalizing proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 698 COMMITTEE BILL-Including the director of transportation as a member of the department of environmental quality executive committee. By committee on natural resources; Middleswart, chairman.
H. F. 723 COMMITTEE BILL-Correcting and clarifying provisions in the city code of Iowa. By committee on cities and towns; Rinas, chairman.
$\left.\left.\begin{array}{ll}\text { H. F. } 726 & \begin{array}{l}\text { COMMITTEE BILL-Relating to contracts entered into for } \\ \text { the purchase of coal. By committee on energy; O'Halloran, }\end{array} \\ \text { chairman. }\end{array}\right] \begin{array}{l}\text { H. F. } 741 \begin{array}{l}\text { COMMITTEE BILL-Legalizing and validating the proceed- } \\ \text { ings for the organization and operation of the Western Iowa } \\ \text { Municipal Electric Cooperative Association and declaring said } \\ \text { cooperative association to be legally established and its acts } \\ \text { to have been legally taken. By committee on judiciary and } \\ \text { law enforcement; Jesse, chairman. }\end{array} \\ \text { H. F. } 742 \begin{array}{l}\text { COMMITTEE BILL-Legalizing and validating proceedings } \\ \text { of the city council of the city of Missouri Valley, Harrison } \\ \text { County, Iowa, vacating and disposing of certain streets and }\end{array} \\ \text { alleys. By committee on judiciary and law enforcement; }\end{array}\right\}$

## REPORTS OF COMMITTEES

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations to whom was referred Senate Flie 425, a bill for an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 426, a bill for an act making an appropriation to the department of environmental quality, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when. so amended the bill do pass:

H- 3588
Amend Senate File 426 as follows:

1. Page 1 , by inserting after line 22 the following:
"Sec. ..... Section four hundred fifty-five B point eighty-two (455B.82), subsection one (1), Code 1975, is amended to read as follows:
2. Commencing July 1, 1975, it shall be unlawful for any private agency or public agency to dump or deposit or permit the dumping or depositing of any solid waste at any place other than a sanitary disposal project approved by the executive director. This section shall not prohibit a private agency or public agency from dumping or depositing solid waste resulting from its own residential, farming, manufacturing, mining or commercial activities on land owned or leased by it if such action does not violate any statute of this state or rules promulgated by the commission or local boards of health, or local ordinances, or rules issued by the air quality commission or water quality commission of the department. [A violation of this subsection shall be a misdemeanor.] The executive director may issue temporary pormits for dumping or disposal of solid waste at disposal sites for which an application for a permit to operate a sanitary disposal project has been made and which have not met all of the requirements of part one (1) of this division and the rules adopted by the commission if a compliance schedule has been submitted by the applicant specifying how and when the applicant will meet the requirements for an operational sanitary disposal project and the executive director determines the public interest will be best served by granting such temporary permit.

Sec. ..... Section four hundred fifty-five B point eighty-two (455B.82), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. Any person who violates any provision of part one (1) of this division or any rule or any order promulgated or the conditions of any permit or order issued pursuant to part one (1) of this division shall be subject to a civil penalty not to exceed five hundred dollars for each day of such violation."
2. By numbering sections to conform to this amendment.
3. Amend the title, line 2, by inserting after the word "quality" the words ", providing for the issuance of temporary permits for certain solid waste disposal sites, and providing a civil penalty

1 for violations".

Small of Johnson, from the committee on commerce, submitted the following report:

Mr. Speaker: Your committee on commerce to whom was referred Senate File 308, a bill for an act relating to the definition of finance charge in consumer credit transactions and providing an exception thereto, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

SMALL of Johnson, Chairman

## AMENDMENTS FILED

H-3587
Amend House File 560 as follows:

1. Page 1, line 21, by striking the words
"two hundred fifty" and inserting in lieu thereof the words "five hundred".
2. Page 1, line 24 , by striking the words
"two hundred fifty" and inserting in lieu thereof the words "five hundred".

BAKER of Buena Vista
$\mathrm{H}-3593$
1 Amend House File 576 as follows:

1. By inserting after line 9 , the following new section:

Sec. 2. Section three hundred twenty-one point four hundred sixty-three (321.463), unnumbered paragraph seven (7), Code 1975, is amended to read as follows:

The weight on any one axle, including a tandem axle, of a vehicle which is transporting livestock or compacted rubbish may exceed the legal maximum weight given in this chapter providing that the gross weight on any particular group of axles on such vehicle does not exceed the gross weight allowable under this chapter for such group of axles.
2. By renumbering the remaining section.
3. The title page, line 1 , by striking the words "to regulate" and inserting in lieu thereof the following: "relating to the weight restriction of certain vehicles and regulating".

HINES of Story
H-3590
Amend House File 652, page 1, by striking lines 3 through 7 and inserting in lieu thereof the following:
"NEW SECTION. RESTRAINT OF DOGS. The board of trustees of any township having a common boundary with a city having a population of two hundred thousand or more or the board of supervisors of any county on behalf of such a township may require, by resolution, that any dog within the township shall be physically restrained or under the direct supervision or control of its owner or other individual at".

H-3592
Amend House File 724 as follows:

1. Page 2, line 8, by striking ", register the vehicle and".
2. Page 2, by inserting after line 21 the following new section:
"Sec. ..... Section three hundred twenty-six point twenty-four (326.24), Code 1975, is amended to read as follows:
326.24 VEHICLES NOT ENTITLED TO RECIPROCITY

PERMIT. The owner of any vehicle with a gross weight in excess of twelve thousand pounds which is properly registered and licensed in some other jurisdiction, not entitled to reciprocal privileges for the use of Iowa highways, and operated in interstate commerce occasionally on Iowa highways, may in lieu of payment of the annual registration fee for such [vehicle register the vehicle and] obtain a trip permit from the department authorizing a trip operation of such vehicle on the highways of Iowa in interstate commerce for not to exceed seventy-two hours. The fee for such trip permit shall be ten dollars."

## SCHROEDER of Pottawattamie

## 3589

Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 4, line 17, by inserting after the first use of the word "teacher" the words "by a board of directors, or has completed at least five years total employment as a teacher,".
2. Page 4, line 19 , by striking the words "no teacher who".
3. Page 4, by striking lines 20 through 23 and inserting in lieu thereof the following: "a teacher who has less than five years total employment as a teacher and less than two consecutive school years employment as a teacher by that board may appeal the action of the board to terminate a contract if".
4. Page 4, line 28, by inserting after the word "employment" the words "with a board".
5. Page 4, line 29 , by striking the words "is probationary" and inserting in lieu thereof the words "are probationary, unless the teacher has completed a total of five years of employment as a teacher,".

SVOBODA of Iowa
H-3591
Amend Senate File 205, as amended, passed, and reprinted by the Senate as follows:

1. Page 2, line 26, by inserting after the period

4 the following: "The board shall not consider terminat-
5 ing the contract of a teacher who has been employed

6 as a teacher for twenty-five years or more in this
7 state, is at least fifty-six years of age, and holds
8 a valid preprofessional certificate issued by the 9 board of educational examiners, for reasons that the

HENNESSEY of Delaware
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, April 21, 1975.

# JOURNAL OF THE HOUSE 

## Ninety-ninth Calendar Day-Sixty-fourth Session Day

hall of the House of Representatives
Des Moines, Iowa, Monday, April 21, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Right Reverend Monsignor J. E. Tolan, pastor of the St. Joseph Catholic Church, Wall Lake, Iowa.

The Journal of Friday, April 18, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Richard Waste, Manchester, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Husak of Tama for April 21 and 22 on request of Wyckoff of Benton; Lonergan of Boone on request of Crabb of Crawford; Bittle of Polk for April 21 and 22 on request of Egenes of Story; Perkins of Greene for the morning session on request of Hutchins of Guthrie.

## PRESENTATION OF VISITORS

Dieleman of Marion presented to the House the Honorable Gerrit Van Roekel, former member of the House during the Sixtysecond and Sixty-third General Assemblies, representing Marion County.

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

Forty-five fifth grade students from Martensdale-St. Marys School, Martensdale, Iowa, accompanied by Mrs. Faber and Mrs. Reese. By Bortell of Madison.

Thirty-six Iowa history class students from Gilmore CityBradgate School, Gilmore City, Iowa, accompanied by Mrs. Hinners and Mrs. Warren. By Cochran of Webster, Fitzgerald of Webster, Krause of Palo Alto and Miller of Calhoun.

Fifty-two second grade students from McKee Elementary School, Des Moines, Iowa, accompanied by Mrs. Harvey, Mrs. Jordan and Mrs. Woolson. By Nielsen of Polk.

Forty-five fifth grade students from Norwoodville School, Norwoodville, Iowa, accompanied by Mrs. House and Mrs. Lemons. By Nielsen of Polk.

Thirteen confirmation class students from Lutheran Church of Christ the King, Iowa City, Iowa, accompanied by three teachers. By Small of Johnson.

Forty-six students from Immanuel Lutheran School, Waterloo, Iowa, accompanied by Alvin Barkhau, Allen Piepenbrink and Mr. Reinke. By Wulff of Black Hawk.

## PETITIONS FILED

The following petitions were received and placed on file:
By Wells of Linn from twenty-four residents of Iowa in favor of House File 385.

By Jordan of Linn from thirty-seven residents of Iowa in favor of rescinding the Equal Rights Amendment.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 308, 425 and 426, under Rule 36.

## INTRODUCTION OF BILLS

House File 756, by Jesse, a bill for an act relating to appeal procedures in condemnation actions.

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

House File 757, by Monroe, Spear and Jordan (Miller of Des Moines and Junkins), a bill for an act relating to service fees for issuing hunting and fishing licenses.

Read first time and referred to committee on natural resources.
House File 758, by Monroe, Spear and Jordan (Miller of Des Moines), a bill for an act relating to the place for the filing of mechanic's liens.

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

House File 759, by committee on commerce, a bill for an act relating to liabilities arising out of the ownership, maintenance or use of certain motor vehicles, and providing mandatory bene-
fits for victims of motor vehicle accidents without regard to fault, mandatory protection against loss due to liabilities, certain limitations in actions for damages arising out of the ownership, maintenance or use of motor vehicles, and administrative procedures, and providing penalties.

Read first time and placed on the calendar.
House File 760, by committee on appropriations, a bill for an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the general assembly.

Read first time and placed on appropriations calendar.
House File 761, by committee on judiciary and law enforcement, a bill for an act relating to alcoholic liquor and beer providing that beer may be sold during certain hours and setting certain liquor control licenses and beer permits.

Read first time and placed on the calendar.
House File 762, by committee on education, a bill for an act relating to eligibility and payments under the tuition grant program.

Read first time and placed on the calendar.
House File 763, by Wulff, a bill for an act relating to limitations on the length of vehicles transporting nonself-propelled implements of husbandry.

Read first time and referred to committee on transportation.
House File 764, by committee on ways and means, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income taxpayers, making changes in lowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the Act retroactive.

Read first time and placed on ways and means calendar.

## SENATE MESSAGES CONSIDERED

Senate File 189, a bill for an act relating to investment reports submitted to the auditor of state.

Read first time and referred to committee on state government.

Senate File 240, a bill for an act relating to undesirable fish.
Read first time and referred to committee on natural resources.
Senate File 303, a bill for an act relating to the composition and appointment of members of the Iowa crime commission.

Read first time and referred to committee on state government.
Senate File 390, a bill for an act relating to trust companies.
Read first time and referred to committee on commerce.
Senate File 422, a bill for an act to include caves and caverns in the limitations of liability for allowing public use of private land.

Read first time and referred to committee on natural resources.

## REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 44

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 44, a bill for an act relating to the registration of farm trailers, respectfully make the following recommendations:

1. That the Senate recede from its amendment, H-3216, to the House amendment to Senate File 44.
2. That the House amendment, S-3187, to Senate File 44 be amended as follows:
3. Page 1, by striking lines 5 through 27 and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:
4. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:
a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twentyone point four hundred sixty-six (321.466) of the Code.
b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code."
5. Page 2 , line 8 , by striking the words "farm or horse trailers" and inserting in lieu thereof the words "certain trailers and semitrailers".

On the Part of the Senate:
BERL E. PRIEBE, Chairman
ROBERT M. CARR
HILARIUS L. HEYING
PHILIP B. HILL
CLIFTON C. LAMBORN

On the Part of the House:
C. W. HUTCHINS, Chairman

RICHARD F. DRAKE
EMIL J. HUSAK
FRED L. KOOGLER
WENDELL C. PELLETT

## CONSIDERATION OF BILLS

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

House File 736, a bill for an act relating to the reporting of accidents involving the transportation of hazardous materials, was taken up for consideration.

Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 736)
The ayes were, 84:

| Anderson | Dyrland | Jordan | Poncy |
| :--- | :--- | :--- | :--- |
| Baker | Egenes | Junker | Readinger |
| Bennett | Evans | Koogler | Rinas |
| Bina | Fitzgerald | Kreamer | Scheelhaase |
| Bortell | Gentleman | Lageschulte | Schroeder |
| Brandt | Gilloon | Lindeen | Small |
| Branstad | Griffee | Lipsky | Spear |
| Brockett | Halvorson | McElroy | Spencer |
| Brunow | Hansen | Menke | Stephens |
| Byerly | Hargrave | Mennenga | Stromer |
| Caffrey | Harper | Middleswart | Svoboda |
| Connors | Harvey | Middleton | Tauke |
| Crabb | Hennessey | Miller, A. V. | Tofte |
| Crawford | Higgins | Miller, O. L. | Varley |
| Cusack | Hines | Monroe | Walter |
| Danker | Hinkhouse | Nealson | Wells |
| Den Herder | Horn | Newhard | West |
| Dieleman | Howell | Oakley | Woods |
| Doyle | Hutchins | Patehett | Wulft |
| Drake | Jesse | Pavich | Wyckoff |
| Dunton | Jochum | Pellett | Mr. Speaker |

The nays were, none.

Absent or not voting, 16:

| Avenson | Fullerton | Lonergan | Norland |
| :--- | :--- | :--- | :--- |
| Bittle | Hullinger | Millen | O'Halloran |
| Clark | Husak | Miller, K. D. | Perkins |
| Daggett | Krause | Nielsen | Welden |

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

House File 728, a bill for an act to legalize proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 728)
The ayes were, 82:

| Anderson | Dunton | Jochum | Readinger |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Jordan | Rinas |
| Baker | Evans | Junker | Scheelhaase |
| Bennett | Fitzgerald | Koogler | Schroeder |
| Bina | Gentleman | Lageschulte | Small |
| Bortell | Gilloon | Lindeen | Spear |
| Brandt | Griffee | Lipsky | Spencer |
| Branstad | Halvorson | McElroy | Stephens |
| Brockett | Hansen | Menke | Stromer |
| Brunow | Hargrave | Mennenga | Tauke |
| Byerly | Harper | Middleswart | Tofte |
| Caffrey | Harvey | Middleton | Varley |
| Connors | Hennessey | Miller, K. D. | Walter |
| Crabb | Higgins | Miller, O. L. | Welden |
| Crawford | Hines | Monroe | Wells |
| Cusack | Hinkhouse | Oakley | West |
| Danker | Horn | Patchett | Woods |
| Den Herder | Howell | Pavich | Wulff |
| Dieleman | Hullinger | Pellett | Wyckoff |
| Doyle | Hutchins | Poncy | Mr. Speaker |
| Drake | Jesse |  |  |
| The nays were, 2: |  |  |  |
| Millen | Nealson |  |  |
| Absent or not voting, 16: |  |  |  |
| Bittle | Fullerton | Lonergan | Norland |
| Clark | Husak | Miller, A. V. | O'Halloran |
| Daggett | Krause | Newhard | Perkins |
| Dyrland | Kreamer | Nielsen | Svoboda |

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

House File 698, a bill for an act to include the director of transportation as a member of the department of environmental quality executive committee, was taken up for consideration.

Tofte of Winneshiek moved that the bill be read a last time now and placd upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 698)
The ayes were, 87 :

| Anderson | Dyrland <br> Avenson | Jordan <br> Egenes |
| :--- | :--- | :--- |
| Baker | Junker |  |
| Bennett | Evans | Koogler |
| Bina | Fitzgerald | Lageschulte |
| Bortell | Gentleman | Lindeen |
| Brandt | Gilloon | Lipsky |
| Branstad | Griffee | McElroy |
| Brockett | Halvorson | Menke |
| Brunow | Hansen | Mennenga |
| Byerly | Hargrave | Middleswart |
| Caffrey | Harper | Middleton |
| Connors | Harvey | Millen |
| Crabb | Hennessey | Miller, A. V. |
| Crawford | Higgins | Miller, K. D. |
| Cusack | Hines | Miller, O. L. |
| Danker | Hinkhouse | Monroe |
| Den Herder | Horn | Nealson |
| Dieleman | Hullinger | Newhard |
| Doyle | Hutchins | Oakley |
| Drake | Jasse | Pavicht |
| Dunton | Jochum | Pellett |

Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 13:
Bittle Husak
Clark Krause
Daggett Kreamer Fullerton

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

House File 723, a bill for an act correcting and clarifying provisions in the city code of Iowa, was taken up for consideration.

Rinas of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 723)
The ayes were, 83:

| Anderson | Branstad <br> Brunow |
| :--- | :--- |
| Avenson | Byeker |
| Bennett | Caffrey |
| Bina | Connors |
| Bortell | Crabb |
| Brandt | Crawford |

Cusack
Danker
Dieleman
Doyle
Drake
Dunton
Dyrland

Egenes
Evans Fitzgerald Gentleman Gilloon Griffee Halvorson

| Hansen | Junker | Monroe | Stephens |
| :--- | :--- | :--- | :--- |
| Hargrave | Koogler | Nealson | Stromer |
| Harper | Kreamer | Oakley | Svoboda |
| Harvey | Lageschulte | Patchett | Tauke |
| Higgins | Lindeen | Pavich | Tofte |
| Hines | Lipsky | Pellett | Varley |
| Hinkhouse | McElroy | Poncy | Walter |
| Horn | Menke | Readinger | Wells |
| Howell | Mennenga | Rinas | West |
| Hullinger | Middleswart | Scheelhaase | Woods |
| Hutchins | Middleton | Schroeder | Wulff |
| Jesse | Millen | Small | Wyckoff |
| Jochum | Miller, A. V. | Spear | Mr. Speaker |
| Jordan | Miller, O. L. | Spencer |  |

The nays were, none.
Absent or not voting, 17:

| Bittle | Fullerton |
| :--- | :--- |
| Brockett | Hennessey |
| Clark | Husak |
| Daggett | Krause |
| Den Herder |  |


| Lonergan | Norland |
| :--- | :--- |
| Miller, K. D. | O'Halloran |
| Newhard | Perkins |
| Nielsen | Welden |

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

House File 726, a bill for an act relating to contracts entered into for the purchase of coal, was taken up for consideration.

Hullinger of Decatur moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 726)

The ayes were, 86:

| Anderson | Dvrland <br> Egenes | Junker <br> Koogler | Pellett <br> Readinger |
| :--- | :--- | :--- | :--- |
| Baker | Evans | Kreamer | Rinas |
| Bennett | Fitzgerald | Lageschulte | Scheelhaase |
| Bina | Gentleman | Lindeen | Schroeder |
| Bortell | Gilloon | Lipsky | Spear |
| Brandt | Griffee | McElroy | Spencer |
| Branstad | Hansen | Menke | Stephens |
| Brockett | Hargrave | Mennenga | Stromer |
| Brunow | Harper | Middleswart | Svoboda |
| Byerly | Harvey | Middleton | Tauke |
| Caffrey | Hennessey | Millen | Tofte |
| Connors | Higgins | Miller, A. V. | Varley |
| Crabb | Hines | Miller, K. D. | Walter |
| Crawford | Hinkhouse | Miller, O. L. | Welden |
| Cusack | Horn | Monroe | Wells |
| Danker | Howell | Nealson | West |
| Den Herder | Hullinger | Newhard | Woods |
| Dieleman | Hutchins | Oakley | Wulf |
| Doyle | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dunton | Jordan |  |  |

The nays were, none.
Absent or not voting, 14:

| Bittle | Halvorson | Nielsen | Perkins |
| :--- | :--- | :--- | :--- |
| Clark | Husak | Norland | Poncy |
| Daggett | Krause | O'Halloran | Small |
| Fullerton | Lonergan |  |  |

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

House File 742, a bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Iowa, vacating and disposing of certain streets and alleys, was taken up for consideration.

Danker of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 742)
The ayes were, 85:

| Avenson | Egenes | Jordan | Poncy |
| :--- | :--- | :--- | :--- |
| Baker | Evans | Junker | Readinger |
| Bennett | Fitzgerald | Koogler | Rinas |
| Bina | Gentleman | Kreamer | Scheelhaase |
| Bortell | Gilloon | Lageschulte | Schroeder |
| Brandt | Griffee | Lindeen | Small |
| Branstad | Halvorson | Lipsky | Spear |
| Brockett | Hansen | McElroy | Spencer |
| Brunow | Hargrave | Menke | Stromer |
| Byerly | Harper | Mennenga | Svoboda |
| Caffrey | Harvey | Middleswart | Tauke |
| Connors | Hennesseg | Middleton | Tofte |
| Crabb | Higgins | Millen | Varley |
| Crawford | Hines | Miller, A. V. | Walter |
| Cusack | Hinkhouse | Miller, K. D. | Welden |
| Danker | Horn | Monroe | Wells |
| Den Herder | Howell | Nealson | West |
| Dieleman | Hullinger | Oakley | Woods |
| Doyle | Hutchins | Patchett | Wulff |
| Drake | Jesse | Pavich | Wyckoff |
| Dunton | Jochum | Pellett | Mr. Speaker |
| Dyrland |  |  |  |
| The nays were, | none |  |  |
| Absent or not | voting, 15: |  |  |
| Anderson | Fullerton | Miller, O. L. | O'Halloran |
| Bittle | Husak | Newhard | Perkins |
| Clark | Krause | Nielsen | Stephens |
| Daggett | Lonergan | Norland |  |

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

## IMMEDIATE MESSAGE

(House File 742)
Danker of Pottawattamie asked and received unanimous consent that House File 742 be immediately messaged to the Senate.

House File 741, a bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declared said cooperative association to be legally established and its acts to have been legally taken, was taken up for consideration.

By unanimous consent the following corrective amendment H-3599 filed by Hutchins of Guthrie from the floor was adopted:
H-3599
1 Amend House File 741 as follows:
2 Page 2, by striking all of lines 17 through 22
3 and inserting in lieu thereof the following:
"Sec. 2. This Act, being deemed of immediate
5 importance, shall take effect and be in force from
6 and after its publication in the Onawa Democrat,
7 a newspaper published in Onawa, Iowa, and in The
8 Manning Monitor, a newspaper published in Manning,
9 Iowa, without expense to the state."
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 741)
The ayes were, 83 :

| Anderson | Dyrland | Jochum | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Jordan | Poncy |
| Baker | Evans | Junker | Readinger |
| Bennett | Fitzgerald | Koogler | Scheelhaase |
| Bina | Gentleman | Kreamer | Schroeder |
| Bortell | Gilloon | Lageschulte | Small |
| Brandt | Griffee | Lindeen | Spear |
| Branstad | Halvorson | Lipsky | Spencer |
| Brockett | Hansen | McElroy | Svoboda |
| Brunow | Hargrave | Menke | Tauke |
| Byerly | Harper | Mennenga | Tofte |
| Caffrey | Harvey | Middleswart | Varley |
| Connors | Hennessey | Middleton | Walter |
| Crabb | Higgins | Miller, A.V. | Welden |
| Crawford | Hines | Miller, K.D. | Wells |
| Cusack | Hinkhouse | Miller, O. L. | West |
| Danker | Horn | Nealson | Woods |
| Dieleman | Howell | Oakley | Wulft |
| Doyle | Hullinger | OTHalloran | Wyckoff |
| Drake | Hutchins | Patchett | Mr. Speaker |
| Dunton | Jesse | Pavich |  |

The nays were, none.
Absent or not voting, 17:

| Bittle | Husak | Monroe | Perkins |
| :--- | :--- | :--- | :--- |
| Clark | Krause | Newhard | Rinas |
| Daggett | Lonergan | Nielsen | Stephens |
| Den Herder | Millen | Norland | Stromer |
| Fullerton |  |  |  |

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

House File 744, a bill for an act relating to registration of travel trailers, was taken up for consideration.

Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 744)
The ayes were, 86:

| Anderson | Fitzgerald | Kreamer | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Lageschulte <br> Baker | Rinas <br> Gilloon |
| Bennett | Griffee | Lipsky | Scheelhaase |
| Bina | Halvorson | MeElroy | Schroeder |
| Bortell | Hansen | Menkenga | Small |
| Brandt | Hargrave | Middleswart | Spear |
| Branstad | Harper | Middleton | Stencer |
| Brockett | Harvey | Millen | Stromer |
| Brunow | Hennessey | Miller, A. V. | Svoboda |
| Bverly | Higgins | Miller, K. D. | Tauke |
| Caffrey | Hines | Miller, O. L. | Tofte |
| Crabb | Hinkhouse | Monroe | Varley |
| Crawford | Horn | Nealson | Walter |
| Cusack | Howell | Newhard | Welden |
| Danker | Hullinger | Oakley | Wells |
| Dieleman | Hutchins | O'Halloran | West |
| Doyle | Jesse | Patchett | Woods |
| Drake | Jochum | Pavich | Wulff |
| Dunton | Jordan | Pellett | Wyckoff |
| Dyrland | Junker | Poncy | Mr. Speaker |
| Egenes | Koogler |  |  |
| The nays were, 1: |  |  |  |
| Lindeen |  |  |  |

Absent or not voitng, 13:

| Bittle | Den Herder <br> Evans | Husak <br> Krause | Nielsen <br> Clark |
| :--- | :--- | :--- | :--- |
| Connors | Fullerton | Lonergan | Porland |
| Daggett |  |  |  |

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

House File 36, a bill for an act relating to discrimination in the renewal of automobile insurance, with report of committee recommending passage, was taken up for consideration.

Lipsky of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 36)
The ayes were, 87:

| Anderson | Fitzgerald <br> Avenson <br> Baker |
| :--- | :--- |
| Bentleman |  |
| Bina | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Danker | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Drake | Hutchins |
| Dunton | Jesse |
| Dyrland | Jochum |
| Egenes | Jordan |
|  | Junker |

The nays were, none.
Absent or not voting, 13:

| Bittle | Den Herder | Husak | Nielsen |
| :--- | :--- | :--- | :--- |
| Clark | Evans | Krause | Norland |
| Connors | Fullerton | Lonergan | Perkins |
| Daggett |  |  |  |

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

Senate File 82, a bill for an act relating to civil damages for unlawfully taking certain protected species of wildlife, with report of committee recommending passage, was taken up for consideration.

Hinkhouse of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 82)

The ayes were, 71:

| Anderson | Dyrland <br> Avenson <br> Egenes |
| :--- | :--- |
| Bennett | Evans |
| Bina | Fitzgerald |
| Bortell | Gentleman |
| Brandt | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Caffrey | Hansen |
| Crabb | Hargrave |
| Crawford | Harper |
| Cusack | Hennessey |
| Danker | Higgins |
| Den Herder | Hines |
| Dieleman | Hinkhouse |
| Doyle | Howell |
| Drake | Hullinger |
| Dunton | Hutchins |

The nays were, 17:

| Baker | Millen |
| :--- | :--- |
| Branstad | Nealson |
| Byerly | Nielsen |
| Harvey | Oakley |
| Horn |  |

Absent or not voting, 12 :

| Bittle | Daggett |
| :--- | :--- |
| Clark | Fullerton |
| Connors | Husak |

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

Senate File 233, a bill for an act relating to claims against the estates of decedents arising from assistance granted under a previous categorical assistance program, with report of committee recommending passage, was taken up for consideration.

Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 233)
The ayes were, 87 :

| Anderson | Caffrey | Egenes | Higgins |
| :---: | :---: | :---: | :---: |
| Avenson | Crabb | Evans | Hines |
| Baker | Crawford | Fitzgerald | Hinkhouse |
| Bennett | Cusack | Gentleman | Horn |
| Bina | Danker | Gilloon | Howell |
| Bortell | Den Herder | Halvorson | Hullinger |
| Brandt | Dieleman | Hansen | Hutchins |
| Branstad | Doyle | Hargrave | Jesse |
| Brockett | Drake | Harper | Jochum |
| Brunow | Dunton | Harvey | Jordan |
| Byerly | Dyrland | Hennessey | Junker |


| Koogler | Millen | Pellett <br> Miller, A. V. | Poncy <br> Krause |
| :--- | :--- | :--- | :--- |
| Kreamer | Miller, O. L. | Readinger | Varley |
| Lageschulte | Monroe | Rinas | Walter |
| Lindeen | Nealson | Scheelhaase | Welden |
| Lipsky | Newhard | Schroeder | West |
| McElroy | Nielsen | Small | Woods |
| Menke | Oakley | Spear | Wulff |
| Mennenga | O'Halloran | Spencer | Wyckoff |
| Middleswart | Patchett | Stephens | Mr. Speaker |
| Middleton | Pavich | Stromer |  |

The nays were, none.
Absent or not voting, 13:

| Bittle | Fullerton | Lonergan | Perkins <br> Clark |
| :--- | :--- | :--- | :--- |
| Connors | Griffee | Miller, K. D. | Svoboda <br> Tofte |

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

Senate File 231, a bill for an act relating to the inspection of fishing bait, with report of committee recommending passage, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 231)

The ayes were, 90 :

| Anderson | Evans | Krause | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Fitgerald | Lageschulte | Readinger |
| Baker | Gentleman | Lindeen | Rinas |
| Bennett | Gilloon | Lipsky | Scheelhaase |
| Bina | Griffee | McElroy | Schroeder |
| Bortell | Halvorson | Menke | Small |
| Brandt | Hansen | Menenga | Spear |
| Branstad | Hargrave | Middleswart | Spencer |
| Brockett | Harper | Middleton | Stephens |
| Brunow | Harvey | Millen | Stromer |
| Byerly | Hennessey | Miller, A. V. | Svoboda |
| Caffrey | Higgins | Miller, K. D. | Tauke |
| Crabb | Hines | Miller, O. L. | Tofte |
| Crawford | Hinkhouse | Nealson | Varley |
| Cusack | Horn | Newhard | Walter |
| Danker | Howell | Nielsen | Welden |
| Den Herder | Hullinger | Norland | Wells |
| Dieleman | Hutchins | Oakley | West |
| Doyle | Jesse | O'Halloran | Woods |
| Drake | Jochum | Patchett | Wulff |
| Dunton | Jordan | Pavich | Wyckoff |
| Dyrland | Junker | Pellett | Mr. Speaker |
| Egenes | Koogler |  |  |

The nays were, none.

Absent or not voting, 10 :
Bittle
Clark
Connors

Daggett Fullerton Husak

Kreamer Monroe Lonergan

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

Senate File 150, a bill for an act relating to the interstate probation and parole compact, with report of committe recommending passage, was taken up for consideration.

Crawford of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 150)

The ayes were, 79:
Anderson Bennett Brandt
Branstad Brunow Caffrey Crabb Crawford Cusack Danker Den Herder Dieleman Doyle Drake Dunton Dyrland Egenes Fitzgerald Gentleman

Griffee Hansen Hargrave Harper Harvey Higgins Hines Hinkhouse Horn Howell Hullinger Hutchins Jesse Jochum Jordan Junker Koogler Kreamer Lageschulte Lindeen

The nays were, 8:

| Baker | Bortell |
| :--- | :--- |
| Bina | Byerly |

Absent or not voting, 13:

| Bittle | Daggett | Husak | Miller, A. V. |
| :--- | :--- | :--- | :--- |
| Brockett | Fullerton | Krause | Monroe |
| Clark | Hennessey | Lonergan | Perkins |
| Connors |  |  |  |

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

STEERING COMMITTEE CALENDAR
House File 175, a bill for an act to require completion of first aid courses by certain school employees, with report of commit-
tee recommending amendment and passage, was taken up for consideration.

Speaker pro tempore Jesse in the chair at 11:16 a.m.
Dyrland of Clayton offered the following amendment H-3457 filed by the committee on education and moved its adoption:

```
H-3457
    1 Amend House File 175 as follows:
    2 1. Page 1, line 10, by inserting after the
    period the following: "The state board shall not
    require that an approved first aid course exceed
    ten hours of instruction. If a person required
    under this section to possess a valid first aid
    certificate renders first aid, the person shall not
    be considered to have received compensation for
    emergency aid rendered for the purposes of section
    six hundred thirteen point seventeen (613.17) of
    the Code."
    2. Page 1, line 24, by inserting after the
    period the following: "The state board shall not
    require that an approved first aid course exceed
    ten hours of instruction. If a driver of a school
    bus renders first aid, the driver shall not be
    considered to have received compensation for
    emergency aid rendered for the purposes of section
    six hundred thirteen point seventeen (61s.17) of
    the Code."
```

Amendment H-3457 was adopted.
Poncy of Wapello offered the following amendment H-3526 filed by him and moved its adoption:

H-3526
1 Amend House File 175, page 1, line 10, by insert-
2 ing after the period the following sentence: "The
3 provisions of this section requiring possession of
4 a valid certificate indicating completion of an
5 approved first aid course shall also apply to any
6 secretary employed by the board of a school district
7 and assigned to an elementary school."
A non-record roll call was requested.
The ayes were 34 , nays 47 .
Amendment H-3526 lost.
Harper of Davis offered the following amendment $\mathrm{H}-3228$ filed by her and moved its adoption:

H-3228 Amend House File 175 as follows:
2 1. Page 1, line 22, by striking the word

```
"possess" and inserting in lieu thereof the word
"obtain".
    2. Page 1 , line 24 , by inserting after the
word "instruction" the words "within six months of
date of hiring".
```

Amendment H-3228 was adopted.
Dyrland of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 175)
The ayes were, 54:

| Anderson | Gentleman | Lageschulte |
| :--- | :--- | :--- |
| Avenson | Gillon | Lindeen |
| Bina | Griffee | Lipsky |
| Brandt | Hansen | Menke |
| Cochran | Hargrave | Mennenga |
| Crawford | Harper | Middleswart |
| Cusack | Harvey | Middleton |
| Dieleman | Higgins | Miller, A.V. |
| Doyle | Hines | Miller, K. D. |
| Drake | Howell | Monroe |
| Dunton | Jochum | Newhard |
| Dyrland | Junker | Oakley |
| Evans | Koogler | O'Halloran |
| Fitzgerald | Krause | Patchett |

Pavich
Readinger
Rinas
Small
Spear
Spencer
Stromer
Svoboda
Tauke
Walter
Wells
Mr. Speaker
(Jesse)
The nays were, 34 :

| Baker |  |
| :--- | :--- |
| Bennett | Egenes <br> Bortell |
| Fullerton <br> Branstad <br> Brockett | Halvorson <br> Hennessey |
| Brunow | Hinkhouse |
| Byerly | Horn |
| Crabb | Hullinger |
| Danker | Hutchins |
| Jordan |  |


| Kreamer | Schroeder <br> Stephens |
| :--- | :--- |
| McELroy | Tofte |
| Millen | Varley |
| Miller, O. L. | Va |
| Nealson | Welden |
| Nielsen | West |
| Pellett | Woods |
| Scheelhaase | Wyckoff |

Absent or not voting, 12:

| Bittle | Connors | Husak | Perkins |
| :--- | :--- | :--- | :--- |
| Caffrey | Daggett | Lonergan | Poncy |
| Clark | DenHerder | Norland | Wulff |

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

## ADOPTION OF HOUSE RESOLUTION 20

Pursuant to House Rule 26, the Speaker announced that House Resolution 20, filed on April 4, 1975, and found on pages 911 and 912 of the House Journal, is adopted by unanimous consent.

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## MESSAGES FROM THE SENATE

## The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 18, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 43, a bill for an act permitting the advertisement of beer by brand name on the inside of fence surrounding ballparks.

Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 202, a bill for an act relating to maintenance of law enforcement communications with local law enforcement agencies and duties and powers of officers in district headquarters.

Also: That the Senate has on April 17, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 262, a bill for an act relating to the sale of game by a game breeder for food purposes.

Also: That the Senate has on April 17, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 18, a bill for an act relating to the reporting of vehicle accidents.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 371, a bill for an act relating to the elimination of the application form for the state migratory waterfowl stamp.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 456, a bill for an act relating to the furnishing of discharged inmates with clothing, money and transportation.

CLARK R. RASMUSSEN, Secretary

SENATE AMENDMENT TO HOUSE FILE 43
the House, page 1, line 8, by striking the words
"on or".

## SENATE AMENDMENT TO HOUSE FILE 421

H-3602

Amend House File 421 as amended, passed and reprinted by the House, page 1, by inserting after line 11 the following:
"c. The head lamps of the vehicle are lighted."

## HOUSE CONCURRENT RESOLUTION 40 <br> By Cusack

Whereas, there are a significant number of persons in the State of Iowa whose incomes are marginal, low or moderate in scale but who are not eligible for or wish to avoid applying for any of the present federal or state income assistance programs; and

Whereas, many if not most of these persons are either presently or potentially threatened by the high cost of care and treatment for severe or lengthy illnesses or injuries; and

Whereas, at the present time, Iowa's Medical Assistance program is for all practical purposes limited in scope to those who are receiving cash payments under a federal or state income assistance program; and

Whereas, the Study Committee on Problems of the Elderly and Handicapped which functioned during the 1974 legislative interim was desirous of studying the possibility of enacting a state catastrophic illness program, and received some pertinent information, but was prevented by lack of time and the press of other matters from pursuing this particular topic; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is requested to provide for expansion and completion of the study of the possibility of enacting a state catastrophic illness program, by an appropriate legislative committee or subcommittee, during the 1975 legislative interim.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION <br> By Cusack

Whereas, the Iowa juvenile justice system has been studied by the Penal and Correctional Systems Study Committee during the 1974-1975 legislative interim; and

Whereas, the Penal and Correctional Systems Study Committee identified many areas of concern within the Iowa juvenile justice system and extensively discussed possible alternatives; and

Whereas, the alternatives discussed and the material gathered by the Study Committee provide a basis upon which

## Page 2

1
concrete decisions may be made concerning the Iowa juvenile
justice system; and
Whereas, several of the options available for revision of the Iowa juvenile justice system may require additional appropriations or reallocation of funds from existing programs to new programs; and

Whereas, it is advisable that persons to whom such appropriation requests must initially be made have an understanding of the existing juvenile justice system and the rational and intent of any proposed changes which may necessitate such appropriation; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is authorized to create a study committee, as provided by law, to continue the study committee, as provided by law, to continue the study of the state juvenile justice system. The study committee shall be composed of members of the Human Resources Appropriations Subcommittee of the House of Representatives and Senate, to conduct during the 1975-1976 and 1976-1977 legislative interims a comprehensive study of the Iowa juvenile justice system.

Be It Further Resolved, That the study committee may include nonlegislative members having special knowledge in the fields of juvenile justice and rehabilitation of juveniles and that a report of the study shall be prepared and submitted to the legislative council and members of the General Assembly at the conclusion of each interim and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 42 By Cusack

Whereas, Iowa's state mental health institutes are under the jurisdiction of the Department of Social Services, while the community mental health centers in the state have for many years related to the Iowa Mental Health Authority, which has more recently been made responsible for defining standards for and evaluating services provided by community mental health centers; and

Whereas, the legislative Mental Health and Juvenile Institutions Study Committee has repeatedly expressed concern about this circumstance, and about the degree of coordination between the two agencies, in recent years; and

Whereas, there are also alcoholism and drug abuse programs in Iowa which are supported with public funds, but are not directly related to either the Department of Social Services or the Iowa Mental Health Authority; and

Whereas, since its inception the Iowa Mental Health Authority has been largely supported by federal funds allocated to Iowa, but the future availability of those funds is now uncertain, and state funding (in addition to that contemplated

20 for support of the standards and evaluation functions
21 previously referred to) may be necessary if the programs of
22 the Iowa Mental Health Authority are to continue; Now
23 Thorefore,
24 Be It Resolved by the House of Representatives, the Senate
25 Concurring, That the Legislative Council is requested to
26 authorize appointment of a joint interim subcommittee
27 consisting of members of the Human Resources Subcommittees
28 of the respective Committees on Appropriations to consider
29 the present structure by which mental health services are
30 administered in Iowa, and the possible need for consolidation

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1 or other alteration of the roles or structure of the state
2 agencies involved.
Laid over under Rule 25.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker pro tempore Jesse in the chair.

MOTIONS TO RECONSIDER
(House File 175)
I move to reconsider the vote by which House File 175 passed the House on April 21, 1975.

AVENSON of Fayette
(House File 726)
I move to reconsider the vote by which House File 726 passed the House on April 21, 1975.

HOWELL of Floyd
COMMUNICATION FROM THE SECRETARY OF STATE
April 18, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that Senate File 14 was published in the Allamakee Journal, Lansing, Iowa, March 26, 1975, and in The Bellevue HeraldLeader, Bellevue, Iowa, March 27, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

> EXPLANATIONS OF VOTE
> (House Files 698, 723, $726,728,736$ and 742 )

I was necessarily absent from the House chamber to meet with a group of constituents when the vote was taken on House Files 698, 723, 726, 728, 736 and 742. Had I been present, I would have voted "aye".
(House Files 348, 374, 390, 414, 576 and Senate File 119)
I was necessarily absent from the House chamber on April 18, 1975. Had I been present, I would have voted "aye" on House Files 348, 374, 390, 414 and Senate File 119. I would have voted "nay" on House File 576.

OAKLEY of Clinton
(House Joint Resolution 9)
I was necessarily absent from the House chamber when the vote was taken on House Joint Resolution 9. Had I been present, I would have voted "aye."

DIELEMAN of Marion
Due to hospitalization of my mother, I was necessarily absent from the House chamber when the vote was taken on House Files 736, 728, 698, 723, 726, 741, 742, 744, 36, 175, and Senate Files 82, 233, 231 and 150. Had I been present, I would have voted "aye" on all bills, except House File 175. I would have voted "nay" on House File 175.

DAGGETT of Adams

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. SpaAker: Your committee on appropriations has considered House File 760, a bill for an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the general assembly, and begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

## H-3596

1 Amend House File 283 as follows:
2 1. Page 1, by striking all of lines 16, 17, 3 and 18 and inserting in lieu thereof the following:
4 "[be not less than five percent per annum, nor more
5 than nine percent per annum] reasonably reflect the
6 prevailing interest rates in effect during the
period the funds are held by the public utility."
SMALL of Johnson
$\mathrm{H}-3595$
1 Amend House File 411 as follows:
2 1. Page 5, line 20, by inserting after the word
3 "hundred" the word "fifty".
4 2. Page 5 , line 29, by striking the words
5 "three and one-half" and inserting in lieu thereof
6 the words "[three and one-half] ten".

H- 3600
Amend House File 654, page 2, line 7 by striking
2 the words "shall be reviewed annually and".
WELLS of Linn PATCHETT of Johnson
$\mathrm{H}-3601$
1 Amend House File 654 as follows:
Page 2, by striking all after the period in line 1, all of lines $2,3,4$, and 5 , and through the period in line 6 and inserting in lieu thereof the following: "However, upon petition to the commission by locally-elected officials within any affected area, the commission may recognize a regional body of local-ly-elected officials as the governing board for that affected area if it determines it would be in the best interests of the agency on aging."

## PATCHETT of Johnson WELLS of Linn

H-3604
Amend House File 700 as follows:

1. Page 64 , by inserting after line 18 the following:
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Any person who assists a taxpayer in the preparation of the taxpayer's income tax return or prepares the taxpayer's income tax return shall not influence or encourage or attempt to influence or encourage a taxpayer to designate a one dollar checkoff contribution for a particular political party.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended to read as follows:
56.22 FUNDS-DISTRIBUTION. The chairman of the state statutory political committee shall distribute the funds received from the director as he is directed to do so by the party, except that all moneys received by the state statutory political committee from the Iowa election campaign fund shall be distributed to the political party candidates to be used for campaign purposes and all moneys delegated for the campaigning purposes for the offices of representative in Congress, state representative, and state senator shall be distributed on a strictly equal basis to all the party's candidates for those offices. Funds distributed pursuant to this chapter shall not be used for primary election expenses or for expenses related to the selection of a candidate at a political convention.

Sec. ..... Chapter fifty-six (56), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. A person shall not promote the income tax checkoff to encourage taxpayers to check-
off one dollar contributions to a particular political party. Any advertising or promotion of the income tax checkoff shall be to encourage taxpayers to actively participate by using the checkoff.

Nothing in this section shall be construed to prohibit a political party from encouraging its members to designate income tax checkoff funds for that political party at events sponsored by the political party."
2. By renumbering the sections to conform with this amendment.
3. Title page, line 3 , by inserting after the word "electors," the words "to the campaign disclosure-income tax checkoff act,".

## MILLER of Buchanan

H-3605
Amend House File 700 as follows:

1. Page 22, by striking all of lines 4 through 19 and inserting in lieu thereof the following:
"is amended by striking the section and inserting in lieu thereof the following:
47.1 DEPARTMENT CREATED. There is created a department of elections administered by a commissioner who shall be the state commissioner of elections. The state commissioner of elections shall be appointed by the governor, with the approval of two-thirds of the senate and may be removed from office by either the governor with three-fifths vote of the senate or by two-thirds vote of the senate alone. The state commissioner shall be employed on a permanent basis. The state commissioner shall not hold any other office, engage in any political activities, accept or solicit, directly or indirectly, any political contributions, and shall not use the office to support the candidacy of anyone for elective or appointive office. The state commissioner shall receive a salary at a rate fixed by the governor not to exceed twenty-five thousand dollars per annum."
2. Page 22 by inserting after line 19 the following new sections:
'Sec. ..... Chapter forty-seven (47), Code 1975, is amended by adding the following new sections:
$N E W$ SECTION. DUTIES. The duties of the state commissioner of elections shall include but not be limited to the following:
3. Supervise the activities of the county commissioners of elections.
4. Prescribe, by rules adopted pursuant to chapter seventeen $A(17 A)$ of the Code, uniform election practices and procedures.
5. Administer chapter fifty-six (56) of the Code.
6. Promulgate the necessary affidavits and forms
as required by the election laws and chapter fifty-six
(56) of the Code, pursuant to chapter seventeen A (17A) of the Code.

NEW SECTION. SPECIAL COUNSEL. A special counsel shall be appointed by the governor with the approval of two-thirds of the senate to serve as legal counsel to the commissioner of elections and to the electorate of Iowa. The special counsel shall issue advisory opinions on all electoral questions submitted by the state commissioner of elections, a candidate for public office, an elected official, or the chairman of a statutory political party.

The special counsel shall not be a member of the attorney general's staff, shall not engage in any

## Page 2

political activity, shall not accept or solicit directly or indirectly any political contributions, and shall not use the office to support the candidacy of anyone for elective or appointive office. The special counsel may be removed from office by the governor and threefifth vote of the senate or by two-thirds vote of the senate alone. The special counsel shall receive compensation on an hourly rate.

The special counsel shall have the power to interpret the election laws on the day of any special or regular election and during the five days preceding an election to assure that the electorate has full and easy access to the polls and the integrity and secrecy of the ballot is protected.

TAUKE of Dubuque
CRAWFORD of Story
H-8606
Amend the Committee on State Government amend-
2 ment H-3586 to House File 700, page 1, by striking
3 lines 16 through 40, inclusive, and inserting in
4 lieu thereof the following:
" 5 . Page 1 , by striking lines 16 through 27 , inclusive, and inserting in lieu thereof the following:
39.2 SPECIAL ELECTIONS. All special elections which are authorized or required by law, unless the applicable law otherwise requires, shall be held on Tuesday. No special election may be held on the first or second Tuesday preceding and following the primary and the general elections."

CRAWFORD of Story

## H-3594

Amend the Schroeder amendment H-3592 to House
File 724 as follows:
Line 17, by striking the first word "[vehicle]"
and inserting in lieu thereof the word "vehicle".

## SCHROEDER of Pottawattamie

## H-3598

1 Amend House File 752 as follows:
2 1. By striking everything after the enacting

1 active employ of the employer beyond the date he
2 attains the age of sixty-five for such period or
3 periods as the employer from time to time shall
4
5
6
clause and inserting in lieu thereof the following:
"Section 1. Section ninety-seven A point six (97A.6), subsection one (1), Code 1975, is amended by striking the subsection and inserting in lieu thereof the following:

1. SERVICE RETIREMENT BENEFIT. Retirement of
a member on a service retirement allowance shall be made by the board of trustees in the manner prescribed in this subsection. Any member in service may retire upon his written application to the board of trustees, setting forth at what time, not less than thirty nor more than ninety days subsequent to the execution and filing of the application, he desires to be retired if the member that is fifty-five years of age or more and has completed twenty-two years or more of creditable service. However, during the period of notification, he may have separated from the service.

Sec. 2. Section ninety-seven B point forty-five (97B.45), Code 1975, is amended to read as follows:

97B. 45 RETIREMENT AGE AT SIXTY-FIVE. A member's normal retirement date shall be the first of the month coinciding with or next following his sixty-fifth birthday. A member may retire after his sixty-fifth birthday except as otherwise provided in section 97B.46. A member retiring after his normal retirement date, as provided in section 97B.46, shall submit a written notice to the commission setting forth the date the retirement is to become effective, provided that such date shall be after his last day of service and not before the first day of the sixth calendar month preceding the month in which the notice is filed, except that credit for service shall cease when contributions cease as provided in section 97B.11.
[Notwithstanding the provisions of this section and section 97B.46, an employer may adopt policies which prescribe retirement at an age not less than sixty-five years.]
[The provisions of this section shall not be construed to render invalid any provisions of a policy established by an employer which prescribes retirement at an age not less than sixty-five years.]

An employer shall not prescribe retirement at any specific age, but shall base retirement policies on ability of the member to perform the job.

Sec. 3. Section ninety-seven B point forty-six (97B.46), Code 1975, is amended to read as follows:
97B.46 SERVICE AFTER AGE SIXTY-FIVE. A member may, on the request of the employer, remain in the approve, provided, however, that credit or such service shall cease when contributions cease as provided in section 97B.11. The member shall retire

## Page 3

from the employment of the employer at the end of the last approved period, on the first day of the month next following or coinciding with such date. A member remaining in service past his seventy-second birthday shall be entitled to receive a retirement allowance under subsections 2 and 3 of section 97B. 49 commencing with payment for the calendar month within which the written notice is submitted to the commission, except that if he fails to submit the notice on a timely basis, retroactive payments shall be made for no more than six months immediately preceding the month in which the written notice is submitted.

The employer shall base approval for continuation of active employment of a member who has attained the age of sixty-five upon the employee's ability to perform the job, and age shall not be considered as a factor.

Sec. 4. Section four hundred ten point six (410.6), Code 1975, is amended by striking unnumbered paragraph two (2).

Sec. 5. Section four hundred eleven point six (411.6), subsection one (1), Code 1975 , is amended by striking paragraph b and renumbering the remaining paragraph.

Sec. 6. Section six hundred five point twentyfour (605.24), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
605.24 RETIREMENT POLICY. Except as provided in section six hundred five point twenty-six (605.26) of the Code, a judge of the supreme court or district court shall continue as a judge as long as the judge believes that he possesses the ability to perform as a judge. Age shall not be considered as a factor.

Sec. 7. Section six hundred five point twentyfive (605.25), Code 1975, is amended to read as follows:
605.25 TEMPORARY SERVICE BY RETIRED JUDGES.

Judges of the supreme court and district court [who are hereafter retired by reason of age, or] who are drawing benefits under section 605A.6, may with their consent be assigned by the supreme court to temporary judicial duties on any court in the state, however only retired supreme court judges may be assigned
to the supreme court and only in case of temporary absence of a member of the supreme court. No such judge shall engage in the practice of law unless he shall file with the clerk of the supreme court an election to practice law, in which event he shall thereafter be ineligible for assignment to temporary judicial duties at any time. While serving under temporary assignment as herein provided, a retired judge shall receive the compensation and actual expense provided by law for judges on the court to which he
is assigned, but shall not receive any annuity payments to which he may be entitled under the judicial retirement system. He may be authorized in the order of assignment to appoint a temporary reporter, who shall receive the compensation and actual expense provided by law for a regular reporter in the court to which the judge is assigned. The order of assignment shall be filed in the offices of the clerks of court at the places where the judge is to serve."
2. Amend the title, line 1 , by striking the words "certain members."
3. Amend the title, by striking line 2 and inserting in lieu thereof the words "members of public retirement systems."

PATCHETT of Johnson HINES of Story BINA of Scott DYRLAND of Clayton CUSACK of Scott DUNTON of Keokuk O'HALLORAN of Black Hawk
H-3603

Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by inserting before line 1 the following section:
"Section 1. Chapter two hundred seventy-seven (277), Code 1975, is amended by adding the following new section:

NEW SECTION. REGISTRATION FOR ARBITRATORS. Each
third voter at the regular school election shall be required to complete a form listing the voter's name and address which form shall be used for selecting arbitrators under sections two hundred seventy-nine point thirteen (279.13) and two hundred seventy-nine point twenty-four (279.24) of the Code. The county commissioner of elections shall prescribe and provide the forms. Voters shall be excused from filing the form if they have served as members of the school board or have been certificated employees of the school board at any time during the preceding four years. Other voters may be excused by the county commissioner of elections of the county in which the school district is located. The completed forms shall be transmitted by the election officials to the secretary of the school board."
2. Page 5, by striking lines 9 through 31 and inserting in lieu thereof the following: "shall set a date for a meeting between the board and the teacher for selection of a panel of arbitrators. At the meeting the secretary of the board shall place the forms containing the names and addresses of voters eligible to serve as arbitrators, completed at the last preceding school election under the provisions

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of section one (1) of this Act, in a container and the teacher shall draw the names of eleven potential arbitrators from the container. Within five days following the drawing of names, the school board and the teachers shall each remove four names from the list of potential arbitrators. The three potential arbitrators whose names remain shall serve as the panel of arbitrators."
3. Page 5 line 32, by striking the word "selected."
4. Page 5, line 33, by striking the word "arbitrator" and inserting in lieu thereof the words "panel of arbitrators".
5. Page 6, line 3, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
6. Page 6, line 4, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
7. Page 6, line 7, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".

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8. Page 6, line 9, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
9. Page 6 , line 10 , by striking the words "by the chairman of".
10. Page 6, by striking line 11, and inserting in lieu thereof the words ", The arbitrators".
11. Page 6, line 14, by inserting after the period the following: "The judgment on the appeal shall be unanimous."
12. Page 6, line 14, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
13. Page 6, line 22, by striking the word "arbitrator's" and inserting in lieu thereof the word "arbitrators'".
14. Page 6, line 27, by inserting after the period the following: "The arbitrators shall be paid at the same rate as members of a district court jury."
15. Page 6, by inserting after line 27 the following:
"If a unanimous decision cannot be reached by the arbitrators in the time limits allowed, a new panel of arbitrators shall be selected in the same manner as the original panel."

MILLER of Buchanan
JORDAN of Linn
WYCKOFF of Benton
HINKHOUSE of Cedar

## H-3607

1 Amend Senate File 308 as follows:
2 1. Page 1, by inserting after line 25 the
3 following:

4 "Sec. ..... Section five hundred thirty-five
5 point two (535.2), subsection two (2), Code 1975,
6 is amended to read as follows:
2. Any domestic or foreign corporation or real

8 estate investment trust as defined in section 856
9 of the Internal Revenue Code, and any person
10 borrowing money in the principal amount of twenty-
11 five thousand dollars or more for a business
12 purpose, and any person borrowing money in the
13 principal amount of thirty-five thousand dollars
14 or more for an agricultural purpose, may agree in
15 writing to pay any rate of interest in excess of
16 the rate prescribed in subsection 1 hereof, and
17 no such [corporation or real estate investment
18 trust] person so agreeing in writing shall plead or
19 interpose the claim or defense of usury in any
20 action or proceeding."
21 2. Amend the title by striking lines 1 and 2
22 and inserting in lieu thereof the following:
23 "An Act relating to finance charges."
HENNESSEY of Delaware
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, April 22, 1975.

## JOURNAL OF THE HOUSE

## One Hundredth Calendar Day-Sixty-fifth Session Day

hall of the Housi of Representatives
Des Moings, Iowa, Tuesday, April 22, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend M. Paul Vander Woude, pastor of the American Reformed Church, Hull, Iowa.

The Journal of Monday, April 21, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Robert Manderschied, Boone, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Brockett of Marshall for the remainder of the week on request of West of Marshall.

## PRESENTATION OF VISITORS

Norland of Worth presented to the House the Honorable Harold Mueller, former member of the House during the Fiftyeighth through the Sixty-first General Assemblies, representing Winnebago and Worth Counties.

Halvorson of Clayton presented to the House the Honorable Harley J. Palas, former member of the House during the Sixtieth General Assembly, representing Clayton County.

Crabb of Crawford presented to the House foreign exchange student Doris Dias from Brazil and international exchange student Victor Alban from Ecuador, students attending Woodbine High School, Woodbine, Iowa.

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

Fifty-eight eighth grade students from Pella Middle School, Pella, Iowa, accompanied by Mrs. Caldwell and Mr. Emmert. By Dieleman of Marion.

Sixty-five sixth grade students from Hubbell Elementary School, Des Moines, Iowa, accompanied by Emma Jean Blank, Novella Bredbenner and Irene Perkins. By Gentleman of Polk.

Seventy students from Johnston High School, Johnston, Iowa, accompanied by Betty Doolittle and Dave Pitz. By Readinger of Polk.

Seventy-three eighth grade students from Pella Middle School, Pella, Iowa, accompanied by Mrs. Caldwell, Mrs. Hale, Mrs. McConnell and Mrs. Subbert. By Dieleman of Marion.

Sixty seniors from Woodbine High School, Woodbine, Iowa, accompanied by Phil Hummel. By Crabb of Crawford.

## PETITION FILED

The following petition was received and placed on file:
By O'Halloran of Black Hawk from three hundred forty-five faculty members of the University of Northern Iowa, in support of the efforts of their faculty service organizations to eliminate salary inequities between University of Northern Iowa and the other regents universities.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 760, under Rule 36.

## CONSIDERATION OF BILLS

STEERING COMMITTEE CALENDAR
House File 188, a bill for an act authorizing the director of the department of general services with approval of the state executive council to proceed with the acquisition of additional land for the extension of the state capitol grounds, with report of committee recommending amendment and passage, was taken up for consideration.

Svoboda of Iowa offered the following amendment H-3462 filed by her and moved its adoption:
H-3462
1 Amend House File 188 as follows:
2 1. Page 1, line 2, by striking the word "shall"
3 and inserting the word "may".
4 2. Page 1 , line 3 , by inserting after the word
5 "purchase" the words "or may take an option to
purchase".
Amendment $\mathrm{H}-3462$ was adopted.

Monroe of Des Moines offered the following amendment $\mathrm{H}-3157$ filed by Brackett of Marshall and moved its adoption:
H-3157
1 Amend House File 188 as follows:
2 1. Page 1, line 5, by striking the words and
3 figures "Freeway I-35" and inserting in lieu thereof
4 the word and figures "Interstate I-235".
Amendment $\mathrm{H}-3157$ was adopted.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3475$ filed by the committee on state government and moved its adoption:
H-3475
1 Amend House File 188, page 1, by striking lines
212 and 13 and inserting in lieu thereof the words
3 "services from the general fund of the state the
4 sum of one hundred thousand $(100,000)$ dollars, or
5 so much thereof as may be necessary, to carry out
6 the provisions of".
Amendment H-3475 was adopted.
Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Small of Jóhnson and Cusack of Scott refrained from voting.

On the question "Shall the bill pass?" (H.F. 188)

## The ayes were, 82:

| Anderson | Evans | Lipsky | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Fitgerald | Lonergan | Readinger |
| Baker | Fullerton | McElroy | Scheelhaase |
| Bennett | Gentleman | Menke | Schroeder |
| Bina | Halvorson | Mennenga | Spear |
| Bortell | Hansen | Middleswart | Spencer |
| Brandt | Harper | Millen | Stephens |
| Branstad | Harvey | Miller, A.V. | Stromer |
| Brunow | Hennessey | Miller, K. D. | Svoboda |
| Caffrey | Hinkhouse | Miller, O. L. | Tauke |
| Clark | Horn | Monroe | Tofte |
| Connors | Howell | Nealson | Varley |
| Crabb | Hullinger | Newhard | Walter |
| Crawford | Hutchins | Norland | Welden |
| Danker | Jordan | Oakley | Wells |
| Den Herder | Junker | O'Halloran | West |
| Dieleman | Koogler | Patchett | Woods |
| Doyle | Krause | Pavich | Wulff |
| Drake | Kreamer | Pellett | Wyckoff |
| Dunton | Lageschulte | Perkins | Mr. Speaker |
| Egenes | Lindeen |  |  |

The nays were, 8:

| Byerly <br> Dyrland | Gilloon <br> Absent or not voting, 10: | Hines | Middleton <br> Nielsen |
| :--- | :---: | :--- | :--- |
| Bittle <br> Brockett <br> Cusack | Daggett | Husak |  |

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

House File 575, a bill for an act relating to eligibility for lowrent housing, with report of committee recommending amendment and passage, was taken up for consideration.

Higgins of Scott offered the following amendment H-3445 filed by the committee on human resources and moved its adoption:

H-3445
Amend House File 575 as follows:

1. Page 2, line 2, by inserting after the word
"family" the words "or other adjustments necessary due to unusual prevailing conditions in the area".
2. Page 2, line 3 , by inserting after the word "includes" the words ", but is not limited to,".
3. Page 2, line 17 , by striking the words "which can be" and inserting in lieu thereof a period.
4. Page 2, by striking lines 18 through 26, inclusivé.
5. Page 2, line 27, by striking the word "an" and inserting in lieu thereof the words "a physical or mental".

Amendment $\mathrm{H}-3445$ was adopted.
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 575)

## The ayes were, 93:

| Anderson | Connors | Evans | Hines |
| :--- | :--- | :--- | :--- |
| Avenson | Crabb | Fitzgerald | Hinkhouse |
| Baker | Crawford | Fullerton | Horn |
| Bennett | Cusack | Gentleman | Howell |
| Bina | Danker | Gilloon | Hullinger |
| Bortell | Den Herder | Halvorson | Hutchins |
| Brandt | Dieleman | Hansen | Jesse |
| Branstad | Doyle | Hargrave | Jochum |
| Brunow | Drake | Harper | Jordan |
| Byerly | Dunton | Harvey | Junker |
| Caffrey | Dyrland | Hennessey | Koogler |
| Clark | Egenes | Higgins | Krause |

Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Middleton Millen Miller, A. V.

Miller, K. D.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich

Perkins
Poncy
Readinger
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Svoboda

Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 7:

| Bittle | Daggett <br> Grockett | Husak |
| :--- | :--- | :--- |
| Griffee |  |  |$\quad$ Rinas

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

## HOUSE FILE 628 PENDING

House File 628, a bill for an act relating to school bus transportation requirements, was taken up for consideration.

Patchett of Johnson offered the following amendment H-3497 filed by him and moved its adoption:
H-3497
1 Amend House File 628 as follows:

1. Page 2, by inserting after line 6 the following sections:
"Sec. 4. Section two hundred eighty-five point ten (285.10), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. In the discretion of the board furnish a school bus and services of a qualified driver for transportation of persons other than pupils to activities in which pupils from the school are participants or are attending the activity or for which the school is a sponsor. The board shall charge and collect an amount sufficient to reimburse all costs of furnishing the bus and driver. A school bus shall be used as provided in this subsection only at times when it is not needed for transportation of pupils.

Sec. 5. Section two hundred eighty-five point eleven (285.11), subsection six (6), Code 1975, is amended to read as follows:
6. The use of school buses shall be restricted to transporting pupils to and from school and to and from extra-curricular activities sponsored by the school when such extra-curricular activity is under the direction of a qualified member of the faculty and a part of the regular school program and to

27 transporting other persons to the extent permitted

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84 subsection shall prohibit the use of school buses
35 in transporting a school teacher going to and from
36 her school when such school is on an established 87 school bus route and such teacher makes arrangements
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40 by section 285.1 , subsection 1 , and section 285.10 , subsection 9 and seotion four (4) of this Act. School employees of districts operating buses may be transported to and from school and approved activities which they are required to attend as a result of their responsibilities. Provided, however, nothing in this with the district operating such school bus."
2. By renumbering sections in accordance with this amendment.

Amendment H-3497 was adopted.
(House File 628 pending at recess and placed under unfinished business.)

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## leave of absence

Leave of absence was granted as follows:
Varley of Adair for the afternoon session on request of McElroy of Fremont.

## INTRODUCTION OF BILLS

House File 765, by committee on commerce, a bill for an act relating to labeling of late penalty charges on bills issued by public utilities.

Read first time and placed on the calendar.
House File 766, by committee on judiciary and law enforcement, a bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties.

Read first time and placed on the calendar.
House File 767, by committee on state government, a bill for an act relating to cost of living adjustments for public employees, and making appropriations.

Read first time and placed on the calendar.

House File 768, by committee on state government, a bill for an act to establish a separate monthly retirement allowance for conservation peace officers under the Iowa public employees' retirement system.

Read first time and placed on the calendar.
House File 769, by committee on state government, a bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.

Read first time and placed on the calendar.
House File 770, by committee on state government, a bill for an act adopting the Uniform Residential Landlord and Tenant Act.

Read first time and placed on the calendar.
House File 771, by committee on judiciary and law enforcement, a bill for an act relating to benefits for employees of the adult penal and correctional institutions of this state and making an appropriation.

House File 772, by committee on state government, a bill for an act relating to improvement of certain benefits for members of the peace officers' retirement, accident and disability system.

Read first time and placed on the calendar.
House File 773, by committee on natural resources, a bill for an act relating to the establishment of a soil and water conservation revolving fund and making an appropriation.

Read first time and placed on the calendar.
House File 774, by committee on judiciary and law enforcement, a bill for an act relating to the contents of a certificate of marriage.

Read first time and placed on the calendar.
House File 775, by committee on natural resources, a bill for an act to change the expiration date of hunting, fishing and trapping licenses.

Read first time and placed on the calendar.
House File 776, by committee on judiciary and law enforcement, a bill for an act relating to the authority of the commissioner of
social services to grant easement rights to municipal corporations and public utilities to land under the jurisdiction of the department of social services.

Read first time and placed on the calendar.
House File 777, by committee on natural resources, a bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land.

Read first time and placed on the calendar.
House File 778, by committee on natural resources, a bill for an act to eliminate the application form for the state migratory waterfowl stamp.

Read first time and placed on the calendar.
House File 779, by committee on education, a bill for an act to authorize name changes for school districts.

Read first time and placed on the calendar.
House File 780, by committee on appropriations, a bill for an act making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and providing for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture.

Read first time and placed on the appropriations calendar.
House File 781, by committee on state government, a bill for an act relating to the membership and compensation of the beer and liquor control council.

Read first time and placed on the calendar.
House File 782, by committee on state government, a bill for an act relating to providing codes to sheriff substations.

Read first time and placed on the calendar.
House File 783, by committee on education, a bill for an act relating to the confidentiality of school records.

Read first time and placed on the calendar.
House File 784, by committee on education, a bill for an act relating to the employment and duties of public school principals.

Read first time and placed on the calendar.

House File 785, by committee on agriculture, a bill for an act relating to the establishment and maintenance of food establishments, hotels, and restaurants.

Read first time and placed on the calendar.
House File 786, by Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff, a bill for an act relating to the inspection of grain by the department of agriculture and providing penalties for violations.

Read first time and referred to committee on agriculture.
House File 787, by committee on agriculture, a bill for an act relating to minimum percentages of plant nutrients in fertilizers.

Read first time and placed on the calendar.
House File 788, by committee on agriculture, a bill for an act relating to the routing of transmission lines.

Read first time and placed on the calendar.
House File 789, by committee on agriculture, a bill for an act providing for an assessment on grain purchased by warehouses if approved by a referendum of grain producers and designating the net proceeds for railroad branch line improvement.

Read first time and placed on the calendar.
House File 790, by committee on judiciary and law enforcement, a bill for an act creating immunity from civil liability of persons serving on peer review committees.

Read first time and placed on the calendar.
House File 791, by committee on county government, a bill for an act relating to certain benefited street lighting districts.

Read first time and placed on the calendar.
House File 792, by committee on agriculture, a bill for an act relating to the legal specifications for gasoline volatility.

Read first time and placed on the calendar.
House File 793, by committee on agriculture, a bill for an act relating to the marketing board of the department of agriculture.

Read first time and placed on the calendar.

## INTRODUCTION OF HOUSE JOINT RESOLUTION

House Joint Resolution 21, by committee on state government,
a joint resolution proposing an amendment to the Constitution of the State of Iowa to permit the governor to assign executive duties to the lieutenant governor.

Read first time and placed on the calendar.

## SENATE MESSAGES CONSIDERED

Senate File 18, a bill for an act relating to the reporting of vehicle accidents.

Read first time and referred to committee on transportation.
Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty.

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

Senate File 371, a bill for an act relating to the issuance of migratory waterfowl stamps and providing a penalty.

Read first time and referred to committee on natural resources.
Senate File 456, a bill for an act relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 18, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 69, a bill for an act to change the name of the Lowa soldiers home and the eligibility requirements for admission.

Also: That the Senate has on April 18, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 90, a bill for an act relating to emergency vehicles.
Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 275, a bill for an act relating to the date of organization of the state board of public instruction.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 287, a bill for an act relating to the date of the meeting of boards of school corporations for settlement of business.

Also: That the Senate has on April 18, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 432, a bill for an act relating to the requirement that motor vehicles be inspected upon transfer and providing a penalty.

Also: That the Senate has on April 18, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 459, a bill for an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery.

Also: That the Senate has on April 18, 1975, concurred in the House amendment to the Senate amendment and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 18, a resolution urging that the cailway association reconsider its decision to support the operating and capital needs of the Rock Island Railroad.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 90

3620
Amend House File 90, as amended and passed by the House, as follows:

1. Page 1, line 1 , by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point two hundred thirty-one (321.231), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
321.231 AUTHORIZED EMERGENCY VEHICLES.
2. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section.
3. The driver of any authorized emergency vehicle may:
a. Park or stand an authorized emergency vehicle, irrespective of the provisions of this chapter.
b. Disregard laws or regulations governing direction of movement or turning in specified directions.
4. The driver of a fire department vehicle, police vehicle or ambulance may:
a. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
b. Exceed the maximum speed limits so long as the driver does not endanger life or property.
5. The exemptions granted to an authorized emergency vehicle shall apply only when such vehicle is making use of an audible signaling device meeting driver from the consequences of his reckless disregard for the safety of others. Sec. 2. Sections three hundred twenty-one point two hundred thirty-two (321.232) and three hundred two hundred thirty-two (321.232) and three hundred Code 1975, are repealed."

## SENATE AMENDMENT TO HOUSE FILE 459

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the requirements of section three hundred twenty-one point four hundred thirty-three (321.433) of the Code, or a visual signaling device approved by the department except that use of an audible or visual signaling device shall not be required under the following circumstances:
a. The vehicle is not equipped with such device, and is not required to be so equipped.
b. The vehicle is operated by a peace officer, pursuing a suspected violator of the speed restrictions imposed by or pursuant to this chapter, for the purpose of determining the speed of travel of such suspected violator.
c. The vehicle is stopped, standing, or parked.
5. The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of

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all persons, nor shall such provisions protect the 3619

Amend House File 459, as passed by the House, as follows:

1. Page 2, by inserting after the line 2 the following:
" 5 . A special license issued under this section shall automatically expire upon the special licensee discontinuing service on the academic staff of a medical school in this state. An expired special license shall not be renewed. However, a former special licensee may reapply for a special license."

## UNANIMOUS CONSENT CALENDAR <br> (House Concurrent Resolution 38)

We hereby request that House Concurrent Resolution 38, filed on Friday, April 18, and found on page 1191 of the House Journal, be placed on the unanimous consent calendar.

DIANE BRANDT<br>MARY O'HALLORAN<br>WILLIS E. JUNKER

SPECIAL ORDER
(House File 700)
The hour of 1:30 p.m. having arrived, the Speaker announced the special order of business for the consideration of House

File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.

Drake of Muscatine offered amendment H—3608 filed from the floor by Drake, Crawford, Millen and Varley.

Drake of Muscatine offered the following amendment $\mathrm{H}-3615$, to amendment H-3608, filed by him from the floor and moved its adoption:
H-3615
1 Amend the Drake, et al., amendment H-3608 to House File 700 as follows:

1. Page 18, by striking from line 20 the words "[with] by", all of line 21, and from line 22 the words "form to" and inserting in lieu thereof the word "with".
2. Page 36, line 17, by striking the word "precinct" and inserting in lieu thereof the words "polling place for the elector's precinct of residence".
3. Page 36, line 19, by striking the words "car of the handicap" and inserting in lieu thereof the words "vehicle occupied by the handicapped".
4. Page 36, line 20, by striking the words "car. If a handicap" and inserting in lieu thereof the words "vehicle. If a handicapped".
5. Page 36, by striking from line 25 the words "handicap ballot ".", and all of lines 26 and 27, and inserting in lieu thereof the words "handicapped voter's ballot", and shall be counted in the same manner as challenged ballots accepted under section fifty point twenty-two (50.22) of the Code."
Amendment H—3615 was adopted.
Drake of Muscatine moved the adoption of amendment $\mathrm{H}-3608$, as amended.

Roll call was requested by Drake of Muscatine and Crawford of Story.

On the question "Shall amendment $\mathrm{H}-3608$, as amended, be adopted?"

The ayes were, 35 :

| Bennett | Drake | Lageschulte | Readinger |
| :--- | :--- | :--- | :--- |
| Bortell | Evans | Lindeen | Schroeder |
| Branstad | Fullerton | Lipsky | Stephens |
| Clark | Gentleman | McElroy | Stromer |
| Crabb | Halvorson | Menke | Tofte |
| Crawford | Hansen | Millen | Welden |
| Daggett | Harvey | Nealson | West |
| Danker | Junker | Oakley | Wulff |
| Den Herder | Kreamer | Pellett |  |

The nays were, 55 :

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Bina | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Cusack | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |

Jordan
Koogler
Lonergan
Mennenga
Middleswart
Middleton
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
O'Halloran
Patchett

Pavich
Perkins
Poncy
Scheelhaase
Small
Spear
Spencer
Svoboda
Walter
Wells
Woods
Wyckoff
Mr. Speaker
Absent or not voting, 10:

Bittle
Brockett Connors

Egenes
Husak Krause

Miller, A. V.
Rinas

Amendment $\mathrm{H}-3608$, as amended, lost.
Drake of Muscatine asked and received unanimous consent that amendment $\mathrm{H}-3608$ not be printed in the Journal.

Monroe of Des Moines offered the following amendment $\mathrm{H}-3586$ filed by the committee on state government:
H-3586
1 Amend House File 700 as follows:
2 1. Page 1 , by striking lines 5 and 6 and inserting
3 in lieu thereof the following:
4
next following a general election in which the offices
of governor or lieutenant governor, or both, were
on the ballot, or as soon thereafter as both".
2. Page 1, line 8, by striking the words "and lieutenant governor" and inserting in lieu thereof
the words "[and] or lieutenant governor, or both,".
3. Page 1, line 10, by inserting before the word "persons" the words "person or".
4. Page 1, line 10 , by striking the word "and" and inserting in lieu thereof the words "[and]. Upon being so inaugurated,".
5. Page 1, by striking lines 22 through 27, inclusive, and inserting in lieu thereof the following:
" 1 . The first Tuesday after the second Monday in January.
2. The first Tuesday after the first Monday in February.
3. The first Tuesday after the first Monday in March.
4. The first Tuesday after the first Monday in April.
5. The first Tuesday after the first Monday in May.
6. The first Tuesday after the first Monday in June.
7. The first Tuesday after the second Monday in July.
8. The first Tuesday after the first Monday in August.
9. The second Tuesday in September.
10. The first Tuesday after the first Monday in October.
11. The first Tuesday after the first Monday in November.
12. The first Tuesday after the second Monday in December."
6. Page 2 , line 10 , by inserting after the word "States," the words "lieutenant governor,".
7. Page 3, line 22, by inserting after the word "States," the words "lieutenant governor,".
8. Page 5, line 12, by striking the word "RESIGNATION" and inserting in lieu thereof the word "WITHDRAWAL".
9. Page 7, by striking lines 7 through 12 and inserting in lieu thereof the following:
"officials shall deliver [the] all election [register,

## 2

tally sheets, certificates, envelopes containing ballots, and all unused] supplies, within [two days] one day after the close of the polls, to the commissioner who shall carefully preserve them and deliver the returns and envelopes containing ballots, in the condition in which received [and deliver them] , to the county board of [canvassers] supervisors."
10. Page 9, lines 3 and 4, by striking the words "whose name is not printed on the official primary ballot".
11. Page 12 , by striking lines 13 and 14 and inserting in lieu thereof the words "for that office in the primary election, or all persons who filed under section forty-three point', and renumbering the succeeding subsections of section 24 accordingly.
12. Page 12, line 19 , by inserting after the word "election" the words", and no candidate received a sufficient number of write-in votes to be nominated".
13. Page 13, line 3, by inserting after the word "States," the words "lieutenant governor,".
14. Page 15, by striking lines 11 through 22, inclusive, and inserting in lieu thereof the following:
"43.79 DEATH OF CANDIDATE AFTER TIME FOR WITH-
DRAWAL. The death of a candidate nominated as pro-
vided by law for any office to be filled at a general election, during the period beginning on the seventyfourth day before the general election, in the case of any candidate whose nomination papers were filed with the state commissioner, or beginning on the fifty-ninth day before the general election, in the case of any candidate whose nomination papers were
filed with the commissioner, and ending on the last
day before the general election shall not operate to remove the deceased candidate's name from the general election ballot. If the deceased candidate was seeking the office of senator or representative in the congress of the United States, governor, lieutenant governor, attorney general, senator or representative in the general assembly or county supervisor, section seventy-six (76) of this Act shall control. If the deceased candidate was seeking any other office, and as a result of the candidate's death a vacancy is subsequently found to exist, the vacancy shall be filled as provided by chapter sixty-nine (69) of the Code."
15. Page 16, lines 10 and 11, by striking the words "immediately following the adjournment of the county convention" and inserting in lieu thereof the words "[immediately following the adjournment of the county convention] at the time specified by the party's

## Page

state constitution or bylaws".
16. Page 19 , by striking lines 29 through 35 , and page 20 , by striking lines 1 through 14, inclusive.
17. Page 24, line 2, by striking the word "card" and inserting in lieu thereof the word "form".
18. Page 24, line 24, by striking the word "card" and inserting in lieu thereof the word "form".
19. Page 24, line 26, by striking the word "card" and inserting in lieu thereof the word "form".
20. Page 24, line 31, by striking the word "card" and inserting in lieu thereof the word "form".
21. Page 25, line 8, by striking the word "voters" and inserting in lieu thereof the words "[voters] eligible electors".
22. Page 5, lines 12 and 13 , by striking the words "[printed forms and blanks] blank voter registration cards" and inserting in lieu thereof the words "printed form and blanks".
23. Page 26 , by striking lines 23,24 and 25 and inserting in lieu thereof the following:
"may request and shall receive without charge three lists during the two-year period prior to each general election, in the order and form requested. The lists requested".
24. Page 26, line 30, by inserting after the word "paragraph" the words " $a$ or".
25. Page 27, by striking lines 27 through 35, and page 28, by striking lines 1 through 34 , inclusive, and inserting in lieu thereof the following:
"is amended to read as follows:
48.6 FORM OF RECORDS. The registration forms shall be large enough to contain the necessary information required in legible writing, and shall be suitable for mailing. The registration form shall require the following information to be provided:

## Page 4

1. The name of the applicant in full. [Whenever any change of name shall occur, the registrant shall not be allowed to vote until the registrant has registered, and after such reregistration the previous registration record shall be removed from the files. Where the only change in the previous registration information is a legal change of surname, the registrant may effect the reregistration required by this subsection by mailing the county commissioner a written notice stating in full both the name under which the registrant was previously registered and the name under which the registrant is now to be registered, and the registrant's social security number, if available.]
2. Residence, giving name and number of the street, avenue, or other location of the dwelling, and such additional clear and definite description as may be necessary to give the exact location of the residence of the applicant. Post office box numbers shall not be used unless no other method of identifying the residence exists for the community.
3. Date of birth.
4. Sex.
5. Date of registration.
6. Ward, precinct, school district, and such other districts in which the registrant resides which are empowered to call special elections. To assist in making this determination the commissioner may also request other information including but not limited to telephone number, fire district number or township, range and section number of the location of the applicant's residence. The commissioner may if necessary obtain the needed information from other sources, but shall in no case decline to register an applicant because the applicant is unable to provide any of the information referred to in this subsection.
7. [Last previous address if the registrant has resided at his present address for less than five years] Name, if different than current name, and address given on applicant's last previous registration.
8. Party affiliation. No party affiliation need be stated if the [registrant] applicant declines to make such statement.
9. An affidavit in such form as prescribed by the state commissioner of elections which states that the [registrant] applicant is, or will be [a qualified elector] on the day of the next known election in any jurisdiction in which the applicant resides, an eligible elector.
10. An expressed authorization to cancel all other registrations to vote.
11. The social security number of the [registrant] applicant if available.
12. The signature of [registrant] the applicant.

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A receipt of registration shall be given to each [registrant. If a person registers to vote while registration is closed preceding any election, the county commissioner of registration shall affix a date to the receipt which date shall be the day after the election for which registration is closed and the receipt shall state on its face that the person is registered and qualifies to vote in any election held on or after the date affixed to the registration receipt] applicant, indicating the date the registration will become effective."
26. Page 29, line 16, by inserting after the word "immediately" the words "send by forwardable".
27. Page 30, by inserting after line 16 the following new paragraph and redesignating the succeeding paragraphs in section 51, subsection 1:
"b. A current student or faculty identification card of an Iowa college or university which receives state funds by appropriation or through any tuition grant or similar program, so long as the card displays a picture of the eligible elector; or".
28. Page 30 , line 20 , by inserting after the word "precinct" the words "who has been registered in the precinct for at least ten days".
29. Page 30, by inserting after the period in line 25 the following:
"A precinct election official may, in compliance with this paragraph, affirm the identity of any number of eligible electors; any other qualified elector may do so only with respect to eligible electors who are all members of the same household, at any one election."
30. Page 31, line 34, by inserting after the word
"manner," the words "or is presently registered at his or her current address,".
31. Page 32, by striking lines $13,14,15$ and 16 and inserting in lieu thereof the following:
"writing a statement in substantially the following form, if the application is made at a time when registration is closed: "This registration will not be effective for the next forthcoming election, therefore you must register at the polls in order to vote in that election. To register at the polls, present your driver's license to one of the precinct election officials."
32. Page 32, line 35 , by striking all after the word "commissioner" and inserting in lieu thereof the words "by six o'clock p.m. on the tenth day before that election."
33. Page 33, line 1, by striking the word "day".
34. Page 33, line 16, by striking the word
"fifteen" and inserting in lieu thereof the words
"seven working".
85. Page 33, line 20, by inserting after the

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period the words "If the application was received prior to the close of registration in advance of any election, the commissioner shall make every reasonable effort to complete registration of the applicant, if he or she is in fact an eligible elector, so that the applicant may vote in that election."
36. Page 35, line 4, by striking the words "[forms]
cards" and inserting in lieu thereof the word "forms".
37. Page 35, line 5, by striking the words "[forms] cards shall be in the form" and inserting in lieu thereof the words "forms shall be as".
38. Page 35, line 10, by striking the words "[form] each card" and inserting in lieu thereof the words "each form".
39. Page 35, line 12, by striking the word "card" and inserting in lieu thereof the word "form".
40. Page 35, by striking lines 18,19 and 20.
41. Page 36, by striking all after the period in line 8 , lines $9,10,11$ and 12 , and the word "there" in line 13, and inserting in lieu thereof the words "[The registrant shall execute an authorization to the county commissioner of registration of his former residence to remove the registrant's registration]".
42. Page 37 , by striking from line 13 the words "It is" and all of lines 14 and 15, and inserting in lieu thereof the following:
"Precinct election officials shall be qualified electors of the county in which they are appointed. Preference shall be given to appointment of residents of a precinct to serve as precinct election officials for that precinct, but the commissioner may appoint other residents of the county where necessary."
43. Page 43, line 3, by striking the words "AND ROTATED".
44. Page 43, by striking lines 10 through 22, inclusive, and inserting in lieu thereof the following:
" 2 . The commissioner shall arrange the ballot in conformity with the certificate issued by the state commissioner under section forty-three point seventythree (43.73) of the Code, in that the names of the respective candidates on each political party ticket shall appear in the order they appeared on the certificate, above or to the left of the nonparty political organization tickets."
45. Page 43, by striking lines 29 through 35, and page 44, by striking lines 1 through 17, inclusive, and inserting in lieu thereof the following:
"Sec. ..... Section forty-nine point forty-three (49.43), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
49.43 CONSTITUTIONAL AMENDMENT OR OTHER PUBLIC MEASURE. In precincts using paper ballots all public measures to be voted upon by an elector at a given
election shall be printed upon one ballot of some color other than white. In precincts using voting machines all public measures shall be placed in the

## Page 7

1 question row on the machine; however if it is impos-
2 sible to place all the public measures on the machine
3 ballot, or if only a portion of the qualified electors
4 of the precinct are entitled to vote upon any measure
presented, the commissioner may provide a separate
paper ballot for the public measure or measures."
46. Page 49 , line 28 , by striking the word "not"
and inserting in lieu thereof the word "[not]".
47. Page 49 , line 29 , by inserting after the word
"opened" the word "not".
48. Page 50 , line 32 , by striking the words
"permit, may" and inserting in lieu thereof the words
"require, shall".
49. Page 56, by inserting after line 25 the
following:
"In cities in which the council has chosen a runoff
election in lieu of a primary pursuant to section
three hundred seventy-six point nine (376.9) of the
Code, the machine shall remain locked only two days
after the regular city election if the canvass shows
that a runoff election is required, and the election
is not contested."
50. Page 57, line 35, by inserting after the word
"hours" the words ", except as otherwise provided
in subsection three (3) of this section".
51. Page 58, by striking lines 7 and 8 and insert-
ing in lieu thereof the words "qualified elector."
52. Page 63, by striking lines 9 through 12,
inclusive, and inserting in lieu thereof the follow-
ing:
"6. The special precinct election board shall".
53. Page 64, by striking lines 19 through 25,
inclusive, and inserting in lieu thereof the follow-
ing:
${ }^{6}$ Sec. ..... Section sixty-nine point twelve (69.12),
subsection one (1), paragraph a and b, Code 1975,
are amended to read as follows:
a. A vacancy occurring [forty] fifty or more days
prior to the next pending election that is not a
general election or sixty or more days prior to a
general election shall be filled at that election.
The fact that absentee ballots were distributed or
voted before the vacancy occurred or was declared
shall not invalidate the election.
b. A vacancy occurring less than [forty] fifty days
prior to the next pending election that is not a
general election or less than sixty days prior to
a general election shall be filled by appointment
as provided by law until the succeeding pending
election."

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54. Page 65, by inserting after line 35 the following new section:

Sec. ..... Section two hundred seventy-five point twelve (275.12), subsection two (2), paragraphs b, $c$ and d, Code 1975, are amended to read as follows:
b. Division of the entire school district into designated geographical subdistricts on the basis of population, to be known as director districts, each of which director districts shall be represented on the school board by one director who shall be a resident of such director district but who shall be elected by the vote of the electors of the entire school district. The school district shall be divided into the same number of director districts as the number of school directors the district is authorized by law. The boundaries of such director districts and the area and population included within each district shall be such as justice, equity, and the interests of the people may require. Changes in the boundaries of director districts shall not be made during a period commencing sixty days prior to the date of the annual school election. Insofar as may be practicable, the boundaries of such districts shall follow established political or natural geographical divisions.
c. Election of not more than one-half of the total number of school directors at large from the entire district and the remaining directors from and as residents of designated single-member director districts into which the entire school district shall be divided on the basis of population. In such case, all directors shall be elected by the electors of the entire school district.
d. Division of the entire school district into designated geographical subdistricts on the basis of population, to be known as director districts, each of which director districts shall be represented on the school board by one director who shall be a resident of such director district and who shall be elected by the voters of said director district. Place of voting in such director districts shall be designated by the county board."
55. Page 74, line 28 , by striking the word "qualified" and inserting in lieu thereof the words "[qualified] eligible".
56. Page 77, line 23, by inserting after the comma the words and figures "forty-nine point forty-nine (49.49),".

Crawford of Story offered the following amendment H-3606, to the committee amendment $\mathrm{H}-3586$, filed by him from the floor and moved its adoption:
$\mathrm{H}-3606$
1 Amend the committee on state government amend-
ment H-3586 to House File 700 , page 1 , by striking
lines 16 through 40 , inclusive, and inserting in
lieu thereof the following:
" 5 . Page 1 , by striking lines 16 through 27 ,
inclusive, and inserting in lieu thereof the follow-
ing:
39.2 SPECIAL ELECTIONS. All special elections
which are authorized or required by law, unless the
applicable law otherwise requires, shall be held on
Tuesday. No special election may be held on the
first or second Tuesday preceding and following the
primary and the general elections."
Amendment $\mathrm{H}-3606$ was adopted.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3609$, to the committee amendment H-3586, filed from the floor by Monroe, Hines and Brandt and moved its adoption:

3609
Amend the state government committee amendment H-3586, to House File 700, as follows:

1. Page 1, by inserting after line 44 the following :
"..... Page 4, line 16, by striking the word "fortynineth" and inserting in lieu thereof the word "fortyninth"."
2. Page 2, line 2, by striking the word "within" and inserting in lieu thereof the word "[within]".
3. Page 2, line 3, by striking the word "one"
and inserting in lieu thereof the words "by noon of the".
4. Page 3 , by inserting after line 1 the following:
"..... Page 17, by inserting after line 33 the
following section:
Sec. ..... Section forty-three point one hundred fifteen (43.115), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A candidate for precinct committee member may also file as a candidate for one additional office, any statute to the contrary notwithstanding."
5. Page 3, by striking lines 8 and 9 and inserting in lieu thereof the following:
"..... Page 24, by striking lines 26 through 30, inclusive, and inserting in lieu thereof the following:
"paid. A registration form shall be postmarked by the twenty-fifth day prior to an election or the registration will not take effect for that election. Within five working days after receiving a registration by mail, the commissioner shall send the registrant a receipt of the registration by first class mail marked "do not forward". If the receipt is returned by the postal service the commissioner shall treat the registration as prescribed by section forty-eight

## Page 2

point thirty-one (48.31), subsection eight (8) of the Code. An improperly addressed or delivered"."
6. Page 5 , by striking the quotation marks at the end of line 21 and all of lines 22 through 49, inclusive, and inserting in lieu thereof the following:

Electors acting under the provisions of section forty-nine point one hundred four (49.104), subsections two (2) and five (5) of the Code, shall be allowed to see the document or the voter identity affidavit presented by an elector registering under the provisions of section fifty-one (51) of this Act." Page 30, line 28, by striking the words "cards" and inserting in lieu thereof the word "forms". ..... Page 30, line 31, by striking the word "cards" and inserting in lieu thereof the word "forms". ..... Page 30, line 34, by striking the word "card" and inserting in lieu thereof the word "form". ..... Page 31, by inserting after line 4 the following section:
"Sec. ..... Section forty-eight point eleven (48.11), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

Registration shall close in a precinct at five o'clock p.m., ten days before an election, except as provided in section forty-six (46) of this Act."
..... Page 31, by striking lines 24 through 35, inclusive, and inserting in lieu thereof the words "the following new section:".
..... Page 32, by striking lines 1 through 35, inclusive.
..... Page 33, by striking lines 1 through 23."
7. Page 6, by inserting after line 25 the following:
".... Page 42 , line 31, by striking the words "political parties and groups of petitioners" and inserting in lieu thereof the word "tickets". ..... Page 42, line 34, by inserting after the word "columns" the words "or rows"."
8. Page 7 , by inserting after line 6 the following:
"..... Page 46 , lines 25 and 26 , by striking the words "fifth Tuesday following the date of the general election" and inserting in lieu thereof the words "first Tuesday after the second Monday in December"."
9. Page 7, by inserting after line 10 the

## following:

"..... Page 50, line 21, by striking the word and figure "six (6)" and inserting in lieu thereof the word and figure "fifty-one (51)"."
10. Page 7, by inserting after line 13 the following:
".... Page 51, by striking lines 11 through 16, inclusive, and inserting in lieu thereof the following:
"[stated in section 43.44. No official shall receive a] $A$ ballot shall be received from a voter who is
challenged, [until such voter shall have established his right to vote] but only in accordance with section forty-nine point eighty-one (49.81) of the Code.

Sec. ..... Section forty-nine point eighty (49.80), subsections two (2) and three (3), Code 1975, are amended to read as follows:
2. In case of [all] any challenges of [electors] an elector at the time he or she is offering to vote in a precinct, a precinct election official may place such person under oath and question him or her as, (a) where he or she maintains his or her home; (b)

## Page 3

1 how long he or she has maintained his or her home at such place; (c) if he or she maintains a home at any other location; (d) his or her age. The precinct election official may permit the challenger to participate in such questions. The challenged elector shall be allowed to present to the official such evidence and facts [that he] as the elector feels sustains the fact that he or she is qualified to vote. Upon completion thereof, [the official hearing the challenge shall determine if the challenged elector shall be allowed to vote.] if the challenge is withdrawn, the elector may cast his or her vote in the usual manner. If the challenge is not withdrawn, section forty-nine point eighty-one (49.81) of the Code shall apply.
3. [In case of a challenge on the grounds stated in section 43.44,the procedures set forth in that section shall be followed.] The commissioner shall send to each precinct an alphabetical list of all registrants in that precinct whose receipts were returned by the postal service pursuant to section forty-six (46) of this Act during the period after the last election and prior to the pending election. Any person whose name appears on the list, even if that person's name also appears on the election register, shall be allowed to cast a ballot only in the manner prescribed by section forty-nine point eighty-one (49.81) of the Code.

Sec. ..... Section forty-nine point eighty-one (49.81), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
49.81 PROCEDURE FOR CHALLENGED VOTER TO CAST BALLOT.

1. A prospective voter who is prohibited under section forty-nine point eighty (49.80) of the Code from voting except under this section shall be permitted to cast a paper ballot, in a booth meeting the requirement of section forty-nine point twentyfive (49.25) of the Code. The marked ballot, folded as required by section forty-nine point eighty-four (49.84) of the Code, shall be delivered to a precinct election official who shall immediately seal it in an unmarked envelope which shall be placed in

## Page 4

1 on election day. The sealed affidavit envelope shall
2 be deposited as required by section forty-nine point
3 eighty-five (49.85) of the Code in a special container 4 marked "challenged ballots" and shall be considered 5 as having been cast in the special precinct established 6 by section one hundred three (103) of this Act for 7 purposes of the post-election canvass.
2. Each person who casts a challenged ballot under this section shall receive a printed statement in substantially the following form:
"Your qualifications as an elector have been challenged for the following reasons:
1.
2.
3.

Your right to vote will be reviewed by the special precinct counting board on ................................. You have
the right and are encouraged to make a written statement and submit additional written evidence to this board supporting your qualifications as an elector. This written statement and evidence may be given to an election official of this precinct on election day or mailed or delivered to the county commissioner of elections, but must be received prior to noon on $\qquad$ at $\qquad$ If your ballot is not counted you will receive notification of this fact."
3. Any elector may present written statements or documents, supporting or opposing the counting of any challenged ballot, to the precinct election officials on election day, until the hour for closing the polls. Any statements or documents so presented shall be delivered to the commissioner when the election supplies are returned.
..... Page 52, line 2, by striking the word "expenses" and inserting in lieu thereof the word "mileage".

Page 52, lines 28 and 29, by striking the words "within [two days] one day after the day of" and inserting in lieu thereof the words "[within two days after] by noon of the day [of] following".

Page 53, line 7, by adding after the word "contest" the words ". Before destroying the election registers and declarations of eligibility, the commissioner shall prepare records as necessary to permit compliance with section forty-eight point thirty-one (48.31), subsection one (1) of the Code".

## Page 5

1 amended by inserting after section fifty point nineteen
2 (50.19) the following new sections:
3 NEW SECTION. NOTICE OF NUMBER OF CHALLENGED
4 BALLOTS. The commissioner shall compile a list of
5 the number of challenged ballots cast under section
..... Page 53, by inserting after line 7 the following section:
"Sec. ..... Chapter fifty (50), Code 1975, is forty-nine point eighty-one (49.81) of the Code in each precinct. The list shall be made available to the public as soon as possible, but in no case later than nine o'clock a.m. on the second day following the election. Any elector may examine the list during normal office hours, and may also examine the affidavit envelopes bearing the ballots of challenged electors until the reconvening of the special precinct board as required by this chapter. Only those persons so permitted by section one hundred six (106), subsection five (5) of this Act shall have access to the affidavits while that board is in session. Any elector may present written statements or documents, supporting or opposing the counting of any challenged ballot, at the commissioner's office until the reconvening of the special precinct board.

NEW SECTION. SPECIAL PRECINCT BOARD RECONVENED.
The commissioner shall reconvene the counting board of the special precinct established by section one hundred three (103) of this Act at noon on the third day following each election which is required by law to be canvassed on the Monday following the election. if the canvass of the election is required at any earlier time, the special precinct counting board shall be reconvened at noon on the day following the election. If no challenged ballots were cast in the county pursuant to section forty-nine point eightyone (49.81) of the Code at any election, the special precinct board need not be so reconvened. If the number of challenged ballots so cast at any election is not sufficient to require reconvening of the entire counting board of the special precinct, the commissioner may reconvene only the number of members required, but in so doing shall observe the requirements of sections forty-nine point twelve (49.12) and forty-nine point thirteen (49.13) of the Code.

NEW SECTION. SPECIAL PRECINCT BOARD TO DETERMINE.
CHALLENGES. Upon being reconvened, the special precinct counting board shall review the affidavits upon the envelopes bearing the challenged ballots, and all evidence submitted in support of or opposition to the right of each challenged person to vote in the election. The decision to count or reject each ballot shall be made upon the basis of the information

1 given on the affidavit envelope, the evidence

2 concerning the challenge, the registration and the
3 returned receipts of registration. If a challenged
4 ballot is rejected, the person casting the ballot
5 shall be notified by the commissioner within ten days
6 of the reason for the rejection, on the form prescribed
7 by section fifty-three point twenty-five (53.25) of
8 the Code, and the affidavit envelope shall be preserved
9 unsealed and disposed of in the same manner as spoiled ballots. The challenged ballots which are accepted shall be counted in the manner prescribed by section fifty-three point twenty-four (53.24) of the Code. The commissioner shall make public the number of challenged ballots rejected and not counted, at the time of the canvass of the election.

Sec. ..... Section fifty point twenty-three (50.23), Code 1975, is amended to read as follows:
50.23 MESSENGERS FOR MISSING TALLY LISTS. The commissioner shall[, on the fourth day following an election,] send messengers for all tally lists not [then] received [by him] in the commissioner's office by noon of the day following the election. The expense of securing such tally lists shall be paid by the county."
11. Page 7 , line 28 , by striking the numeral " 12 " and inserting in lieu thereof the numeral "14".
12. Page 7, line 31, by inserting after the word "shall" the words "not release the results of its tabulation on election day until all of the ballots it is required to count on that day have been counted, nor release the tabulation of challenged ballots accepted and counted under chapter fifty (50) of the Code until that count has been completed."
13. Page 8 , by inserting after line 42 the following:
"..... Page 68 , line 33 , by striking the word "elibible" and inserting in lieu thereof the word "eligible".
..... Page 73, by striking lines 10 through 35, inclusive.
..... Page 74, by striking lines 1 through 5, inclusive."
14. Page 8, by inserting after line 48 the following:
"..... Page 77, by striking lines 26 through 33, inclusive."

Amendment H—3609 was adopted.
Monroe of Des Moines moved the adoption of the committee amendment H-3586, as amended.

Amendment H-3586, as amended, was adopted.

Branstad of Winnebago offered the following amendment H- 3618 filed from the floor by Branstad, Hansen, Halvorson, Menke, Lageschulte and Stephens and moved its adoption:

|  | 3618 |
| :---: | :---: |
| 1 | Amend House File 700 as follows: |
| 2 | 1. Page 1, line 28, by inserting after the word |
| 3 | "subsections" the words and numerals "one (1), two |
| 4 | (2),". |
| 5 | 2. Page 1, by inserting after line 30 the |
| 6 | following: |
| 7 | "1. "Eligible elector" or "qualified elector" |
| 8 | means a person who possesses all of the qualifications |
| 9 | necessary to entitle [him] that person to [be registered |
| 10 | to] vote[, whether or not he is in fact so registered]. |
| 11 | 2. ["Qualified elector means a person who is |
| 12 | registered to vote pursuant to chapter 48] "Election |
| 13 | register" means the record maintained by the election |
| 14 | officials of each precinct, indicating the number |
| 15 | of ballots delivered, the name of the person to whom |
| 16 | each ballot is is delivered, and the number and character |
| 17 | of the ballots returned." |
| 18 | 3. Page 6, by inserting after line 1 the following: |
| 19 | "Sec. ..... Chapter forty-three (43), Code 1975, |
| 20 | is amended by inserting after section forty-three |
| 21 | point thirty (43.30) the following new sections: |
| 22 | NEW SECTION. 43.31 RECORDS OF PARTY AFFILIATION. |
| 23 | Prior to all primary elections, the commissioner shall |
| 24 | prepare for each precinct two alphabetically arranged |
| 25 | lists of all voters, with their party affiliation, |
| 26 | as shown by the election registers of the last |
| 27 | preceding primary election. |
| 28 | NEW SECTION. 43.32 FORM OF ELECTION REGISTERS. |
| 29 | Such election registers shall contain blank spaces |
| 30 | for the names of the voters of the several parties |
| 31 | to be written in and shall provide for each voter's |
| 32 | party affiliation to be recorded. |
| 33 | Sec. .... Section forty-three point thirty-eight |
| 34 | (43.38), Code 1975, is amended to read as follows: |
| 35 | 43.38 VOTER CONFINED TO PARTY TICKET. The elector |
| 36 | shall be allowed to vote for candidates for nomination |
| 37 | on the ballot of the party with which he or she is |
| 38 | [registered as] affiliated, and shall receive no other |
| 39 | ballot. The voter shall return the ballot, folded, |
| 40 | to one of the precinct election officials who shall |
| 41 | deposit it in the ballot box." |
| 42 | 4. Page 6, lines 7 and 8, by striking the words |
| 43 | "before the close of registration for" and inserting |
| 44 | in lieu thereof the words "[before the close of |
| 45 | registration for] at any time prior to the fifth day |
| 46 | before". |
| 47 | 5. Page 6, line 10 by striking the words "county |
| 48 | commissioner of registration" and inserting in lieu |
| 49 | thereof the words "[county] commissioner [of |
| 50 | registration]". |

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6. Page 6 , line 11 by striking the words "registration records" and inserting in lieu thereof the words "[registration records] primary election registers".
7. Page 7, lines 2 and 3 by striking the words "registration records" and inserting in lieu thereof the words "[registration records] primary election registers".
8. Page 22, lines 16 and 17 by striking the words "voter registration and" and inserting in lieu thereof the words "[voter registration and]".
9. Page 22, by inserting after line 19 the following:
"Sec. ..... Section forty-seven point two (47.2), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

The county auditor of each county is designated as the county commissioner of elections in each county. The county commissioner of elections shall conduct [voter registration pursuant to chapter 48 and conduct] all elections within the county.

Sec. ..... Section forty-seven point five (47.5), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

Any election [or registration] data or records which may be in the possession of a contractor shall remain the property of the commissioner."
10. Page 22, by inserting after line 22 the following:
"Sec. ..... Section forty-seven point three (47.3), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

Cost of [registration and] administrative and clerical costs shall not be charged as a part of the election costs.

Sec. ..... Section forty-seven point four (47.4), Code 1975, is amended by striking subsection five (5).

Sec. ..... Section forty-seven point four (47.4), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

If a person who meets the above requirements moves to a new residence, within or without the state, and does not meet the voter requirements at his new residence, he may vote at his former precinct in Iowa until he meets the voter requirements of his new residence and fails [to register to vote] through negligence to meet the voter requirements at his new residence after becoming eligible to do so shall not

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1 thereafter be entitled to vote at his former precinct 2 in Iowa."
11. Page 23 , by striking lines 16 through 35 , inclusive.
12. By striking all of pages $24,25,26,27,28$, $29,30,31,32,33,34$ and 35 .
13. Page 36, by striking lines 1 through 15 , inclusive.
14. Page 26, by striking lines 28 through 31 and inserting in lieu thereof the words "Double election".
15. Page 41, by striking lines 2 through 10 , inclusive, and inserting in lieu thereof the following:
"chapter. [Voter registration records shall be kept so that the election register for each precinct contains the names of no electors except those eligible to vote in that precinct. When a precinct lies in more than one political subdivision or district from which any officer is elected, the election register must clearly indicate who are the eligible electors of each political subdivision or district in which the precinct lies. The election register does not need to indicate the eligible electors of school director districts.]".
16. Page 50, by striking from line 12 the word "No" all of lines 13 through 20, and the words "section six (6) of this Act" on line 21 and inserting in lieu thereof the following:
"[No person whose name does not appear on the election register of the precinct in which he claims his vote shall be permitted to vote unless the county commissioner of elections informs the precinct election officials that an error has been made and that the person is a qualified elector of that precinct.]".
17. Page 50 , by striking lines 24 through 35 , inclusive.
18. Page 51, by striking lines 1 and 2.
19. Page 58, by inserting after line 28 the following:

Sec. .... Section fifty-three point nineteen (53.19), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The commissioner shall provide each precinct election board with a list of all qualified electors from that precinct who have received an absentee ballot. The precinct officials shall immediately [designate] enter on the election register the names of those qualified electors who have received an absentee ballot and are not entitled to vote in person at the polls."
20. Page 60, by striking lines 24 through 35,

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inclusive.
21. Page 61, by striking lines 1 through 8 , inclusive.
22. Page 63, by striking lines 15 through 29 , inclusive.
23. Page 77, by striking line 22 and inserting in lieu thereof the words and figures "(43.110) and forty-three point one hundred thirteen (43.113),
chapter forty-eight (48), and sections".
24. Page 77, line 24, by inserting after the first
comma the words and figures "forty-nine point eighty-
three (49.83)".
Roll call was requested by Branstad of Winnebago and Junker of Woodbury.

On the question "Shall amendment $\mathrm{H}-3618$ be adopted?"
The ayes were, 30 :

| Bennett <br> Bortell | Evans <br> Fullerton |
| :--- | :--- |
| Branstad | Gentleman |
| Crabb | Halvorson |
| Daggett | Hansen |
| Danker | Hullinger |
| Den Herder | Jordan |
| Egenes | Junker |

The nays were, 59:

| Anderson | Dunton |
| :--- | :--- |
| Avenson | Dyrland <br> Baker |
| Bina | Fitzgerald |
| Brandt | Gilloon |
| Brunow | Griffee |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Dieleman | Hinkhouse |
| Doyle | Horn |
| Drake | Howell |
|  | Hutchins |

Absent or not voting, 11:
Bittle
Brockett
Husak
Jesse
Lipsky
Middleton

| Jochum | Readinger |
| :--- | :--- |
| Koogler | Scheelhaase |
| Krause | Schroeder |
| Lonergan | Small |
| Mennenga | Spear |
| Miller, A.V. | Spencer |
| Miller, O. L. | Svoboda |
| Monroe | Tauke |
| Newhard | Walter |
| Norland | Wells |
| O'Halloran | West |
| Patchett | Woods |
| Pavich | Wyckoff |
| Perkins | Mr. Speaker |
| Poncy |  |


| Nielsen | Stromer |
| :--- | :--- |
| Oakley | Varley |
| Rinas |  |

Amendment H-3618 lost.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3613$ filed by him from the floor and moved its adoption:

H—3613
1 Amend House File 700, page 2, lines 3 and 4, by
2 striking the word and numerals "three (47.3)" and
3 inserting in lieu thereof the word and numerals
4 "one (47.1)".
Amendment H-3613 was adopted.
Speaker pro tempore Jesse in the chair at 2:42 p.m.
Tauke of Dubuque offered the following amendment H-3605
filed by him and Crawford of Story. Division of the amendment was requested as follows:
H—3605
1 Amend House File 700 as follows:
H-3605A

1. Page 22, by striking all of lines 4 through 19 and inserting in lieu thereof the following:
"is amended by striking the section and inserting in lieu thereof the following:
47.1 DEPARTMENT CREATED. There is created a department of elections administered by a commissioner who shall be the state commissioner of elections. The state commissioner of elections shall be appointed by the governor, with the approval of two-thirds of the senate and may be removed from office by either the governor with three-fifths vote of the senate or by two-thirds vote of the senate alone. The state commissioner shall be employed on a permanent basis. The state commissioner shall not hold any other office, engage in any political activities, accept or solicit, directly or indirectly, any political contributions, and shall not use the office to support the candidacy of anyone for elective or appointive office. The state commissioner shall receive a salary at a rate fixed by the governor not to exceed twenty-five thousand dollars per annum."
2. Page 22 by inserting after line 19 the following new sections:
"Sec. ..... Chapter forty-seven (47), Code 1975, is amended by adding the following new sections:
$N E W$ SECTION. DUTIES. The duties of the state commissioner of elections shall include but not be limited to the following:
3. Supervise the activities of the county commissioners of elections.
4. Prescribe, by rules adopted pursuant to chapter seventeen A (17A) of the Code, uniform election practices and procedures.
5. Administer chapter fifty-six (56) of the Code.
6. Promulgate the necessary affidavits and forms as required by the election laws and chapter fifty-six (56) of the Code, pursuant to chapter seventeen A (17A) of the Code. 3605B
$N E W$ SECTION. SPECIAL COUNSEL. A special counsel shall be appointed by the governor with the approval of two-thirds of the senate to serve as legal counsel to the commissioner of elections and to the electorate of Iowa. The special counsel shall issue advisory opinions on all electoral questions submitted by the state commissioner of elections, a candidate for public office, an elected official, or the chairman of a statutory political party.

The special counsel shall not be a member of the attorney general's staff, shall not engage in any

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1 political activity, shall not accept or solicit directly or indirectly any political contributions, and shall not 3 use the office to support the candidacy of anyone for 4 elective or appointive office. The special counsel may be removed from office by the governor and threefifths vote of the senate or by two-thirds vote of the senate alone. The special counsel shall receive compensation on an hourly rate.

The special counsel shall have the power to interpret the election laws on the day of any special or regular election and during the five days preceding an election to assure that the electorate has full and easy access to the polls and the integrity and secrecy of the ballot is protected.
Tauke of Dubuque moved the adoption of amendment H-3605A.

Roll call was requested by Tauke of Dubuque and Tofte of Winneshiek.

On the question "Shall amendment H—3605A be adopted?"
The ayes were, 31:

| Bennett | Den Herder   <br> Branstad Egenes Kreamer | Stephens <br> Lageschulte | Stromer |
| :--- | :--- | :--- | :--- |
| Clark | Evans | Lindeen | Tauke |
| Crabb | Fullerton | McElroy | Tofte |
| Crawford | Gentleman | Menke | Walter |
| Cusack | Halvorson | Nealson | Welden |
| Daggett | Hansen | Pellett | Wulff |
| Danker | Harvey | Readinger |  |

The nays were, 54:

| Anderson | Griffee <br> Avenson <br> Baker |
| :--- | :--- |
| Bina <br> Hargrave |  |
| Bortell | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Cochran | Horn |
| Dieleman | Howell |
| Drake | Hullinger |
| Dyrland | Hotchins |
| Gilloon | Jochum <br> Jordan |
| Junker |  |

Absent or not voting, 15:

| Bittle | Dunton |
| :--- | :--- |
| Brockett | Fitzgerald |
| Connors | Husak |
| Doyle | Krause |
| Amendment | H- |
| (3605A lost. |  |

Tauke of Dubuque moved the adoption of amendment H-3605B.

Amendment $\mathrm{H}-3605 \mathrm{~B}$ was adopted.
Woods of Polk offered the following amendment H-3610 filed by him from the floor and moved its adoption:
H- 3610
1 Amend House File 700, page 34, by inserting 2 after line 34 the following:
3 "Sec. ..... Section forty-eight point twenty4 seven (48.27), subsection three (3), Code 1975, 5 is amended by striking paragraph d."
A non-record roll call was requested.
The ayes were 35 , nays 44 .
Amendment H-3610 lost.
Drake of Muscatine offered amendment H-3616 filed by him from the floor. Division was requested as follows:

H-3616
1 Amend House File 700, page 36, by inserting after
2 line 15 the following:
H-3616A
3 'Sec. ..... Section forty-eight point thirty-two
4 (48.32), Code 1975, is amended to read as follows:
48.32 ANNUAL REPORT-REIMBURSEMENT.

1. The county commissioner of elections shall make reports [as] at least annually and more often if required by the state commissioner of elections. The reports shall indicate the number of persons currently registered, the number removed from the registration list, and the number registered since the last previous report. The report shall designate how many of the new registrants were registered in the manner provided in section fortysix (46) of this Act. On August 1 of each year the state commissioner of elections shall report the number of persons registered in each political party in each county. 3616B
2. There is created as a permanent fund in the office of the treasurer of state a voter registration reimbursement fund, to which there is appropriated for each fiscal year, from any money in the general fund not otherwise appropriated, the sum of twenty-five thousand (25,000) dollars. Each county shall be entitled to an annual payment from the fund of twenty-five cents per voter registered during the preceding fiscal year in the manner provided by section forty-six (46) of this Act. The state commissioner
[^42]On motion by Drake of Muscatine, amendment H-3616A was adopted.

Hutchins of Guthrie moved to reconsider the vote by which amendment $\mathrm{H}-3616 \mathrm{~A}$ was adopted by the House.

A non-record roll call was requested.
The ayes were 49, nays 36 .
The motion prevailed and the House reconsidered amendment H-3616A.

Drake of Muscatine moved the adoption of amendment H-3616A.

A non-record roll call was requested.
The ayes were 41, nays 46.
Amendment H-3616A lost.
Drake of Muscatine moved the adoption of amendment H-3616B.

Amendment H—3616B lost.
Anderson of Jasper offered the following amendment H-3626 filed by him from the floor and moved its adoption:

H-3626
1 Amend House File 700, page 18, by striking
2 lines 10 through 15 inclusive.
Roll call was requested by Anderson of Jasper and Miller of Buchanan.

On the question "Shall amendment H-3626 be adopted?"
The ayes were, 70 :

| Anderson | Clark | Dieleman | Halvorson |
| :--- | :--- | :--- | :--- |
| Avenson | Cochran | Drake <br> Bennett | Crabb |


| Horn | McElroy | O'Halloran | Svoboda |
| :---: | :---: | :---: | :---: |
| Howell | Menke | Patchett | Tauke |
| Hutchins | Mennenga | Pavich | Walter |
| Jochum | Middleswart | Perkins | Welden |
| Koogler | Miller, A. V. | Poncy | West |
| Krause | Miller, K. D. | Readinger | Woods |
| Kreamer | Miller, O. L. | Rinas | Wulff |
| Lageschulte | Nealson | Schroeder | Wyckoff |
| Lindeen | Newhard | Spear | Mr. Speaker |
| Lipsky | Nielsen | Spencer | (Jesse) |
| Lonergan | Oakley | Stephens |  |
| The nays were, 18: |  |  |  |
| Baker | Doyle | Junker | Scheelhaase |
| Bina | Dunton | Middleton | Small |
| Brunow | Gentleman | Monroe | Tofte |
| Caffrey | Hullinger | Pellett | Wells |
| Den Herder | Jordan |  |  |
| Absent or not voting, 12: |  |  |  |
| Bittle | Fullerton | Hines | Norland |
| Brockett | Griffee | Husak | Stromer |
| Connors | Higgins | Millen | Varley |

Amendment H-3626 was adopted.
Crawford of Story offered the following amendment H-3614 filed from the floor by Crawford, Schroeder and Tauke and moved its adoption:

H-3614
1 Amend House File 700 as follows:
2 1. Page 43, by striking lines 23 through 28 and

1. Page 43, by striking hines 23 through 28 and inserting in lieu thereof the following:
"Sec. 71. Section forty-nine point forty-two (49.42), lines one (1) through three (3), Code 1975, is amended to read as follows:

The ballot for the general election shall be arranged in vertical columns or horizontal rows each of which shall be substantially in the following form: REPUBLICAN DEMOCRATIC PROHIBITION UNION LABOR"
2. Page 51, by inserting after line 16 the following:
"Sec. ..... Section forty-nine point ninety-two (49.92), Code 1975, is amended to read as follows:
49.92 VOTING MARK. The voting mark shall be a cross or check which shall be placed in the [circle at the head of a ticket, or in the] squares opposite the names of candidates. The fact that the voting mark is made by an instrument other than a black lead pencil shall not affect the validity of the ballot unless it appears that the color or nature of the mark is intended to identify the ballot contrary to the intent of section 49.107 , subsection 7.

Sec. ..... Section forty-nine point ninety-four (49.94), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
49.94 VOTING A STRAIGHT TICKET. If the names of all of the candidates for whom a voter desires to vote in any election other than the primary election appear upon the same ticket, he may vote for all candidates whose names appear upon that ticket only by placing a cross or check in the square opposite the name of each such candidate. A ballot or voting machine shall not be arranged so that a voter may by making a single mark or by pulling a single lever cast votes for candidates for more than one office, except for the offices of president and vice president of the United States.

Sec. ..... Section forty-nine point ninety-eight (49.98), Code 1975, is amended to read as follows:
49.98 COUNTING BALLOTS. The ballots shall be counted according to the markings thereon, respectively, as provided in sections 49.92 to [49.97] forty-nine point ninety-four (49.94) of the Code, and not otherwise. If, for any reason, it is impossible to determine from a ballot, as marked, the choice of the voter for any office, such ballot shall not be counted for such office. [When there is a conflict between the cross or check in the circle on one ticket and the cross or check in the square

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on another ticket on the ballot, the cross or check in the square shall be held to control, and the cross or check in the circle in such case shall not apply as to that office.] Any ballot marked in any other manner than as authorized in sections 49.92 to [49.97] forty-nine point ninety-four (49.94) of the Code, and in such manner as to show that the voter employed such mark for the purpose of identifying his ballot, shall be rejected."
3. Page 55 , by inserting after line 34 the following:
"Sec. ..... Section fifty-two point twelve (52.12), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
52.12 USE OF PARTY LEVER PROHIBITED. A voting machine used at any election held in this state shall not be prepared so that a voter may by pulling a single lever cast votes for candidates for more than one office, except for the offices of president and vice president of the United States."
4. Page 77, by inserting after the first comma in line 24 the words and figures "forty-nine point ninety-five (49.95), forty-nine point ninety-six (49.96), forty-nine point ninety-seven (49.97),"

Roll call was requested by Crawford of Story and Tauke of Dubuque.

On the question "Shall amendment H-3614 be adopted?"

The ayes were, 49:

| Anderson | Egenes <br> Bennett |
| :--- | :--- |
| Bortell | Evans |
| Fullerton |  |
| Branstad | Gentleman |
| Brunow | Halvorson |
| Byerly | Hansen |
| Clark | Harper |
| Crawford | Harvey |
| Daggett | Hutchins |
| Danker | Junker |
| Den Herder | Kreamer |
| Dieleman | Lageschulte |
| Drake |  |

The nays were, 44:

| Avenson | Fitzgerald | Jordan | Patchett |
| :--- | :--- | :--- | :--- |
| Baker | Gilloon | Koogler | Pavich |
| Bina | Griffee | Krause | Scheelhaase |
| Brandt | Hargrave | Lonergan | Small |
| Caffrey | Hennessey | Middleswart | Spear |
| Cochran | Higgins | Middleton | Svoboda |
| Connors | Hines | Miller, A. V. | Wells |
| Crabb | Hinkhouse | Monroe | Woods |
| Cusack | Horn | Newhard | Wyckoff |
| Doyle | Howell | Norland | Mr. Speaker |
| Dunton | Jochum | O'Halloran | (Jesse) |
| Dyrland |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Hullinger | Nielsen | Varley |
| Brockett | Husak | Poncy |  |

Amendment H-3614 was adopted.
Anderson of Jasper offered the following amendment H-3627
filed by him from the floor and moved its adoption:
H-3627
1 Amend House File 700 as follows:
2 1. Page 20, by striking lines 32 through 35.
3 2. Page 21, by striking lines 1 and 2.
A non-record roll call was requested.
The ayes were 57 , nays 12 .
Amendment H-3627 was adopted.
Speaker Cochran in the chair at $3: 58$ p.m.
Harvey of Scott offered the following amendment H-3625 filed by him and Higgins of Scott from the floor:

H-3625
1 Amend House File 700 as follows:
2 1. Page 54, by inserting after line 3 the following
3 sections:
4 Sec. ..... Section fifty-two point one (52.1),

Code 1975, is amended by striking the section and inserting in lieu thereof the following:
52.1 ALTERNATIVE VOTING SYSTEMS-DEFINITIONS.

1. At all elections conducted under chapter fortynine (49) of the Code, and at any other election unless specifically prohibited by the statute authorizing the election, votes may be cast, registered, recorded and counted by means of either voting machines or electronic voting systems, in accordance with this chapter.
2. As used in this chapter, unless the context otherwise requires:
a. "Voting machine" means a mechanical device, meeting the requirements of section fifty-two point seven (52.7) of the Code, designated for use in casting, registering, recording and counting votes at an election.
b. "Electronic voting system" means a system employing special paper ballots or ballot cards and ballot labels, under which votes are:
(1) Cast by voters by marking special paper ballots with a vote marking device, or by marking ballot cards by use of a voting punch device; and
(2) Thereafter counted by use of automatic tabulating equipment.
c. "Special paper ballot" means a printed ballot designed to be marked by a voter with a vote marking device.
d. "Voting marking device" means a pen, pencil or similar writing tool for use in marking a special paper ballot, so designed or fabricated that the mark it leaves may be detected and the vote so cast counted by automatic tabulating equipment.
e. "Ballot card" means a tabulating card on which votes may be recorded by a voter by use of a voting punch device.
f. "Ballot label" means the cards, papers, booklet, pages or other material on which appear the names of offices and candidates and the statements of public questions to be voted on at any election by means of ballot cards.
g. "Voting punch device" means an apparatus to which is affixed a ballot label, and in which a ballot card may be inserted and marked by the voter by piercing the ballot card at appropriate points with a stylus provided for the purpose. The hole or mark

## Page 2

1 made by the stylus may be round, square, rectangular
intent of the voter.
h. "Ballot" includes a special paper ballot and a ballot card and its associated ballot label. In appropriate contexts, "ballot" also includes conventional paper ballots.
i. "Automatic tabulating equipment" means
"machine" the words "or system".
10. Page 55, line 2, by inserting after the word "machine" the words "or system".
11. Page 55, line 12, by inserting after the word "machines" the words "and electronic voting systems".
12. Page 55, by inserting after line 17 the
following section:
"Sec. ..... Section fifty-two point eight (52.8), Code 1975, is amended to read as follows:
52.8 EXPERIMENTAL USE. The board of supervisors
of any county may provide for the experimental use
at an election in one or more districts, of a voting machine or electronic voting system which it might lawfully adopt, without a formal adoption thereof; and its use at such election shall be as valid for all purposes as if it had been lawfully adopted."
13. Page 57, by inserting after line 22 the following sections:
"Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. AUTHORIZED ELECTRONIC VOTING SYS-
TEM.
Every electronic voting system approved by the state board of examiners for voting machines and electronic voting systems shall:

1. Provide for voting in secrecy, except as to persons entitled by sections forty-nine point ninety (49.90) and forty-nine point ninety-one (49.91) of the Code to assistance.
2. Permit each voter to vote at any election for any candidate for each office and upon each public question with respect to which the voter is entitled by law to vote, while preventing the voter from voting more than once upon any public question or casting more votes for any office than there are persons to be elected to that office.
3. Permit a voter to vote for any person for any office on the ballot at that election, whether or not the person's name is printed on the ballot.
4. Be so constructed or designed that, when voting in a primary election in which candidates are nominated by political parties, a voter is limited to the candidates for the nominations of the political party with which that voter is affiliated.
5. Be so constructed or designed that in presidential elections the voter casts a vote for the presidential electors of any party or political organization by a single mark or punch made opposite the name of the candidates of that party or organization for the offices of both president and vice president of the United States, and so that the voter is also provided the opportunity to write in the name of any person for whom the voter desires
to vote for president or vice president of the United States.
6. Be so constructed or designed as to permit voting for candidates for nomination or election of at least seven different political parties or organizations at any one election.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section: NEW SECTION. COMMISSIONER TO PROVIDE ELEC-

TRONIC
VOTING EQUIPMENT. The commissioner having jurisdiction
of any precinct for which the board of supervisors
has adopted voting by means of an electronic voting system shall, as soon as practicable thereafter, provide for use at each election held in the precinct special paper ballots and vote marking devices, or ballot cards, ballot labels and voting punch devices, as the case may be, in appropriate numbers. The commissioner shall have custody of all equipment required for use of the electronic voting system, and shall be responsible for maintaining it in good condition and for storing it between elections. All provisions of chapter forty-nine (49) of the Code relative to times and circumstances under which voting machines are to be used in any election and the number of voting machines to be provided shall also govern the use of electronic voting systems, when applicable.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. ELECTRONIC VOTING SYSTEM BALLOT FORMS.

1. The commissioner of each county in which the use of an electronic voting system in one or more precincts has been authorized shall determine the arrangement of candidates names and public questions upon the ballot or ballots used with the system. The ballot information, whether placed on the special
paper ballot, the ballot card or the ballot label, shall be arranged as required by chapters forty-three
(43) and forty-nine (49) of the Code, and by any relevant provisions of any statutes which specify the form of ballots for special elections, so far as possible within the constraints of the physical characteristics of the electronic voting system in use in that county. The state commissioner may adopt rules requiring a reasonable degree of uniformity among counties in arrangement of electronic voting system ballots.
2. Where voting is to occur by use of ballot cards, ballot labels and a voting punch device, the ballot labels must be arranged on or in the voting punch device in the places provided for that purpose. Voting squares may be before or after the
names of candidates and statements of questions, and shall be of such size as is compatible with the type of electronic voting system in use in that county. Ballots and ballot labels shall be printed in as plain and clear type and size as the space available will reasonably permit. Ballot cards shall be provided with tear-off stubs which shall be of a size suitable for the ballots or ballot cards used and for the requirements of the voting punch device. The ballots or ballot cards may contain special printed marks and holes as required for proper positioning and reading of the ballots by the automatic tabulating equipment. Where ballots or ballot cards are bound into pads, they may be bound at the top or bottom or at either side.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. ELECTRONIC VOTING SYSTEM SAMPLE BALLOTS. The commissioner shall provide for each precinct where an electronic voting system is in use at least four sample special paper ballots, or combinations of ballot cards and ballot labels, as the case may be, which shall be exact copies of the official ballots as printed for that precinct. The sample ballots shall be arranged in the form of a diagram showing the special paper ballot or the front of the voting punch device, as the case may be, as it will appear to the voter in that precinct on election day. The sample ballots shall be posted prominently within the polling place, and shall be open to public inspection during the hours the polls are open on election day.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. PROCEDURE WHERE VOTES CAST ON BALLOT
CARDS. The provisions of this section shall apply to any precinct for those elections at which votes are to be received on ballot cards in that precinct.

1. The commissioner shall cause the voting punch devices to be put in order, set, adjusted and made ready for voting when delivered to the precinct polling places. Before the opening of the polls, the precinct election officials shall compare the ballot cards and ballot labels with the sample ballots furnished, and see that the names, numbers and letters thereon agree and shall so certify on forms provided for this purpose. The certification shall be filed with the election returns.
2. Each voter shall be instructed how to use the voting punch device before entering the voting booth. In addition to the instructions printed on the ballot cards or ballot labels, instructions to voters shall
be posted in each voting booth or place on the voting punch device. Any voter who requests further instructions as to the manner of voting, after entering the voting booth, shall receive the instructions from two precinct election officials, who shall not be members of the same political party if the election is one in which candidates are to be nominated or elected upon a partisan ballot. The precinct election officials shall give the necessary instruction without attempting in any manner to influence the voter to vote for any particular candidate or ticket. After receiving such instructions, the voter shall vote without further assistance, except as otherwise provided by sections forty-nine point eighty-nine (49.89), forty-nine point ninety (49.90) and fortynine point ninety-one (49.91) of the Code.
3. A separate write-in ballot, which may be in the form of a paper ballot or ballot card, or may be printed on the envelope in which the voter places his ballot card after voting, shall be provided where necessary to permit voters to write in the names of persons whose names are not printed on the ballot. If a separate write-in ballot is used, it must be placed by the voter in the same envelope with the regular ballot card.
4. A voter who spoils or defaces a ballot card or marks it erroneously shall return the card to the precinct election officials with stub folded so as not to disclose any choices made. The precinct election officials shall deliver to the voter another ballot card, but no voter may receive more than three ballot cards including the one originally delivered
to the voter. Upon return of a defective ballot card, a precinct election official shall cancel it by writing in ink on the back the word "spoiled". The canceled ballot card shall be placed, without detaching the ballot stub, with spoiled ballots to be returned to the commissioner.
5. After marking the ballot card, the voter shall place it inside the ballot envelope and return it to the election official, who shall remove the stub and deposit the envelope with the ballot inside it in the ballot box. Ballot cards from which the stub has been removed by anyone except a precinct election official shall not be deposited in the ballot box, but shall be marked "spoiled" and returned to the commissioner.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section: NEW SECTION. PROCEDURE WHERE VOTES CAST ON SPECIAL
PAPER BALLOTS. Preparations for voting and voting at any election in a precinct where votes are to be received on special paper ballots shall be in

## Page 8

accordance with the provisions of chapter forty-nine
(49) governing voting upon conventional paper ballots.

However, before entering the voting booth each voter
shall be cautioned to mark the ballot only with a
vote marking device provided in the booth.
Sec. ..... Chapter fifty-two (52), Code 1975, is
amended by adding the following new section:
NEW SECTION. PROCEDURE UPON CLOSING POLLS IN ELECTRONIC VOTING SYSTEM PRECINCTS. The provisions
of this section shall apply, in lieu of sections fifty point one (50.1) through fifty point twelve (50.12), inclusive, of the Code, to any precinct for those elections at which voting is conducted by means of an electronic voting system.

1. At the time for closing of the polls, or as soon thereafter as all persons entitled under section forty-nine point seventy-four (49.74) of the Code to do so have cast their votes, the precinct election officials in each precinct where voting punch devices are in use shall secure the devices against further voting. They shall then open the ballot box and count the number of ballots or envelopes containing ballots that have been cast to determine whether the number of ballots cast exceeds the number of declarations of eligibility signed as required by section forty-nine point seventy-seven (49.77) of the Code. If so, that fact shall be reported in writing to the commissioner together with the number of excess ballots and the reason for the excess, if

## known.

2. The precinct election officials shall next count the write-in votes cast in the precinct, if any. If ballot cards are used, and separate writein ballots or envelopes for recording write-in votes are used, all ballots or envelopes on which writein votes have been recorded shall be serially numbered, starting with the number one, and the same number shall be placed on the regular ballot card of that voter. The precinct election official shall compare the write-in votes with the votes cast on the ballot card. If the total number of votes for any office exceeds the number allowed by law, a notation to that effect shall be entered on the back of the ballot card and the votes for the office involved shall not be counted.
3. The precinct election officials shall place all ballots that have been cast in a container provided by the commissioner for the purpose, which shall be sealed in the presence of all of the precinct election officials. They shall then each affix their signatures to a statement attesting that the requirements of this section have been complied with, and the statement shall be returned to the commissioner with the election register as required by section fifty point seventeen

26 (50.17) of the Code.

Sec. .... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. ABSENTEE VOTING BY ELECTRONIC VOTING
SYSTEM. In any county in which every precinct is employing an electronic voting system, and the system or systems so used are all compatible with a single counting center, the commissioner may elect to also conduct absentee voting by use of such a system. All provisions of chapter fifty-three (53) of the Code shall apply to such absentee voting, so far as applicable. When a ballot card is used for voting by mail it shall be accompanied by a stylus, voter instructions, and a specimen ballot showing the proper positions to vote on the ballot card for each candidate or public question. The card shall be mounted on material suitable to receive the punched out chip. In counties where absentee voting is conducted by use of an electronic voting system, the special precinct counting board shall, at the time required by chapter fifty-three (53) of the Code, prepare absentee ballots for delivery to the counting center in the manner prescribed by this chapter.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

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1 NEW SECTION. COUNTING CENTER ESTABLISHED.
Before
2 authorizing the purchase and ordering the use of an electronic voting system under section fifty-two point two (52.2) of the Code, the county board of supervisors shall, with advice of the commissioner, determine whether counting center equipment is to be purchased as a part of the system and operated by the county, or the county will enter into an arrangement to have its ballots tabulated at a counting center maintained by another county. The arrangement may be reviewed and revised, with approval of the board of supervisors, at any time. If a county acquires and operates a county center at which ballots cast in one or more other counties are tabulated, the commissioner of the county acquiring and operating the center, or that commissioner's designee, shall be responsible for and in control of the operation of that counting center at all time, regardless of the origin of the ballots being tabulated at any particular time.

Sec. .... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

Within five days prior to the date of any election at which votes are to be cast by means of an electronic voting system, the commissioner in charge of the counting center where votes so cast are to be tabulated

## Page 10

1
shall have the automatic tabulating equipment tested to ascertain that it will correctly count the votes cast for all offices and on all public questions. The procedure for conducting the test shall be as follows:

1. The county chairperson of each political party referred to in section forty-nine point thirteen (49.13) of the Code shall be notified in writing of the time the test will be conducted, so that they may be present or have a representative present. The commissioner may also include such notice in the notice of the election published as required by section forty-nine point fifty-three (49.53) of the Code. The test shall be open to the public.
2. The test shall be conducted by processing a preaudited group of ballots punched or marked so as to record a predetermined number of valid votes for each candidate, and on each public question, on the ballot. The test group shall include for each office and each question one or more ballots having votes in excess of the number allowed by law for that office or question, in order to test the ability of the automatic tabulating equipment to reject such votes. If any error is detected, its cause shall be
ascertained and corrected and an errorless count obtained before the automatic tabulating equipment is approved. When so approved, a statement attesting to the fact shall be signed by the commissioner and sent immediately to the state commissioner.
3. The test group of ballots used for the test shall be clearly labeled as such, and retained in the counting center. The test prescribed in subsection two (2) of this section shall be repeated immediately before the start of the official tabulation of ballots cast in the election, and again immediately after the tabulation is completed. The test group of ballots and the programs used for the counting procedure shall be sealed, retained for the time required for and disposed of in the same manner as ballots cast in the election.

Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. COMMISSIONER IN CHARGE OF COUNTING
CENTER. All proceedings at the counting center shall
be under the direction of the commissioner and open to the public. The proceedings shall be under the observation of at least one member of each of the political parties referred to in section forty-nine point thirteen (49.13) of the Code, designated by the county chairperson or, if the chairperson fails to make a designation, by the commissioner. No person except those employed and authorized by the commissioner for the purpose shall touch any ballot

30
31
or ballot container.
Sec. ..... Chapter fifty-two (52), Code 1975, is amended by adding the following new section:

NEW SECTION. COUNTING CENTER TABULATION PROCEDURE.
The tabulation of ballots cast by means of an electronic voting system, at a counting center established pursuant to this chapter, shall be conducted as follows:

1. The sealed ballot container from each precinct shall be delivered to the counting center by two of the election officials of that precinct, not members of the same political party, who shall travel together in the same vehicle and shall have the container under their immediate joint control until they surrender it to the commissioner or the commissioner's designee in charge of the counting center. The commissioner or designee shall, in the presence of the two precinct election officials who delivered the container, enter on a record kept for the purpose that the container was received and the condition of the seal upon receipt.

## Page 11

2. After the record required by subsection one (1) of this section has been made, the ballot container shall be opened. If any ballot is found damaged or defective, so that it cannot be counted properly by the automatic tabulating equipment, a true duplicate shall be made in the presence of witnesses and substituted for the damaged or defective ballot, or the valid votes on a defective ballot may be manually counted at the counting center by at least two employees of the commissioner, whichever method is best suited to the system being used. All duplicate ballots shall be clearly labeled as such, and shall bear a serial number which shall also be recorded on the damaged or defective ballot.
3. The record printed by the automatic tabulating equipment, with the addition of a record of any writein or other votes manually counted pursuant to this chapter, shall constitute the official return of the precinct. Upon completion of the tabulation of the votes from each individual precinct, the result shall be announced and reported in substantially the manner required by section fifty point eleven (50.11) of the Code.
4. If for any reason it become impracticable to count all or any part of the ballots with the automatic tabulation equipment, the commissioner may direct that they be counted manually, in accordance with chapter fifty (50) of the Code so far as applicable."
5. By renumbering succeeding sections of the bill accordingly, and correcting cross-references as necessary.

Avenson of Fayette in the chair at 4:00 p.m.
Harvey of Scott moved the adoption of amendment H-3625.
Amendment H-3625 was adopted.
Monroe of Des Moines offered the following amendment H- 3629 filed by him and Drake of Muscatine from the floor and moved its adoption:

## H-3629

Amend House File 700 as follows:

1. Page 31, by striking lines 22, 23 and 24.
2. Page 33, by striking lines 24 through 35 ,
inclusive, and page 4, by striking lines 1 and 2.
3. Page 51, by inserting after line 16 the
following:
"Sec. ..... Section forty-nine point ninety (49.90), Code 1975, is amended to read as follows:
49.90 ASSISTING VOTER. Any voter who may declare upon oath that he or she cannot read the English language, or that, by reason of any physical disability other than intoxication, [he] is unable to cast [his] $a$ vote without assistance, shall, upon request, be assisted by said two officers, or by any person the blind voter may select, in casting [his] the vote. Said officers, or person selected by the blind voter, shall cast the vote of the voter requiring assistance, and shall thereafter give no information regarding the same. If any elector because of a handicap cannot enter the building where the polling place for the elector's precinct of residence is located, the two officers shall take a paper ballot to the vehicle occupied by the handicapped elector and allow the elector to cast the ballot in the vehicle. If a handicapped elector cannot cast a ballot on a voting machine the elector shall be allowed to cast a paper ballot. Paper ballots cast by handicapped electors shall be cast according to section forty-nine point eighty-one (49.81) of the Code, except they shall be marked "handicapped voter's ballot", and shall be counted in the same manner as challenged ballots accepted under section fifty point twenty-two (50.22) of the Code."
4. Page 59, line 2, by striking the words and figures ", one hundred five (105)".
5. Page 59, by striking lines 11,12 and 13 and inserting in lieu thereof the following:
"Sec. ..... Section fifty-three point twenty-two (53.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:"
6. Page 60, by striking lines 21 through 35 , and page 61 , by striking lines 1 through 8 , inclusive.
7. Page 61, by striking lines 17 through 23, inclusive, and inserting in lieu thereof the words

45 "except that the number of precinct election officials
46 appointed".
8. Page 61, line 24, by striking the word
"counting".
9. Page 61, by striking lines 27 through 35 , inclusive, and page 62, by striking line 1 , and by

## Page 2

renumbering succeeding subsections of section 106 accordingly.
10. Page 62, line 2, by striking the word "counting".
11. Page 62, line 14, by striking the word "counting".
12. Page 62 , by striking lines 16,17 and 18 , and inserting in lieu thereof the words "election day. The commissioner may direct the board to meet on the day prior to".
13. Page 62, line 24 , by striking the word
"counting".
14. Page 62, by striking from line 31 the words "counting board, those", all of lines 32 and 33 , and from line 34 the word "section," and inserting in lieu thereof the word "board,".
Amendment H-3629 was adopted.
Speaker Cochran in the chair at 4:20 p.m.
Schroeder of Pottawattamie offered the following amendment H-3628 filed from the floor by Schroeder, Crawford, Tauke and Monroe and moved its adoption:
H-3628
1 Amend House File 700, page 60, line 4, by striking the word "They" and inserting in lieu thereof the following:
"If either or both of the special election officers fails to appear at the time the duties set forth in this section are to be performed, the commissioner shall at once appoint some other person, pursuant to section forty-nine point eighteen (49.18) of the Code,
to carry out the requirements of this section. The
10 persons authorized by this sub-section to deliver an
11 absentee ballot to an applicant".
Amendment $\mathrm{H}-3628$ was adopted.
Miller of Buchanan offered the following amendment H-3604 filed by him:

H-3604
1 Amend House File 700 as follows:
2 1. Page 64, by inserting after line 18 the
3 following:
4 "Sec. ..... Section fifty-six point eighteen
(56.18), Code 1975, is amended by adding the follow-
ing new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. Any person who assists
a taxpayer in the preparation of the taxpayer's in-
come tax return or prepares the taxpayer's income tax
return shall not influence or encourage or attempt
to influence or encourage a taxpayer to designate a one dollar checkoff contribution for a particular political party.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended to read as follows:
56.22 FUNDS-DISTRIBUTION. The chairman of the state statutory political committee shall distribute the funds received from the director as he is directed to do so by the party, except that all moneys received by the state statutory political committee from the Iowa election campaign fund shall be distributed to the political party candidates to be used for campaign purposes and all moneys delegated for the campaigning purposes for the offices of representative in Congress, state representative, and state senator shall be distributed on a strictly equal basis to all the party's candidates for those offices. Funds distributed pursuant to this chapter shall not be used for primary election expenses or for expenses related to the selection of a candidate at a political convention.

Sec. ..... Chapter fifty-six (56), Code 1975, is amended by adding the following new section:

NEW SECTION. A person shall not promote the income tax checkoff to encourage taxpayers to checkoff one dollar contributions to a particular political party. Any advertising or promotion of the income tax checkoff shall be to encourage taxpayers to actively participate by using the checkoff.

Nothing in this section shall be construed to prohibit a political party from encouraging its members to designate income tax checkoff funds for that political party at events sponsored by the political party."
2. By renumbering the sections to conform with this amendment.
3. Title page, line 3 , by inserting after the word "electors," the words "to the campaign disclosure-income tax checkoff act,".
Brunow of Appanoose rose on a point of order that amendment $\mathrm{H}-3604$ was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3604$ not germane.

Miller of Buchanan moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3604$.

Roll call was requested by Wyckoff of Benton and Junker of Woodbury.

Rule 70 was invoked.
On the question "Shall the rules be suspended to consider amendment H-3604?"

The ayes were, 54:

| Anderson | Doyle <br> Baker <br> Bunton |
| :--- | :--- |
| Binnett | Egenes <br> Bina |
| Bortell | Evans |
| Branstad | Fullerton |
| Byerly | Gilloon |
| Clark | Halvorson |
| Connors | Hansen |
| Crabb | Harper |
| Crawford | Harvey |
| Daggett | Hennessey |
| Danker | Hinkhouse |
| Dieleman | Horn |
|  | Hutchins |

Jordan
Junker
Kreamer
Lageschulte
Lindeen
Lipsky
McElroy
Menke
Mennenga
Millen
Miller, K. D.
Nealson
Nielsen

Pellett
Readinger
Rinas
Schroeder
Spear
Stephens
Stromer
Tofte
Welden
West
Woods
Wulff
Wyckoff

The nays were, 41:

| Avenson | Hargrave | Middleswart | Perkins |
| :--- | :--- | :--- | :--- |
| Brandt | Higgins | Miller, A.V. | Poncy |
| Brunow | Hines | Miller,O.L. | Scheelhaase |
| Caffrey | Howell | Morree | Small |
| Cusack | Hullinger | Newhard | Spencer |
| Den Herder | Jesse | Norland | Svoboda |
| Drake | Jochum | Oakley | Tauke |
| Dyrland | Koogler | O'Halloran | Walter |
| Fitzgerald | Krause | Patchett | Wells |
| Gentleman | Lonergan | Pavich | Mr. Speaker |
| Griffee |  |  |  |
| Absent or not voting, 5: |  |  |  |
| Bittle Husak <br> Brockett  | Middleton | Varley |  |

The motion prevailed.
Miller of Buchanan requested division of amendment H-3604 as follows: Lines 2 through 13 to be amendment H-3604A, lines 14 through 30 to be amendment $\mathrm{H}-3604 \mathrm{~B}$ and lines 31 through 47 to be amendment $\mathrm{H}-3604 \mathrm{C}$.

Miller of Buchanan moved the adoption of amendment $\mathrm{H}-3604 \mathrm{~A}$.

Amendment H -3604A was adopted.
Dieleman of Marion offered amendment H-3612, to amendment H-3604B, filed by him and Spear of Lee from the floor and requested division of the amendment as follows:

[^43]H-8612A
3 1. Page 1, line 19, by striking the word "all"
4 and inserting in lieu thereof the words "at least 5 fifty percent of the".
H-3612B
6 2. Page 1, by striking lines 23 through 26 and
7 all before the period on line 27, and inserting in
8 lieu thereof the words "purposes [all moneys delegated
9 for the campaigning purposes for the offices of
10 representative in Congress, state representative,
11 and state senator shall be distributed on a strictly
12 equal basis to all the party's candidates for those
13 offices]".
Dieleman of Marion moved the adoption of amendment $\mathrm{H}-3612 \mathrm{~A}$, to amendment H -3604B.

Amendment H-3612A was adopted.
Dieleman of Marion moved the adoption of amendment $\mathrm{H}-3612 \mathrm{~B}$, to amendment $\mathrm{H}-3604 \mathrm{~B}$.

Roll call was requested by Higgins of Scott and Dyrland of Clayton.

Rule 70 was invoked.
On the question "Shall amendment H-3612B, to amendment H-3604B, be adopted?"

The ayes were, 50 :

| Anderson | Fitzgerald | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Krause | Perkins |
| Brandt | Gilloon | Lipsky | Poncy |
| Brunow | Griffee | Mennenga | Readinger |
| Clark | Hargrave | Middleswart | Small |
| Connors | Harvey | Middleton | Spear |
| Crawford | Higgins | Miller, A. V. | Spencer |
| Cusack | Hines | Monroe | Svoboda |
| Den Herder | Hinkhouse | Newhard | Tauke |
| Dieleman | Howell | Oakley | Walter |
| Doyle | Hullinger | O'Halloran | Wells |
| Dyrland | Hutchins | Patchett | Mr. Speaker |
| Egenes | Jesse |  |  |
| The nays were, | 48: |  |  |
| Baker | Evans |  |  |
| Bennett | Fullerton | Lindeen | Scheelhaase |
| Bortell | Halvorson | Lonergan | Schroeder |
| Branstad | Hansen | MeElroy | Stephens |
| Byerly | Harper | Millen | Stromer |
| Caffrey | Hennessey | Miller, K. D. | Tofte |
| Crabb | Horn | Wealden |  |
| Daggett | Jordan | Nielsen | West |
| Danker | Junker | Norland | Woods |
| Drake | Koogler | Pellett | Wulff |
| Dunton | Lageschulte | Rinas | Wyckoff |
|  |  |  |  |

Absent or not voting, 7:

| Bina |  |  |
| :--- | :--- | :--- |
| Bittle | Brockett | Kreamer |
| Husak | Miller, O. L. |  |,$\quad$ Varley

Amendment $\mathrm{H}-3612 \mathrm{~B}$ was adopted.
(House File 700 and amendment H-3604B, as amended, pending at adjournment.)

> RULE 32 INVOKED
> (House File 187)

Fitzgerald of Webster invoked Rule 32 on House File 187.
House File 187, previously referred to the committee on human resources, is rereferred to the committee on appropriations.

> REREFERRED TO THE COMMITTEE ON COMMERCE (House File 691)

The Speaker announced that House File 691, previously referred to the committee on judiciary and law enforcement, is rereferred to the committee on commerce.

> MOTION TO RECONSIDER (Amendment H-3614 to House File 700 )

I move to reconsider the vote by which amendment $\mathrm{H}-3614$ to House File 700 was adopted by the House on April 22, 1975.

HARPER of Davis
EXPLANATION OF VOTE
(House Files 188 and 575)
I was necessarily absent from the House chamber when the vote was taken on House Files 188 and 575. Had I been present, I would have voted "aye" on both bills.

DAGGETT of Adams

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 22, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 106, an act relating to assignment of Iowa highway safety patrol personnel by the director of transportation.

House File 146, an act relating to provisions for suspension of the license and registration or nonresident's operating privilege.

House File 176, an act relating to payment of small claims by the Department of social services.

House File 230, an act relating to the uniformity of time limits in the inheritance and estate tax laws.

Senate File 313, an act correcting the amount of the farm equipment tax exemption.

Senate File 351, an act relating to the time for publishing the Iowa administrative code.

## REPORTS OF COMMITTEES

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 780, a bill for an act making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and providing for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture, and begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred Senate File 147, a bill for an act amending the duties of the court administrator, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman

## Also:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred Senate File 217, a bill for an act relating to agency meetings in closed session, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3630
Amend Senate File 217, as passed and reprinted by the Senate, as follows:

1. Page 1, line 27, by inserting after the word "sessions" the words ", including strategy meetings of public employee organizations, mediation, and the deliberative process of arbitrators,".
2. Page 2, by striking all after the period in line 8, and all of line 9, and inserting in lieu thereof the following: "[No regular or general practice or pattern of holding closed sessions shall be permitted.]"
3. Page 2, line 26 , by striking the following:

## 18

"three (3)" and inserting in lieu thereof the following: "six (6)".
4. Page 2, by inserting after line 29 the following new section:
"Sec. ..... Section twenty-eight A point six (28A.6), Code 1975, is amended to read as follows:

28A. 6 EXCEPTIONS. This chapter does not apply to any court, jury, public agency when deciding contested cases after opportunity for public hearing, or military organization."
b. By renumbering the sections.

JESSE of Polk, Chairman

## AMENDMENTS FILED

H-3622

1
2 26, by striking all of Section 5.

> KREAMER of Polk DYRLAND of Clayton
> LIPSKY of Linn WELDEN of Hardin

H-3611
Amend House File 700 as follows:
2. 1. Pages 72 and 73 , by striking lines 12 through

335 and 1 through 9 respectively.
4 2. By renumbering the sections and correcting
5 internal references to conform with this amendment.

SPEAR of Lee DIELEMAN of Marion

H-3617
Amend House File 700 as follows:

1. Page 68 , line 18 , by striking the words "which of the four" and inserting in lieu thereof the words "the number of directors to be elected, if different than the present plan, and which of the".
2. Page 70, by inserting after line 34 the following:
"Sec. ..... Section two hundred eighty A point thirty-nine (280A.39), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Any merged area may combine with any adjacent area after a favorable vote by the electors of each of the areas involved. If the boards of directors of two or more merged areas agree to a combination, the question shall be submitted to the electors of each area at a special election to be held on the same day in each area. The special election shall not be held within thirty days of any general election. Prior to the special election, the board of each merged area shall notify the county commissioner of elections of the county in which the greatest proportion of the merged area's taxable base is located who shall publish notice of the election [at least

## Page

three times, no oftener than once a week, in one or more newspapers of general circulation within the merged area] according to section forty-nine point fifty-three (49.53) of the Code. The two respective county commissioners of elections shall conduct the election pursuant to the provisions of chapters 39 to 53 . The votes cast in the election shall be canvassed by the county board of supervisors and the county commissioners of elections who conducted the election shall certify the results to the board of directors of each merged area."
3. Page 71, by inserting after line 13 the following:
"Sec. ..... Section two hundred ninety-eight point eighteen (298.18), unnumbered paragraph five (5), Code 1975, is amended to read as follows:

Notice of the election shall be given by the county commissioner of elections [by publication once each week for four consecutive weeks in a newspaper of general circulation in the school corporation. Such notice shall state the date of the election, the hours of opening and closing the polls and the exact location thereof, and the question to be submitted] according to section forty-nine point fifty-three (49.53) of the Code. The election shall be held on a date not less than four nor more than twenty days after the last publication of the notice. [Such notice shall 2 be sufficient and shall be in lieu of any other notice required by any other statute.] At such election the ballot used for the submission of said proposition shall be in substantially the form for submitting special questions at general elections. The county commissioner of elections shall conduct the election pursuant to the provisions of chapters 39 to 53 and certify the results to the board of directors. Such proposition shall not be deemed carried or adopted unless the vote in favor of such proposition is equal to at least sixty percent of the total vote cast for and against said proposition at said election. Whenever such a proposition has been approved by the voters of a school corporation as hereinbefore provided, no further approval of the voters of such school corporation shall be required as a result of any subsequent change in the boundaries of such school corporation."

DRAKE of Muacatine
H-3624
Amend House File 752 as follows:

1. Page 1, by inserting before line 1 the following section:
"Sec. ..... Chapter seventy-nine (79), Code 1975, is amended by adding the following new section:

NEW SECTION. ALTERNATE USE OF SICK LEAVE. An
12 the employee's retirement under section ninty-seven
13 A point six (97A.6), subsection one (1), of the Code
employee of the state of Iowa may utilize all leave
of absence by reason of sickness or injury accumulated
or under either section ninety-seven B point forty-
five (97B.45) of the Code or section ninety-seven B
point forty-seven (97B.47) of the Code."
2. Amend the title, line 2, by inserting after
the word "system" the words "and the peace officers'
retirement, accident and disability system".

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MILLER of Buchanan

H-

3623
Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:
1. Page 5, line 4, by striking the words "an arbitrator" and inserting in lieu thereof the words "a panel of arbitrators".
2. Page 5, line 10, by striking the words "may select" and inserting in lieu thereof the words "shall each select and notify".
3. Page 5, line 10 , by inserting after the word "arbitrator" the words "and the two arbitrators shall select and notify a third arbitrator".
4. Page 5, line 11, by striking the word "resides" and inserting in lieu thereof the words "all reside".
5. Page 5, line 12, by striking the word "an" and
inserting in lieu thereof the words "the third".
6. Page 5, by striking lines 14 through 32
and inserting in lieu thereof the words: "fiveday period, the secretary of the board shall notify the chief judge of the judicial district in which the school district is located and the chief judge shall select the third arbitrator who shall reside within the boundaries of the merged area
in which the school district is located. Within ten days following the selection,".
7. Page 5 , line 33 , by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
8. Page 6, line 3, by striking the word
"arbitrator" and inserting in lieu thereof the word "arbitrators".
9. Page 6, line 4, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
10. Page 6, line 7, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
11. Page 6 , line 9 , by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
12. Page 6, line 10, by striking the words
"by the chairman of".
13. Page 6, by striking line 11 and inserting in lieu thereof the words ". The arbitrators".
14. Page 6 , line 14 , by inserting after the period the following: "Judgment on the appeal requires the approval of two of the three arbitrators."
15. Page 6, line 14, by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
16. Page 6, line 22 by striking the word "arbitrator's" and inserting in lieu thereof the word "arbitrators'".
17. Page 6, by striking lines 25, 26, and 27, and inserting in lieu thereof the words "teacher and school board secretary. The fees of the arbitrator selected by the teacher shall be paid by the teacher, and the fees of the arbitrator selected by the board shall be paid by the board. The fees of the third arbitrator are limited to one hundred dollars. All costs of the appeal, except fees of the arbitrators selected by the teacher and the board, shall be paid by the teacher if the appeal is unsuccessful and by the board if the appeal is successful."
18. Page 7, lines 22 and 23, by striking the words "an arbitrator" and inserting in lieu thereof the words "the arbitrators".

\section*{MENKE of O'Brien HANSEN of O'Brien}

\section*{H-3621}

1 Amend Senate File 308 as follows:
1. Page 1, by inserting after line 25 the following:
"Sec. ..... Section five hundred thirty-five point two (535.2), subsection two (2), Code 1975, is amended to read as follows:
2. Any domestic or foreign corporation or real estate investment trust as defined in section 856 of the Internal Revenue Code, and any person borrowing money in the principal amount of twentyfive thousand dollars or more for a business purpose, and any person borrowing money in the principal amount of thirty-five thousand dollars or more for an agricultural purpose, may agree in writing to pay any rate of interest in excess of the rate prescribed in subsection 1 hereof, and no such corporation or real estate investment trust or person so agreeing in writing shall plead or interpose the claim or defense of usury in any action or proceeding."

21 2. Amend the title by striking lines 1 and 2
22 and inserting in lieu thereof the following:
23 "An Act relating to finance charges."

> HENNESSEY of Delaware
> PELLETT of Cass
> STEPHENS of Plymouth

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, April 23, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred First Calendar Day-Sixty-sixth Session Day
hail of the house of Representatives
Des Moines, Iowa, Wmonesiday, April 23, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Father Gerald Deere, pastor of the St. Mary Catholic Church, Shenandoah, Iowa.

The Journal of Tuesday, April 22, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. John Hubiak, Odebolt, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Varley of Adair on request of McElroy of Fremont.

\section*{PRESENTATION OF VISITORS}

Den Herder of Sioux presented to the House the Honorable Conrad Ossian, former House member during the Fifty-seventh through Sixty-third General Assemblies, representing Adams and Montgomery Counties.

Avenson of Fayette presented to the House Greg Hopper from Newcastle, NSW, Australia, a foreign exchange student attending Sumner High School, Sumner, Iowa.

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

Seventy-five fifth grade students from Clive Elementary School, West Des Moines, Iowa, accompanied by Mrs. Crown, Mrs. Sauerman and Mr. Gift. By Bittle of Polk.

Forty-seven students from Fort Dodge St. Edmonds and Fort Dodge Senior High School, Fort Dodge, Iowa, accompanied by Claudine Naven. By Cochran of Webster.

Fifty-three students from Stratford Junior High School, Stratford, Iowa, accompanied by Mrs. Andrews, Mrs. Anderson and Mr. Delay. By Egenes of Story.

Twenty-four students from Central Webster Junior-Senior High School, Burnside, Iowa, accompanied by Jim Ainshe. By Fitzgerald of Webster.

Thirty-five students from Benton Community High School, Van Horne, Iowa, accompanied by Don Logan. By Husak of Tama, Svoboda of Iowa and Wyckoff of Benton.

Fourteen students from Red Oak High School, Red Oak, Iowa, accompanied by Mike Avise. By McElroy of Fremont.

Sixty-two fifth grade students from Dale Elementary School, Cedar Falls, Iowa, accompanied by Mrs. Graf, Mrs. Hinton, Mrs. Jaeger, Mrs. Mauer and Mrs. Shaw. By O'Halloran of Black Hawk.

Thirty students from Norway High School, Norway, Iowa, accompanied by Ed Crosby. By Svoboda of Iowa.

Fifteen students from Adel High School, Adel, Iowa, accompanied by Mrs. Mastrom. By Varley of Adair.

Twenty 4-H members from Henry and Des Moines Counties, accompanied by Les Schoffelman. By Lindeen of Henry and Monroe of Des Moines.

Thirty-seven sixth grade students from Lake View Elementary School, Lake View, Iowa, accompanied by Helen Oglesby. By Brunow of Appanoose.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committee on Senate Files 147 and 217, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House File 794, by committee on cities and towns, a bill for an act relating to municipal support of industrial projects for repair, remodeling, reconstruction or expansion.

Read first time and placed on the calendar.
House File 795, by committee on education, a bill for an act relating to tuition paid by school districts.

Read first time and placed on the calendar.

House File 796, by committee on education, a bill for an act relating to fixing terms of employment of teachers.

Read first time and placed on the calendar.
House File 797, by committee on energy, a bill for an act to regulate the use of beverage containers and providing penalties.

Read first time and placed on the calendar.
House File 798, by committee on human resources, a bill for an act to provide for change of sex on birth certificates.

Read first time and placed on the calendar.
House File 799, by committee on state government, a bill for an act relating to liability protection for state employees.

Read first time and placed on the calendar.
House File 800, by committee on cities and towns, a bill for an act relating to the payment of fines for parking violations.

Read first time and placed on the calendar.
House File 801, by committee on education, a bill for an act relating to the requirement for special education programs and services in the school standards.

Read first time and placed on the calendar.
House File 802, by committee on county government (committee on county government), a bill for an act to create a county compensation board, to provide for its powers and responsibilities, and to provide for a cost of living adjustment for county officers.

Read first time and placed on the calendar.
House File 803, by committee on commerce, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice.

Read first time and placed on the calendar.
House File 804, by committee on state government, a bill for an act relating to improvement of certain benefits for members of police and fire retirement systems.

Read first time and placed on the calendar.
House File 805, by committee on agriculture, a bill for an act relating to the location and operation of livestock feedlots, and defining nuisance as the term relates thereto.

Read first time and placed on the calendar.

House File 806, by committee on education, a bill for an act relating to the salaries of certain school administrators.

Read first time and placed on the calendar.
House File 807, by committee on agriculture, a bill for an act relating to bonded agricultural warehouses.

Read first time and placed on the calendar.
House File 808, by committee on state government, a bill for an act relating to disaster services, creating an office of disaster services and county-municipal disaster services and emergency planning administrations, and specifying the powers and duties of such offices.

Read first time and placed on the calendar.
House File 809, by committee on state government, a bill for an act relating to payment of salaries, vacation, and sick leave for state employees.

Read first time and placed on the calendar.
House File 810, by committee on labor and industrial relations, a bill for an act relating to collective bargaining agreements.

Read first time and placed on the calendar.

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 521, a bill for an act relating to the time of incurring obligations for and reversion of funds contained in legislation appropriating funds.

Also: That the Senate has on April 21, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 136, a bill for an act relating to the number of judgeships in judicial election districts.

Also: That the Senate has on April 21, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 464, a bill for an act making an appropriation to the Iowa development commission and energy policy council.

CLARK R. RASMUSSEN, Secretary

\section*{CONSIDERATION OF BILLS}

\section*{APPROPRIATIONS CALENDAR}

Senate File 425, a bill for an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes, with report of committee recommending passage, was taken up for consideration.

Lipsky of Linn asked and received unanimous consent that Senate File 425 be temporarily deferred.

Senate File 426, a bill for an act making an appropriation to the department of environmental quality, with report of committee recommending amendment and passage, was taken up for consideration.

Welden of Hardin offered the following amendment H-3588 filed by the committee on appropriations and moved its adoption:

\footnotetext{
H—3588

Amend Senate File 426 as follows:
1. Page 1, by inserting after line 22 the following:
"Sec. ..... Section four hundred fifty-five \(B\) point eighty-two (455B.82), subsection one (1), Code 1975, is amended to read as follows:
1. Commencing July 1, 1975, it shall be unlawful for any private agency or public agency to dump or deposit or permit the dumping or depositing of any solid waste at any place other than a sanitary disposal project approved by the executive director. This section shall not prohibit a private agency or public agency from dumping or depositing solid waste resulting from its own residential, farming, manufacturing, mining or commercial activities on land owned or leased by it if such action does not violate any statute of this state or rules promulgated by the commission or local boards of health, or local ordinances, or rules issued by the air quality commission or water quality commission of the department. [A violation of this subsection shall be a misdemeanor.] The executive director may issue temporary permits for dumping or disposal of solid waste at disposal sites for which an application for a permit to operate a sanitary disposal project has been made and which have not met all of the requirements of part one (1) of this division and the rules adopted by the commission if a compliance schedule has been submitted by the applicant specifying how and when the applicant will meet the requirements for an operational sanitary dis-
}

\section*{32}

33
34
\[
35
\]

Amendment \(\mathrm{H}-3588\) was adopted.
(Senate File 426 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{QUORUM CALL}

A non-record roll call to determine that a quorum was present was requested by Wells of Linn. Roll call revealed seventy-seven members present, twenty-three absent.

\section*{HOUSE CONCURRENT RESOLUTION 43 By Clark}
posal project and the executive director determines the public interest will be best served by granting such temporary permit.

Sec. ..... Section four hundred fifty-five B point eighty-two (455B.82), Code 1975, is amended by adding the following new subsection:
\(N E W\) SUBSECTION. Any person who violates any provision of part one (1) of this division or any rule or any order promulgated or the conditions of any permit or order issued pursuant to part one (1) of this division shall be subject to a civil penalty not to exceed five hundred dollars for each day of such violation."
2. By numbering sections to conform to this amendment.
3. Amend the title, line 2, by inserting after the word "quality" the words ", providing for the issuance of temporary permits for certain solid waste disposal sites, and providing a civil penalty

品
Whereas, The city of Keokuk had regularly closed Main Street in order to hold the Jaycee's Street Fair; and Whereas, Main Street has since been made part of the Iowa highway system; and

Whereas, the department of transportation has taken the policy position that cities may not close streets for these types of community activities; and

Whereas, a standing ruling of an Iowa district court has allowed other cities to close highways for annual celebrations; and

Whereas, the department of transportation has not appealed

> the district court ruling; Now Therefore Be It Resolved by the House of Representatives, the Senate Conourring, That the department of transportation amend its policy on the closing of highways to provide that cities which have a long standing local tradition of closing a highway for a local celebration be allowed to continue this practice.

Laid over under Rule 25.

\section*{CONSIDERATION OF BILLS}

\section*{APPROPRIATIONS CALENDAR}

The House resumed consideration of Senate File 425, a bill for an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes.

Lipsky of Linn offered the following amendment H-3631 filed by her from the floor:
H-3631
1 Amend Senate File 425 as follows:
1. Page 1 , line 13, by striking the figure " \(\$ 1,223,879\) " and inserting in lieu thereof the figure " \(\$ 1,218,879\) ".
2. Page 5 , by striking everything after the period in line 15 and inserting in lieu thereof the following: "Emergency first aid equipment shall not be purchased until the legislature takes action on ambulance legislation and other emergency medical service legislation pending before the general assembly."
3. Page 5 , by striking lines 16 and 17 .

Hutchins of Guthrie rose on a point of order that amendment H-3631 was not germane.

The Speaker ruled the point not well taken and amendment H-3631 germane.

Hutchins of Guthrie requested division of the amendment as follows: Lines 2 through 4 to be amendment H-3631A and lines 5 through 12 to be amendment H-3631B.

Lipsky of Linn moved the adoption of amendment H-3631A.
A non-record roll call was requested.
The ayes were 19, nays 57 .
Amendment H—3631A lost.

Amendment \(\mathrm{H}-3631 \mathrm{~A}\) having failed to be adopted, amendment \(\mathrm{H}-3631 \mathrm{~B}\) is out of order.

Baker of Buena Vista offered the following amendment \(\mathrm{H}-3634\) filed by him from the floor and moved its adoption:
H-3634
1 Amend Senate File 425 as passed by the
2 Senate as follows:
3 Page 1, line 10 by striking the numerals
4 " 178,027 " and inserting in lieu thereof the
5 numerals " 90,555 ".
Roll call was requested by Baker of Buena Vista and Byerly of Polk.

On the question "Shall amendment H-3634 be adopted?"
The ayes were, 27:
\begin{tabular}{ll} 
Baker & \begin{tabular}{l} 
Danker \\
Bortell \\
Doyle \\
Branstad
\end{tabular} \\
Byerly & \begin{tabular}{l} 
Egenes
\end{tabular} \\
Harper \\
Clark & Harvey \\
Cawford & Hines \\
Daggett & Horn
\end{tabular}

The nays were, 57:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Fullerton \\
Gentleman
\end{tabular} \\
Avenson & \begin{tabular}{l} 
Gilloon
\end{tabular} \\
Bennett & Griffee \\
Bina & Halvorson \\
Brandt & Hansen \\
Brunow & Hargrave \\
Caffrey & Hennessey \\
Connors & Higgins \\
Crabb & Hinkhouse \\
Cusack & Howell \\
Dieleman & Hullinger \\
Drake & Husak \\
Dunton & Hutchins \\
Dyrland &
\end{tabular}

Absent or not voting, 16:
\begin{tabular}{llll} 
Bittle & Krause & Patchett & Varley \\
Brockett & Menke & Pavich & Welden \\
Den Herder & Menenga & Rinas & West \\
Evans & Nielsen & Small & Woods
\end{tabular}

Amendment H—3634 lost.
\begin{tabular}{ll} 
Jordan & Nealson \\
Junker & Pellett \\
Koogler & Perkins \\
Kreamer & Poncy \\
Lageschulte & Stephens \\
McElroy & Wyckoff \\
Miller, K. D. &
\end{tabular}
\begin{tabular}{ll} 
Jesse & O'Halloran \\
Jochum & Readinger \\
Lindeen & Scheelhaase \\
Lipsky & Schroeder \\
Lonergan & Spear \\
Middleswart & Spencer \\
Middleton & Stromer \\
Millen & Svoboda \\
Miller, A. V. & Tauke \\
Miller, O. L. & Tofte \\
Monroe & Walter \\
Newhard & Wells \\
Norland & Wulff \\
Oakley & Mr. Speaker
\end{tabular}

The ayes were, 83:
\begin{tabular}{llll} 
Anderson & Egenes & Jordan & Patchett \\
Avenson & Fitzgerald & Koogler & Pavich \\
Baker & Fullerton & Kreamer & Pellett \\
Bennett & Gentleman & Lageschulte & Perkins \\
Bina & Gilloon & Lindeen & Poncy \\
Brandt & Griffee & Lipsky & Readinger \\
Branstad & Halvorson & Lonergan & Scheelhaase \\
Brunow & Hansen & McElroy & Schroeder \\
Byerly & Hargrave & Menke & Small \\
Caffrey & Harper & Mennenga & Spear \\
Clark & Hennessey & Middleswart & Spencer \\
Connors & Higgins & Middleton & Stromer \\
Crabb & Hines & Millen & Svoboda \\
Crawford & Hinkhouse & Miller, A. V. & Tauke \\
Cusack & Horn & Miller, K. D. & Tofte \\
Daggett & Howell & Miller, O. L. & Walter \\
Dieleman & Hullinger & Monroe & Wells \\
Doyle & Husak & Newhard & Wulff \\
Drake & Hutchins & Norland & Wyckoff \\
Dunton & Jesse & Oakley & Mr. Speaker \\
Dyrland & Jochum & O'Halloran & \\
The nays were, & 6: & & \\
Bortell & Harvey & & Nealson \\
Danker & Junker & & Stephens \\
Absent or not & voting, 11: & & \\
Bittle & & \\
Brockett & Evans & Krause & Rinas \\
DenHerder & Nielsen & Varley & West \\
\hline
\end{tabular}

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

\section*{BUSINESS PENDING}

The House resumed consideration of Senate File 426, a bill for an act making an appropriation to the department of environmental quality.

Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 426)
The ayes were, 78:
\begin{tabular}{llll} 
Anderson & Clark & Fitzgerald & Higgins \\
Avenson & Connors & Fullerton & Hines \\
Baker & Crawford & Gentleman & Hinkhouse \\
Bina & Cusack & Gilloon & Horn \\
Bortell & Dieleman & Griffee & Howell \\
Brandt & Doyle & Halvorson & Hullinger \\
Branstad & Drake & Hansen & Husak \\
Brunow & Dunton & Hargrave & Hutchins \\
Byerly & Dyrland & Harper & Jesse \\
Caffrey & Egenes & Hennessey & Jochum
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline Jordan & Millen & Pavich & Stephens \\
\hline Koogler & Miller, A. V. & Pellett & Stromer \\
\hline Lageschulte & Miller, K. D. & Perkins & Svoboda \\
\hline Lindeen & Miller, O. L. & Poncy & Tauke \\
\hline Lipsky & Monroe & Readinger & Tofte \\
\hline Lonergan & Newhard & Scheelhaase & Walter \\
\hline Menke & Norland & Schroeder & Wells \\
\hline Mennenga & Oakley & Spear & Wyckoff \\
\hline Middleswart & O'Halloran & Spencer & Mr. Speaker \\
\hline Middleton & Patchett & & \\
\hline \multicolumn{4}{|l|}{The nays were, 8:} \\
\hline Bennett & Danker & Junker & Nealson \\
\hline Daggett & Harvey & Kreamer & Wulff \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 14:} \\
\hline Bittle & Evans & Rinas & Welden \\
\hline Brockett & Krause & Small & West \\
\hline Crabb & McElroy & Varley & Woods \\
\hline Den Herder & Nielsen & & \\
\hline
\end{tabular}

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

\section*{BUSINESS PENDING}

The House resumed consideration of House File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties, and amendment \(\mathrm{H}-3604 \mathrm{~B}\), as amended, as follows:
\begin{tabular}{|c|c|}
\hline & 604B \\
\hline 14 & Sec. .... Section fifty-six point twenty-two \\
\hline 15 & (56.22), Code 1975, is amended to read as follows: \\
\hline 16 & 56.22 FUNDS-DISTRIBUTION. The chairman of the \\
\hline 17 & state statutory political committee shall distribute \\
\hline 18 & the funds received from the director as he is directed \\
\hline 19 & to do so by the party, except that all moneys received \\
\hline 0 & by the state statutory political committee from the \\
\hline 21 & Iowa election campaign fund shall be distributed to \\
\hline 22 & the political party candidates to be used for campaign \\
\hline 23 & purposes and all moneys delegated for the campaigning \\
\hline 24 & purposes for the offices of representative in Congress, \\
\hline 25 & state representative, and state senator shall be dis- \\
\hline 26 & tributed on a strictly equal basis to all the party's \\
\hline 27 & candidates for those offices. Funds distributed pur- \\
\hline 28 & suant to this chapter shall not be used for primary \\
\hline 29 & election expenses or for expenses related to the \\
\hline & selection of a candidate at a political convention. \\
\hline
\end{tabular}

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
The House resumed consideration of House File 700 and amendment \(\mathrm{H}-3604 \mathrm{~B}\), as amended.

\section*{QUORUM CALL}

A non-record roll call to determine that a quorum was present was requested by Oakley of Clinton. Roll call revealed eighty-six members present, fourteen absent.

Miller of Buchanan moved the adoption of amendment \(\mathrm{H}-3604 \mathrm{~B}\), as amended.

A non-record roll call was requested.
The ayes were 42 , nays 48.
Amendment \(\mathrm{H}-3604 \mathrm{~B}\), as amended, lost.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

\section*{QUORUM CALL}

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster.

Roll call revealed ninety members present, ten absent.
The House resumed consideration of House File 700.
Harper of Davis called up for consideration the motion to reconsider amendment H-3614 filed on April 22, 1975, and moved to reconsider the vote by which amendment H-3614 was adopted by the House on April 22, 1975.

Roll call was requested by Branstad of Winnebago and Higgins of Scott.

On the question "Shall amendment H-3614 be reconsidered ?"
The ayes were, 54:
\begin{tabular}{llll} 
Anderson & Gilloon & Jochum & O'Halloran \\
Avenson & Griffee & Jordan & Patchett \\
Baker & Hargrave & Koogler & Pavich \\
Bina & Harper & Krause & Perkins \\
Brandt & Hennessey & Lonergan & Scheelhaase \\
Brunow & Higgins & Mennenga & Spear \\
Byerly & Hines & Middleswart & Spencer \\
Connors & Hinkhouse & Middleton & Svoboda \\
Cusack & Horn & Miller, A.V. & Walter \\
Dieleman & Howell & Mille, O.L. & Wells \\
Doyle & Hullinger & Monroe & Woods \\
Dunton & Husak & Newhard & Wyckoff \\
Dyrland & Hutchins & Norland & Mr. Speaker \\
Fitzgerald & Jesse & &
\end{tabular}

The nays were, 35:
\begin{tabular}{|c|c|c|c|}
\hline Bennett & Drake & Lindeen & Schroeder \\
\hline Bortell & Egenes & Lipsky & Stephens \\
\hline Branstad & Evans & McElroy & Stromer \\
\hline Clark & Fullerton & Menke & Tauke \\
\hline Crabb & Gentleman & Millen & Tofte \\
\hline Crawford & Halvorson & Miller, K. D. & Welden \\
\hline Daggett & Hansen & Nealson & West \\
\hline Danker & Harvey & Pellett & Wulff \\
\hline Den Herder & Lageschulte & Readinger & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 11:} \\
\hline Bittle & Junker & Oakley & Small \\
\hline Brockett & Kreamer & Poncy & Varley \\
\hline Caffrey & Nielsen & Rinas & \\
\hline
\end{tabular}

The motion prevailed and the House reconsidered amendment \(\mathrm{H}-3614\) as follows:
H-3614
1 Amend House File 700 as follows:
2 1. Page 43, by striking lines 23 through 28 and
3 inserting in lieu thereof the following:
"Sec. 71. Section forty-nine point forty-two (49.42), lines one (1) through three (3), Code 1975, is amended to read as follows:

The ballot for the general election shall be arranged in vertical columns or horizontal rows each of which shall be substantially in the following form: REPUBLICAN DEMOCRATIC PROHIBITION UNION LABOR"
2. Page 51, by inserting after line 16 the following:
"Sec. ..... Section forty-nine point ninety-two (49.92), Code 1975, is amended to read as follows:
49.92 VOTING MARK. The voting mark shall be a cross or check which shall be placed in the [circle at the head of a ticket, or in the] squares opposite the names of candidates. The fact that the voting mark is made by an instrument other than a black lead pencil shall not affect the validity of the ballot unless it appears that the color or nature of the mark is intended to identify the ballot contrary to the intent of section 49.107, subsection 7.

Sec. ..... Section forty-nine point ninety-four (49.94), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
49.94 VOTING A STRAIGHT TICKET. If the names of all of the candidates for whom a voter desires to vote in any election other than the primary election appear upon the same ticket, he may vote for all candidates whose names appear upon that ticket only by placing a cross or check in the square opposite the name of each such candidate. A ballot or voting machine shall not be arranged so that a voter may by making a single mark or by pulling a single lever cast votes for candidates for more than one office, except for the offices of president and vice president of the United States.

\section*{Page}

1 on another ticket on the ballot, the cross or check
2 in the square shall be held to control, and the cross
3 or check in the circle in such case shall not apply
Sec. ..... Section forty-nine point ninety-eight (49.98), Code 1975, is amended to read as follows:
49.98 COUNTING BALLOTS. The ballots shall be counted according to the markings thereon, respectively, as provided in section 49.92 to [49.97] forty-nine point ninety-four (49.94) of the Code, and not otherwise. If, for any reason, it is impossible to determine from a ballot, as marked, the choice of the voter for any office, such ballot shall not be counted for such office. [When there is a conflict between the cross or check in the circle on one ticket and the cross or check in the square as to that office.] Any ballot marked in any other manner than as authorized in sections 49.92 to [49.97] forty-nine point ninety-four (49.94) of the Code, and in such manner as to show that the voter employed such mark for the purpose of identifying his ballot, shall be rejected."
3. Page 55, by inserting after line 34 the following:
"Sec. ..... Section fifty-two point twelve (52.12), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
52.12 USE OF PARTY LEVER PROHIBITED. A voting machine used at any election held in this state shall not be prepared so that a voter may by pulling a single lever cast votes for candidates for more than one office, except for the offices of president and vice president of the United States."
4. Page 77, by inserting after the first comma in line 24 the words and figures "forty-nine point ninety-five (49.95), forty-nine point ninety-six (49.96), forty-nine point ninety-seven (49.97),".

Crawford of Story moved the adoption of amendment H-3614.
Roll call was requested by Crawford of Story and Bennett of Ida.

Rule 70 was invoked.
On the question "Shall amendment H-3614 be adopted?"

\section*{The ayen were, 40:}
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Dieleman \\
Bortell
\end{tabular} \\
Drake \\
Branstad & \begin{tabular}{l} 
Egenes
\end{tabular} \\
Brunow & Evans \\
Clark & Fullerton \\
Crabb & Gentleman \\
Crawford & Halvorson \\
Daggett & Hansen \\
Danker & Harvey \\
Den Herder & Lageschulte
\end{tabular}
\begin{tabular}{ll} 
Lindeen & \begin{tabular}{l} 
Readinger \\
Lipsky
\end{tabular} \\
McEhroeder
\end{tabular}

The nays were, 49:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Griffee & Jesse & O'Halloran \\
\hline A venson & Hargrave & Jochum & Patchett \\
\hline Baker & Harper & Jordan & Pavich \\
\hline Bina & Hennessey & Koogler & Scheelhaase \\
\hline Brandt & Higgins & Krause & Small \\
\hline Byerly & Hines & Lonergan & Spear \\
\hline Connors & Hinkhouse & Middleswart & Spencer \\
\hline Cusack & Horn & Miller, A. V. & Svoboda \\
\hline Doyle & Howell & Miller, O. L. & Wells \\
\hline Dunton & Hullinger & Monroe & Woods \\
\hline Dyrland & Husak & Newhard & Wyckoff \\
\hline Fitzgerald & Hutchins & Norland & Mr. Speaker \\
\hline Gilloon & & & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 11:} \\
\hline Bittle & Junker & Nielsen & Rinas \\
\hline Brockett & Kreamer & Oakley & Varley \\
\hline Caffrey & Middleton & Poncy & \\
\hline
\end{tabular}

Amendment H-3614 lost.
(House File 700 pending and placed under unfinished business.)

\section*{MOTION TO RECONSIDER \\ (Amendment H-3612B to House File 700)}

I move to reconsider the vote by which amendment \(\mathrm{H}-3612 \mathrm{~B}\) to House File 700 was adopted by the House on April 22, 1975.

HINKHOUSE of Cedar

\section*{MESSAGE FROM THE SENATE}

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 486, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies.

CLARK R. RASMUSSEN, Secretary

\section*{SENATE AMENDMENT TO HOUSE FILE 486}

H-3643
1 Amend House File 486 as amended and passed by the House as follows:
1. Page 1, by striking lines 9 through 15.
2. By striking from lines 2 and 3 of the title the words "and to limit such expenses in the future".

\section*{COMMUNICATION FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE}

The following communication was received from the United

States Department of Agriculture and placed on file in the office of the Chief Clerk:

April 21, 1975
The Honorable David L. Wray Chief Clerk
House of Representatives of the
State of Iowa
Des Moines, Iowa 50319
Dear Mr. Wray:
President Ford has asked us to respond to the resolution adopted by the Iowa General Assembly concerning the need for Federal Government assistance to aid farmers and ranchers who sustained losses from a recent disastrous snow storm coupled with financial losses brought on by the bankruptcy of Americal Beef Packers, Inc.

The Secretary of Agriculture has authorized Farmers Home Administration (FmHA) Emergency (EM) loans to farmers and ranchers in 27 Iowa Counties because of the blizzard which occurred January 10 through 12, 1975. We are enclosing a fact sheet on EM loans which gives a brief summary of the program. Farmers and ranchers desiring information on EM loans should contact the local FmHA office.

The list of designated counties with termination dates for fling applications at local FmHA offices follows:

Physical Losses Production Losses
Buena Vista
4-21-75
11-19-75
Cherokee
Clay
Lyon
O'Brien
Osceola
Plymouth
Sioux
Audubon
4-28-75
11-28-75
Calhoun
Carroll
Cass
Crawford
Dickinson
Emmet
Greene
Harrison
Humboldt
Ida
Kossuth
Monona
Palo Alto
Pocahontas
Sac
Shelby
Webster
Woodbury

The Emergency Livestock Credit Act of 1974 (Public Law 93-357) was enacted on July 25, 1974. This legislation authorizes the Secretary of Agriculture to guarantee loans made by private lending institutions to bona fide farmers and ranchers suffering economic difficulties who are primarily and directly engaged in livestock production for the purpose of breeding, raising, fattening, or marketing livestock. The guarantee may cover not more than 80 percent of any loss sustained on the loan. The interest will be at a rate agreed to by the lender and the borrower. Initially, repayment terms may be up to 3 years with the possibility of a 2-year extension when necessary. The amount any farmer or rancher may borrow under the guarantee is limited to \(\$ 250,000\). The program is administered by the FmHA, an Agency of the U. S. Department of Agriculture. Individuals interested in applying for assistance should contact the agricultural lending institution where they do business.

The Act and the FmHA administrative regulations require that these loan guarantees be secured in a manner that will adequately protect the Government's interest. Collateral such as worthless checks is not considered acceptable security. In fact, it is not intended by the Act that the Secretary of Agriculture accept as collateral commercial or other instruments evidencing a debt, financial obligation, or ownership in a legal entity, having no ascertainable value, or value of a speculative nature.

Your interest is appreciated.

\author{
Sincerely, FRANK B. ELLIOTT Administrator
}

\section*{EXPLANATION OF VOTE}

I was necessarily absent from the House chamber when the vote was taken on H-3612B to H-3604B to House File 700. Had I been present, I would have voted "aye".

BINA of Scott
GOVERNOR'S ITEM VETO MESSAGE
(House File 455)
April 22, 1975
The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local
Dear Mr. Synhorst:
I hereby transmit House File 455, an Act making appropriations to the Iowa State Fair Board, Agricultural Societies, the Geological Survey and the Iowa Natural Resources Council.

House File 455 is approved April 22, 1975, with the following exception which I hereby disapprove.

I am unable to approve Item 2 designated in the Act as Section 2 which reads as follows:
"Sec. 2. The funds appropriated to the geological survey general office under subparagraph one (1) of paragraph a of subsec-

\begin{abstract}
tion three (3) of section one (1) of this Act shall be used to pay salaries for a table of organization of not more than twenty-eight permanent full-time positions. The funds appropriated to the geological survey, Iowa coal research project, for salaries under subparagraph one (1) of paragraph \(b\) of subsection three (3) of section one (1) of this Act shall be used to pay salaries for a table of organization of not more than four permanent full-time positions. The funds appropriated to the Iowa natural resources council for salaries under paragraph a of subsection four (4) of section one (1) of this Act shall be used to pay salaries for a table of organization of not more than thirty permanent full-time positions."
\end{abstract}

I must question this particular section as an unconstitutional infringement of the legislature into an executive function. This section violates the principle that staffing should be an executive prerogative within the budget limitations established by the General Assembly.

By imposing staff limitations on the Geological Survey and the Natural Resources Council, the General Assembly removes needed administrative flexibility. It is essential that an administration be permitted to use its manpower with good judgment and some flexibility and not be tied to a rigid structure that is unable to respond to changes that might benefit our citizens.

This is not to say I favor increased staff levels. This Administration has constantly discouraged the addition of any staff not essential to departmental operation.

While general increases in staffing for the Geological Survey and the Natural Resources Council are not anticipated, experience has shown the need for sufficient flexibility within budget limitations to effectively plan and react to changing conditions. The federal government has shown an amazing capacity to launch major new programs, such as the Comprehensive Employment and Training Act, which require new state personnel if Iowans are to benefit. State and local problems can arise suddenly that require staff additions or shifts.

The Geological Survey and the Natural Resources Council may themselves face increased staff demands during the next fiscal year to respond to changing needs-demands that could not be met by the staffing limitations imposed by this Act.

Should Congress decide to fund phase II of the Dam Safety Act of 1972, the Natural Resources Council will need additional staff to conduct the inspections of Iowa's dams. As more and more Iowa communities join the National Flood Insurance Program (a program which requires communities to adopt flood plan regulations consistent with federal and state guidelines), the Natural Resources Council may require additional staff to fulfill its mandated responsibility of reviewing community guidelines and ordinances. The Geological Survey faces possible new responsibilities in the areas of remote sensing work for the Soil Conservation Service and the domestic water well survey requested by the General Assembly.

It may be argued that additional employees could be added to be paid exclusively out of non-state funds in spite of the provisions of this legislation. However, I believe this would be both an improper interpretation of this bill and poor procedure.

I believe these considerations indicate why staff limitations as imposed in

House File 455 are unwise. One of the keys to successful administration is the best possible manpower utilization. Section 2 of House File 455 could prevent that.

In previous years I have also vetoed similar provisions. I would hope that the General Assembly sees fit not to place similar limitations in future bills.

For these reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 455 are hereby approved this date.

\section*{BILL ENROLLED, SIGNED AND SENT TO GOVERNOR}

\section*{The Chief Clerk of the House submitted the following report:}

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 23rd day of April, 1975: House File 202.

\author{
DAVID L. WRAY \\ Chief Clerk of the House
}

Report adopted.

\section*{REPORTS OF COMMITTEES}

O'Halloran of Black Hawk, from the committee on energy, submitted the following reports:

Mr. Speaker: Your committee on energy to whom was referred Senofe File 214, a bill for an act relating to the membership of the energy policy council, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3640

Amend Senate File 214 as passed by the Senate as follows:
1. Page 1, line 4, by striking the word "fifteen" and inserting in lieu thereof the word "fourteen".
2. Page 1, line 16, by striking the words
"secretary of agriculture, the" and inserting in lieu thereof the words "[secretary of agriculture, the]".
3. Page 1, line 20, by inserting after the period the sentence "If an ex officio nonvoting member is unable to attend a meeting of the council, the member shall designate a replacement who shall be authorized to represent the member at the meeting."

O'HALLORAN of Black Hawk, Chairman

Also:
Mr. Speaker: Your committee on energy to whom was referred Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

O'HALLORAN of Black Hawk, Chairman
Also:
Mr. Speaker: Your committee on energy to whom was referred Senate File 419, a bill for an act relating to the planning and implementation of resource recovery systems, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

O'HALLORAN of Black Hawk, Chairman
Middleswart of Warren, from the committee on natural resources, submitted the following reports:

\begin{abstract}
Mr. Speaker: Your committee on natural resources to whom was referred Senote File 240, a bill for an act relating to undesirable fish, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
\end{abstract}

H-3639
Amend Senate File 240 as passed by the Senate as follows:
1. Page 1, line 13, by inserting after the words "hand fishing," the words "by snagging,".
2. Page 1, lines 14 and 15, by striking the words ", and with artificial light".

MIDDLESWART of Warren, Chairman

\section*{Also:}

Mr. Speaker: Your committee on natural resources to whom was referred
Senate File 317, a bill for an act relating to fish and game licenses and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3641
1 Amend Senate File 317 as passed by the Senate as follows:
1. Page 1, line 7, by inserting after the word "issued" the words "is unlawful and".
2. Page 1, line 8, by inserting after the word "misdemeanor" the words "punishable by a fine of not more than one hundred dollars or imprisonment in the

\title{
county jail of not more than thirty days or both such fine and imprisonment'.
}

MIDDLESWART of Warren, Chairman
Also:
Mr. Speaker: Your committee on natural resources to whom was referred Senate file 338, a bill for an act relating to the membership of the Iowa natural resources council, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

MIDDLESWART of Warren, Chairman
AMENDMENTS FILED
H-3642

\section*{Amend House File 499 as follows:}
1. Page 1, by inserting after line 31 , the following new section:
"Sec. ..... Chapter two hundred eighteen (218), Code 1975, is amended by adding the following new sections:

NEW SECTION. PAYMENT OF LEGAL FEES TO INMATES. When an inmate of the state penitentiary, the men's reformatory, the women's reformatory, the riverview release center, the luster heights camp, the Iowa training school for boys, the Iowa training school for girls, or the Iowa juvenile home is provided with an attorney at public expense the state institution having custody of the inmate shall pay the cost of the attorney. This section shall not apply to the cost of an appeal, if the inmate is committed to the state institution pending an appeal of his or her conviction and an attorney appointed by the sentencing court is pursuing the appeal.

NEW SECTION. PAYMENT OF PROSECUTION COSTS. When
an inmate of the state penitentiary, the men's reformatory, the women's reformatory, the riverview release center, the luster heights camp, the Iowa training school for boys, the Iowa training school for girls, or the Iowa juvenile home is formally charged with the commission of an indictable public offense the institution having custody of the inmate shall reimburse the county in which the indictment was found or county attorney's information filed and the county in which the inmate is tried for all reasonable expenses incurred in the prosecution of the inmate, as determined by the court."
2. Title page, line 2, by inserting after the word "state" the words ", the payment of legal fees for the defense and prosecution of inmates of juvenile and adult penal and correctional institutions,".

\author{
CLARK of Lee
}

H-3638

1

\author{
NORLAND of Worth WEST of Marshall MILLER of Cerro Gordo HUSAK of Tama CRABB of Crawford
}

H-3635
Amend House File 700 as follows:
1. Page 6, by striking lines 2 through 35 , and
page 7, by striking lines 1,2 and 3 , and inserting in lieu thereof the following:
"Sec. ..... Section forty-three point twenty-six (43.26), Code 1975, is amended to read as follows:
43.26 BALLOT-FORM. The official primary election
ballot shall have the names of the candidates for
the nominations of all political parties printed upon
it. The ballot shall be in substantially the form prescribed by section forty-nine point fifty-seven (49.57) of the Code except that it shall also contain in prominent bold-face print above the party columns or rows the words "You are allowed to vote for the candidates of only one party. If you vote for candidates in more than one party column (or row) your ballot will be declared void and not counted." Each party column or row shall be prepared, arranged, and printed substantially in the following form:

Sec. ..... Section forty-three point thirty (43.30), Code 1975, is amended to read as follows:
43.30 SAMPLE BALLOTS. The commissioner shall take from the official printed ballots of each precinct a suitable number of primary election ballots [of each political party,] and shall write or stamp, in red ink, near the top of each ballot, the words "sample ballot" and shall sign or stamp his or her official signature thereunder. Said ballots shall be delivered to the [judges] precinct election officials, but shall not be voted, received, or counted. [Said judges] The officials shall, before the opening of the polls, cause said sample ballots to be posted in and about the polling places.

Sec. ..... Chapter forty-three (43), Code 1975,

\section*{Poge}

\section*{H- 8644}

1 Amend House File 700 as follows:
1. Page 64, by inserting after line 18 the

3 following:
is amended by inserting after section forty-three
point thirty-six (43.36) the following new section:
NEW SECTION. CASTING PRIMARY BALLOT IN MACHINE
PRECINCTS. An elector casting a nomination ballot
at a primary election by means of a voting machine shall be instructed by a precinct election official how to open the machine for the ticket of the political party in whose primary the elector desires to vote. After giving the necessary instructions, the official shall move to a position in the polling place from which the official cannot see the party selection made by the elector, and shall not return to the voting machine until the elector has left the machine.

Sec. ..... Section forty-three point thirty-eight (43.38), Code 1975, is amended to read as follows:
43.38 VOTER CONFINED TO PARTY TICKET. The elector

2
shall be allowed to vote for candidates for nomination [on the ballot] of the party [with which he is registered as affiliated] of the elector's choice, and [shall
receive] no other [ballot]. The voter shall return the ballot, folded, to one of the precinct election officials who shall deposit it in the ballot box.

Sec. ..... Section forty-three point forty-five (43.45), subsections one (1) and two (2), Code 1975, are amended to read as follows:
1. [Place the ballots of the several political parties in separate piles] Mark "void" any ballot which contains votes for candidates of more than one party and place such ballot in an envelope marked "ballots not counted".
2. Separately count the ballots cast for the candidates of each party, and make the correct entries thereof on the tally sheets."
2. Page 28 , by inserting before line 35 the following:
"Sec. ..... Section forty-eight point six (48.6), Code 1975, is amended by striking subsection eight (8)."
3. Page 77, line 14, by inserting after the word "Sections" the words and figures "forty-three point forty-one (43.41), forty-three point forty-two (43.42),".
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended to read as follows:
56.18 CHECKOFF INCOME TAX. Any person whose state
income tax liability for any taxable year is one dollar or more may designate one dollar of such liability to be paid over to the Iowa election campaign fund [for the account of any specified political party, as defined by section 43.2] when submitting his or her state income tax return to the department of revenue. In the case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to [any such account in] the fund. The director of revenue shall revise the income tax form to allow the designation of political contributions to [a political party] the Iowa election campaign fund on the face of the tax return and immediately above the signature lines.

Sec. ..... Section fifty-six point twenty-one (56.21), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

Any candidate for public office, except president or vice president of the United States, may receive campaign funds through the state statutory political committee under this chapter from the Iowa election campaign fund. However, the chairman of the state statutory political committee shall apply to the state comptroller for these funds not later than sixty-five days before a general election. The monies in the Iowa election campaign fund shall be divided among the political parties as defined by section fortythree point two (48.2) of the Code, in the same proportion to the total amount to be distributed as the vote received by the respective political party candidates for president of the United States or governor, as the case may be, at the most recent general election bears to the total vote cast in this state for that office."
2. Title page, line 3, by inserting after the word "electors," the words "to the campaign disclosureincome tax checkoff act,".

> BRANSTAD of Winnebago HALVORSON of Clayton

H-3645
Amend the Miller of Buchanan amendment H- \(\mathbf{3 6 0 4}\) to House File 700 by striking lines 31 through 42 inclusive, and inserting in lieu thereof the following:
"Sec. \(\qquad\) Section fifty-six point twenty-one (56.21), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.21 FUNDS DISTRIBUTED BY COMPTROLLER. The state comptroller shall on August first of each evennumbered year distribute all moneys available in the Iowa election campaign fund in accordance with section fifty-six point twenty-two (56.22) of the Code. The comptroller shall remit the funds by check drawn upon

\section*{Paga 2}
the Iowa election campaign fund to the respective recipients thereof.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.22 FUNDS-DISTRIBUTION.
1. The total amount of the Iowa election campaign fund shall be divided among the political parties in the state as defined by section forty-three point two (43.2) of the Code, in the same proportions as the number of qualified electors affiliated with each political party bears to the total number of qualified electors in this state who have declared a party affiliation.
2. In each even-numbered year in which the offices referred to in section thirty-nine point nine (39.9) of the Code appears on the ballot, the distribution of the total funds allocated to each political party shall be as follows:
a. Fifty percent shall be divided among the county statutory political committees of the several counties in proportion to the population of each county. The county statutory committee shall allocate all of the funds so received by it among the political committees of the candidates for federal, state and local offices who will appear on the ballot in that county or any portion thereof.
b. The remaining fifty percent shall be allocated to the state statutory political committee of the party, which shall distribute at least seventy-five percent of the money so received as follows:
(1). At least one-quarter of such seventy-five percent shall be contributed to the political committees of candidates for the offices mentioned in section thirtynine point nine (39.9) of the Code.
(2). At least one-quarter of such seventy-five percent shall be contributed to the political committees of candidates for federal office.
(3). At least one-quarter of such seventy-five
percent shall be contributed to the political committees of candidates for the offices of state representative and state senator, and shall be distributed on a strictly equal basis to all the party's candidates for those respective offices.
3. In each even-numbered year in which candidates for the offices mentioned in section thirty-nine point nine (39.9) of the Code do not appear on the ballot, the distribution of the total funds allocated to each political party shall be as follows:
a. Sixty percent to the county statutory political committees, which shall use such allocation in the manner prescribed by subsection two (2), paragraph a of this section.
b. Forty percent to the state statutory political
committee of the party, which shall distribute at least
seventy-five percent of the money so received as follows:
(1). At least one-third of such seventy-five percent shall be contributed to the political committees of candidates for federal office.
(2). At least one-third of such seventy-five percent shall be contributed to the political committees of candidates for the offices of state representative and state senator, and shall be distributed on a strictly equal basis to all the party's candidates for those respective offices.
4. Should any amount allocated under this section to a candidate for federal office exceed the statutory limit applicable to that office, the amount which exceeds such statutory limit shall not be contributed to that candidate's committee, but shall instead be used at the discretion of the statutory committee by which the funds were to have been allocated to that candidate."

SCHROEDER of Pottawattamie TAUKE of Dubuque
H-3646
Amend the Branstad, Halvorson amendment H-3644, to House File 700, as follows:
1. Line 33, by inserting after the word "divided" the word "equally".
2. By striking all after the word "Code" in line 35 , all of lines 36 through 41, and inserting in lieu thereof a period.

BRANSTAD of Winnebago
H—3637
Amend House File 747, page 1, by striking lines 10 through 34, inclusive, and inserting in lieu thereof the following:
"Sec. 2. Section three hundred thirty-two point thirty-two (332.32), Code 1975, is amended to read as follows:
332.32 TAX LEVY. [Said] The boards may within their respective jurisdictions make a determination of [which townships of] how the county will be best served by such [disposal ground] sanitary disposal project and levy a tax of not to exceed [six and three-fourths] thirteen and one-half cents per thousand dollars of assessed value of all the property [in said townships] outside the incorporated limits of any city or on all taxable property within a city if authorized by resolution of such city council for the purpose of acquiring and maintaining such disposal [grounds] projects. Such funds shall be placed in a [township dump] sanitary disposal fund.

The tax levy authorized in this section upon the taxable property of a city shall be in addition to

23
24
the maximum levy limitation provided for in section three hundred eighty-four point one (384.1) of the Code."

BAKER of Buena Vista
H- 3636
1 Amend House File 764 as follows:
2 1. Page 13, by inserting after line 12, the following new section:

Sec. 5. NEW SECTION. INFLATION CORRECTION FACTOR.
1. On or before October 31 in each calendar
year the director shall establish an inflation
correction factor to be applied to income tax liab-
ilities calculated for that calendar year under sec-
tions three (3) and four (4) of this Act.
2. In calculating the correction factor, the
director shall first establish an effective infla-
tion rate for consumer prices for the calendar year based on price movements for the twelve month period ending September 30 of that year. The basis for the determination shall be the consumer price index published by the United States Bureau of Labor Statistics. The effective inflation rate shall be expressed as a percentage, either positive or negative.
3. Based on the effective inflation rate, the director shall calculate an inflation correction factor expressed as a percentage. The factor shall be calculated by dividing 10,000 by the sum of 100 plus the cumulative total of the effective inflation rates established for all tax years this Act has been in effect. In no instance shall the factor adopted exceed \(100 \%\).
4. Taxes calculated under sections three (3) and four (4) of this Act shall be multiplied by the inflation correction factor to determine taxes due. Taxpayers using a tax year other than the calendar year shall use a weighted average inflation correction factor based on the factor established by the director for each of the two applicable calendar years.
2. By renumbering the remaining sections.

EVANS of Grundy
VARLEY of Adair KREAMER of Polk NEALSON of Muscatine HALVORSON of Clayton BITTLE of Polk BRANSTAD of Winnebago
H-3632
1 Amend House File 782, page 1, line 4, by adding
2 after the word "count" the words "and each separate
8 office of the clerk".

H-3633
1 Amend Senate File 303, as amended and passed by
2 the Senate, as follows:
1. Page 1, line 10, by striking the word "Five"
and inserting in lieu thereof the word " \(F\) our".
2. Page 1, line 16, by striking the word "five"
and inserting in lieu thereof the word "four".
3. Page 1, by inserting after line 29 , the
following:
"4. One public member."
4. By renumbering the remaining subsection.

> HIGGINS of Scott

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, April 24, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Second Calendar Day-Sixty-seventh Session Day

\title{
Hail of the House of Rlmpresentatives Diss Moines, Iowa, Thursday, April 24, 1975
}

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

Prayer was offered by the Honorable Rollin Howell, State Representative from Floyd County.

The Journal of Wednesday, April 23, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Merlin Broers, Schleswig, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Rinas of Linn on request of Jordan of Linn; Bittle of Polk on request of West of Marshall.

\section*{PRESENTATION OF VISITORS}

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

Twelve students from Newton Christian School, Newton, Iowa, and Sully Christian School, Sully, Iowa, accompanied by Mrs. Evy Stravers and Alfred Weg. By Anderson of Jasper and Dieleman of Marion.

Eighty-four students from Garrigan High School, Algona, Iowa, accompanied by Father Ulses and Mr. Bertrand. By Krause of Palo Alto.

Fifty-five ninth grade students from Hampton Community Junior High School, Hampton, Iowa, accompanied by Mr. Nelson, Mr. Sternberg and Mr. Wedgebury. By Welden of Hardin.

Tweny-five senior students from the Iowa School for the Deaf, Council Bluffs, Iowa, accompanied by Mr. Hines and Mr.

Kruse. By Danker of Pottawattamie, Pavich of Pottawattamie, Schroeder of Pottawattamie and Walter of Pottawattamie.

Thirty eighth grade students from St. Mary's School of Panama and Portsmouth, Iowa, accompanied by Sister Mary and Mrs. Foxhoven. By Danker of Pottawattamie.

Thirty-five eighth grade students from Sully Christian School, Sully, Iowa, accompanied by Stanley Hoogeveen and Arlan Vis. By Dieleman of Marion.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:
By Middleswart of Warren from three hundred thirty residents of Allamakee County opposing the passing of House File 480 relating to night time riding of snowmobiles.

By O'Halloran of Black Hawk, from eleven faculty members of the University of Northern Iowa, in support of their faculty service organization's efforts to eliminate salary inequities between University of Northern Iowa and other regents universities.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committees on Senate Files 214, 240, 289, 317, 338 and 419, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House File 811, by committee on ways and means, a bill for an act relating to the military service tax exemption and making the Act retroactive.

Read first time and placed on ways and means calendar.
House File 812, by committee on state government, a bill for an act to allow the governor to appoint the directors of certain commissions.

Read first time and placed on the calendar.
House File 813, by committee on state government, a bill for an act relating to real estate conveyances in trust which prohibits the secrecy of beneficial interests in land trusts and which provides penalties.

Read first time and placed on the calendar.

House File 814, by committee on state government, a bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business.

Read first time and placed on the calendar.
House File 815, by committee on human resources, a bill for an act relating to hospitalization of the mentally ill.

Read first time and placed on the calendar.
House File 816, by committee on judiciary and law enforcement, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations.

Read first time and placed on the calendar.

\section*{SENATE MESSAGES CONSIDERED}

Senate File 136, a bill for an act relating to the number of judgeships in judicial election districts.

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

Senate File 464, a bill for an act making an appropriation to the Iowa development commission and energy policy council.

Read first time and referred to committee on appropriations.

\section*{RULE 48 SUSPENDED}

Avenson of Fayette asked for unanimous consent that Rule 48 be suspended for the committee on appropriation's human resources subcommittee meeting.

\section*{Objection was raised.}

Avenson of Fayette moved that Rule 48 be suspended for the committee on appropriation's human resources subcommittee meeting and those members be permitted to vote on all bills passed while attending the meeting.

Roll call was requested by Millen of Van Buren and Harvey of Scott.

Rules 69 and 70 were invoked.
On the question "Shall Rule 48 be suspended ?"

The ayes were, 51:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dyrland \\
Avenson
\end{tabular} \\
Fitzgerald
\end{tabular}

The nays were, 37 :
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bortell
\end{tabular} & \begin{tabular}{l} 
Fullerton \\
Gentleman
\end{tabular} \\
Branstad & \begin{tabular}{l} 
Halvorson
\end{tabular} \\
Clark & Hansen \\
Crabb & Harvey \\
Crawford & \begin{tabular}{l} 
Junker
\end{tabular} \\
Danker & Kreamer \\
Den Herder & \begin{tabular}{l} 
Lageschulte
\end{tabular} \\
Drake & Lindeen \\
Evans &
\end{tabular}

Absent or not voting, 12:
\begin{tabular}{ll} 
Bittle & Egenes \\
Brockett & Husak \\
Daggett & Lonergan
\end{tabular}
Hutchins
Jesse
Jochum
Jordan
Koogler
Krause
Mennenga
Middleswart
Miller, A. V.
Miller, O. L.
Norland
O'Halloran
Patchett

Pavich
Perkins
Poncy
Scheelhaase
Small
Spear
Spencer
Walter
Wells
Woods
Wyckoff
Mr. Speaker
Lipsky
McElroy
Menke
Millen
Miller, K. D.
Nealson
Oakley
Pellett
Readinger

Schroeder
Stephens
Stromer
Tauke
Tofte
Varley
Welden
West
Wulff
\begin{tabular}{ll} 
Middleton & Nielsen \\
Monroe & Rinas \\
Newhard & Svoboda
\end{tabular}

The motion prevailed.
Fitzgerald of Webster asked and received unanimous consent that the committee on appropriation's human resources subcommittee not meet at the present time.

\section*{UNFINISHED BUSINESS}

The House resumed consideration of House File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.

Speaker pro tempore Jesse in the chair at 9:37 a.m.
Schroeder of Pottawattamie asked and received unanimous consent that action on amendment \(\mathrm{H}-3645\) be temporarily deferred.

Halvorson of Clayton offered the following amendment H-3635 filed by Halvorson, et al., and moved its adoption:
H—3635
1 Amend House File 700 as follows:
2 1. Page 6, by striking lines 2 through 35, and
page 7, by striking lines 1, 2 and 3, and inserting in lieu thereof the following:
"Sec. ..... Section forty-three point twenty-six (43.26), Code 1975, is amended to read as follows:
43.26 BALLOT-FORM. The official primary election ballot shall have the names of the candidates for the nominations of all political parties printed upon it. The ballot shall be in substantially the form prescribed by section forty-nine point fifty-seven (49.57) of the Code except that it shall also contain in prominent bold-face print above the party columns or rows the words "You are allowed to vote for the candidates of only one party. If you vote for candidates in more than one party column (or row) your ballot will be declared void and not counted." Each party column or row shall be prepared, arranged, and printed substantially in the following form:

Sec. ..... Section forty-three point thirty (43.30), Code 1975, is amended to read as follows:
43.30 SAMPLE BALLOTS. The commissioner shall take from the official printed ballots of each precinct a suitable number of primary election ballots [of each political party,] and shall write or stamp, in red ink, near the top of each ballot, the words "sample ballot" and shall sign or stamp his or her official signature thereunder. Said ballots shall be delivered to the [judges] precinct election officials, but shall not be voted, received, or counted. [Said judges] The officials shall, before the opening of the polls, cause said sample ballots to be posted in and about the polling places.

Sec. ..... Chapter forty-three (43), Code 1975, is amended by inserting after section forty-three point thirty-six (43.36) the following new section:

NEW SECTION. CASTING PRIMARY BALLOT IN MACHINE PRECINCTS. An elector casting a nomination ballot at a primary election by means of a voting machine shall be instructed by a precinct election official how to open the machine for the ticket of the political party in whose primary the elector desires to vote. After giving the necessary instructions, the official shall move to a position in the polling place from which the official cannot see the party selection made by the elector, and shall not return to the voting machine until the elector has left the machine.

Sec. ..... Section forty-three point thirty-eight (43.38), Code 1975, is amended to read as follows:
43.38 VOTER CONFINED TO PARTY TICKET. The elector

\section*{Page 2}

1 shall be allowed to vote for candidates for nomination
2 [on the ballot] of the party [with which he is registered
3 as affiliated] of the elector's choice, and [shall
4 receive] no other [ballot]. The voter shall return the
5 ballot, folded, to one of the precinct election
6 officials who shall deposit it in the ballot box.

7 Sec. ..... Section forty-three point forty-five

\section*{18}
(43.45), subsections one (1) and two (2), Code 1975, are amended to read as follows:
1. [Place the ballots of the several political parties in separate piles] Mark "void" any ballot which contains votes for candidates of more than one party and place such ballot in an envelope marked" ballots not counted".
2. Separately count the ballots cast for the candidates of each party, and make the correct entries thereof on the tally sheets."
2. Page 28 , by inserting before line 35 the following:
"Sec. ..... Section forty-eight point six (48.6), Code 1975, is amended by striking subsection eight (8)."
3. Page 77, line 14, by inserting after the word "Sections" the words and figures "forty-three point forty-one (43.41), forty-three point forty-two (43.42),".

Roll call was requested by Halvorson of Clayton and Wyckoff of Benton.

Role 70 was invoked.
On the question "Shall amendment H—3635 be adopted?"
The ayes were, 34:
\begin{tabular}{ll} 
Bennett & Egenes \\
Bortell & Evans \\
Branstad & Fullerton \\
Clark & Gentleman \\
Crabb & Halvorson \\
Crawford & Hansen \\
Danker & Harvey \\
Drake & Lageschulte \\
Dyrland & Lindeen
\end{tabular}

The nays were, 55:
\begin{tabular}{llll} 
Anderson & Dunton & Hutchins & \begin{tabular}{l} 
O'Halloran \\
Avenson
\end{tabular} \\
Fitzgerald & Jochum & Patchett \\
Baker & Gilloon & Jordan & Pavich \\
Bina & Griffee & Koogler & Perkins \\
Brandt & Hargrave & Krause & Poncy \\
Brunow & Harper & Kreamer & Scheelhaase \\
Byerly & Hennessey & Menke & Schroeder \\
Caffrey & Higgins & Mennenga & Spear \\
Cochran & Hines & Middleswart & Spencer \\
Connors & Hinkhouse & Miller, A. V. & Walter \\
Cusack & Horn & Miller, O. L. & Wells \\
Den Herder & Howell & Monroe & Woods \\
Dieleman & Hullinger & Newhard & Mr. Speaker \\
Doyle & Husak & Nielsen & (Jesse) \\
\multicolumn{1}{c}{ Absent or not voting, 11: } & & \\
Bittle & Junker & Norland & Svoboda \\
Brockett & Lonergan & Rinas & West \\
Daggett & Middleton & Small &
\end{tabular}

Amendment H-3635 lost.
(House File 700 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Millen of Van Buren for the remainder of the day and April 25 on request of Varley of Adair.

\section*{MESSAGE FROM THE SENATE}

The following message was received from the Senate:
Mr. Speakfr: I am directed to inform your honorable body that the Senate has, on April 24, 1975, adopted the conference committee report and the amendments contained therein and passed Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the Act retroactive.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{BUSINESS PENDING}

The House resumed consideration of House File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.

The House resumed consideration of amendment \(\mathrm{H}-3604 \mathrm{C}\) as follows:

3604C
31 Sec. ..... Chapter fifty-six (56), Code 1975, is
\(N E W\) SECTION. A person shall not promote the income tax checkoff to encourage taxpayers to checkoff one dollar contributions to a particular political party. Any advertising or promotion of the income tax checkoff shall be to encourage taxpayers to actively participate by using the checkoff.

Nothing in this section shall be construed to prohibit a political party from encouraging its members to party at events sponsored by the political party."
2. By renumbering the sections to conform with this amendment.
3. Title page, line 3 , by inserting after the word "electors," the words "to the campaign disclosure-income tax checkoff act,".

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3647, to amendment H-3604C, be substituted for amendment \(\mathrm{H}-3645\) and that amendment H-3645, filed by him and Tauke of Dubuque on April 23, 1975, and found on pages 1321 through 1323 of the House Journal, be withdrawn.

\section*{QUORUM CALL}

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed eightyone members present, nineteen absent.

Schroeder of Pottawattamie offered amendment H-3647 as follows, to amendment H-3604C, filed by Schroeder, Tauke and Miller of Buchanan from the floor:
-3647
Amend the Miller of Buchanan amendment H-3604 to
House File 700 by striking lines 31 through 42 in-
clusive, and inserting in lieu thereof the following:
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended to read as follows:
56.18 CHECKOFF INCOME TAX. Any person whose
state income tax liability for any taxable year is one dollar or more may designate one dollar of such
liability to be paid over to the Iowa election campaign
fund for the account of any specified political party,
as defined by section 43.2 or as an undesignated pay-
ment to the fund when submitting his or her state in-
come tax return to the department of revenue. In the
case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to any such account in, or as an undesignated payment \(t\), the fund. The director of revenue shall revise the income tax form to allow the designation of political contributions to [a political party] the Iowa election campaign fund on the face of the tax return and immediately above the signature lines.

Sec. ..... Section fifty-six point twenty-one (56.21), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.21 FUNDS DISTRIBUTED BY COMPTROLLER. The
state comptroller shall on August first of each evennumbered year distribute all moneys available in the Iowa election campaign fund in accordance with section fifty-six point twenty-two (56.22) of the Code. The

\section*{Pag}
comptroller shall remit the funds by check drawn upon the Iowa election campaign fund to the respective recipients thereof.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.22 FUNDS-DISTRIBUTION.
1. Each political party as defined by section fortythree point two (43.2) of the Code shall be entitled to receive the amount in that party's account in the Iowa election campaign fund. The undesignated payments to the fund shall be divided equally among the political parties in the state.
2. In each even-numbered year in which the offices referred to in section thirty-nine point nine (39.9) of the Code appear on the ballot, the distribution of the total funds allocated to each political party shall be as follows:
a. Fifty percent shall be divided among the county statutory political committees of the several counties in proportion to the population of each county. The

\section*{2}
county statutory committee shall allocate all of the funds so received by it among the political committees of the candidates for federal, state and local offices who will appear on the ballot in that county or any portion thereof.
b. The remaining fifty percent shall be allocated to the state statutory political committee of the party, which shall distribute at least seventy-five percent of the money so received as follows:
(1) At least one-quarter of such seventy-five percent shall be contributed to the political committees of candidates for the offices mentioned in section thirty-nine point nine (39.9) of the Code.
(2) At least one-quarter of such seventy-five percent shall be contributed to the political committees of candidates for federal office.
(3) At least one-quarter of such seventy-five percent shall be contributed to the political committees of candidates for the offices of state representative and state senator, and shall be distributed on a strictly equal basis to all the party's candidates for those respective offices.
3. In each even-numbered year in which candidates for the offices mentioned in section thirty-nine point nine (39.9) of the Code do not appear on the ballot, the distribution of the total funds allocated to each political party shall be as follows:
a. Sixty percent to the county statutory political committees, in the manner and for the purposes prescribed by section two (2), paragraph a of this section.
b. Forty percent to the state statutory political committee of the party, which shall distribute at least seventy-five percent of the money so received as follows:
(1) At least one-third of such seventy-five percent
shall be contributed to the political committees of candidates for federal office.
(2) At least one-third of such seventy-five percent shall be contributed to the political committees of candidates for the offices of state representative and state senator, and shall be distributed on a strictly equal basis to all the party's candidates for those respective offices.
4. Should any amount allocated under this section to a candidate for federal office exceed the statutory limit applicable to that office, the amount which exceeds such statutory limit shall not be contributed to that candidate's committee, but shall instead be used at the discretion of the statutory committee by which the funds were to have been allocated to that

\section*{Page 3}

1 candidate."
Tauke of Dubuque moved the adoption of amendment H-3647 to amendment H-3604C.

Roll call was requested by Tauke of Dubuque and Schroeder of Pottawattamie.

On the question "Shall amendment H-3647, to amendment H-3604C, be adopted?"

The ayes were, 41:
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bortell \\
Branstad
\end{tabular} & \begin{tabular}{l} 
Drake \\
Dunnton
\end{tabular} \\
Byerly & \begin{tabular}{l} 
Egenes \\
Clark
\end{tabular} \\
\begin{tabular}{l} 
Crans
\end{tabular} \\
Cullerton \\
Crawford & Gentleman \\
Daggett & Halvorson \\
Danker & Hansen \\
Den Herder & Harvey \\
Doyle & Junker
\end{tabular}
\begin{tabular}{ll} 
Kreamer & \begin{tabular}{l} 
Pellett \\
Readinger
\end{tabular} \\
Lageschulte & \begin{tabular}{l} 
Schreder
\end{tabular} \\
Lindeen & Stephens \\
Lipsky & Tauke \\
McElroy & Tofte \\
Menke & Varley \\
Miller, K. D. & Welden \\
Nealson & West \\
Nielsen & Wulff \\
Oakley &
\end{tabular}

Absent or not voting, 8:
Bittle
Brockett
Caffrey
Hullinger
\begin{tabular}{ll} 
Koogler & Perkins \\
Krause & Poncy \\
Lonergan & Scheelhaase \\
Mennenga & Small \\
Middleton & Spear \\
Miller, A. V. & Spencer \\
Miller, O. L. & Svoboda \\
Monroe & Walter \\
Newhard & Wells \\
Norland & Woods \\
O'Halloran & Wyckoff \\
Patechett & Mr. Speaker \\
Pavich &
\end{tabular}

Perkins
Poncy
Scheelhaase
mal
Spencer
Svoboda
Walter
Wells
Woods
Wyckoff
Mr. Speaker

Middleswart Rinas
Millen Stromer

Amendment H-3647 lost.
Miller of Buchanan requested further division of amendment \(\mathrm{H}-3604 \mathrm{C}\) as follows: Lines 31 through 44 to be amendment \(\mathrm{H}-3604 \mathrm{C}\) and lines 45 through 47 to be amendment H-3604D.

Miller of Buchanan moved the adoption of amendment \(\mathrm{H}-3604 \mathrm{C}\), as amended.

Roll call was requested by Fitzgerald of Webster and Avenson of Fayette.

Rule 70 was invoked.
On the question "Shall amendment \(\mathrm{H}-3604 \mathrm{C}\), as amended, be adopted?"

The ayes were, 42:
\begin{tabular}{llll} 
Bennett & Egenes & \begin{tabular}{l} 
Lindeen \\
Bortell
\end{tabular} & \begin{tabular}{l} 
Evans
\end{tabular} \\
Branstad & Fullerton & Mipsky & Schroeder \\
Brelroy & Stephens \\
Byerly & Gentleman & Mauke \\
Clark & Halvorson & Menke & Tofte \\
Crabb & Hansen & Miller, K. D. & Varley \\
Crawford & Harvey & Welden \\
Daggett & Horn & Nielson & West \\
Danker & Junker & Pellett & Woods \\
Den Herder & Kreamer & Readinger & Wulff \\
Drake & Lageschulte & & Wyckoff
\end{tabular}

The nays were, 49:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Gilloon & Jochum & O'Halloran \\
\hline Avenson & Griffee & Jordan & Patchett \\
\hline Baker & Hargrave & Koogler & Pavich \\
\hline Bina & Harper & Krause & Perkins \\
\hline Brandt & Hennessey & Lonergan & Poncy \\
\hline Brunow & Higgins & Middleswart & Scheelhaase \\
\hline Connors & Hines & Middleton & Spear \\
\hline Cusack & Hinkhouse & Miller, A. V. & Spencer \\
\hline Dieleman & Howell & Miller, O.L. & Svoboda \\
\hline Doyle & Husak & Monroe & Walter \\
\hline Dunton & Hutchins & Newhard & Wells \\
\hline \multicolumn{4}{|l|}{\multirow[t]{2}{*}{Fitzgerald. Jesse Oakley Mr. Speaker}} \\
\hline & & & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 9:} \\
\hline Bittle & Hullinger & Norland & Small \\
\hline Brockett & Millen & Rinas & Stromer \\
\hline Caffrey & & & \\
\hline
\end{tabular}

Amendment H-3604C, as amended, lost.
Fitzgerald of Webster asked and received unanimous consent that action on amendment \(\mathrm{H}-3604 \mathrm{D}\) be temporarily deferred.

Branstad of Winnebago offered amendment H-3644 filed by him and Halvorson of Clayton and requested division of the amendment as follows:

H-3644
1 Amend House File 700 as follows:
H-3644A
2 1. Page 64, by inserting after line 18 the 3 following:
4 "Sec. ..... Section fifty-six point eighteen (56.18), 5 Code 1975, is amended to read as follows: income tax liability for any taxable year is one dollar or more may designate one dollar of such liability to be paid over to the Iowa election campaign fund [for the account of any specified political party, as defined by section 43.2] when submitting his or her state income tax return to the department of revenue. In the case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to [any such account in] the fund. The director of revenue shall revise the income tax form to allow the designation of political contributions to [a political party] the Iowa election campaign fund on the face of the tax return and immediately above the signature lines.
H-3644B
Sec. .... Section fifty-six point twenty-one
23 (56.21), unnumbered paragraph one (1), Code 1975, 24 is amended to read as follows: campaign funds through the state statutory political committee under this chapter from the Iowa election campaign fund. However, the chairman of the state statutory political committee shall apply to the state comptroller for these funds not later than sixty-five days before a general election. The monies in the Iowa election campaign fund shall be divided among the political parties as defined by section fortythree point two (43.2) of the Code, in the same proportion to the total amount to be distributed as the vote received by the respective political party candidates for president of the United States or governor, as the case may be, at the most recent general election to the total vote cast in this state for that office."
2. Title page, line 3, by inserting after the word "electors," the words "to the campaign disclosureincome tax checkoff act,".
Patchett of Johnson rose on a point of order that amendments \(\mathrm{H}-3644 \mathrm{~A}\) and \(\mathrm{H}-3644 \mathrm{~B}\) were not germane.

The Speaker ruled the point well taken and amendments \(\mathrm{H}-3644 \mathrm{~A}\) and \(\mathrm{H}-3644 \mathrm{~B}\) not germane.

Branstad of Winnebago moved that rules governing germaneness be suspended for the consideration of amendments \(\mathrm{H}-3644 \mathrm{~A}\) and \(\mathrm{H}-3644 \mathrm{~B}\).

A non-record roll call was requested.
The ayes were 31 , nays 56 .

\section*{The motion lost.}

Amendment H-3646, to amendment H-3644, filed by Branstad of Winnebago on April 23, 1975, and found on page 1323 of the House Journal, is out of order.

Drake of Muscatine offered amendment H—3617 filed by him and requested division of the amendment as follows:

H—3617
1 Amend House File 700 as follows:
H-3617A
2 1. Page 68, line 18, by striking the words "which
3 of the four" and inserting in lieu thereof the words
4 "the number of directors to be elected, if different
5 than the present plan, and which of the".
H-3617B
6 2. Page 70, by inserting after line 34 the follow7 ing:
8 "Sec. ..... Section two hundred eighty A point
9 thirty-nine (280A.39), unnumbered paragraph one (1),
10 Code 1975, is amended to read as follows:

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20 merged area shall notify the county commissioner of
Any merged area may combine with any adjacent area after a favorable vote by the electors of each of the areas involved. If the boards of directors of two or more merged areas agree to a combination, the question shall be submitted to the electors of each area at a special election to be held on the same day in each area. The special election shall not be held within thirty days of any general election. Prior to the special election, the board of each elections of the county in which the greatest proportion of the merged area's taxable base is located who shall publish notice of the election [at least three times, no oftener than once a week, in one or more newspapers of general circulation within the merged area] according to section forty-nine point fifty-three (49.53) of the Code. The two respective county commissioners of elections shall conduct the election pursuant to the provisions of chapters 39 to 53 . The votes cast in the election shall be convassed by the county board of supervisors and the county commissioners of elections who conducted the election shall certify the results to the board of directors of each merged area."

\section*{Page 2}

1 be sufficient and shall be in lieu of any other notice
2 required by any other statute.] At such election the 3 ballot used for the submission of said proposition
3. Page 71, by inserting after line 13 the following:
"Sec. ..... Section two hundred ninety-eight point eighteen (298.18), unnumbered paragraph five (5), Code 1975, is amended to read as follows:

Notice of the election shall be given by the county commissioner of elections [by publication once each week for four consecutive weeks in a newspaper of general circulation in the school corporation. Such notice shall state the date of the election, the hours of opening and closing the polls and the exact location thereof, and the question to be submitted] according to section forty-nine point fifty-three (49.5s) of the Code. The election shall be held on a date not less than four nor more than twenty days after the last publication of the notice. [Such notice shall shall be in substantially the form for submitting special questions at general elections. The county commissioner of elections shall conduct the election pursuant to the provisions of chapters 39 to 53 and certify the results to the board of directors. to at least sixty percent of the total vote cast for and against said proposition at said election. Whenever such a proposition has been approved by the voters of a school corporation as hereinbefore provided, no further approval of the voters of such school corporation shall be required as a result of any subsequent change in the boundaries of such school corporation."

Doyle of Woodbury moved the adoption of amendment H-3617A.

Amendment \(\mathrm{H}-3617 \mathrm{~A}\) was adopted.
Drake of Muscatine moved the adoption of amendment H—3617B.

Amendment \(\mathrm{H}-3617 \mathrm{~B}\) was adopted.
Spear of Lee offered the following amendment H-3611 filed by him and Dieleman of Marion and moved its adoption:

\footnotetext{
H-3611
1 Amend House File 700 as follows:
2 1. Pages 72 and 73, by striking lines 12 through
335 and 1 through 9 respectively.
\(4 \quad\) 2. By renumbering the sections and correcting
5 internal references to conform with this amendment.
}

Roll call was requested by Patchett of Johnson and Walter of Pottawattamie.

On the question "Shall amendment H—3611 be adopted?"
The ayes were, 33 :
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Drake \\
Bortell
\end{tabular} \\
Branes \\
Branstad & \begin{tabular}{l} 
Evans \\
Clark
\end{tabular} \\
Fullerton \\
Crabb & Gentleman \\
Daggett & Halvorson \\
Danker & Hansen \\
Den Herder & Kreamer \\
Dieleman &
\end{tabular}

The nays were, 60 :
\begin{tabular}{llll} 
Anderson & Hargrave & Junker & Pavich \\
Avenson & Harper & Koogler & Perkins \\
Baker & Harvey & Krase & Poncy \\
Bika & Hennessey & Lonergan & Readinger \\
Brandt & Higgins & Mennenga & Scheelhaase \\
Brunow & Hines & Middleswart & Schroeder \\
Byerly & Hinkhouse & Midlleton & Small \\
Connors & Horn & Miller, A.V. & Spencer \\
Crawford & Howell & Miller, K. D. & Svoboda \\
Cusack & Hullinger & Miller, O. L. & Tauke \\
Dunton & Husak & Monroe & Walter \\
Dyrland & Hutchins & Newhard & Wells \\
Fitzgerald & Jesse & Nielsen & Woods \\
Gilloon & Jochum & O'Halloran & Wyckoff \\
Griffee & Jordan & Patchett & Mr. Speaker \\
\multicolumn{1}{c}{ Absent or not voting, 7: } & & \\
Bittle & Caffrey & Millen & Rinas \\
Brockett & Doyle & Norland &
\end{tabular}

Amendment H—3611 lost.
\begin{tabular}{ll} 
Lageschulte & Spear \\
Lindeen & \begin{tabular}{l} 
Stephens
\end{tabular} \\
Lipsky & Stromer \\
McElroy & Tofte \\
Menke & Varley \\
Nealson & Welden \\
Oakley & West \\
Pellett & Wulff
\end{tabular}

Monroe of Des Moines moved to suspend the rules and reconsider the vote by which amendment \(\mathrm{H}-3604 \mathrm{~A}\) was adopted by the House on April 22, 1975.

A non-record roll call was requested.
The ayes were 55 , nays 35 .
The motion prevailed and the House reconsidered amendment \(\mathrm{H}-3604 \mathrm{~A}\) as follows:
\(\mathrm{H}-3604 \mathrm{~A}\)
2 1. Page 64, by inserting after line 18 the
3 following:
4 "Sec.
..... Section fifty-six point eighteen
5 (56.18), Code 1975, is amended by adding the follow-
6 ing new unnumbered paragraph:
7 NEW UNNUMBERED PARAGRAPH. Any person who assists
8 a taxpayer in the preparation of the taxpayer's in-
come tax return or prepares the taxpayer's income tax
10 return shall not influence or encourage or attempt
11 to influence or encourage a taxpayer to designate a
12 one dollar checkoff contribution for a particular
13 political party.
Monroe of Des Moines moved the adoption of amendment H—3604A.

Amendment H—3604A lost.
Miller of Buchanan asked and received unanimous consent that amendment \(\mathrm{H}-3604 \mathrm{D}\) filed by him be withdrawn.

Hinkhouse of Cedar asked and received unanimous consent that the motion to reconsider amendment \(\mathrm{H}-3612 \mathrm{~B}\), filed by him on April 23, 1975, be withdrawn.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 700)
The ayes were, 60 :
\begin{tabular}{ll} 
Anderson & Gilloon \\
Avenson & \begin{tabular}{ll} 
Griffee
\end{tabular} \\
Baker & Hargrave \\
Bina & Harper \\
Brandt & Hennessey \\
Brunow & Higgins \\
Byerly & Hines \\
Caffrey & Hinkhouse \\
Connors & Horn \\
Cusack & Howell \\
Dieleman & Hullinger \\
Doyle & Husak \\
Dunton & Hutchins \\
Dyrland & Jesse \\
Fitzgerald & Jochum
\end{tabular}

The nays were, 37 :
\begin{tabular}{llll} 
Bennett & Egenes & Lageschulte & Schroeder \\
Bortell & Evans & Lindeen & Stephens \\
Branstad & Fullerton & Lipsky & Stromer \\
Clark & Gentleman & McElroy & Tauke \\
Crabb & Halvorson & Menke & Tofte \\
Crawford & Hansen & Nealson & Varley \\
Daggett & Harvey & Oakley & Welden \\
Danker & Junker & Pellett & West \\
Den Herder & Kreamer & Readinger & Wulff \\
\begin{tabular}{ll} 
Drake & \\
\multicolumn{1}{c}{ Absent or not voting, 3: } & \\
Bittle & Brockett
\end{tabular} & & \\
& Millen &
\end{tabular}

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

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Brunow of Appanoose for the remainder of the day on request of Hullinger of Decatur.

\section*{CONFERENCE COMMITTEE REPORT DEFERRED \\ (Senate File 44)}

Hutchins of Guthrie called up for consideration the report of the conference committee on Senate File 44, a bill for an act relating to the registration of motor trucks and trailers or semitrailers and making the act retroactive, filed on April 21, 1975, and found on pages 1212 and 1213 of the House Journal.

Speaker pro tempore Jesse in the chair at \(4: 22\) p.m.
Hutchins of Guthrie asked for unanimous consent that the word "certain" be struck from the last paragraph of the conference committee report.

Objection was raised.
Hutchins of Guthrie moved that the rules be suspended to strike the word "certain" from the last paragraph of the conference committee report.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 57 , nays 30 .
The motion prevailed.
Byerly of Polk asked and received unanimous consent that action on the conference committee report to Senate File 44 be deferred.

\section*{CONSIDERATION OF BILLS \\ APPROPRIATIONS CALENDAR}

House File 760, a bill for an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the general assembly, was taken up for consideration.

Welden of Hardin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 760)
The ayes were, 88:
\begin{tabular}{llll} 
Anderson & Fitzgerald & Koogler & Perkins \\
Avenson & Fullerton & Krause & Poncy \\
Baker & Gentleman & Kreamer & Readinger \\
Bennett & Gilloon & Lageschulte & Scheelhaase \\
Bortell & Griffee & Lindeen & Schroeder \\
Brandt & Halvorson & Lipsky & Spear \\
Branstad & Hansen & Lonergan & Spencer \\
Byerly & Hargrave & McElroy & Srephens \\
Caffrey & Harper & Menke & Stromer \\
Clark & Harvey & Mennenga & Svoboda \\
Connors & Hennessey & Miller, A.V. & Tauke \\
Crawford & Higgins & Miller, K. D. & Tofte \\
Cusack & Hines & Miller,O. L. & Varley \\
Daggett & Hinkhouse & Monroe & Walter \\
Danker & Horn & Nealson & Welden \\
Den Herder & Howell & Newhard & Wells \\
Dieleman & Hullinger & Nielsen & West \\
Doyle & Husak & Norland & Woods \\
Drake & Hutchins & Oakley & Wulff \\
Dunton & Jochum & Patchett & Wyckoff \\
Dyrland & Jordan & Pavich & Mr.Speaker \\
Egenes & Junker & Pellett & (Jesse) \\
Evans & & &
\end{tabular}

The nays were, 1 :

\section*{O'Halloran}

Absent or not voting, 11:
\begin{tabular}{llll} 
Bina & Brunow & Middleswart & Rinas \\
Bittle & Cochran & Middleton & Small \\
Brockett & Crabb & Millen &
\end{tabular}

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

STEERING COMMITTEE CALENDAR
House File 654, a bill for an act relating to the commission on aging, was taken up for consideration.

Patchett of Johnson offered the following amendment H-3601 filed by him and Wells of Linn and moved its adoption:
H— 3601
1 Amend House File 654 as follows:
2 Page 2, by striking all after the period in line
31 , all of lines \(2,3,4\), and 5 , and through the
4 period in line 6 and inserting in lieu thereof the
5 following: "However, upon petition to the commission
6 by locally-elected officials within any affected area,
7 the commisson may recognize a regional body of local-
8 ly-elected officials as the governing board for that
9 affected area if it determines it would be in the
10 best interests of the agency on aging."
Amendment \(\mathrm{H}-3601\) was adopted.

Avenson of Fayette in the chair at 5:15 p.m.
Wells of Linn offered the following amendment H-3600 filed by him and Patchett of Johnson and moved its adoption:

H- 3600
1 Amend House File 654, page 2, line 7 by striking
2 the words "shall be reviewed annually and".
Amendment H-3600 was adopted.
Speaker pro tempore Jesse in the chair at \(5: 25\) p.m.
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 654)
The ayes were, 85:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Evans & Koogler & Perkins \\
\hline Avenson & Fitzgerald & Krause & Poncy \\
\hline Baker & Fullerton & Lageschulte & Readinger \\
\hline Bennett & Gilloon & Lindeen & Scheelhaase \\
\hline Bortell & Griffee & Lipsky & Spear \\
\hline Brandt & Halvorson & Lonergan & Spencer \\
\hline Branstad & Hansen & McElroy & Stephens \\
\hline Byerly & Hargrave & Menke & Stromer \\
\hline Caffrey & Harper & Mennenga & Svoboda \\
\hline Clark & Harvey & Miller, A. V. & Tauke \\
\hline Connors & Hennessey & Miller, K. D. & Tofte \\
\hline Crawford & Higgins & Miller, O. L. & Varley \\
\hline Cusack & Hines & Monroe & Walter \\
\hline Daggett & Hinkhouse & Newhard & Welden \\
\hline Danker & Horn & Nielsen & Wells \\
\hline Den Herder & Howell & Norland & West \\
\hline Dieleman & Hullinger & Oakley & Woods \\
\hline Doyle & Husak & O'Halloran & Wulff \\
\hline Drake & Hutchins & Patchett & Wyckoff \\
\hline Dunton & Jochum & Pavich & Mr. Speaker \\
\hline Dyrland & Jordan & Pellett & (Jesse) \\
\hline Egenes & Junker & & \\
\hline
\end{tabular}

The nays were, none.
Absent or not voting, 15:
\begin{tabular}{llll} 
Bina & Cochran & Middleswart & Rinas \\
Bittle & Crabb & Middleton & Schroeder \\
Brockett & Gentleman & Millen & Small \\
Brunow & Kreamer & Nealson &
\end{tabular}

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

\section*{STEERING COMMITTEE NONCONTROVERSIAL SUBCOMMITTEE}

Jesse of Polk announced the appointment of the following members to the steering committee noncontroversial subcommit-
tee: Avenson of Fayette, chairman; Schroeder of Pottawattamie and Monroe of Des Moines.

\section*{REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 99}

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 99, a bill for an act relating to the temporary closing of highways, respectfully make the following recommendations:
1. That the Senate recede from its amendment, S--3077, to House File 99.
2. That page 1 , line 14 , be amended by inserting after the period the following:
"Any numbered road closed for over 48 hours shall have a designated detour route."

On the Part of the Senate: On the Part of the House:
KENNETH D. SCOTT, Chairman
FRED W. NOLTING
MILO MERRITT
THOMAS J. GILLOON, Chairman
JAMES I. MIDDLESWART
DELWYN STROMER
RAY TAYLOR
E. KEVIN KELLY

ARNOLD R. LINDEEN
KEITH BAKER

\section*{SECOND REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 44}

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 44, a bill for an act relating to the registration of farm trailers, respectfully make the following recommendations:
1. That the Senate recede from its amendment, \(\mathrm{H}-3216\), to the House amendment to Senate File 44.
2. That the House amendment, S-3187, to Senate File 44 be amended as follows:
1. Page 1, by striking lines 5 through 27 and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:
5. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:
a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the
owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twentyone point four hundred sixty-six (321.466) of the Code.
b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466) of the Code."
2. Page 2, line 8, by striking the words "farm or horse trailers" and inserting in lieu thereof the words "trailers and semitrailers".

On the Part of the Senate: On the Part of the House:
BERL E. PRIEBE, Chairman
ROBERT M. CARR
HILARIUS L. HEYING
PHILIP B. HILL
CLIFTON C. LAMBORN

\author{
C. W. HUTCHINS, Chairman RICHARD F. DRAKE \\ EMIL J. HUSAK \\ FRED L. KOOGLER \\ WENDELL C. PELLETT
}

\section*{REMOVED FROM UNANIMOUS CONSENT CALENDAR (House Concurrent Resolution 38)}

I respectfully request that House Concurrent Resolution 38 be removed from the unanimous consent calendar.

> CRAWFORD of Story

\section*{BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR}

\section*{The Chief Clerk of the House submitted the following report:}

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 24th day of April, 1975: House Files \(54,74,262,334,399\) and 485.

DAVID L. WRAY
Chief Clerk of the House

\section*{REPORT OF STEERING COMMITTEE}

Mr. Speaker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:
H.F. 766 COMMITTEE BILL-Establishing an office of prosecuting attorneys training coordinator and to prescribe the functions and duties. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 584 COMMITTEE BILL-Relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties. By committee on judiciary and law enforcement; Jesse, chairman.
S. F. 314 COMMITTEE BILI-Relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the Act. By Senate committee on energy; Gallagher, chairman.
H.F. 625 COMMITTEE BILL-Relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties. By committee on agriculture; Husak, chairman.
S. F. 214 COMMITTEE BILL-Relating to the membership of the energy policy council. By Senate committee on energy; Gallagher, chairman.
H. F. 754 COMMITTEE BILL-Relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies. By committee on agriculture; Husak, chairman.
H.F. 217 Relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of of which one half or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violation. By Avenson, Fitzgerald, Newhard, et al.

JESSE of Polk, Chairman

\section*{REPORT OF STEERING NONCONTROVERSIAL COMMITTEE}

Mr. Speaker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee noncontroversial calendar:
H. F. 362 Relating to the exclusion of banks from membership sales licensing requirements of the Code. By Jesse.
H. F. 724 COMMITTEE BILL-Relating to motor vehicles providing for registration of trailers and semitrailers for a three-year period and trip permits for commercial vehicles and the authority of the state department of transportation to negotiate vehicle registration apportionment agreements and providing a penalty. By committee on transportation; Krause, chairman.
H. F. 753 COMMITTEE BILL-Relating to the speed restriction for motor vehicles. By committee on transportation; Krause, chairman.
H.F. 765 COMMITTEE BILL-Labeling of late penalty charges on bills issued by public utilities. By committee on commerce; Small, chairman.
H.F. 775 COMMITTEE BILL-Changing the expiration date of hunting, fishing and trapping licenses. By committee on natural resources; Middleswart, chairman.


JESSE of Polk, Chairman
Report adopted.

\section*{REPORTS OF COMMITTEES}

Krause of Palo Alto, from the committee on transportation, submitted the following report:

Mr. Spleaker: Your committee on transportation to whom was referred Senate File 18, a bill for an act relating to the reporting of vehicle accidents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

KRAUSE of Palo Alto, Chairman
Hutchins of Guthrie, from the committee on county government, submitted the following report:

Mr. Spraker: Your committee on county government to whom was referred Senate File 100, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows and when so amended the blil do pass:

\section*{H- 3652}

1 Amend Senate File 100 as passed by the
2 Senate as follows:
1. Page 1, line 4, by striking the words
"[work] or repairs thereon" and by inserting in lieu
thereof the word "work".
2. Page 1, line 5, by striking the words
"[therefor of] for" and inserting in lieu thereof
the words "therefor of".
3. Page 1, line 33, by striking the words
"[work] or repairs thereon" and inserting in lieu
thereof the word "work".
4. Page 1, line 42, by striking the following
", or repairs thereon," and inserting in lieu
thereof the words " \([\), or repairs thereof,]".

\section*{HUTCHINS of Guthrie, Chairman}

Patchett of Johnson, from the committee on education, submitted the following report:

Mr. Speaker: Your committee on education to whom was referred Senate file 205, a bill for an act relating to the issuance, continuation, and termination of teachers' contracts, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H- 3651
1 Amend Senate File 205, as amended, passed, and re- printed by the Senate, as follows:
1. Page 1, line 9, by inserting after the word "district" the words "and nurses employed by the board".
2. Page 1, line 13, by striking the word "sabbatical" and inserting in lieu thereof the word "educational".
3. Page 1 , line 15 , by inserting after the word "courses" the words "and which may include employment
for a term not exceeding the ensuing school year, except as otherwise authorized".
4. Page 1 , line 15 , by inserting after the period the following:
"For the purpose of this section "educational leave" means a leave granted to an employee for the purposes of study including study in areas outside of a teacher's area of specialization, travel, or other reasons deemed by the board to be of value to the school system."
5. Page 3 , line 19 , by inserting after the word "any," the words "not to exceed five,".
6. Page 3 , line 25 , by striking the word "No".
7. Page 3, by striking lines 26 through 29.
8. Page 4 , line 15 , by striking the word "promply" and inserting in lieu thereof the word "promptly".
9. Page 4, line 19 , by striking all after the period.
10. Page 4, by striking all of lines 20 through
84.
11. Page 4, line 35, by striking the words "the Code."
12. Page 6, line 10, by inserting after the word "following" the words "selection of the arbitrator or".

13, Page 6, by striking lines 15 through 21 and inserting in lieu thereof the words "and award back pay. A complete transcript of the".
14. Page 6, line 26, by inserting after the word "shared" the word "equally".
15. Page 6, by inserting after line 27 the following subsections:
"..... If either party is aggrieved by the arbitrator's decision, the decision may be appealed within twenty days to the district court in the county in which the hearing was held. Notice of the appeal shall be made in writing to the other party when the appeal is filed. The arbitrator's award may be modified, reversed, or set aside only

\section*{2}
if the court determines that the arbitrator acted without or in excess of his authority, that the arbitrator's findings of fact are not supported by a preponderance of the competent evidence on the record considered as a whole, or that the arbitrator's award was procured by fraud or is contrary to law. The assessments of costs and attorney fees in such appeals shall be at the discretion of the court.
..... A school board member shall not be liable for any damages to any teacher if any statement made during the termination and appeal proceedings is determined to be erroneous as long as the statement was made in good faith."
16. Page 6 , by inserting after line 32 the following:
"..... The first two consecutive years of employment of a teacher in a school district are a probationary period. However, a board of directors may waive the probationary period for any teacher who previously has served a probationary period in another school district. The contract of a probationary status teacher may be terminated at the end of the contract period upon written notice to that effect prior to April first of any year. The written notice shall state the reasons for termination. However, termination notice shall not be issued until a member of the school administrative staff has provided the probationary teacher with written evidence of any alleged deficiencies and allowed the teacher reasonable time to correct the deficiencies. Following receipt of the written notice, the probationary teacher may request a private conference with the board, which shall be held in accordance with the provisions of subsection four (4) of this section. Within three days following the private conference, the

35 superintendent shall make a written recommendation to
36 the board. The board, at its next meeting, shall, by roll call vote, decide the retention or termination of the probationary teacher. The board's decision shall be final and binding unless the termination was based upon an alleged violation of a constitutionally guaranteed right of the teacher or an alleged violation of public employee rights of the teacher under section twenty point ten (20.10) of the Code."
17. Page 7, line 9, by inserting after the word "representatives" the words "if any, not to exceed five,".
18. By renumbering subsections as necessary.

\section*{PATCHETT of Johnson, Chairman}

\section*{AMENDMENTS FILED}

H-3658

1
2

\section*{Amend House File 560 as follows:}
1. Page 1, by striking lines 22 through 27, inclusive, and inserting in lieu thereof the following:
"or more for the next fiscal year. A legislative bill or resolution which will have a fiscal impact of two hundred fifty thousand dollars or more upon the operations of counties or cities shall have a fiscal note attached by the legislative fiscal bureau when the bill or resolution is reported out by a standing committee of either house and after it is finally approved by both houses of the general assembly. If the last fiscal note issued indicates that the bill or resolution will increase the expenses of the counties or the cities a total of two hundred fifty thousand dollars or more for the next fiscal year, the chief clerk or the secretary of the house of origin shall attach a statement to the enrolled bill or resolution indicating that the bill or resolution, if approved, shall not take effect until July first of the year next following the year of its passage, unless otherwise specified by the general assembly."
2. Page 1, by inserting after line 27 , the following:
"Sec. ..... The effective date of this Act shall be January 1, 1976."
3. By numbering sections to conform to this amendment.

SPEAR of Lee
PELLETT of Cass
LONERGAN of Boone HUTCHINS of Guthrie JORDAN of Linn

\section*{H-3656}

1 Amend the committee on judiciary and law enforce-
ment amendment H-3569, to page 4 of House File 584 as follows:
1. Line 25, after the word "stock," insert the
following: "in collectively affecting production and".

DYRLAND of Clayton
H-3650

1
2
3
4

Amend House File 721, page 1, line 9, by inserting after the period the sentence "However, company practitioners shall be allowed to make observation for the purpose of following the medical progress of the employee and to correspond with the employesdesignated practitioner for the purpose of improving treatment."

MILLER of Buchanan
H-3653
1 Amend House File 771 as follows:
2 1. Page 1, by inserting after line 31, the 3 following new section:
"Sec. ..... Chapter two hundred eighteen (218), Code 1975, is amended by adding the following new sections:

NEW SECTION. PAYMENT OF LEGAL FEES TO INMATES.
When an inmate of the state penitentiary, the men's reformatory, the women's reformatory, the riverview release center, the luster heights camp, the Iowa training school for boys, the Iowa training school for girls, or the Iowa juvenile home is provided with an attorney at public expense the state institution having custody of the inmate shall pay the cost of the attorney. This section shall not apply to the cost of an appeal, if the inmate is committed to the state institution pending an appeal of his or her conviction and an attorney appointed by the sentencing court is pursuing the appeal.
NEW SECTION. PAYMENT OF PROSECUTION COSTS.
When
an inmate of the state penitentiary, the men's reformatory, the women's reformatory, the riverview release center, the luster heights camp, the Iowa training school for boys, the Iowa training school for girls, or the Iowa juvenile home is formally charged with the commission of an indictable public offense the institution having custody of the inmate shall reimburse the county in which the indictment was found or county attorney's information filed and the county in which the inmate is tried for all reasonable expenses incurred in the prosecution of the inmate, as determined by the court."
2. Title page, line 2, by inserting after the word "state" the words", the payment of legal fees for the defense and prosecution of inmates of juvenile and adult penal and correctional institutions,".

H-3655
1 Amend House File 775 as follows:
2 1. Page 1, by inserting after line 8 the follow3 ing:
- 3657

1 Amend House File 780 as follows:
1. Page 1, line 2, after the word "conservation"

3 insert the words "and department of agriculture".
2. Page 2, line 5, strike the figure " 727,813 " and insert the figure " 737,813 ".
3. Page 2, line 10 , by striking the figure "1,759,115" and inserting in lieu thereof the

H—3648

1
2
3
3. By renumbering the sections to accord with this amendment.

\author{
CLARK of Lee
}
"Sec. ..... Section one hundred ten point eight (110.8), Code 1975, is amended to read as follows:
110.8 ACCOUNTING. Within five days after the end of each month, each county recorder shall remit to the director, all duplicate licenses and all fees for licenses issued during the previous month. On or before the thirty-first of [January] March each year, each county recorder shall remit to the director all unused license blanks for the previous year, and he shall make a final accounting for all license fees received for that period."
2. By renumbering the sections to conform with this amendment.

MIDDLESWART of Warren

\section*{BRUNOW of Appanoose}

Amend Senate File 205, as amended, passed, and reprinted by the Senate, page 7, line 5, by inserting after the word "duty," the words "immoral conduct,".

SPEAR of Lee
H—3649

Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:
1. Page 1, line 9, by inserting after the word "district" the words "including superintendents and principals".
2. Page 1 , line 12 by striking the word ", including" and inserting in lieu thereof a period.
3. Page 1, by striking lines 13,14 , and 15 and inserting in lieu thereof the words "The contract shall also include by reference all provisions of an agreement negotiated by the board of directors and an employee organization certified under chapter twenty (20) of the Code. The contract".
4. Page 1, line 20 , by striking the words "when
tendered, and".
5. Page 1, line 20, by striking the word "is" and inserting in lieu thereof the words "has been".
6. Page 1 , line 21, by inserting after the word "teacher" the word ", and".
7. Page 1, by inserting after line 23 the following subsection and renumbering the remaining subsections:
"..... Boards of directors of school districts
may arrange for an exchange of teachers in any school
under their jurisdictions with other school corporations either within or without the state or the United States on such terms and conditions as are approved by the superintendent of public instruction and when so arranged and approved, the board may continue to pay the salary of the teacher exchanged for a period of one year as provided in the contract between the teacher and the board, and the teacher shall not lose any privileges of tenure, old-age and survivor's insurance, or certification as a result of such exchange. The contract may be renewed for additional one year periods as determined by the employing school board if the visiting exchange teacher is paid in full for the service rendered by the school authorities with whom the contract is made. Exchange teachers shall possess qualifications equivalent to the regular teacher employed by the board and who is serving as the exchange teacher and must secure a special certificate covering the subjects designated for the teacher to teach in the public schools in which the instruction is given. The superintendent of public instruction may formulate, establish, and enforce any reasonable rules necessary to govern the exchange of teachers as provided in this subsection, including the waiver of Iowa certification requirements for teachers who are regularly certificated or licensed in the jurisdiction from which they come."
8. Page 1, by striking lines 24 and 25 and inserting in lieu thereof the figure and words " 3 . The contract shall remain in force".
9. Page 2, line 2, by striking the word "fifteenth" and inserting in lieu thereof the word "first".
10. Page 2, line 4, by inserting after the word "directors" the words "or by April tenth the board may cause the contract to be terminated".
11. Page 2, line 12, by striking the words "February fifteenth" and inserting in lieu thereof the words "March tenth".
12. Page 2, line 19, by striking the word "be" and inserting in lieu thereof the words "relate to". 13. Page 2, lines 19 and 20, by striking the words "persistent or substantial neglect of" and inserting in lieu thereof the words "inattention to".
14. Page 2, line 20, by striking the word "inadequate" and inserting in lieu thereof the word "unsatisfactory".

\section*{Page}
15. Page 2, by striking lines 21 through 25 and inserting in lieu thereof the words "partiality, insubordination, or factors which".
16. Page 2, line 26, by inserting after the word "reduction" the words "or realignment".
17. Page 3, line 26, by inserting after the word "member" the words "or school administrator".
18. Page 4, line 5, by striking the word "five" and inserting in lieu thereof the word "six".
19. Page 4, line 7, by inserting after the word "to" the words "consider the recommendation and".
20. Page 4, by striking lines 16 and 17 and inserting in lieu thereof the following:
"6. The teacher may protest the".
21. Page 4, line 19, by inserting after the word "contract" the words "to a private hearing no later than May first".
22. Page 4, line 21, by striking the word "two" and inserting in lieu thereof the word "three".
23. Page 4, line 25, by striking the word "or" and inserting in lieu thereof a period.
24. Page 4, by striking lines 26 through 35.
25. Page 5, by striking lines 1 through 31 and inserting in lieu thereof the following:
"The teacher shall be given notice by the secretary of the board of the time and location of the hearing not later than May tenth. Upon the conclusion of the hearing, the board shall determine the question of continuance or discontinuance by roll call vote entered in the minutes of the board.

If the board has voted to terminate the contract of the teacher, the teacher may appeal the decision
of the board to a panel of arbitrators. Within ten days following notification of termination by the board, the teacher may send written notice to the board of the appeal and of the appointment of an arbitrator to represent the teacher. Within ten days following the receipt by the board of the name of the arbitrator appointed by the teacher, the board shall select an arbitrator and shall send notice to the arbitrator selected by the teacher of the name and address of the board's arbitrator. Within ten days following the receipt by the arbitrator of the name and address of the arbitrator selected by the board, the two arbitrators shall meet and shall select a third arbitrator. The three arbitrators shall all be residents of the merged area in which the school district is located. If the two arbitrators cannot agree upon a third arbitrator within the time limitation, the third arbitrator shall be selected by the chief judge of the judicial district in which the school district is located."
26. Page 5, line 32, by striking the word "selected."

\section*{Page 4}
27. Page 5, line 33 , by striking the word "arbitrator" and inserting in lieu thereof the words "panel of arbitrators".
28. Page 6, line 3, by striking the word
"arbitrator" and inserting in lieu thereof the word "arbitrators".
29. Page 6, line 4, by striking the word
"arbitrator" and inserting in lieu thereof the word "arbitrators".
30. Page 6 , line 7 , by striking the word "arbitrator" and inserting in lieu thereof the word "arbitrators".
31. Page 6, line 9, by striking the word
"arbitrator" and inserting in lieu thereof the word "arbitrators".
32. Page 6 , line 10 , by striking the words "by the chairman of".
33. Page 6, by striking line 11, and inserting in lieu thereof the words ". The arbitrators".
34. Page 6 , line 14, by inserting after the period the following: "The judgment on the appeal shall require the approval of not less than two of the three arbitrators."
35. Page 6, line 14, by striking the word
"arbitrator" and inserting in lieu thereof the word "arbitrators".
36. Page 6, line 22, by striking the word "arbitrator's" and inserting in lieu thereof the word

\section*{"arbitrators' ".}
37. Page 6, by striking lines 25, 26, and 27 and inserting in lieu thereof the words "teacher and school board secretary. The fees of the arbitrator selected by the teacher shall be paid by the teacher, and the fees of the arbitrator selected by the board shall be paid by the board. The fees of the third arbitrator are limited to one hundred dollars. All costs of the appeal, except fees of the arbitrators selected by the teacher and the board, shall be paid by the teacher if the appeal is unsuccessful and all costs of the appeal shall be paid by the board if the appeal is successful. The decision of the panel of arbitrators may be appealed by either party to the district court of the judicial district in which the school district is located within twenty days following receipt of the judgment. The provisions of this section shall not affect the power of the board to discharge a teacher for cause under the provisions of section two hundred seventy-nine point twenty-four (279.24) of the Code."
38. Page 7, lines 22 and 23 , by striking the words "an arbitrator" and inserting in lieu thereof the words "the arbitrators".

H-3654
Amend Senate File 205, as passed by the Senate and reprinted, as follows:
1. Page 2, by inserting after line 4 , the following new subsection:
"3. In determining whether action to terminate a teacher's contract shall be initiated, and in determining whether such action once initiated shall be sustained under the provisions of this section, the primary consideration shall be the educational advancement and general welfare of students."
2. By renumbering the subsections.

> EVANS of Grundy KREAMER of Polk WELDEN of Hardin PELLETT of Cass BENNETT of Ida WEST of Marshall HALVORSON of Clayton STROMER of Hancock

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House was recessed until 7:30 p.m.

\section*{EVENING SESSION}

The House reconvened at 7:30 p.m. for a joint Senate and House memorial session, Griffee of Chickasaw in the chair.

\author{
REQUIESCAT DEAR COLLEAGUE \\ By Senator Hilarius L. Heying, West Union
}

I pause in reverence, and listened For some echo from these hallowed walls Great voices, numbers never mentioned Orated hope and justice in these halls.
I wished, then, that these walls would speak, And tell the secret tales of men long gone, Who left memorials we daily seek
In the Code of State which still lives on.
It seemed then strange that this should be God's plan to save the neuters and each deed, Instead of vital man. Suddenly
I saw the greater gift of man's soul freed.
Organ Prelude ...................-Senator Earl M. Willits, Des Moines
Invocation ......Representative David M. Readinger, Des Moines
"Alleluia"

\(\qquad\)
Randall Thompson
Chancel ChoirPlymouth Congregational Church, Des MoinesC. Richard Morris, Organist and Director of Music and Fine Arts
MEMORIALS-SENATE
Reading: Senator Eugene M. Hill, Newton
"How Great Thou Art" Stuart K. HineDuet: Senator Ray Taylor and wife, Mary, Steamboat RockAccompanist: Senator Willits
MEMORIALS-SENATE
Reading: Senator Elizabeth Shaw, Davenport
"Sanctus" Francis Poulenc
Plymouth Chancel Choir
MEMORIALS-_SENATE
Reading: Senator Louis P. Culver, Dunlap
"Sing Unto God" ..... Paul FetlerPlymouth Chancel Choir
MEMORIALS-HOUSE
Reading: Representative James I. Middleswart, Indianola
"Joyful, Joyful, We Adore Thee"

\(\qquad\)
Ludwig von BeethovenRepresentative Arthur A. Small, Jr., Iowa CityAccompanist: Senator Willits
MEMORIALS-HOUSE
Reading: Representative Julia Gentleman, Des Moines
"Cry Out and Shout"Knut NystedtPlymouth Chancel Choir
MEMORIALS-HOUSEReading: Representative Terry Dyrland, EIkader
"The Lord's Prayer"Malotte
Mrs. Arline J. Maher, Soloist for Plymouth Congregational Church Accompanist: Mrs. Linda Jones
Benediction Senator Kenneth D. Scott, Thornton
Organ Postlude Senator Earl Willits

\section*{IN MEMORIAM}

Honorable Oliver P. Bennett, Sr. (Monona, Crawford and Harrison Counties) 43 rd , 44 th, 45 th and 45 th Ex.
Honorable Jay C. Colburn (Shelby and Cass Counties) House-49th, 50th, 50th Ex., 51st and 56th; Senate-52nd, 52nd Ex., 53rd, 54th and 55th.
Honorable Thomas J. Frey (Pottawattamie County) House-54th, 55th, 56th, 57th; Senate-62nd and 63rd.
Honorable Merle W. Hagedorn (Buena Vista, Clay and Dickinson Counties) House-56th, 57th, 58th, 59th, 60th; Senate-61st and 62nd.
Honorable Stanley L. Hart (Lee County) 47th, 48th, 49th, 50th, 50th Ex., 51st, 52nd, 52nd Ex., 53rd, 54th and 55th; President pro tempore of Senate in 51st, 54th and 55th.
Honorable Vernon H. Kyhl (Butler, Black Hawk, Bremer, Floyd, Franklin, Grundy, Marshall, Mitchell and Tama Counties) 60th, 60th Ex., 61st, 62nd, 63rd, 64th and 65th; President pro tempore in Senate 64th and 65th.
Honorable Karl Miles LeCompte (Wayne and Lucas Counties) 37th and 38th.
Honorable Harold V. Levis (Lucas and Wayne Counties) 47th and 48th.
Honorable Leon M. Miller (Marion and Monroe Counties) 55th and 56th.
Honorable Edward E. Nicholson (Scott County) 63rd and 64th.
Honorable D. C. Nolan (Iowa and Johnson Counties) 55th, 56th, 57th, 58th, 59th, 60th and 60th Ex.; Majority Floor Leader in Senate 57th.
Honorable George L. Scott (Fayette County) 46th, 47th, 48th, 49th and 50th; (Allamakee, Fayette and Winneshiek Counties) 55th, 56th, 57th, 58th, 59th and 60th.
Honorable Carl O. Sjulin (Fremont and Page Counties) 48th, 49th, 50th and 51st.
Honorable Charles S. Van Eaton (Woodbury County) 51st, 52nd, 53rd, 54 th, 55 th, 56 th, 59 th, 60 th and 62 nd.

Honorable Henry W. Burma (Butler County) 47th, 48th, 49th, 50th and 50th Ex.; Speaker of the House 50th and 50th Ex.
Honorable C. J. "Dutch" Burris (Jackson County) 53rd, 54th and 57th.
Honorable Joseph W. Clark (Dubuque County) 65th.
Honorable William J. Coffman (Iowa County) 57th, 58th, 59th, 60th, 60th Ex., 61st and 62nd.
Honorable J. C. Davis (Fayette County) 51st, 52nd, 52nd Ex., 53rd and 54th.
Honorable Andrew G. Dooley (Woodbury County) 63rd.
Honorable Bert K. Fairchild (Ida County) 53rd, 54th, 55th, 56th, 57th and 58th.
Honorable Theodore Michael Gleason (Humboldt County) 61st.
Honorable O. J. Grau (Buena Vista County) 45th, 45th Ex.
Honorable G. H. Hesse (O'Brien County) 44th.
Honorable Ernst Lieberknecht (Louisa County) 40th, 40th Ex., and 41st.
Honorable A. L. "Al" Mensing (Cedar County) 54th, 55th, 56th, 57th, 58th, 59th, 60th, 60th Ex. and 62nd.

Honorable R. G. "Hap" Miller (Calhoun County) 65th.
Honorable Charles A. Palmer (Allamakee County) 51st.
Honorable Rev. Arthur Weed (Madison County) 45th, 45th Ex. and 46th.

\section*{Candlelighters}

Senator Elizabeth Miller, Marshalltown
Senator Joan Orr, Grinnell
Representative Robert T. Anderson, Newton Representative Mattie Harper, West Grove

Host and Hostesses
Senator Hilarius L. Heying, West Union Representative Joyce Lonergan, Boone Representative Lillian McElroy, Percival

Senate Memorial Committee
Honorable Louis P. Culver, Dunlap, Chairman
Honorable Warren E. Curtis, Cherokee
Honorable William E. Gluba, Davenport Honorable Elizabeth Shaw, Davenport

House Memorial Committee
Honorable William B. Griffee, Nashua, Chairman
Honorable James I. Middleswart, Indianola Honorable Elmer Den Herder, Sioux Center Honorable David Readinger, Des Moines

On motion by Connors of Polk, the House adjourned until 9:00 a.m., Friday, April 25, 1975.

\title{
JOURNAL OF THE HOUSE
}

One Hundred Third Calendar Day-Sixty-eighth Session Day
hall of the house of Representatives Des Moines, Iowa, Friday, April 25, 1975

The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend Gary Pierce, pastor of the Congregational Church, Marshalltown, Iowa.

The Journal of Thursday, April 24, 1975, was approved.

\section*{Legislative physician for the day}

Dr. James Bell, Des Moines, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Oakley of Clinton for April 25, 28 and 29 on request of Harvey of Scott; Bittle of Polk on request of West of Marshall; Jochum of Dubuque on request of Gilloon of Dubuque; Kreamer of Polk on request of Welden of Hardin; Rinas of Linn and Jordan of Linn on request of Miller of Buchanan.

\section*{PRESENTATION OF VISITORS}

Hines of Story presented to the House Vickie Economov from Greece and Joachim Walgenbach from Germany, two foreign exchange students attending Nevada Community High School, Nevada, Iowa.

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

Twenty-seven students from the government and economics classes, Fremont County, including two foreign exchange students, accompanied by Mr. Erickson and Mr. Delisi. By McElroy of Fremont.

Seventy-three students from Muscatine Community Schools, Muscatine, Iowa, accompanied by Clyde Evans. By Nealson of Muscatine.

Forty-six sixth grade students from Lincoln School, Ottumwa, Iowa, accompanied by Mrs. Barnes, Mr. Ahrens and Mr. Richardson. By Poncy of Wapello.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committees on Senate Files 18, 100 and 205, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House File 817, by committee on transportation, a bill for an act relating to the periodic retesting of operators of motor vehicles.

Read first time and placed on the calendar.
House File 818, by committee on natural resources, a bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvements.

Read first time and placed on the calendar.
House File 819, by committee on human resources, a bill for an act relating to rights of persons seeking health care.

Read first time and placed on the calendar.
House File 820, by committee on transportation, a bill for an act relating to the authority of peace officers employed by the department of public safety.

Read first time and placed on the calendar.
House File 821, by committee on human resources, a bill for an act relating to liability for the performance of or refusal to perform abortions.

Read first time and placed on the calendar.
House File 822, by committee on county government, a bill for an act relating to the validity of actions taken by conference boards.

Read first time and placed on the calendar.
House File 823, by committee on human resources, a bill for an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating
amendments related to implementation of the authority's programs.

Read first time and placed on the calendar.
House File 824, by committee on commerce, a bill for an act relating to the amount of capital and surplus required by insurance companies to transact business in Iowa.

Read first time and placed on the calendar.

\section*{CONSIDERATION OF BILLS \\ APPROPRIATIONS CALENDAR}

House File 780, a bill for an act making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and providing for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture, was taken up for consideration.

Brunow of Appanoose offered amendment \(\mathrm{H}-3657\) filed by him and requested division of the amendment as follows:

H-3657
1 Amend House File 780 as follows:
H-3657A
2 1. Page 1, line 2, after the word "conservation"
3 insert the words "and department of agriculture".
H-3657B
2. Page 2, line 5, strike the figure " 727,813 "

5 and insert the figure " 737,813 ".
\(\mathrm{H}-3657 \mathrm{C}\)
6 3. Page 2, line 10 , by striking the figure
7 " \(1,759,115\) " and inserting in lieu thereof the
8 figure " \(1,732,115\) ".
Brunow of Appanoose moved the adoption of amendment H-3657A.

Amendment \(\mathrm{H} — 3657 \mathrm{~A}\) was adopted.
Brunow of Appanoose asked and received unanimous consent that action on amendment \(\mathrm{H}-3657 \mathrm{~B}\) be temporarily deferred.

Brunow of Appanoose moved the adoption of amendment H-3657C.

A non-record roll call was requested.
The ayes were 38, nays 49 .

Amendment H-3657C lost.
Brunow of Appanoose moved the adoption of amendment H-3657B.

Amendment H-3657B lost.
Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 780)
The ayes were, 84:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Dyrland & Koogler & Readinger \\
\hline Avenson & Egenes & Krause & Scheelhaase \\
\hline Baker & Evans & Lageschulte & Schroeder \\
\hline Bennett & Fitzgerald & Lindeen & Small \\
\hline Bina & Fullerton & Lonergan & Spear \\
\hline Bortell & Gentleman & McElroy & Spencer \\
\hline Brandt, & Gilloon & Menke & Stephens \\
\hline Brockett & Griffee & Mennenga & Stromer \\
\hline Brunow & Halvorson & Middleswart & Sroboda \\
\hline Byerly & Hansen & Middleton & Tauke \\
\hline Caffrey & Hargrave & Miller, K. D. & Tofte \\
\hline Clark & Harper & Miller, O. L. & Varley \\
\hline Connors & Hennessey & Nealson & Walter \\
\hline Crabb & Higgins & Newhard & Welden \\
\hline Crawford & Hinkhouse & Norland & Wells \\
\hline Cusack & Horn & O'Halloran & West \\
\hline Daggett & Howell. & Patchett & Woods \\
\hline Danker & Hullinger & Pavich & Wulff \\
\hline Den Herder & Husak & Pellett & Wyckoff \\
\hline Dieleman & Hutchins & Perkins & Mr. Speaker \\
\hline Doyle & Junker & Poncy & (Jesse) \\
\hline
\end{tabular}

The nays were, 2 :
Harvey Monroe

Absent or not voting, 14:
\begin{tabular}{llll} 
Bittle & Hines & Lipsky & Nielsen \\
Branstad & Jochum & Millen & Oakley \\
Cochran & Jordan & Miller, A. V. & Rinas \\
Drake & Kreamer & &
\end{tabular}

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

\section*{WAYS AND MEANS CALENDAR}

House File 748, a bill for an act relating to sales delivered within the state for corporation tax purposes, was taken up for consideration.

Norland of Worth moved that the bill be read a last time now
and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 748)
The ayes were, 88:
\begin{tabular}{llll} 
Anderson & \begin{tabular}{lll} 
Dyrland \\
Egenes
\end{tabular} & \begin{tabular}{l} 
Koogler \\
Krause
\end{tabular} & \begin{tabular}{l} 
Poncy \\
Avenson
\end{tabular} \\
Baker & Evans & Readinger \\
Bennett & Fitzgerald & Lageschulte & Scheelhaase \\
Bina & Fullerton & Lindeen & Schroeder \\
Bortell & Gentleman & McElron & Small \\
Brandt & Gilloon & Menke & Spear \\
Brockett & Griffee & Mennenga & Spencer \\
Brunow & Halvorson & Middleswart & Stephens \\
Byerry & Hansen & Middleton & Svoboda \\
Caffrey & Hargrave & Miller, K. D. & Tauke \\
Clark & Harper & Miller, O.L. & Tofte \\
Connors & Harvey & Monroe & Varley \\
Crabb & Hennessey & Nealson & Walter \\
Crawford & Higgins & Newhard & Welden \\
Cusack & Hinkhouse & Nielsen & Wells \\
Daggett & Horn & Norland & West \\
Danker & Howell & O'Halloran & Woods \\
DenHerder & Hullinger & Patchett & Wulff \\
Dieleman & Husak & Pavich & Wyckoff \\
Doyle & Hutchins & Pellett & Mr. Speaker \\
Drake & Junker & Perkins & (Jesse)
\end{tabular}

The nays were, none.
Absent or not voting, 12 :
\begin{tabular}{llll} 
Bittle & Hines & Kreamer & Miller, A. V. \\
Branstad & Jochum & Lipsky & Oakley \\
Cochran & Jordan & Millen & Rinas
\end{tabular}

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

House File 749, a bill for an act relating to interest payments and interest penalties under the retail sales and income taxes, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 749)
The ayes were, 87:
\begin{tabular}{llll} 
Anderson & \begin{tabular}{l} 
Branstad \\
Brockett
\end{tabular} & \begin{tabular}{l} 
Crabb \\
Crawford
\end{tabular} & \begin{tabular}{l} 
Drake \\
Dunton
\end{tabular} \\
Avenson & Brunow & Cusack & Dyrland \\
Baker & Byerly & Daggett & Egenes \\
Bennett & Byen & Den Herder & Evans \\
Bina & Cafrey & Ditark & Dieleman \\
Brandt & Connors & Doyle & Fullergerald
\end{tabular}
\begin{tabular}{llll} 
Gentleman & Hutchins & Nealson & Spencer \\
Gilloon & Koogler & Newhard & Stromer \\
Griffee & Krause & Nielsen & Svoboda \\
Halvorson & Lageschulte & Norland & Tauke \\
Hanson & Lindeen & O'Halloran & Tofte \\
Hargrave & Lonergan & Patchett & Varley \\
Harper & McElroy & Pavich & Walter \\
Hennessey & Menke & Pellett & Welden \\
Higgins & Mennenga & Perkins & Wells \\
Hines & Middleswart & Poncy & West \\
Hinkhouse & Middleton & Readinger & Woods \\
Horn & Miller, A.V. & Scheelhaase & Wulf \\
Howell & Miller, K. D. & Schroeder & Wyckoff \\
Hullinger & Miller, O. L. & Small & Mr.Speak \\
Husak & Monroe & Spear & (Jesse) \\
The nays were, 2: & & \\
Danker & Harvey & & \\
Absent or not voting, 11: & & \\
Bittle & Jordan & & \\
Cochran & Junker & Lipsky & Rinas \\
Jochum & Kreamer & Millen & Stephens
\end{tabular}

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

\section*{STEERING COMMITTEE CALENDAR}

House File 670, a bill for an act relating to the salaries of juvenile court employees, was taken up for consideration.

Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 670)
The ayes were, 83 :
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Dunton & Koogler & Readinger \\
\hline Avenson & Dyrland & Krause & Scheelhaase \\
\hline Baker & Egenes & Lageschulte & Schroeder \\
\hline Bina & Evans & Lindeen & Small \\
\hline Bortell & Fitzgerald & Lonergan & Spear \\
\hline Brandt & Fullerton & McElroy & Spencer \\
\hline Branstad & Gentleman & Menke & Stephens \\
\hline Brockett & Gilloon & Mennenga & Stromer \\
\hline Brunow & Griffee & Middleswart & Svoboda \\
\hline Byerly & Halvorson & Middleton & Tauke \\
\hline Caffirey & Hansen & Miller, A. V. & Tofte \\
\hline Clark & Harper & Miller, O. L. & Varley \\
\hline Connors & Harvey & Monroe & Walter \\
\hline Crabb & Hennessey & Nealson & Welden \\
\hline Crawford & Higgins & Newhard & Wells \\
\hline Cusack & Hines & Norland & West \\
\hline Daggett & Hinkhouse & O'Halloran & Woods \\
\hline Den Herder & Horn & Patchett & Wulff \\
\hline Dieleman & Howell & Pavich & Wyckoff \\
\hline Doyle & Husak & Pellett & Mr. Speaker \\
\hline Drake & Junker & Poncy & (Jesse) \\
\hline
\end{tabular}

The nays were, 7:
\begin{tabular}{|c|c|c|c|}
\hline Bennett Danker & Hargrave Hutchins & Miller, K. D. Nielsen & Perkins \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 10:} \\
\hline Bittle & Jochum & Lipsky & Oakley \\
\hline Cochran & Jordan & Millen & Rinas \\
\hline Hullinger & Kreamer & & \\
\hline
\end{tabular}

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

House File 738, a bill for an act permitting licensed insurance agents to place coverage through other licensed agents when their insurer is unable to accept the risk, was taken up for consideration.

McElroy of Fremont moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 738)
The ayes were, 88:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Egenes & Krause & Poncy \\
\hline Avenson & Evans & Lageschulte & Readinger \\
\hline Baker & Fitzgerald & Lindeen & Scheelhaase \\
\hline Bennett & Fullerton & Lonergan & Schroeder \\
\hline Bina & Gentleman & McElroy & Small \\
\hline Bortell & Griffee & Menke & Spear \\
\hline Brandt & Halvorson & Mennenga & Spencer \\
\hline Branstad & Hansen & Middleswart & Stephens \\
\hline Brockett & Hargrave & Middleton & Stromer \\
\hline Brunow & Harper & Miller, A. V. & Svoboda \\
\hline Byerly & Harvey & Miller, K. D. & Tauke \\
\hline Caffrey & Hennessey & Miller, O. L. & Tofte \\
\hline Clark & Higgins & Monroe & Varley \\
\hline Crawford & Hines & Nealson & Walter \\
\hline Cusack & Hinkhouse & Newhard & Welden \\
\hline Daggett & Horn & Nielsen & Wells \\
\hline Danker & Howell & Norland & West \\
\hline Den Herder & Hullinger & O'Halloran & Woods \\
\hline Dieleman & Husak & Patchett & Wulff \\
\hline Doyle & Hutchins & Pavich & Wyckoff \\
\hline Drake & Junker & Pellett & Mr. Speaker \\
\hline Dunton & Koogler & Perkins & (Jesse) \\
\hline \multicolumn{4}{|l|}{Dyrland} \\
\hline \multicolumn{4}{|l|}{The nays were, 1:} \\
\hline \multicolumn{4}{|l|}{Gilloon} \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 11:} \\
\hline Bittle & Crabb & Kreamer & Oakley \\
\hline Cochran & Jochum & Lipsky & Rinas \\
\hline Connors & Jordan & Millen & \\
\hline
\end{tabular}

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

House File 766, a bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties, was taken up for consideration.

Newhard of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 766)
The ayes were, 78:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Dunton & Hullinger & Pellett \\
\hline Avenson & Dyrland & Husak & Poncy \\
\hline Bennett & Egenes & Junker & Scheelhaase \\
\hline Bina & Evans & Krause & Schroeder \\
\hline Bortell & Fitzgerald & Lageschulte & Small \\
\hline Brandt & Fullerton & Lindeen & Spear \\
\hline Branstad & Gentleman & Lonergan & Spencer \\
\hline Brockett & Gilloon & McElroy & Svoboda \\
\hline Brunow & Griffee & Menke & Tauke \\
\hline Caffrey & Halvorson & Mennenga & Tofte \\
\hline Clark & Hansen & Middleswart & Varley \\
\hline Connors & Hargrave & Middleton & Walter \\
\hline Crabb & Harper & Miller, A. V. & Wells \\
\hline Crawford & Harvey & Monroe & West \\
\hline Cusack & Hennessey & Nealson & Woods \\
\hline Daggett & Higgins & Newhard & Wulff \\
\hline Danker & Hines & Norland & Wyckoff \\
\hline Den Herder & Hinkhouse & O'Halloran & Mr. Speaker \\
\hline Dieleman & Horn & Patchett & (Jesse) \\
\hline Doyle & Howell & Pavich & \\
\hline \multicolumn{4}{|l|}{The nays were, 13:} \\
\hline Baker & Koogler & Nielsen & Stephens \\
\hline Byerly & Miller, K. D. & Perkins & Stromer \\
\hline \multicolumn{4}{|l|}{\multirow[t]{2}{*}{Drake
Hutchins}} \\
\hline & & & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 9:} \\
\hline Bittle & Jordan & Lipsky & Oakley \\
\hline Cochran & Kreamer & Millen & Rinas \\
\hline
\end{tabular}

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

Avenson of Fayette in the chair at 12:25 p.m.

\section*{EXPLANATION OF VOTE}

\footnotetext{
I was necessarily absent from the House chamber when the vote was taken on House Files 654 and 760. Had I been present, I would have voted "aye" on both bills.
}

BINA of Scott

\section*{SPONSOR WITHDRAWN \\ (Amendment H-3603 to Senate File 205)}

Hinkhouse of Cedar requested to be withdrawn as a sponsor of amendment H-3603 to Senate File 205.

\section*{BILL SIGNED BY THE GOVERNOR}

A communication was received from the Governor announcing that on April 24, 1975, he approved and transmitted to the Secretary of State the following bill:

House File 202, an act relating to maintenance of law enforcement agencies and duties and powers of officers in district headquarters.

\section*{SUBCOMMITTEE ASSIGNMENTS}
House File 702
Ways and Means
Mennenga, Chairman
Egenes
Bina
Nealson of Muscatine
Hennessey
Gentleman
Walter
House File 716
Ways and Means
Miller of Buchanan,
Chairman
Clark
Husak
Jochum
Stephens

Senate File 18
Transportation
Koogler, Chairman
Fullerton
Woods
Senate File 189
State Government
Svoboda, Chairman
Dieleman
McElroy
Senate File 240
Natural Resources
Halvorson, Chairman
Hinkhouse
O'Halloran
Senate File 303
State Government Junker, Chairman
Hines
Woods

Senate File 309
Judiciary and Law Enforcement Hennessey, Chairman Dyrland Evans
Senate File 422
Natural Resources Branstad, Chairman Halvorson Scheelhaase
Senate File 456 Judiciary and Law Enforcement Higgins, Chairman Newhard Middleton

\section*{STUDY BILLS SUBCOMMITTEE ASSIGNMENTS}

WAYS AND MEANS
28. Relating to the equalization of property values by the director of revenue.

Norland, Chairman
West
Anderson
Hines
Readinger
38. An act to exempt the equalization of property from the provisions of the Iowa Administrative Procedure Act. Bittle, Chairman
Middleton
Jochum

\section*{REPORTS OF COMMITTEES}

Monroe of Des Moines, from the committee on state government, submitted the following report:

Mr. Speaker: Your committee on state government to whom was referred Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3662

Amend Senate File 266, as amended and passed by the Senate, as follows:
1. Page 1 , line 3, by striking the word "twentyfive" and inserting in lieu thereof the word "ten".
2. Page 1, line 7, by inserting after the word "position" the words ", status, or employment benefits that have been earned prior to the leave of absence".
3. Page 1, by inserting after line 20 the following:
"Sec. 2. NEW SECTION. An employer shall not terminate the employment of an employee who becomes a candidate for a federal, state or local office, because of the employee's candidacy.

Sec. 3. \(N E W\) SECTION. A candidate for a federal, state, or local office for which an election is held shall, upon application to an employer, be granted a leave of absence without pay, prior to the date at which the office will be voted upon, for not exceeding thirty days. The leave of absence shall be granted without a loss of position, status, or employment benefits that have been earned prior to the leave of absence.

Sec. 4. NEW SECTION. Any person elected to a municipal, county, or state office, except a member of the general assembly, who is entitled to a leave of absence shall receive such leave of absence for not exceeding four consecutive years."
4. Page 1, line 21, by striking the numeral " 2 " and inserting in lieu thereof the numeral " 5 ".
5. Title page, line 1, by striking all after the word "to" and inserting in lieu thereof the words "termination of employment because an employee becomes a candidate for, and to leave of absence for persons who are seeking election or have been".

\section*{MONROE of Des Moines, Chairman}

Jesse of Polk, from the committee on judiciary and law enforcement, submitted the following report:

Mr. Speaker: Your committee on judiciary and law enforcement to whom was referred Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman

Also:
Mr. Spraker: Your committee on judiciary and law enforcement to whom was referred Senate File 456, a bill for an act relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

JESSE of Polk, Chairman

\section*{AMENDMENTS FILED}
\(\mathrm{H}-3659\)

Amend House File 175 as follows:
1. Page 1, striking lines 8,9 , and 10 and inserting in lieu thereof the words "are required to attend a program consisting of not more than six hours of instruction on safety and first aid, which may include the viewing of appropriate films, prescribed by the board of directors of the school district and approved by the department of public instruction. In lieu of the program requirement, physical education teachers and coaches may obtain valid certificates indicating completion of a first aid course approved by the department of public instruction. If a person required under this section to complete the instruction on safety and first aid renders emergency care or assistance at the school or at a school-sponsored event, the person shall not be considered to have received compensation for emergency aid rendered for the purposes of section six hundred thirteen point seventeen (613.17) of the Code. The requirements prescribed in this section shall not apply to substitute teachers and neither the teacher nor the school district shall be liable for injuries which are not properly treated during an emergency when a substitute teacher is on duty."
2. Page 1, by striking lines 22, 23, and 24 and inserting in lieu thereof the following:
"for phyical fitness, (5) attend a program consisting of not more than six hours of instruction on safety and first aid, which may include the viewing of appropriate films, prescribed by the board of directors of a school distriot and approved by the department of public instruction."
3. Page 1, by inserting after line 24 the following section:
"Sec. ..... Section three hundred twenty-one point three hundred seventy-five (321.375), Code 1975, is amended by adding the following new unnumbered paragraph after unnumbered paragraph one (1):
\(N E W\) UNNUMBERED PARAGRAPH. In lieu of the program requirement under subsection five (5) of this sec-

42 tion, the driver may obtain a valid certificate 43 indicating completion of a first aid course approved 44 by the department of public instruction. If a 45 driver renders emergency care or assistance at 46 the school or at a school-sponsored event, the 47 driver shall not be considered to have received 48 compensation for emergency aid rendered for the
seventeen (613.17) of the Code. The requirements
Page 2

1 prescribed under subsection five (5) of this section
2 and in this paragraph shall not apply to part-time
3 bus drivers and neither the driver nor the school
4 district shall be liable for injuries which are not
5 properly treated during an emergency when a part-time
bus driver is on duty."
4. By renumbering sections as necessary.

\title{
SCHROEDER of Pottawattamie
}

H-3660

H-3663

BAKER of Buena Vista
Amend the amendment H-3658 to House File 560 as
follows:
1. Page 1, line 2, by striking the number " 22 "
and inserting in lieu thereof the number " 21 ".
2. Page 1 , line 5 , by inserting before the word
"or" the following: "of the state a total of five
hundred thousand dollars".
3. Page 1, line 7, by striking the words "two
hundred fifty" and inserting in lieu thereof the words "five hundred".
4. Page 1, line 16, by striking the words "two
hundred fifty" and inserting in lieu thereof the words "five hundred".

Amend House File 764 as follows:
1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point five (422.5), unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as follows:

A tax is hereby imposed upon every resident of the state, and upon that part of the taxable income of any nonresident which is derived from any property, trust, or other source within this state, including any business, trade, profession, or occupation carried on within this state, which tax shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:
1. On the first one thousand dollars of taxable income, or any part thereof, three-fourths of one percent.

\section*{Page 2}

1
2. On the second thousand dollars of taxable income, or any part thereof, one and one-half percent.
3. On the third thousand dollars of taxable income, or any part thereof, three percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. [On all taxable income over nine thousand dollars, seven percent] On the tenth through the twentieth thousand dollars of taxable income, or any part thereof, seven percent.
8. On the twenty-first through the thirtieth thousand dollars of taxable income, or any part thereof, eight percent.
9. On the thirty-first through the fiftieth thousand dollars of taxable income, or any part thereof, nine percent.
10. On the fifty-first through the one-hundredth thousand dollars of taxable income, or any part thereof, ten percent.
11. On all taxable income over one hundred thousand dollars, eleven percent.

However, no tax shall be imposed on any resident or nonresident whose net income, as defined in section 422.7, is [four] five thousand dollars or less; but in the event that the payment of tax under this division would reduce the net income to less than [four] five thousand dollars, then the tax shall be
reduced to that amount which would result in allowing the taxpayer to retain a net income of [four] five thousand dollars. The preceding sentence does not apply to estates or trusts. For the purpose of this paragraph, the entire net income, including any part thereof not allocated to Iowa, shall be taken into account. If the combined net income of a husband and wife exceeds [four] five thousand dollars, neither of them shall receive the benefit of this paragraph, and it is immaterial whether they file a joint return or separate returns. An unnrarried child under twentyone years of age who is a dependent of his parent or parents as defined in section 422.12, shall not receive the benefit of this paragraph if such parent's net income exceeds [four] five thousand dollars or if the combined net income of such parents exceeds [four] five thousand dollars.

Sec. 2. Section four hundred twenty-two point nine (422.9), subsection one (1), Code 1975, is amended to read as follows:
1. An optional standard deduction of [ten] fifteen percent of the net income after deduction of federal

23 income tax, not to exceed [five] seven hundred fifty

24
25
26
27
28
29
30
31
32
33 dollars.

Sec. 3. The provisions of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent the provisions of this Act are retroactive."
2. Amend the title by striking lines 2 through

7 and inserting in lieu thereof the words "change in Iowa individual income tax rates, exemptions and deductions, subject to penalties provided by law, and making the Act retroactive."

WEST of Marshall
H-3664
Amend House File 764, page 12, by inserting after line 1 the following new subsection:
"14. If a taxpayer claims a credit for the investment tax credit as provided in section fortysix (46) of the Internal Revenue Code against the taxpayer's federal income tax liability for the taxable year, the taxpayer shall be entitled to a credit against the taxpayer's Iowa income tax liability for the taxable year in an amount equal
10 to twenty percent of the investment tax credit
11 allowed against the taxpayer's federal income tax
12 liability."
WEST of Marshall
BRANSTAD of Winnebago
READINGER of Polk
JORDAN of Linn
BITTLE of Polk
EVANS of Grundy
SCHROEDER of Pottawattamie
BENNETT of Ida
CLARK of Lee
KREAMER of Polk
WELDEN of Hardin
McELROY of Fremont
LINDEEN of Henry
PELLETT of Cass
MILLEN of Van Buren
LIPSKY of Linn
TOFTE of Winneshiek
GENTLEMAN of Polk
STROMER of Hancock
HALVORSON of Clayton
HANSEN of O'Brien
WULFF of Black Hawk
DEN HERDER of Sioux
HARVEY of Scott
DANKER of Pottawattamie
STEPHENS of Plymouth
MENKE of O'Brien
NEALSON of Muscatine
DAGGET'T of Adams

BORTELL of Madison DRAKE of Muscatine WYCKOFF of Benton CRABB of Crawford JUNKER of Woodbury FULLERTON of Woodbury LAGESCHULTE of Bremer

\section*{H-3661}

1 Amend House File 765 as follows:
2 Page 1, line 3, by striking the word "Each" and
3 inserting in lieu thereof the following: "Beginning
4 January 1,1976 , each".
WALTER of Pottawattamie
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, April 28, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Sixth Calendar Day-Sixty-ninth Session Day
Hall of the House of Representatives
Des Moines, IOWA, MONDAy, ApRIL 28, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend John Gill, pastor of the Westminster Presbyterian Church, Council Bluffs, Iowa.

The Journal of Friday, April 25, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Paul Ferguson, Lake City, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Rinas of Linn on request of Jordan of Linn; Welden of Hardin on request of Kreamer of Polk; Danker of Pottawattamie and Nealson of Muscatine on request of Menke of O'Brien; Lindeen of Henry on request of Poncy of Wapello; Junker of Woodbury on request of Fullerton of Woodbury; Harvey of Scott, Lageschulte of Bremer, and Halvorson of Clayton on request of Tauke of Dubuque; Miller of Cerro Gordo on request of Daggett of Adams; Evans of Grundy on request of Brockett of Marshall.

\section*{PRESENTATION OF VISITORS}

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

Twenty members of the National Honor Society from Seymour Community School, Seymour, Iowa, accompanied by Ms. Johnson and Mr. Kruse. By Brunow of Appanoose.

Nineteen eighth grade students from St. Patrick's School in Cedar Falls, Iowa, accompanied by Sister Mary Mathia, Mr. Burke, Mr. and Mrs. Raising and Mrs. Iola Adams. By O'Halloran of Black Hawk.

Twenty-two eighth grade students from Urbandale Junior High School, Urbandale, Iowa, accompanied by Mrs. Stole. By Readinger of Polk.

Thirty fourth grade students from Lincoln Elementary School, Perry, Iowa, accompanied by Mrs. Hart. By Varley of Adair.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:
By Bennett of Ida from nineteen residents of Battle Creek, Iowa, and nineteen residents of Early, Iowa, in favor of Senate File 205, the teachers dismissal bill.

By Husak of Tama, from thirteen residents of Iowa in opposition to pari-mutuel betting.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committees on Senate Files 266, 309 and 456, under Rule 36.

\section*{HOUSE RESOLUTION 25}

By West of Marshall

> Whereas, the village of Gifford, Iowa is nearing the one hundredth anniversary of its founding as a village; and
> Wherean, the citizens of Gifford, Iowa are preparing for a celebration to commemorate the one hundredth anniversary of village's founding, Now Therefore,
> Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the village of Gifford, Iowa in commemoration of the one hundredth anniversary of its founding; and
> Be It Further Resolved, That a copy of this resolution be forwarded to the citizens of Giford who are in charge of making preparations for the one hundredth anniversary celebration.

Laid over under Rule 25.

\section*{QUORUM CALL}

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster. Roll call revealed sixtyeight members present, thirty-two absent.

\section*{SENATE AMENDMENTS CONSIDERED}

Wells of Linn called up for consideration House File 43, a bill for an act permitting the advertisement of beer by brand name
on the inside of fences surrounding ballparks, amended by the Senate, and moved that the House concur in the following Senate amendment:
H-3597
1 Amend House File 43, as amended and passed by
2 the House, page 1, line 8, by striking the words
3 "on or".
A non-record roll call was requested.
The ayes were 61 , nays 7 .
The motion prevailed and the House concurred in the Senate amendment.

Wells of Linn moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its repassage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 43)

The ayes were, 57 :
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dunton \\
Avenson
\end{tabular} \\
Byrland \\
Baker & Fitzgerald \\
Bina & Gentleman \\
Bittle & Gilloon \\
Brandt & Griffee \\
Brockett & Hargrave \\
Brunow & Hennessey \\
Byerly & Hines \\
Caffrey & Horn \\
Connors & Hullinger \\
Crabb & Husak \\
Crawford & Hutchins \\
Cusack & Jesse \\
Doyle &
\end{tabular}

The nays were, 17 :
\begin{tabular}{ll} 
Bennett & Fullerton \\
Bortell & Hansen \\
Daggett & Harper \\
Den Herder & Hinkhouse \\
Dieleman &
\end{tabular}

Absent or not voting, 26 :
\begin{tabular}{ll} 
Branstad & \begin{tabular}{l} 
Harvey \\
Clark
\end{tabular} \\
Higgins \\
Danker & Junker \\
Drake & Lageschulte \\
Egenes & Lindeen \\
Evans & McElroy \\
Halvorson & Mennenga
\end{tabular}

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

Hargrave of Johnson called up for consideration House File 459, a bill for an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3619
Amend House File 459, as passed by the House, as follows:
1. Page 2, by inserting after the line 2 the following:
" 5 . A special license issued under this section shall automatically expire upon the special licensee discontinuing service on the academic staff of a medical school in this state. An expired special license shall not be renewed. However, a former special licensee may reapply for a special license."

A non-record roll call was requested.
The ayes were 67 , nays none.
The motion prevailed and the House concurred in the Senate amendment.

Hargrave of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 459)
The ayes were, 74:
\begin{tabular}{llll} 
Anderson & Dunton & Koogler & Perkins \\
Baker & Dyrland & Krause & Poncy \\
Bennett & Fitzgerald & Kreamer & Readinger \\
Bina & Fullerton & Lipsky & Scheelhaase \\
Bittle & Gentleman & Lonergan & Schroeder \\
Bortell & Gilloon & Menke & Small \\
Brandt & Hansen & Middleswart & Spear \\
Brockett & Hargrave & Middleton & Stephens \\
Brunow & Harper & Millen & Stromer \\
Byerly & Hennessey & Miller, K. D. & Svoboda \\
Caffrey & Hines & Miller, O. L. & Tauke \\
Connors & Hinkhouse & Newhard & Varley \\
Crabb & Horn & Nielsen & Walter \\
Crawford & Howell & Norland & Wells \\
Cusack & Hullinger & O'Halloran & West \\
Daggett & Husak & Patchett & Woods \\
Den Herder & Jesse & Pavich & Wyckoff \\
Dieleman & Jochum & Pellett & Mr. Speaker \\
Doyle & Jordan & &
\end{tabular}

The nays were, none.
\begin{tabular}{llll}
\multicolumn{2}{c}{ Absent or not voting, 26: } & & \\
Avenson & Griffee & Lindeen & Oakley \\
Branstad & Halvorson & McElroy & Rinas \\
Clark & Harvey & Mennenga & Spencer \\
Danker & Higgins & Miller, A.V. & Tofte \\
Drake & Hutchins & Monroe & Welden \\
Egenes & Junker & Nealson & Wulff \\
Evans & Lageschulte & &
\end{tabular}

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

\section*{ADOPTION OF CONFERENCE COMMITTEE REPORT \\ (House File 99)}

Gilloon of Dubuque called up for consideration the conference committee report on House File 99, a bill for an act relating to temporary closing of highways, as follows:

\section*{REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 99}

\section*{To the President of the Senate and the Speaker of the House of Repre-} sentatives:
We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 99, a bill for an act relating to the temporary closing of highways, respectfully make the following recommendations:
1. That the Senate recede from its amendment, \(S-3077\), to House File 99.
2. That page 1, line 14, by amended by inserting after the period the following:
"Any numbered road closed for over 48 hours shall have a designated detour route."

On the Part of the Senate: On the Part of the House:
KENNETH D. SCOTT, Chairman THOMAS J. GILLOON, Chairman

FRED W. NOLTING
MILO MERRITT
RAY TAYLOR
E. KEVIN KELLY

JAMES I. MIDDLESWART
DELWYN STROMER
ARNOLD R. LINDEEN
KEITH BAKER.

Gilloon of Dubuque moved the adoption of the conference committee report and the amendments contained therein.

A non-record roll call was requested.
The ayes were 65 , nays 8 .
The motion prevailed and the report was adopted.
Gilloon of Dubuque moved that the bill be read a last time now
and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 99)
The ayes were, 69:
\begin{tabular}{ll}
\begin{tabular}{l} 
Anderson \\
Baker \\
Bennett
\end{tabular} & \begin{tabular}{l} 
Dieleman \\
Dina \\
Dunton
\end{tabular} \\
Bittle & \begin{tabular}{l} 
Dyrland \\
Fitzgerald
\end{tabular} \\
Bortell & \begin{tabular}{l} 
Fullerton \\
Brandt
\end{tabular} \\
\begin{tabular}{l} 
Gentleman
\end{tabular} \\
Brockett & Gilloon \\
Brunow & Hansen \\
Byerly & Hargrave \\
Caffrey & Harper \\
Clark & Hennessey \\
Connors & Hines \\
Crabb & Hinkhouse \\
Crawford & Horn \\
Cusack & Howell \\
Daggett & Hullinger \\
Den Herder & Husak
\end{tabular}

The nays were, 6:
\begin{tabular}{ll} 
Doyle & Perkins \\
Jesse & Scheelhaase
\end{tabular}

Absent or not voting, 25 :
\begin{tabular}{llll} 
Avenson & Halvorson & McElroy & Oakley \\
Branstad & Harvey & Mennenga & Rinas \\
Danker & Higgins & Miller, A.V. & Spencer \\
Drake & Junker & Miller, K. D. & Tofte \\
Egenes & Lageschulte & Monroe & Welden \\
Evans & Lindeen & Nealson & Wulff
\end{tabular}

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

\section*{CONSIDERATION OF BILLS}

STEERING COMMITTEE NONCONTROVERSIAL CALENDAR
House File 362, a bill for an act relating to the exclusion of banks from membership sales licensing requirements of the Code, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 362)

The ayes were, 74:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dunton \\
Baker
\end{tabular} \\
Bennett & \begin{tabular}{l} 
Dyrland \\
Fitzgerald
\end{tabular} \\
Bina & Fullerton \\
Bittle & Genteman \\
Bortell & Gilloon \\
Brandt & Hansen \\
Brockett & Hargrave \\
Brunow & Harper \\
Caffrey & Hennessey \\
Clark & Hines \\
Connors & Hinkhouse \\
Crabb & Horn \\
Craword & Howell \\
Cusack & Hullinger \\
Daggett & Husak \\
Den Herder & Hutchins \\
Dieleman & Jesse \\
Doyle & Jochum
\end{tabular}
Jordan
Koogler
Krause
Kreamer
Lipsky
Lonergan
Menke
Middleswart
Middleton
Millen
Miller, K. D.
Miller, \(\mathbf{O}\) L.
Newhard
Nielsen
Norland
O'Halloran
Patchett
Pavich

Pellett
Perkins
Poncy
Readinger
Scheelhase
Schroeder
Spear
Spencer
Stephens
Stromer
Svovoda
Tauke
Varley
Walter
West
Woods
Wyckoff Mr. Speaker

The nays were, 1:
Small
Absent or not voting, 25:

Avenson
Branstad
Byerly
Danker
Drake
Egenes
Evans

Griffee
Halvorson
Harvey Higgins
Junker
Lageschulte
\begin{tabular}{ll} 
Lindeen & Oakley \\
McElroy & Rinas \\
Mennenga & Tofte \\
Miller, A. V. & Welden \\
Monroe & Wells \\
Nealson & Wulff
\end{tabular}

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

House File 724, a bill for an act relating to motor vehicles providing for registration of trailers and semitrailers for a threeyear period and trip permits for commercial vehicles and authority of the state department of transportation to negotiate vehicle registration apportionment agreement and providing a penalty, was taken up for consideration.

Krause of Palo Alto offered the following amendment H-3665 filed by him from the floor and moved its adoption:

H-3665
1 Amend House File 724 as follows:
2 1. Page 1, by inserting after line 10 the follow-
"Sec. 2. Section three hundred twenty-one point thirty-nine (321.39), Code 1975, is amended to read as follows:
321.39 EXPIRATION OF REGISTRATION. Every vehicle registration under this chapter and every registration
card and registration plate issued hereunder except multi-year registration plates issued for trailers or
    semitrailers registered for a period of three years
    shall expire at midnight on the thirty-first day of
    December of each year. The provisions of this section
    shall not apply to any vehicle which is registered
    without the payment of fees as provided in section
    321.19, but the registration plate or plates issued
    for such vehicle shall remain valid until suspended
    or revoked or canceled by the department, or until
    the title or ownership of such vehicle has been
    transferred."
    2. Page 1, by inserting after line 20 the
following:
    "Sec. 4. Section three hundred twenty-one point
    one hundred twenty-six (321.126), Code 1975, is
    amended by adding the following new unnumbered para-
    graph:
            NEW UNNUMBERED PARAGRAPH.
            A refund for trailers and semitrailers issued a
        multi-year registration plate shall be paid by the
        department upon application.
            Sec. 5. Section three hundred twenty-one point
        one hundred twenty-seven (321.127), Code 1975, is
        amended to read as follows:
            321.127 AMOUNT OF REFUND. For December and each
        succeeding month the refund for motor vehicles shall
        be computed on the basis of one-fourth of the annual
        registration fee multiplied by the number of remain-
        ing quarters of the year from date of the return of
        the vehicles plates to the county treasurer, com-
        puted to the nearest quarter dollar. The department
        shall make refund on or before the fifteenth day of
        the quarter following the quarter in which the claim
        is filed with the department. For trailers or semi-
        trailers issued a multi-year registration plate a
        refund shall be paid equal to the annual fee for
        twelve months times the remaining number of complete
        calendar years."
            3. Page 3 , line 14 , by striking the words "one
        (1) and two (2)" and inserting in lieu thereof the
        following: "one (1) through five (5)".

\section*{Page 2}

1 4. Renumber the sections and correct internal
2 references in conformance with this amendment.
Amendment H-3665 was adopted.
Schroeder of Pottawattamie offered amendment H-3592 filed by him and requested division of the amendment as follows:
H-3592
1 Amend House File 724 as follows:
H-3592A
2 1. Page 2, line 8, by striking ", register the 3 vehicle and".
H-3592B
4 2. Page 2, by inserting after line 21 the foll-
owing new section:
"Sec. ..... Section three hundred twenty-six
point twenty-four (326.24), Code 1975, is amended to read as follows:
326.24 VEHICLES NOT ENTITLED TO RECIPROCITY

PERMIT. The owner of any vehicle with a gross weight
in excess of twelve thousand pounds which is properly
registered and licensed in some other jurisdiction, not entitled to reciprocal privileges for the use of Iowa highways, and operated in interstate commerce occasionally on Iowa highways, may in lieu of payment of the annual registration fee for such [vehicle register the vehicle and] obtain a trip permit from the department authorizing a trip operation of such vehicle on the highways of Iowa in interstate commerce for not to exceed seventy-two hours. The fee for such trip permit shall be ten dollars."
Schroeder of Pottawattamie moved the adoption of amendment H-3592A.

Amendment \(\mathrm{H}-3592 \mathrm{~A}\) was adopted.
Schroeder of Pottawattamie asked and received unanimous consent that amendments \(\mathrm{H}-3592 \mathrm{~B}\) and \(\mathrm{H}-3594\), to amendment H-3592B, filed by him on April 21, 1975, and found on page 1233 of the House Journal, be withdrawn.

Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 724)
The ayes were, 76:
\begin{tabular}{llll} 
Anderson & Dunton & Jochum & Pellett \\
Baker & Dyrland & Jordan & Perkins \\
Bennett & Fitzgerald & Koogler & Poncy \\
Bina & Fullerton & Krause & Readinger \\
Bittle & Gentlernan & Kreamer & Scheelhaase \\
Brandt & Gilloon & Lipsky & Schroeder \\
Brockett & Griffee & Lonergan & Small \\
Brunow & Hansen & Menke & Spear \\
Byerly & Hargrave & Middleswart & Spencer \\
Caffrey & Harper & Middleton & Stephens \\
Clark & Hennessey & Millen & Stromer \\
Connors & Hines & Miller, K. D. & Svoboda \\
Crabb & Hinkhouse & Miller, O. L. & Tauke \\
Crawford & Horn & Newhard & Varley \\
Cusack & Howell & Nielsen & Walter \\
Daggett & Hullinger & Norland & West \\
Den Herder & Husak & O'Halloran & Woods \\
Dieleman & Hutchins & Patchett & Wyckoff \\
Doyle & Jesse & Pavich & Mr. Speaker
\end{tabular}

The nays were, none.

Absent or not voting, 24:
\begin{tabular}{llll} 
Avenson & Evans & Lindeen & Oakley \\
Bortell & Halvorson & McElroy & Rinas \\
Branstad & Harvey & Mennenga & Tofte \\
Danker & Higgins & Miller, A.V. & Welden \\
Drake & Junker & Monroe & Wells \\
Egenes & Lageschulte & Nealson & Wulff
\end{tabular}

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

House File 753, a bill for an act relating to the speed restriction for motor vehicles towing disabled motor vehicles, was taken up for consideration.

Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 753)
The ayes were, 69:
\begin{tabular}{llll} 
Anderson & \begin{tabular}{l} 
Dyrland \\
Baker
\end{tabular} & \begin{tabular}{l} 
Jesse
\end{tabular} & \begin{tabular}{l} 
O'Halloran
\end{tabular} \\
Bennett & Fitzgerald & Jochum & Patchett \\
Bullerton & Jordan & Pavich \\
Bittle & Gentleman & Koogler & Readinger \\
Brandt & Gilloon & Krause & Scheelhaase \\
Brockett & Griffee & Kreamer & Schroeder \\
Brunow & Hansen & Lipsky & Small \\
Byerly & Hargrave & Lonergan & Spear \\
Caffrey & Harper & Menke & Spencer \\
Clark & Hennessey & Middleswart & Stromer \\
Connors & Hines & Middleton & Svoboda \\
Crabb & Hinkhouse & Millen & Varley \\
Crawford & Horn & Miller, K. D. & Walter \\
Cusack & Howell & Miller, O. L. & Wells \\
Daggett & Hullinger & Newhard & West \\
Dieleman & Husak & Nielsen & Woods \\
Doyle & Hutchins & Norland & Mr. Speaker
\end{tabular}

Dunton
The nays were, 8:
\begin{tabular}{ll} 
Bina & Pellett \\
Den Herder & Perkins
\end{tabular}

Absent or not voting, 23:
\begin{tabular}{llll} 
Avenson & Evans & Lindeen & Oakley \\
Bortell & Halvorson & McElroy & Rinas \\
Branstad & Harvey & Mennenga & Tofte \\
Danker & Higgins & Miller, A.V. & Welden \\
Drake & Junker & Monroe & Wulft \\
Egenes & Lageschulte & Nealson &
\end{tabular}

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

House File 765, a bill for an act relating to labeling of late penalty charges on bills issued by public utilities, was taken up for consideration.

Walter of Pottawattamie offered the following amendment \(\mathrm{H}-3661\) filed by him and moved its adoption:

H-3661
1 Amend House File 765 as follows:
2 Page 1, line 3, by striking the word "Each" and
3 inserting in lieu thereof the following: "Beginning
4 January 1, 1976, each".
Amendment H--3661 was adopted.
Walter of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 765)
The ayes were, 71:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Doyle \\
Avenson
\end{tabular} \\
Dunton \\
Baker & \begin{tabular}{l} 
Dyrland \\
Bennett
\end{tabular} \\
\begin{tabular}{l} 
Bina \\
Bitzgerald
\end{tabular} \\
Bitle & Fullerton \\
Brandt & Gentleman \\
Brunow & Gilloon \\
Byerly & Griffee \\
Caffrey & Hansen \\
Clark & Hargrave \\
Connors & Harper \\
Crabb & Hennessey \\
Crawford & Hines \\
Cusack & Hinkhouse \\
Daggett & Horn \\
Den Herder & Howell \\
Dieleman & Hullinger \\
Husak
\end{tabular}

The nays were, 4:
Jordan Kreamer
Absent or not voting, 25:
\begin{tabular}{ll} 
Bortell & Halvorson \\
Branstad & Harvey \\
Brockett & Higgins \\
Danker & Junker \\
Drake & Lageschulte \\
Egenes & Lindeen \\
Evans &
\end{tabular}
Hutchins
Jesse
Jochum
Koogler
Krause
Lonergan
Menke
Middleswart
Middleton
Millen
Miller, O. L.
Newhard
Nielsen
Norland
O'Halloran
Patchett
Pavich
Perkins

Lipsky Pellett
\begin{tabular}{ll} 
McElroy & Oakley \\
Mennenga & Rinas \\
Miller, A.V. & Stephens \\
Miller, K. D. & Tofte \\
Monroe & Welden \\
Nealson & Wulff
\end{tabular}

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

House File 775, a bill for an act to change the expiration date of hunting, fishing and trapping licenses, was taken up for consideration.

Middleswart of Warren offered the following amendment \(\mathrm{H}-3655\) filed by him and moved its adoption:

H-3655
1 Amend House File 775 as follows:
1. Page 1, by inserting after line 8 the follow-
ing:
"Sec. ..... Section one hundred ten point eight
(110.8), Code 1975, is amended to read as follows:
110.8 ACCOUNTING. Within five days after the
end of each month, each county recorder shall remit
to the director, all duplicate licenses and all
fees for licenses issued during the previous month.
On or before the thirty-first of [January] March each
year, each county recorder shall remit to the
director all unused license blanks for the previous
year, and he shall make a final accounting for all
license fees received for that period."
2. By renumbering the sections to conform with this amendment.

Amendment H—3655 was adopted.
Perkins of Greene moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 775)

\section*{The ayes were, 74:}
\begin{tabular}{|c|c|}
\hline Anderson & Dunton \\
\hline Avenson & Dyrland \\
\hline Baker & Fitzgerald \\
\hline Bennett & Fullerton \\
\hline Bina & Gentleman \\
\hline Bittle & Gilloon \\
\hline Brandt & Griffee \\
\hline Brockett & Hansen \\
\hline Brunow & Hargrave \\
\hline Byerly & Harper \\
\hline Caffrey & Hennessey \\
\hline Clark & Hines \\
\hline Connors & Hinkhouse \\
\hline Crabb & Horn \\
\hline Crawford & Howell \\
\hline Cusack & Hullinger \\
\hline Daggett & Husak \\
\hline Den Herder & Hutchins \\
\hline Dieleman & Jesse \\
\hline
\end{tabular}
\begin{tabular}{ll} 
Jochum & Pellett \\
Jordan & Perkins \\
Koogler & Readinger \\
Krause & Schroeder \\
Lipsky & Small \\
Lonergan & Spear \\
Menke & Spencer \\
Middleswart & Stephens \\
Middleton & Stromer \\
Millen & Svoboda \\
Miller, K. D. & Tauke \\
Miller, O. L. & Varley \\
Newhard & Walter \\
Nielsen & Wells \\
Norland & West \\
O'Halloran & Woods \\
Patchett & Wyckoff \\
Pavich & Mr. Speaker
\end{tabular}

The nays were, 3:
Doyle Poncy Scheelhaase

\section*{Absent or not voting, 23:}

Bortell
Branstad
Danker
Drake
Egenes
Evans

Halvorson
Harvey
Higgins
Junker Kreamer Lageschulte
\begin{tabular}{ll} 
Lindeen & Oakley \\
McElroy & Rinas \\
Mennenga & Tofte \\
Miller, A.V. & Welden \\
Monroe & Wulff \\
Nealson &
\end{tabular}

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

\section*{rereferred to Committee on ways and means (House File 630)}

Norland of Worth asked and received unanimous consent that House File 630, previously referred to the committee on county government, be rereferred to the committee on ways and means.

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

House Fille 777, a bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land, was taken up for consideration.

Middleswart of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 777)

\section*{The ayes were, 74:}
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Doyle \\
Avenson
\end{tabular} \\
Dunton \\
Baker & \begin{tabular}{l} 
Dyrland \\
Bennett
\end{tabular} \\
Bina & Fitzgerald \\
Bittle & Gentleman \\
Gilloon \\
Brtell & Griffee \\
Brandt & Hansen \\
Brockett & Hargrave \\
Brunow & Harper \\
Byerly & Hennessey \\
Caffrey & Hines \\
Clark & Hinkhouse \\
Connors & Howell \\
Crawford & Hullinger \\
Cusack & Husak \\
Daggett & Hutchins \\
DenHerder & Jesse \\
Dieleman & Jochum
\end{tabular}

The nays were, 1:

\section*{Svoboda}

Absent or not voting, 25:
\begin{tabular}{llll} 
Branstad & Halvorson & Lindeen & Nielsen \\
Crabb & Harvey & McElroy & Oakley \\
Danker & Higgins & Mennenga & Rinas \\
Drake & Horn & Miller, A. V. & Tofte \\
Egenes & Junker & Monroe & Welden \\
Evans & Lageschulte & Nealson & Wulff \\
Fullerton & & &
\end{tabular}

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

House File 792, a bill for an act relating to the legal specifications for gasoline volatility, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 792)
The ayes were, 78:
\begin{tabular}{llll} 
Anderson & Doyle & Jochum & Perkins \\
Avenson & Dunton & Jordan & Poncy \\
Baker & Dyrland & Koogler & Readinger \\
Bennett & Firtzerald & Krause & Scheelhaase \\
Bina & Fullerton & Kreamer & Schroeder \\
Bittle & Gentleman & Lipsky & Small \\
Bortell & Gilloon & Lonergan & Spear \\
Brandt & Griffee & Menke & Spencer \\
Brockett & Hansen & Middleswart & Stephens \\
Brunow & Hargrave & Middleton & Stromer \\
Byerly & Harper & Millen & Svoboda \\
Caffrey & Hennessey & Miller, K.D. & Tauke \\
Clark & Hines & Miller, O. L. & Varley \\
Connors & Hinkhouse & Newhard & Walter \\
Crabb & Horn & Norland & Wells \\
Crawford & Howell & O'Halloran & West \\
Cusack & Hullinger & Patchett & Woods \\
Daggett & Husk & Pavich & Wyckoff \\
Den Herder & Hutchins & Pellett & Mr. Speaker \\
Dieleman & Jesse & &
\end{tabular}

The nays were, none.
Absent or not voting, 22:
\begin{tabular}{ll}
\begin{tabular}{l} 
Branstad \\
Danker \\
Drake
\end{tabular} & \begin{tabular}{l} 
Harvey \\
Higgins
\end{tabular} \\
Egenes & \begin{tabular}{l} 
Junker \\
Laageschulte
\end{tabular} \\
Evans & Lindeen \\
Halvorson & McElroy
\end{tabular}
\begin{tabular}{ll} 
Mennenga & Oakley \\
Miller, A. V. & Rinas \\
Monroe & Tofte \\
Nealson & Welden \\
Nielsen & Wulff
\end{tabular}

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

House File 793, a bill for an act relating to the marketing board of the department of agriculture, was taken up for consideration.

Debate having exceeded the allowed time, the Speaker announced that House File 793 is returned to the regular calendar.

Husak of Tama asked and received unanimous consent that the rules be suspended to continue debate on House File 793.

Harper of Davis moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 793)

The ayes were, 58:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dunton \\
Avenson
\end{tabular} \\
Fitzgerald
\end{tabular}

The nays were, 16:
\begin{tabular}{ll} 
Baker & Cusack \\
Bittle & Dieleman \\
Brandt & Dyrland \\
Crawford & Gentleman
\end{tabular}

Absent or not voting, 26:
Branstad
Danker
Drake
Egenes
Evans
Halvorson
Harvey

Higgins
Hullinger
Junker
Lageschulte Lindeen McElroy Mennenga
\begin{tabular}{ll} 
Jordan & \begin{tabular}{l} 
Scheelhaase \\
Krause
\end{tabular} \\
Schroeder \\
Kreamer & Spear \\
Lonergan & Spencer \\
Menke & Stephens \\
Middleswart & Stromer \\
Middleton & Svoboda \\
Millen & Varley \\
Miller, K. D. & Water \\
Miller, O. L. & Wells \\
Newhard & West \\
O'Halloran & Woods \\
Pavich & Wyckoff \\
Pellett & Mr. Speaker
\end{tabular}
\begin{tabular}{ll} 
Gilloon & Perkins \\
Howell & Poncy \\
Koogler & Readinger \\
Lipsky & Tauke
\end{tabular}
\begin{tabular}{ll} 
Miller, A. V. & \begin{tabular}{l} 
Patchett \\
Monroe
\end{tabular} \\
Nealson & Rinas \\
Nielsen & Small \\
Norland & Tofte \\
Oakley & Welden \\
& Wulf
\end{tabular}

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

House File 798, a bill for an act to provide for change of sex on birth certificates, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 798)
The ayes were, 65:
\begin{tabular}{llll} 
Anderson & Crawford & Hansen & Jordan \\
Avenson & Cusack & Hargrave & Koogler \\
Bennett & Daggett & Harper & Krause \\
Bina & DenHerder & Hines & Lipsky \\
Brandt & Doyle & Hinkhouse & Lonergan \\
Brockett & Dunton & Horn & Middleswart \\
Brunow & Dyrland & Howell & Middleton \\
Byerly & Fitzgerald & Hullinger & Millen \\
Caffrey & Gentleman & Hutchins & Miller, K. D. \\
Clark & Gilloon & Jesse & Miller, O. L. \\
Connors & Griffee & Jochum & Newhard
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline Norland & Poncy & Spear & Wells \\
\hline O'Halloran & Readinger & Stromer & West \\
\hline Patchett & Scheelhaase & Tauke & Woods \\
\hline Pavich & Schroeder & Varley & Wyckoff \\
\hline Pellett & Small & Walter & Mr. Speake \\
\hline Perkins & & & \\
\hline \multicolumn{4}{|l|}{The nays were, 12:} \\
\hline Baker & Crabb & Hennessey & Menke \\
\hline Bittle & Dieleman & Husak & Spencer \\
\hline Bortell & Fullerton & Kreamer & Stephens \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 23 :} \\
\hline Branstad & Harvey & Mennenga & Rinas \\
\hline Danker & Higgins & Miller, A. V. & Svoboda \\
\hline Drake & Junker & Monroe & Tofte \\
\hline Egenes & Lageschulte & Nealson & Welden \\
\hline Evans & Lindeen & Nielsen & Wulff \\
\hline Halvorson & McElroy & Oakley & \\
\hline
\end{tabular}

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

Senate File 114, a bill for an act relating to payment by the executive council of court related costs and expenses, with report of committee recommending passage, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 114)
The ayes were, 74:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Dieleman & Jesse & Pellett \\
\hline Avenson & Doyle & Jochum & Perkins \\
\hline Baker & Dunton & Jordan & Poncy \\
\hline Bennett & Dyrland & Koogler & Readinger \\
\hline Bina & Fitzgerald & Krause & Scheelhaase \\
\hline Bittle & Fullerton & Kreamer & Schroeder \\
\hline Bortell & Gentleman & Lipsky & Small \\
\hline Brandt & Gilloon & Lonergan & Spear \\
\hline Brockett & Griffee & Menke & Spencer \\
\hline Brunow & Hansen & Middleswart & Stephens \\
\hline Byerly & Hargrave & Middleton & Stromer \\
\hline Caffrey & Harper & Miller, K. D. & Tauke \\
\hline Clark & Hennessey & Miller, 0 . L. & Varley \\
\hline Connors & Hines & Newhard & Walter \\
\hline Crabb & Hinkhouse & Norland & Wells \\
\hline Crawford & Horn & O'Halloran & West \\
\hline Cusack & Howell & Patchett & Wyckoff \\
\hline Daggett \({ }_{\text {Den Herder }}\) & Hullinger
Hutchins & Pavich & Mr. Speaker \\
\hline
\end{tabular}

\section*{The nays were, none.}

Absent or not voting, 26:
\begin{tabular}{llll} 
Branstad & Higgins & Millen & Rinas \\
Danker & Husak & Miller, A. V. & Svoboda \\
Drake & Junker & Monroe & Tofte \\
Egenes & Lageschulte & Nealson & Welden \\
Evans & Lindeen & Nielsen & Woods \\
Halvorson & McElroy & Oakley & Wulff \\
Harvey & Mennenga & &
\end{tabular}

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

\section*{RETURNED TO REGULAR CALENDAR (Senate File 240)}

Senate File 240, a bill for an act relating to undesirable fish, with report of committee recommending amendment and passage, was taken up for consideration.

Middleswart of Warren offered the following amendment \(\mathrm{H}-3639\) filed by the committee on natural resources. Division was requested as follows:

\section*{H-8639}

1 Amend Senate File 240 as passed by the Senate
2 as follows:
H-8639A
3 1. Page 1, line 13, by inserting after the words
4 "hand fishing," the words "by snagging,".
H-3639B
5 2. Page 1, lines 14 and 15, by striking the words 6 ", and with artificial light".

Middleswart of Warren moved the adoption of amendment H-3639A.

Amendment \(\mathrm{H}-3639 \mathrm{~A}\) was adopted.
Debate having exceeded the allowed time, Senate File 240 is returned to the regular calendar.
(Amendment \(\mathrm{H}-3639 \mathrm{~B}\) pending.)

\section*{RETURNED TO REGULAR CALENDAR (Senate File 317)}

Senate File 317, a bill for an act relating to fish and game licenses and providing a penalty, with report of committee recommending amendment and passage, was taken up for consideration.

Middleswart of Warren offered the following amendment
\(\mathrm{H}-3641\) filed by the committee on natural resources and moved its adoption:
H-3641
1 Amend Senate File 317 as passed by the Senate as follows:
1. Page 1, line 7, by inserting after the word "issued" the words "is unlawful and".
2. Page 1, line 8 , by inserting after the word "misdemeanor" the words "punishable by a fine of not more than one hundred dollars or imprisonment in the county jail of not more than thirty days or both such fine and imprisonment".

Amendment H-3641 was adopted.
Baker of Buena Vista offered the following amendment H-3666 filed by him from the floor :
H-3666
Amend Senate File 317, as passed by the Senate, page 1 , by inserting after line 8 the following:
"Sec. ..... Chapter one hundred ten (110), Code 1975, is amended by adding the following new section:

NEW SECTION. Subject to the exception provided in section one hundred ten point eighteen (110.18) of the Code, a nonresident or alien shall not hunt any furbearing animal as defined in section one hundred nine point forty (109.40) of the Code, without first paying a fee of one hundred dollars and obtaining a license to hunt such furbearing animals issued by the state conservation commission."
Spencer of Clay rose on a point of order that amendment \(\mathrm{H}-3666\) was not germane.

The Speaker ruled the point not well taken and amendment H-3666 germane.

Debate having exceeded the allowed time, Senate File 317 is returned to the regular calendar.
(Amendment \(\mathrm{H}-3666\) pending.)

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

SENATE FILE 371 SUBSTITUTED FOR HOUSE FILE 778
Spencer of Clay asked and received unanimous consent to substitute Senate File 371 for House File 778.

Senate File 371, a bill for an act relating to the issuance of migratory waterfowl stamps and providing a penalty, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment \(\mathrm{H}-3667\) filed by him from the floor and moved its adoption:
H-3667
1 Amend Senate File 371, as amended and passed by 2 the Senate, as follows:

Page 1, line 33, by striking the word and numeral "December 31" and inserting in lieu thereof the following: "[December 31] the last day of
February".
Amendment \(\mathrm{H}-3667\) was adopted.
Spencer of Clay moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 371)
The ayes were, 76:
\begin{tabular}{llll} 
Anderson & Doyle & Hutchins & Pellett \\
Avenson & Dunton & Jesse & Perkins \\
Baker & Dyrland & Jochum & Poncy \\
Bennett & Egenes & Jordan & Readinger \\
Bina & Fitzgerald & Koogler & Scheelhaase \\
Bittle & Fullerton & Krause & Schroeder \\
Bortell & Gentleman & Lipsky & Small \\
Brandt & Gilloon & Lonergan & Spear \\
Brockett & Griffee & Menke & Spencer \\
Brunow & Hansen & Middleswart & Stephens \\
Byerly & Hargrave & Middleton & Stromer \\
Caffrey & Harper & Millen & Svoboda \\
Clark & Hennessey & Miller, K. D. & Tauke \\
Connors & Hines & Miller, O. L. & Varley \\
Crawford & Hinkhouse & Newhard & Walter \\
Cusack & Horn & Norland & Wells \\
Daggett & Howell & O'Halloran & West \\
Den Herder & Hullinger & Patchett & Wyckoff \\
Dieleman & Husak & Pavich & Mr. Speaker
\end{tabular}

The nays were, none.
Absent or not voting, 24:
\begin{tabular}{llll} 
Branstad & Harvey & \begin{tabular}{l} 
McElroy
\end{tabular} & Oakley \\
Crabb & Higgins & Mennenga & Rinas \\
Danker & Junker & Miller, A.V. & Tofte \\
Drake & Kreamer & Monroe & Welden \\
Evans & Lageschulte & Nealson & Woods \\
Halvorson & Lindeen & Nielsen & Wulff
\end{tabular}

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

\section*{RULE 37 SUSPENDED}

Connors of Polk asked and received unanimous consent that House Rule 37 be suspended for the committee on labor and
industrial relations meeting to consider and correct the bill relating to workman's compensation.

\section*{MOTIONS TO RECONSIDER \\ (House File 777)}

I move to reconsider the vote by which House File 777 passed the House on April 28, 1975.

MIDDLESWART of Warren
(Senate File 371)
I move to reconsider the vote by which Senate File 371 passed the House on April 28, 1975.

\section*{PERKINS of Greene}

> COMMUNICATION FROM THE STATE OF MISSISSIPPI

There is on file in the office of the Chief Clerk a copy of House Concurrent Resolution No. 51 from the State of Mississippi which applies to the Congress for a convention to propose an amendment to the Constitution of the United States.

\section*{EXPLANATIONS OF VOTE}

I was necessarily absent when the vote was taken on House Files 780, 748, 749, 670,738 and 766 . Had I been present I would have voted "aye" on all the bills.

JOCHUM of Dubuque
(House Files 43, 459 and 99)
I was necessarily absent from the House chamber when the vote was taken on House Files 43, 459 and 99. Had I been present, I would have voted "aye."

SPENCER of Clay

\section*{BILLS SIGNED BY THE GOVERNOR}

A communication was received from the Governor announcing that on April 28, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 54, an act changing the manner of election of soil conservation district commissioners, and relating to the statutory provisions for establishment of soil conservation districts and for filling certain nonpartisan offices at the general election.

House File 74, an act to require cities to give notice of annexation to the State Department of Transportation.

House File 262, an act relating to the sale of game by a game breeder for food purposes.

House File 399, an act to appropriate for programs under the jurisdiction of the Iowa Commission for the Blind, the Bonus Board, and the Educational Radio and Television Division of the Department of General Services.

House File 485, an act appropriating funds from the Iowa Public Employees' Retirement System Fund to the Employment Security Commission for costs of the administration of the Iowa Public Employees' Retirement System.

Senate File 82, an act relating to civil damages for unlawfully taking certain protected species of wildlife.

Senate File 119, an act relating to hearing procedures by the Insurance Commissioner.

Senate File 132, an act to prohibit hunting within one hundred yards of buildings.

Senate File 150, an act relating to the Interstate Probation and Parole Compact.

Senate File 230, an act relating to bonding requirements for contracts with commercial fishermen.

Senate File 231, an act relating to the inspection of fishing bait.
Senate File 418, an act relating to payment and final returns of inheritance tax.

\section*{AMENDMENTS FILED}

H-3668
Amend House File 721, page 1, line 9, by inserting after the period the following:
"However, the employer shall have the right to designate a practitioner to conduct initial and periodic examinations of the injured employee and to assess the adequacy of treatment and the progress of recovery."

EVANS of Grundy KREAMER of Polk HALVORSON of Clayton

H—3669
Amend House File 802 as follows:
2 1. Page 1, line 3, by striking the word "five"
3 and inserting in lieu thereof the word "seven".
2. Page 1, line 13 , by striking the words "One member shall be a member" and inserting in lieu thereof the words "Three members shall be members".
3. Page 1, by striking lines 16 through 19, inclusive, and inserting in lieu thereof the follow-
"4. One member shall be a person representing the general public selected by a convention of the members of the boards of directors of all school districts located within the county.
5. One member shall be a person representing the general public selected by a convention of the mayors of all incorporated cities located
\[
24
\]
\[
26
\]
within the county."
4. Page 1, lines 21 and 22, by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections four (4) and five (5)".
5. Page 2, line 32, by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections four (4) and five (5)".
6. Page 3 , line 8 , by inserting after the word "membership" the words ", however, a member of the board of supervisors shall not be eligible to serve as chairman or vice chairman of the board".
7. Page 3, line 12, by inserting after the word "duties" the words "except that the members of the board of supervisors serving on the board shall not vote on that part of a proposed or final compensation schedule establishing the annual compensation of the board of supervisors and, for the purpose of establishing the compensation of the board of supervisors, three of the remaining four members of the board shall be considered a majority".

SPEAR of Lee
H-3671
Amend House File 802, page 6, by inserting after line 5 the following:
"4. For the county auditor serving in the capacity of commissioner of elections of the county, the additional sam of one thousand five hundred dollars."

CRAWFORD of Story PATCHETT of Johnson HARPER of Davis
KRAUSE of Palo Alto EGENES of Story HOWELL of Floyd

H—3672
1 Amend the Jordan, et al., amendment H-3671, to
2 House File 802, as follows:
3 Line 6, by inserting after the period the
4 following: "The additional salary provided for the
5 auditor serving in the capacity of commissioner of
6 elections in this subsection shall not be used in
7 computing the salaries of any deputy or other
8 employees of the auditors department."
JORDAN of Linn

\section*{H-3670}

Amend House File 814, page 2, by inserting after line 12 the following new section:

Sec. ..... This Act, being deemed of immediate
importance, shall take effect and be in force from and after its publication in The Woodbine Twiner, a newspaper published in Woodbine, Iowa, and in The Washington Evening Journal, a newspaper published in Washington, Iowa.

CRABB of Crawford
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9 :30 a.m., Tuesday, April 29, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Seventh Calendar Day-Seventieth Session Day
Hall of the House of Representatives Des Monnes, Iowa, Tursday, April 29, 1975

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

Prayer was offered by the Reverend Peter Bergen, pastor of the First Federated Church, Des Moines, Iowa.

The Journal of Monday, April 28, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Garry Cole, New Hampton, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Junker of Woodbury for the morning session on request of Fullerton of Woodbury; Wulff of Black Hawk and Millen of Van Buren on request of Stromer of Hancock; Norland of Worth on request of Avenson of Fayette.

\section*{PRESENTATION OF VISITORS}

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

Thirty-six sixth grade students from St. Mary's School, Marshalltown, Iowa. West of Marshall.

Twenty-three students from Lake View Elementary School, Centerville, Iowa, accompanied by Miss Farnsworth. By Brunow of Appanoose.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:
By Byerly of Polk from one hundred fifty residents of Iowa favoring:
(a) Elimination of the one week period for unemployment compensation.
(b) Raise the unemployment compensation pay to \(66 \% / 3\) percent of the average earnings.
(c) Elimination of the one week waiting period for workmen's compensation.
(d) The provision that allows a worker who is hurt in a plant the right to go to a doctor of his/her choice.
By Wells of Linn from nine residents of Linn County in favor of House File 644 relating to the personnel of the district court other than judicial officers.

\section*{INTRODUCTION OF BILLS}

House File 825, by committee on commerce, a bill for an act relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations.

Read first time and placed on the calendar.
House File 826, by committee on judiciary and law enforcement, a bill for an act relating to the employment of full-time public prosecutors in certain counties.

Read first time and placed on the calendar.
House File 827, by committee on state government, a bill for an act to provide longevity pay for certain employees of the state.

Read first time and placed on the calendar.
House File 828, by committee on state government, a bill for an act relating to the funding and compensation and expenses of legislative members of committees and certain statutory or appointive boards, commissions, and councils.

Read first time and placed on the calendar.
House File 829, by committee on commerce, a bill for an act relating to the administration of the Uniform Consumer Credit Code.

Read first time and placed on the calendar.
House File 830, by committee on commerce, a bill for an act relating to the sale of tangible goods by persons authorized to make supervised loans.

Read first time and placed on the calendar.

House File 831, by committee on agriculture, a bill for an act relating to highway railroad crossing repairs.

Read first time and placed on the calendar.
House File 832, by committee on commerce, a bill for an act relating to actions in attachment by creditors after default in consumer credit transactions.

Read first time and placed on the calendar.
House File 833, by committee on state government, a bill for an act relating to physician examination fee.

Read first time and placed on the calendar.
House File 834, by Egenes, Varley, Drake, Bittle, Millen, Oakley, Tauke, Poncy and Stromer, a bill for an act relating to emergency employment for public projects and providing an appropriation.

Read first time and referred to committee on appropriations.
House File 835, by committee on judiciary and law enforcement, a bill for an act providing that certain ammunition and firearms shall be deposited with the state criminalistics laboratory.

Read first time and placed on the calendar.
House File 836, by committee on judiciary and law enforcement, a bill for an act relating to the civil rights commission.

Read first time and placed on the calendar.
House File 837, by committee on transportation, a bill for an act relating to the use of abandoned railroad right-of-way and imposing penalties for violations.

Read first time and placed on the calendar.
House File 838, by committee on transportation, a bill for an act relating to the railroad grade crossings on public highways.

Read first time and placed on the calendar.
House File 839, by Poncy, a bill for an act to establish an Iowa human resources development commission and prescribe its power and duties.

Read first time and referred to committee on human resources.

House File 840, by committee on transportation, a bill for an act relating to a uniform classified operator's license.

Read first time and placed on the calendar.

\section*{INTRODUCTION OF HOUSE JOINT RESOLUTION}

House Joint Resolution 22, by committee on county government, a joint resolution proposing an amendment to the Constitution of the State of Iowa to allow counties to adopt charters and provide home rule.

Read first time and placed on the calendar.

\section*{MESSAGE FROM THE SENATE}

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 24, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 154, a bill for an act relating to the employment and duties of public school principals.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{SENATE MESSAGE CONSIDERED}

Senate File 154, a bill for an act relating to the employment and duties of public school principals.

Read first time and passed on file.

\section*{HOUSE FILE 778 WITHDRAWN}

Spencer of Clay asked and received unanimous consent to withdraw House File 778 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{CONSIDERATION OF BILLS}

STEERING COMMITTEE CALENDAR
Senate File 314, a bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the Act, with report of committee recommending amendment and passage, was taken up for consideration.

Varley of Adair offered the following amendment H-3579 filed by the committee on energy and moved its adoption:

H-3579
1 Amend Senate File 314, as passed by the Senate, 2 as follows:
3 1. Page 1 , line 6, by striking the figure " 1975 " 4 and inserting in lieu thereof the following: "1976 and, 5 with respect to lands from which the overburden has
6 not been removed, any coal mining operation existing on July 1, 1976".
2. Page 1 , line 25 , by inserting after the period the sentences "If the effectiveness of the revegetation requirements of this subsection cannot be determined by the department before the expiration of the twelve-month period allowed for rehabilitation pursuant to section eighty-three A point nineteen (83A.19) of the Code, the department shall extend the time for rehabilitation as necessary to meet the requirements of this subsection. The department may retain a portion of the bond or other security under this chapter as necessary to assure performance of the requirements of this subsection."
3. Page 2 , line 6 , by striking the word ", or" and inserting in lieu thereof the word "and".
4. Page 2, line 28, by striking the second word "the".
5. Page 2 , line 9 , by striking the words "latest available engineering practices" and inserting in lieu thereof the words "engineering practices approved by the department".
6. Page 3, by striking lines 7 through 11.
7. Page 6, line 12, by inserting after the period the sentence "Nothing in this section shall require land which has been mined or from which overburden has been removed before July 1, 1976 to meet the standards in section two (2) of this Act."
Amendment H-3579 was adopted.
Varley of Adair offered the following amendment H-3577 filed by Varley, et al., and moved its adoption:

H-3577
1 Amend Senate File 314, as passed by the Senate,
2 page 1, by striking lines 8 through 16 and inserting
3 in lieu thereof the following:
4 "1. Spoil, debris, soil, and waste materials
5 from the cut made to obtain access to the coal seam
6 shall be placed according to a plan approved by the
7 department."
Amendment H—3577 was adopted.
Varley of Adair moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 314)
The ayes were, 91 :
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Dyrland & Jochum & Pellett \\
\hline Avenson & Egenes & Jordan & Perkins \\
\hline Baker & Evans & Junker & Poncy \\
\hline Bennett & Fitzgerald & Koogler & Rinas \\
\hline Bina & Fullerton & Kreamer & Scheelhaase \\
\hline Bittle & Gentleman & Lageschulte & Schroeder \\
\hline Bortell & Gilloon & Lindeen & Small \\
\hline Brandt & Griffee & Lipsky & Spear \\
\hline Branstad & Halvorson & Lonergan & Spencer \\
\hline Brockett & Hansen & McElroy & Stephens \\
\hline Brunow & Hargrave & Menke & Stromer \\
\hline Byerly & Harper & Mennenga & Svoboda \\
\hline Clark & Harvey & Middleswart & Tauke \\
\hline Crabb & Hennessey & Middleton & Tofte \\
\hline Crawford & Higgins & Miller, A. V. & Varley \\
\hline Cusack & Hines & Miller, K. D. & Walter \\
\hline Daggett & Hinkhouse & Miller, O. L. & Welden \\
\hline Danker & Horn & Monroe & Wells \\
\hline Den Herder & Howell & Newhard & West \\
\hline Dieleman & Hullinger & Nielsen & Woods \\
\hline Doyle & Husak & O'Halloran & Wyckoff \\
\hline Drake & Hutchins & Patchett & Mr. Speaker \\
\hline Dunton & Jesse & Pavich & \\
\hline \multicolumn{4}{|l|}{The nays were, 3:} \\
\hline Caffrey & Nealson & Readinger & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 6:} \\
\hline Connors & Millen & Oakley & Wulff \\
\hline Krause & Norland & & \\
\hline
\end{tabular}

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

\section*{ADOPTION OF HOUSE CONCURRENT RESOLUTION 38}

Brandt of Black Hawk called up for consideration House Concurrent Resolution 38, filed on April 18, 1975, and found on page 1191 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE CALENDAR}

House File 625, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Junker of Woodbury offered the following amendment H-3491 filed by him and Howell of Floyd:

H

Amend House File 625 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section one hundred seventy-two \(A\) point one (172A.1), subsection three (3), Code 1975, is amended to read as follows:
3. "Dealer" or "broker" means' any person [determined by the department of agriculture to be] engaged in the business either of slaughtering live animals, or of receiving or buying live animals for slaughter except commission agents and order buyers operating on a federally approved stockyard and livestock auction facilities operating under the Packers and Stockyards Act of 1921 as amended, Title VII, sections 181 and 231, United States Code.

Sec. 2. Section one hundred seventy-two A point one (172A.1), subsection four (4), Code 1975, is amended to read as follows:
4. "Agent" means a person engaged in the business of buying livestock for slaughter on behalf of any dealer or broker, except commission agents and order buyers operating on a federally approved stockyard and livestock auction facilities operating under the Packers and Stockyards Act of 1921 as amended, Title VII, sections 181 and 2s1, United States Code.

Sec. 3. Section one hundred seventy-two A point two (172A.2), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

172A. 2 LICENSE REQUIRED. A dealer, broker, or agent shall be subject to the following:
1. No person shall act as a dealer or broker without first being licensed. No dealer or broker shall employ any person to act on behalf of the dealer or broker unless the dealer or broker is licensed, has designated that person to act as agent in the dealer's or broker's behalf, has notified the department of that agency in the dealer's or broker's application for that agent's license, and has received that agent's license issued by the department. The act, failure, or omission of an agent, officer, or other person, whether or not licensed as an agent, when acting for or employed by a dealer or broker, within the scope of employment of that person, shall be deemed the act, failure, or omission of the dealer or broker as well as of that person. The license of a dealer or broker shall expire on the last day of June following the date of issue. The annual fee for the license of a dealer or broker is twenty-five dollars.
2. A dealer or broker shall obtain a separate

\section*{Page 2}

1 license for each business location, and shall furnish
2 and maintain separate proof of financial responsibility
3 for each business location. A broker or dealer who
does not maintain a business location in this state shall obtain a license to engage in business transactions in this state. For the purpose of determining the required minimum bond for a business location, only the purchases made at or for the single location shall be included. The required minimum bond for a dealer or broker not maintaining a business location in this state shall be determined by including all purchases made in this state. A dealer or broker shall maintain separate business records for each location, as prescribed by rule of the department, and the failure to comply with any rule of the department shall constitute a violation of this chapter.
3. No person shall act as an agent for a dealer or broker without first being licensed as an agent of that dealer or broker. An application for an agent's license may be submitted only by a dealer or broker, and shall contain a verification by that dealer or broker of the designation of the named person as agent. The license of an agent shall be void as of the day written notice of the termination of employment of that agent is received by the department from the dealer or broker. The license of an agent shall expire on the last day of June following the date of issue. The annual fee for the license is ten dollars.

Sec. 4. Section one hundred seventy-two A point four (172A.4), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

172A. 4 FINANCIAL RESPONSIBILITY.
1. No license shall be issued by the department to a dealer or broker unless the dealer or broker has submitted proof of financial responsibility with the application for that license. Failure to maintain proof of financial responsibility as provided in this section shall constitute grounds for revocation of the license. A dealer or broker shall submit and maintain proof of financial responsibility by surety bond or by deposit bond as provided in this section.
2. a. A dealer or broker may submit and maintain a bond of a surety company authorized to do business in the state of Iowa in the form prescribed by, and executed to the satisfaction of the commissioner of insurance. The bond shall be conditioned for the payment of one or more judgments against the dealer or broker arising from the nonpayment of obligations

\section*{Page 3}

1 to sellers of animals or from fraud or
2 misrepresentation against sellers of animals.
b. The minimum amount of a surety bond required of a dealer or broker shall be determined monthly in accordance with this paragraph. The amount of the surety bond shall be not less than the nearest multiple of five thousand dollars which is greater

\section*{Page 4}
than twice the average daily value of purchases of livestock during the calendar month preceding the month in which the bond determination is being made. For the purpose of determining average daily value, the total purchases for the month shall be divided by the actual number of days business was transacted by the licensee during that month. In no case shall the amount of the bond be less than five thousand dollars.
c. The average daily value of purchases for the initial month of operation of a dealer or broker not previously licensed under this chapter, or of one which cannot establish an actual average by purchase records for a calendar month the last day of which is not earlier than sixty days prior to the first day of the month in which the determination is to be made, shall be the estimate made in good faith of the purchases to be made during that month.
d. Based upon the monthly determinations required by this subsection, for any month in which twice the average daily value of purchases of livestock exceeds the required minimum amount of surety bond, the dealer or broker shall cause an increase in the amount of the surety bond to meet the minimum requirement. When an increase of bond amount is required, the dealer or broker, without notice, shall cause the bond to be increased in amount and shall file the endorsement with the department not later than the fifteenth calendar day of the month following the month for which the average daily value of purchases exceeds the actual bond amount: However, if the specified day falls on Saturday, Sunday, or a legal state holiday, the endorsement shall be filed on the next business day of the department after the fifteenth calendar day.
e. A surety bond may not provide for a reduction of the bond, and the amount of a bond may not be reduced, except upon the expiration of ninety days after the date the existing amount of the bond became effective.
f. A surety bond may not provide for termination, and may not be terminated, except upon the giving of written notice by the surety to the department
and principal not less than ten days prior to the proposed termination date. The department shall immediately notify the dealer or broker to submit other proof of financial responsibility as required by this section. In the event the dealer or broker has not complied within five days prior to the date of the termination of the bond the department shall cause to be published a notice of intent to cancel the broker's or dealer's license not later than three days prior to the date of the termination of the bond in a newspaper of general circulation in the county

\section*{Page}
in which the dealer or broker maintains the business location. If no business location is maintained in this state, the notice shall be published in a newspaper which is issued daily in any geographic area of the state in which the dealer or broker transacts substantial business.
g. A surety bond shall be a continuing bond and shall secure the payment of liabilities of the dealer or broker incurred between its effective date and its termination date. A surety shall not be liable for any amount in excess of the amount of the bond. The termination of a bond shall not release the surety from liability arising out of acts or transactions occurring prior to the date of termination.
3. a. A dealer or broker not submitting a surety bond shall deposit and maintain with the department a deposit bond of the required minimum amount in money or negotiable bonds of the United States or of the state of Iowa of a political subdivision of the state of Iowa. The value of negotiable bonds shall be the market value of those bonds on a day not more than four days prior to the date of deposit. The deposit bond shall be accompanied by the certification of an attorney licensed to practice in the state in which the broker or dealer maintains its principal place of business that the bonds submitted qualify as a deposit bond as required by this section. The deposit shall be made under a deposit agreement prescribed by the commissioner of insurance containing terms equivalent to those required of a surety bond. The minimum amount of the deposit shall be determined in the exact manner as the amount of a surety bond as provided in subsection one (1) of this section, and a dealer or broker shall maintain a minimum deposit bond in the manner required by subsection one (1) of this section. The deposit shall not be subject to attachment for any claim or levy of execution upon a judgment based on any claim, except those claims secured by the deposit.
b. The termination of a deposit agreement shall not release the party furnishing the deposit from any liability arising out of acts or transactions occurring prior to the termination date. The department shall not release a deposit until the expiration of ninety days after the termination date, and then only if no claims secured by the agreement have been filed with the department. If any claim has been filed with the department, the deposit shall not be released except upon an order of the district court.
c. A deposit of money or qualified bonds may be reduced in amount only as provided in this paragraph. If the deposit bond exceeds the amount required to be maintained, and the deposit agreement provides
for a reduction, a deposit may be reduced to an amount not less than the required minimum amount. No reduction may be made except upon the expiration of ninety days after the existing bond amount was deposited.
d. All moneys and securities deposited with the department shall be handled in the following manner:
(1) All securities deposited with the department shall remain in its custody.
(2) All moneys shall be delivered to the treasurer of state and invested in the manner set forth in section four hundred fifty-two point ten (452.10) of the Code, and the treasurer shall not relinquish the moneys except upon the written order of the department.
(3) The owner shall be entitled to receive all income from moneys and securities so deposited and the department shall issue a receipt for each deposit setting forth this fact.
4. Any person damaged either by nonpayment of obligations or by any misrepresentation or fraud on the part of a broker or dealer may maintain an action against the broker or dealer and the surety on the bond provided for in this section or for the application of the deposit in the custody of the department. In the event that the aggregate judgments on the bond or the deposit exceed the total amount of the bond or deposit, the amount payable on account of any judgment shall be in the same proportion to the bond or deposit as the individual judgment bears to the aggregate judgments.
5. An action by a claimant on a surety bond or on a deposit bond shall be barred unless the person damaged files a written notice of the claim with the department within ninety days from the date of the

1 alleged act or transaction resulting in the loss, 2 or within ninety days after the discovery of fraud 3 or misrepresentation on the part of the person 4 complained against: However, a claim alleging fraud 5 or misrepresentation shall be barred unless notice of the claim is given to the department not later than one year following the date of the transaction in connection with which the fraud or misrepresentation is alleged to have been committed. Upon receipt of a written notice of a claim, the department shall mail a written notice thereof, by certified mail, to the dealer or broker against whom the claim is asserted, and to the surety on the bond, if any. The department may give notice of more than one claim in a single written notice, and the failure of a dealer, broker or surety to receive notice from the department shall not constitute a bar or defense to any claim.

Sec. 5. Section one hundred seventy-two A point
seven (172A.7), Code 1975, is amended to read as follows:

172A. 7 [ACCESS TO RECORDS. Every] RECORDS OF LICENSEES.
1. A dealer or broker shall during all reasonable times permit an authorized representative of the department to examine all records relating to his business necessary in the enforcement of this chapter.
2. A dealer or broker shall submit to the department not later than the fifteenth calendar day of each month, records of the licensed activities of that dealer or broker in this state for the preceding month. The department shall prescribe by rule the form and content of information to be submitted pursuant to this subsection.

Sec. 6. Chapter one hundred seventy-two A (172A), Code 1975, is amended by adding the following new sections:
\(N E W\) SECTION. 172A. 10 ABATEMENT. If an unlicensed dealer or broker engages in activities for which a license is required by this chapter, or if a dealer or broker fails to maintain proof of financial responsibility, a continuation of activities for which the license is required shall constitute a nuisance and the attorney general, in the name and on behalf of the department, may bring an action to abate that nuisance. The action may be heard upon not less than five days notice to the defendant dealer or broker.
\(N E W\) SECTION 172A.11 METHOD OF PAYMENT. No dealer or broker shall cause the purchase of any livestock except upon payment to the seller by
certified or cashier's check delivered or mailed with postage prepaid to the seller within the following applicable time period:
1. If the livestock is purchased pursuant to a method of evaluation whereby the actual value of the livestock is not determinable prior to slaughter, the dealer or broker shall pay the seller not later than seventy-two hours after the dealer or broker acquires rights in the livestock, eighty percent of an estimate of the total value of the livestock given in good faith. Any balance of the purchase price shall be paid not later than the seventh calendar day after the date of purchase.
2. Pursuant to all other methods of purchase, the dealer or broker shall pay the seller in full not later than seventy-two hours after the dealer or broker acquires rights in the livestock.
\(N E W\) SECTION. 172A. 12 CUSTODIAL ACCOUNTS.
1. Each payment made by a livestock buyer to a licensee is a trust fund until the licensee's custodial account required by subsection two (2) of this section has been paid in full in connection with the purchase. Funds deposited in custodial accounts are also trust

\section*{funds.}
2. Every licensee shall establish and maintain a separate bank account designated as "Custodial Account for Seller's Proceeds", or by some similar identifying designation, under terms and conditions with the bank where established, to disclose that the depositor is acting as a fiduciary with respect thereto and that the funds in the account are trust funds.
3. Before the close of the next banking business day after proceeds are received by a licensee from the sale of livestock or livestock products the licensee shall deposit the net proceeds in the custodial account. On or before the third banking business day after each purchase of livestock by a licensee the licensee shall deposit or have on deposit in the custodial account an amount equal to the amount immediately payable to the person from whom the livestock were purchased whether or not proceeds from sales have been collected or received by the licensee. In the case of a partial payment permitted under subsection one (1) of section one hundred seventy-two A point eleven (172A.11) of this Act, any unpaid balance shall be deposited in the custodial account not later than the fifth banking business day after the purchase.
4. The custodial account shall be drawn on only e 8
for payments to sellers of livestock.
5. Every licensee shall keep those accounts and records specified by rule of the department as will at all time disclose the handling of the funds in the custodial account.
6. The department may prescribe by rule the accounting procedures to be used in determining net proceeds pursuant to subsection three (3) of this section.
7. Failure to comply with this section shall constitute grounds for revocation of a license.

> NEW SECTION. 172A.13. REVOCATION OF LICENSE. The license of a dealer, broker, or agent shall be revocable by the department for any knowing failure by the person to comply with a provision of this chapter. If the person has been issued more than one license, grounds for revocation of a single license shall constitute grounds for revocation of all licenses issued to that person.

NEW SECTION. 172A. 14 CLASS ACTIONS BY DEPARTMENT.
The department may commence and maintain a class action against a licensee and any surety of a licensee on behalf of all claimants protected by the financial responsibility required by this chapter. The
department shall receive and hold in trust any judgment
rendered for the benefit of those claimants. In the

\footnotetext{
event a class action is brought by the department, costs and expenses incurred by the department shall be paid by the executive council as provided in section nineteen point ten (19.10) of the Code.

Sec. 7. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Sioux City Journal, a newspaper published in Sioux City, Iowa, and in the Quad-City Times, a newspaper published in Davenport, Iowa."
}

Cusack of Scott in the chair at 3:25 p.m.
By unanimous consent the following corrective amendment \(\mathrm{H}-3679\), to amendment H-3491, filed by Junker of Woodbury from the floor, was adopted:
H-3679
1 Amend the Junker, Howell amendment H-8491 to House File 625 as follows:

Page 7, line 19, by striking the word "to" and
inserting in lieu thereof the word "for".
Speaker Cochran in the chair at 3:45 p.m.
Junker of Woodbury moved the adoption of amendment \(\mathrm{H}-3491\), as amended.

Roll call was requested by Junker of Woodbury and Rinas of Linn.

On the question "Shall amendment H-3491, as amended, be adopted?"

The ayes were, 28:
\begin{tabular}{ll} 
Baker & \begin{tabular}{l} 
Hansen \\
Dieleman
\end{tabular} \\
Harvey \\
Doyle & \begin{tabular}{l} 
Hennessey \\
Dyrland
\end{tabular} \\
Eiggins \\
Egenes & Hullerton \\
Halvorson & Howell \\
Hullinger \\
Jordan
\end{tabular}

The nays were, 59:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Daggett \\
Avenson
\end{tabular} \\
\begin{tabular}{l} 
Bennett
\end{tabular} & \begin{tabular}{l} 
Danker \\
Den Herder
\end{tabular} \\
Bina & Drake \\
Bortell & Dunton \\
Brandt & Evans \\
Branstad & Fitzgerald \\
Brockett & Gentleman \\
Brunow & Gilloon \\
Byerly & Griffee \\
Caffrey & Hargrave \\
Clark & Harper \\
Crabb & Hrawford \\
Cusack & Hinkhouse \\
Cush & Horn
\end{tabular}
\begin{tabular}{ll} 
Husak & Pellett \\
Hutchins & \begin{tabular}{l} 
Perkins
\end{tabular} \\
Jesse & Poncy \\
Jochum & Readinger \\
Koogler & Small \\
Lageschulte & Spear \\
Lipsky & Spencer \\
Middleswart & Stromer \\
Middleton & Tauke \\
Miller, A. V. & Varley \\
Miller, O. L. & Wells \\
Newhard & West \\
Nielsen & Woods \\
O'Halloran & Mr. Speaker \\
Patchett &
\end{tabular}

Absent or not voting, 13:
\begin{tabular}{llll} 
Bittle & Lindeen & Nealson & Scheelhaase \\
Connors & Mennenga & Norland & Stephens \\
Krause & Millen & Oakley & Wulff \\
Kreamer & & &
\end{tabular}

Amendment H-3491, as amended, lost.
By unanimous consent the following corrective amendment \(\mathrm{H}-3677\), filed by Miller of Cerro Gordo from the floor, was adopted:
H-8677
1 Amend House File 625 as follows:
2 Page 8, by striking from line 24 the following:
3 "seven (7)" and inserting in lieu thereof the
4 following: "eight (8)".
Miller of Cerro Gordo offered amendment H-3460 filed by the committee on agriculture. Division of the amendment was requested as follows:

H-3460
1 Amend House File 625 as follows:
H-3460A
1. Page 3, by striking lines 19 through 24 and inserting in lieu thereof the following:
"e. Whenever a dealer or broker's weekly purchases exceed one hundred fifty percent of his average weekly volume, the department may require additional bond in an amount determined by the department."
2. Page 4, line 29, by striking the words "one hundred twenty" and inserting in lieu thereof the word "ninety".
3. Page 5, line 26, by striking the words "one hundred twenty" and inserting in lieu thereof the word "ninety". 3460B
4. Page 7, by striking lines 22 through 24 and inserting in lieu thereof the following:
"the full amount of the purchase price, or, if the livestock is bought on a yield or a grade and yield basis, at least eighty percent of the estimated purchase price."
H-3460A
means any telephonic, telegraphic, electronic, or
5. Page 7, by striking lines 25 and 26 and inserting in lieu thereof the following:
"2. Payment to the seller shall be made by cash, check, or wire transfer of funds. If payment to the seller is by check, the check shall be drawn on a bank located in this state. For the purpose of this subsection, "wire transfer" means any telephonic, telegraphic, electronic, or similar communication between the bank of the
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purchaser and the bank of the seller which re-
sults in the transfer of funds or credits of the
purchaser to an account of the seller."
6. Page 7, by inserting after line 26 the fol-
lowing:
"3. Provisions of this section may be modified
by an agreement signed by both the buyer and the
seller or their duly authorized agents at the time
of the sale. However, such an agreement shall not
be a condition of sale unless expressly requested
by the seller."
7. Page 7, line 27, by striking the numeral "3"
and inserting in lieu thereof the numeral "4".

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Stromer of Hancock offered the following amendment \(\mathrm{H}-3676\), to the committee amendment \(\mathrm{H}-3460 \mathrm{~A}\), filed from the floor by him and Middleton of Black Hawk, and moved its adoption:

H—3676
1 Amend the committee on agriculture amendment
H-3460, to House File 625, as follows:
By inserting after the word "state" in line 26 the words "or a state bordering lowa".
Amendment H—3676 lost.
Scheelhaase of Woodbury offered the following amendment \(\mathrm{H}-3692\), to the committee amendment \(\mathrm{H}-3460 \mathrm{~A}\), filed by him and Howell of Floyd from the floor and moved its adoption:

H-3692
1 Amend the committee on agriculture amendment
\(\mathrm{H}-3460\) to House File 625 as follows:
By striking from line 6 the word "may" and inserting in lieu thereof the word "shall".
Amendment H—3692 was adopted.
Crabb of Crawford offered the following amendment H-3674, to the committee amendment \(\mathrm{H}-3460 \mathrm{~A}\), filed by him from the floor and moved its adoption:

H-3674
1 Amend the committee amendment H-3460 to House
2 File 625, lines 38 through 40, by striking the
3 following: "However, such an agreement shall not
4 be a condition of sale unless expressly requested
5 by the seller."
Amendment H—3674 lost.
Miller of Cerro Gordo moved the adoption of the committee amendment \(\mathrm{H}-3460 \mathrm{~A}\), as amended.

Amendment \(\mathrm{H}-3460 \mathrm{~A}\), as amended, was adopted.

Miller of Cerro Gordo moved the adoption of the committee amendment \(\mathrm{H}-3460 \mathrm{~B}\).

Amendment H-3460B was adopted.
Scheelhaase of Woodbury offered the following amendment \(\mathrm{H}-3675\) filed by him and Howell of Floyd from the floor and moved its adoption:

H-3675
Amend House File 625 as follows:
Page 3, by inserting after line 31 the following new lettered paragraph:
"g. For purposes of subsection one (1) of this section, "purchases of livestock originating in this state" shall not include purchases by dealers or brokers from their suhsidiaries."

Amendment \(\mathrm{H}-3675\) was adopted.
Miller of Cerro Gordo offered the following amendment H-3555 filed by him and moved its adoption:

H—3555
1 Amend House File 625 as follows:
2 1. Page 6, line 20, by inserting the word
3 "bonding" after the word "the".
Amendment \(\mathrm{H}-3555\) was adopted.
Miller of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 625)
The ayes were, 93 :
\begin{tabular}{llll} 
Anderson & Den Herder & Hines & Miller, A. V. \\
Avenson & Dieleman & Hinkhouse & Miller, K. D. \\
Baker & Doyle & Horn & Miller, O. L. \\
Bennett & Drake & Howell & Monroe \\
Bina & Dunton & Hullinger & Nealson \\
Bittle & Dyrland & Husak & Newhard \\
Bortell & Egenes & Hutchins & Nielsen \\
Brandt & Evans & Jesse & O'Halloran \\
Branstad & Fitzgerald & Jochum & Patchett \\
Brockett & Fullerton & Jordan & Pavich \\
Brunow & Gentleman & Junker & Pellett \\
Byerly & Ginlloon & Koogler & Perkins \\
Caffrey & Griffee & Lageschulte & Poncy \\
Clark & Halvorson & Lindeen & Readinger \\
Connors & Hansen & Lisky & Rinas \\
Crabb & Hargrave & Lonergan & Scheelhaase \\
Crawford & Harper & McElroy & Schroeder \\
Cusack & Harvey & Menke & Small \\
Daggett & Hennessey & Middleswart & Spear \\
Danker & Higgins & Middleton & Spencer
\end{tabular}
\begin{tabular}{llll} 
Stephens & Tofte & Welden & Woods \\
Stromer & Varley & Wells & Wyckoff \\
Svoboda & Walter & West & Mr. Speaker
\end{tabular}

The nays were, none.
Absent or not voting, 7:
\begin{tabular}{llll} 
Krause & Mennenga & \begin{tabular}{l} 
Norland \\
Oakley
\end{tabular} & Wulff \\
Kreamer & Millen &
\end{tabular}

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

\section*{MOTION TO VOTE PREVAILS \\ (Senate File 314)}

Horn of Linn asked for unanimous consent to be recorded as voting "aye" on Senate File 314.

Objection was raised.
Horn of Linn moved that the rules be suspended and that he be recorded as voting "aye" on Senate File 314.

A non-record roll call was requested.
The ayes were 54 , nays 27 .
The motion prevailed and the vote was recorded accordingly.

> EXPLANATION OF VOTE
> (House Files \(43,99,362,459,724,753,765,775,777\), \(792,793,798\) and Senate Files 114 and 371 )

I was necessarily absent from the House chamber when the vote was taken on House Files 43, 99, 362, 459, 724, 753, 765, 775, 777, 792, 793 and 798 and Senate Files 114 and 371. Had I been present I would have voted "aye" on all but House File 43, on which I would have voted "nay".

McELROY of Fremont

\section*{COMMUNICATION FROM THE SECRETARY OF STATE}

April 28, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 368 was published in The Humeston New Era, Humeston, Iowa, April 17, 1975, and in The Monticello Express, Monticello, Iowa, April 17, 1975.

\section*{SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE}

Mr. Speakrr: Your committee on House administration reports the following appointments to the officers and employees of the House effective May 1, 1975:

Norma Kay Markell-Research Assistant to Speaker
Frances A. Stefani-Journal Clerk
WELLS of Linn, Chairman

\section*{BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR}

\section*{The Chief Clerk of the House submitted the following report:}

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 29th day of April, 1975: House Files 275, 287, 432 and 521.

\author{
DAVID L. WRAY \\ Chief Clerk of the House
}

GOVERNOR'S ITEM VETO MESSAGE
(House File 334)
April 28, 1975
The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
Local
Dear Mr. Synhorst:
I hereby transmit House File 334, An Act appropriating funds to the Iowa State Commerce Commission and the Department of Public Defense and providing for the deposit of receipts of such departments in the general fund of the state.

House File 334 is approved April 28, 1975, with the following exception which I hereby disapprove.

I am unable to approve Item 2 designated in the Act as Section 2 which reads as follows:
"Sec. 2. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, there shall be no transfer of funds appropriated by this Act between categories or line items provided by this Act."
Chapter 8 of the Code of Iowa directs that the Governor shall have "the efficient and economical administration of all departments and establishments of the government." Chapter 8 also authorizes the Governor and the State Comptroller to transfer funds on an intradepartmental and interdepartmental basis. This authority was provided so that the executive could meet its responsibility of maintaining efficient and economical administration. This Administration and its predecessors have found the transfer authority to be an essential management tool. To be denied this authority, the executive branch would be limited in its ability to effectively carry out
its responsibilities. This then can be viewed as an unconstitutional restriction by one branch of government on another.

Section 2 of House File 334 would remove the authority to transfer the funds appropriated in this bill. If allowed to remain, this item would remove the flexibility needed to administer these funds in the most efficient and productive manner possible.

In the preparation of an agency budget, one attempts to anticipate the scope and intensity of the demands and problems the agency will face during the next year or biennium. Yet no one can foresee every changing condition and challenge that may confront an agency. The ability to transfer funds within and between agencies gives an administration the management capability to meet its changing responsibilities. Also, with the transfer authority available, the Governor's budget presented to the General Assembly need not provide for all possible contingencies. It eliminates the need for large contingent funds.

During the past biennium the Department of Public Defense and the Commerce Commission made limited but effective use of the transfer authority. Funds were transferred to the Civil Defense Division of the Department of Public Defense from the Commerce Commission and the Department of Social Services to establish and implement the Emergency Fuel Program in the winter of 1973 . Funds were also transferred within the Commerce Commission from the Utilities Division to the Motor Transportation Division to compensate for an unusually low vacancy factor, increased professional services due to complex rate cases, and inflated operating costs. Without the ability to transfer these funds, many Iowa communities might have gone without crucial fuel oil supplies and an important regulation agency might have been hamstrung in its efforts to do its job effectively.

I appreciate the careful analysis and study given to these departments' appropriation requests by the members of the General Assembly. They believe the amounts appropriated are sufficient to meet the needs of the two departments during FY1976. I can also appreciate the concern of some legislators over the transfer of funds. Yet this Administration has and will continue to make only the most prudent and careful transfer of funds. If the citizens of Iowa are to benefit from efficient and productive management by state government, the authority to transfer funds between and within these departments as well as departments of state government needs to be retained.

For these reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 334 are hereby approved this date.

Sincerely,
ROBERT D. RAY
Governor

\section*{BILL SIGNED BY THE GOVERNOR}

A communication was received from the Governor announcing that on April 28, 1975, he approved and transmitted to the Secretary of State the following bill:

Senate File 233, an act relating to claims against the estates of decedents arising from assistance granted under a previous categorical assistance program.

\section*{REPORTS OF COMMITTEE}

Monroe of Des Moines, from the committee on state government, submitted the following reports:

Mr. Speaker: Your committee on state government to whom was referred Senafe File 162, a bill for an act relating to holidays for state employees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3694

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e
5 w
6 t work on a holiday] When a state employee not regularly scheduled to work on a holiday is required to work on a holiday because of an emergency".
2. Page 1 , line 13 , by inserting after the word "rate" the words "as determined by the appointing authority".
3. Page 1 , line 13 , by striking the words "Employees subject to the United States".
4. Page 1, by striking lines 14 and 15.

\author{
MONROE of Des Moines, Chairman
}

\section*{Also:}

Mr. Speaker: Your committee on state government to whom was referred Senate File 303, a bill for an act relating to the composition and appointment of members of the Iowa crime commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

\section*{MONROE of Des Moines, Chairman}

\section*{AMENDMENTS FILED}

H-3684
1 Amend House File 217 as follows:
2 Page 1, by striking from line 6 the words
3 "one-half or more" and inserting in lieu thereof
4 the word "any".
MILLER of Buchanan
H—3687
1 Amend House File 502 as follows:
2 1. Page 1, by striking lines 20 through 30 and
3 inserting in lieu thereof the following:
4
5
"NEW SUBSECTION. 26. An authorized officer may stop and inspect a vehicle being operated on the high-

> KRAUSE of Palo Alto

H-3680
Amend House File 584 by striking everything after the enacting clause and inserting in lieu thereof the following new sections:
"Section 1. NEW SECTION. SHORT TITLE. This Act may be known and shall be cited as the "Iowa Antitrust Law".

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:
1. "Commodity" means any kind of real, personal or mixed property, but does not include the labor of a human being.
2. "Person" means any individual, corporation, firm, partnership, incorporated or unincorporated association or any other legal or commercial entity.
3. "Service" means any kind of activity performed in whole or in part for financial gain but does not include labor which is performed by individuals as employees of others.
4. "Trade or commerce" means any economic activity involving or relating to any commodity or service.

Sec. 3. NEW SECTION. RESTRAINTS, MONOPOLIES, AND EXCLUSIVE DEALINGS.
1. Every contract, combination or conspiracy in restraint of trade or commerce in this state is unlawful.
2. It is unlawful to monopolize, attempt to monop-

1
olize, or conspire to monopolize trade or commerce in this state.
3. It is unlawful for any persons engaged in trade or commerce in this state, in the course of such trade or commerce, to lease or make a sale or contract for sale of any commodity, whether patented or unpatented, for use, consumption, or resale within this state, or fix a price charged therefor, or discount from, or rebate upon, such price, on the condition, agreement, or understanding that the lessee or purchaser thereof shall not use or deal in the commodities of a competitor or competitors of the lessor or seller, where the effect of such lease, sale, or contract for such sale or such condition, agreement, or understanding may be to substantially lessen competition or tend to create a monopoly in any line of trade or commerce in this state.

Sec. 4. NEW SECTION. EXEMPTIONS.
1. Nothing contained in this Act shall be construed to forbid the existence or operation of:
a. Any labor organization, instituted for the purpose of mutual help and not conducted for profit, or of individual members thereof as to any activities which are directed solely to labor objectives which
activities are lawful under the laws of either this state or the United States.
b. Any agricultural or horticultural organization instituted for the purpose of mutual help and not conducted for profit, or of individual members thereof
as to any activities which are directed solely to
activities of such organizations which activities
are lawful under the laws of either this state or the United States.
2. Nothing contained in this Act shall be construed to apply to activities or arrangements expressly approved or regulated by any regulatory body or officer acting under statutory authority of this state or of the United States.

Sec. 5. NEW SECTION. FINES, IMPRISONMENT, AND ENFORCEMENT.
1. Any person who violates any of the provisions of section three (3), subsections one (1) and two (2), of this Act shall upon conviction be guilty of a misdemeanor and shall be fined not to exceed fifty thousand dollars or be imprisoned in the county jail for not to exceed one year, or be subject to both such fine and imprisonment. The attorney general shall not commence prosecutions under this section against any defendant who, at the time, is a defendant with regard to any current information or indictment filed by the United States for violation, or alleged violation, of the federal antitrust statutes involving substantially the same subject matter.
2. The attorney general, with such assistance

\section*{81}

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\section*{Page}
as he may require from the appropriate county attorney, shall investigate suspected criminal violations of this Act and shall commence and try all criminal prosecutions under this Act. Prosecutions under this Act may be commenced by information or indictment. With regard to the investigation, commencement and trial of such prosections, the attorney general shall have all the powers and duties vested in him by law with respect to criminal investigations and prosecutions generally.
3. Any person who is found to be in contempt of any court order issued to enforce the provisions of section three (3) of this Act arising out of any proceeding brought by the attorney general shall forfeit and pay to the state a civil penalty of not more than twenty thousand dollars. For the purposes of this section, the court issuing any such court order enforcing the provisions of section three (3) of this Act shall retain jurisdiction, and the cause shall be continued, and in such cases the attorney
general acting in the name of the state may petition for recovery of civil penalties.

Sec. 6. NEW SECTION. ATTORNEY GENERAL, DECREE AS EVIDENCE.
1. It shall be the duty of the attorney general to enforce the provisions of this Act. It shall be the duty of the attorney general to institute civil proceedings to prevent and restrain violations of this Act. The attorney general may employ special counsel in suits to enforce the provisions of this Act or in actions on behalf of the state or in his representative capacity under subsection two (2) of this section in the federal courts brought under federal statutes pertaining to antitrust, trade regulations, restraint of trade or price fixing activities. The attorney general, at his discretion, may direct the county attorney of any county in which any proceedings is instituted or brought by the state under this Act or in which any investigation of a violation of this Act is occurring to aid and assist him in the conduct of such investigations and proceedings.
2. The attorney general may represent, besides the state and any of its political subdivisions in suits to enforce the provisions of this Act or in actions brought in the federal courts under any federal statute pertaining to antitrust, trade regulations, restraint of trade or price fixing activities.
3. The attorney general is authorized to enter into consent judgments or decrees with any party defendant in an action brought under this Act. However, no such consent judgment or decree shall become final until approved by the court where filed or until

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a period of sixty days has elapsed since the filing of the consent judgment or decree whichever occurs first; provided, however, that no such approval may be entered by the court until the thirty-first day after the filing of the consent judgment or decree.
4. A final judgment or decree rendered in any civil or criminal proceeding brought by the state under this Act shall be prima facie evidence against the defendant in any action or proceeding brought by any other party under this Act against the defendant as to all matters respecting which the judgment or decree would be an estoppel between the parties thereto, provided that any such action is maintained within one year of the date the judgment of decree is entered. This subsection does not apply to consent judgments or decrees entered before the taking of any testimony in the case or to judgments or decrees 4
entered in actions brought in the state courts under section ten (10) of this Act.
Sec. 7. NEW SECTION. INJUNCTIVE RELIEF. 1. In addition to all other remedies provided by this Act the court is invested with jurisdiction to grant such preliminary or permanent injunctive relief and to issue such temporary restraining orders as necessary to prevent and restrain violations of section three (3) of this Act.
2. In any civil action brought under this Act, in addition to granting such prohibitory injunctions and other restraints as it deems expedient to deter the defendant from, and secure against, his committing a future violation of this Act, the court may grant such mandatory relief as is reasonably necessary to restore or preserve fair competition in the trade or commerce affected by the violation.

Sec. 8. NEW SECTION. CIVIL INVESTIGATIVE DEMAND.
1. Whenever the attorney general has reason to believe that a person under investigation may be in possession, custody, or control of any books, documents, records, writings or tangible things, hereinafter referred to as "documentary material" relevant to a civil investigation of a violation of section three (3) of this Act, he may, prior to the institution of a civil or criminal proceeding thereon, issue in writing, and cause to be served upon such person, a civil investigative demand requiring such person to produce such documentary material for examination.
2. Each such demand shall contain all of the following:
a. State the nature of the conduct constituting the alleged antitrust violation which is under investigation and the provision of law applicable thereto.
b. Describe the class or classes of documentary material to be produced thereunder with such definiteness and certainty as to permit such documentary material to be fairly identified.
c. Prescribe a return date which will provide a reasonable period of time within which the documentary material so demanded may be assembled and made available for inspection and copying or reproduction.
d. Identify the custodian to whom such documentary material shall be made available.
3. No such demand shall:
a. Contain any requirement which would be held to be unreasonable if contained in a subpoena duces

\section*{5}
tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation; or
b. Require the production of any documentary material which would be privileged from disclosure if demanded by a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation.
4. Service of a demand by the attorney general as provided herein may be made by either of the following:
a. Delivery of a duly executed copy thereof to the place of business of the persons to be served in this state or if the person has no place of business in this state to his principal place of business or to the residence of the person to be served.
b. Mailing by certified mail, return receipt requested and signed by the person to whom service is directed, a duly executed copy thereof addressed to the person to be served at his place of business in this state, or if the person has no place of business in this state, to his principal place of business or to the residence of the person to be served.
5. A verified return by the individual serving any such demand or petition setting forth the manner of such service shall be proof of such service. In the case of service by certified mail, such return shall be accompanied by the return post office receipt of delivery of such demand signed by the person to whom service is directed.
6. The attorney general shall designate a member of his staff as document custodian.
7. Any person upon whom any civil investigative demand issued under this section has been duly served shall make such documentary material available for inspection and copying or reproduction to the custodian designated therein at the principal place of business of such person or at such other place as such custodian and such person thereafter may agree and prescribe

41 in writing or as the court may direct on the return
\[
42
\]

\section*{Page 6}

1 and for the return thereof pursuant to this section. 2 The custodian may cause the preparation of such copies 3 of such documentary material as may be required for 4 official use. While in the possession of the 5 custodian, no documentary material so produced or 6 copies thereof shall be available for examination, 7 without the consent of the person who produced such 8 documentary material, by any individual other than 9 the attorney general or a duly authorized member of \(\begin{aligned} 9 & \text { the attorney general or a duly authorized member of } \\ 10 & \text { his staff. Under such reasonable terms and conditions }\end{aligned}\) 11 as the attorney general shall prescribe, documentary 12 material while in the possession of the custodian 13 shall be available for examination by the person who
date specified in such demand or on such latter date as such custodian may prescribe in writing. Such person may upon written agreement between such person and the custodian substitute for copies of all or any part of such documentary material originals thereof.
8. The custodian to whom any documentary material is so delivered shall take physical possession thereof, and shall be responsible for the use made thereof produced such material or any duly authorized representative of such person.
9. Whenever any attorney has been designated to appear on behalf of the state, before any court or grand jury in any case or proceeding involving any alleged antitrust violation, the custodian may deliver to such attorney such documentary material in the possession of the custodian as such attorney determines to be required for use in the presentation of such case or proceeding on behalf of the state. Upon the conclusion of any such case or proceeding, such attorney shall return to the custodian any documentary material so withdrawn and copies thereof which has not passed into the control of such court or grand jury through the introduction thereof into the record of such case or proceeding.
10. Upon the completion of the investigation for which any documentary material was produced under this section and any case or proceeding arising from such investigation, the custodian shall return to the person who produced such documentary material all such documentary material and copies thereof which has not passed into the control of any court or grand jury through the introduction thereof into the record of such case or proceeding.
11. When any documentary material has been produced by any person under this section for use in any antitrust investigation, and no such case or proceeding arising therefrom has been instituted within a reasonable time after completion of the examination and analysis of all evidence assembled in the course

\section*{Page 7}
of such investigation, such person shall be entitled, upon written demand made upon the attorney general, to the return of all documentary material and copies thereof so produced by such person.
12. In the event of the death, disability, or separation from service of the custodian of any
documentary material produced under any demand issued under this section, or the official relief of such custodian from the responsibility for the custody and control of such documentary material, the attorney general shall promptly designate another official to serve as custodian thereof, and transmit notice in writing to the person who produced such documentary material as to the identity and address of the successor so designated. Any successor so designated shall have with regards to such materials all duties and responsibilities imposed by this section upon his predecessor in office with regard thereto except that he shall not be held responsible for any default or dereliction which occurred before his designation as custodian.
13. Whenever any person fails to comply with any civil investigative demand duly served upon him under this section or whenever satisfactory copying or reproduction of any such material cannot be done and such person refuses to surrender such documentary material, the attorney general, through such officers or attorneys as he may designate, may file, in the district court of the county in which such person resides, is found, or transacts business, and serve upon such person a petition for an order of such court for the enforcement of this section, except that if such person transacts business in more than one such county such petition may be filed in any such county, or in such other county in which such person transacts business as may be agreed upon by the parties to such petition.
14. Within twenty days after the service of any such demand upon any persons, or at any time specified in the demand, whichever period is shorter, such person may file, in the district court of the county within which such person resides, is found, or transacts business in this state, or if such person does not reside in or transact business in this state in the district court within which the office of the custodian is situated and serve upon such custodian a petition for an order of such court modifying or setting aside such demand. The time allowed for compliance with the demand in whole or in part as deemed proper and ordered by the court shall not run during the pendency of such petition in the court. Such petition shall specify each ground upon which the petitioner relies in seeking such relief, and

\section*{Page 8}

1 such person.
may be based upon any failure of such demand to comply with the provisions of this section or upon any constitutional or other legal right or privilege of
15. At any time during which any custodian is in custody or control of any documentary material delivered by any person in compliance with any such demand, such person may file in the district court of the county within which the office of such custodian is situated, and serve upon such custodian a petition for an order of such court requiring the performance by such custodian of any duty imposed upon him by this section.
16. Whenever any petition is filed in any court under this section, such court shall have jurisdiction to hear and determine the matter so presented, and to enter such order or orders as may be required to carry into effect the provisions of this section. Any final order so entered shall be subject to appeal by writ of prohibition. Any disobedience of any final order entered under this section by any court shall be punished as a contempt thereof.

Sec. 9. \(N E W S E C T I O N\). SELF INCRIMINATION. In any investigation or proceeding brought to enforce the provisions of this Act, no individual shall be permitted to refuse to answer any question material to the matter in controversy or to refuse to produce documentary material on the ground that the testimony or documentary material required of him may tend to incriminate him or subject him to a penalty; but no such person shall be subject to criminal prosecution or to any action for a criminal penalty or forfeiture on account of any transaction, matter or thing concerning which he may testify or produce documentary material.

Sec. 10. NEW SECTION. PRIVATE SUITS. Any person, including the state, who is injured in his business or property by reason of anything forbidden or declared unlawful by this Act may sue therefor in any county in which the defendant or defendants, or any of them, reside, or have any officer, agent or representative, or in which any such defendant, or any agent, officer or representative may be found. Such person may:
1. Sue for damages sustained by him, and if the judgment is for the plaintiff he shall be awarded threefold damages by him sustained and reasonable attorneys' fees as determined by the court, together with the costs of suit; and
2. Bring proceedings to enjoin the unlawful practices, and if decree is for the plaintiff he shall be awarded reasonable attorneys' fees as determined by the court, together with the costs of the suit.

Sec. 11. NEW SECTION. VENUE, LIMITATIONS, AND

\section*{Page 9}

1 COMMERCE.
1. Any action or proceeding, civil or criminal, authorized by this Act, shall be brought in the district court of the county in which any defendant resides, engages in business or has an agent, unless otherwise specifically provided herein.
2. Any action brought under this Act shall be barred unless commenced within four years after the cause of action accrued. No cause of action barred under existing law on the effective date of this Act shall be revived by this Act.
3. Whenever any civil or criminal proceeding is commenced by the state to prevent, restrain or punish violations of this Act, but not including an action under section ten (10) of this Act, brought by the state, the running of the statute of limitations in respect to every private right of action arising under this Act based in whole or in part on any matter complained of in such proceedings shall be suspended during the pendency thereof and for one year thereafter, except, however, that whenever the running of the statute of limitations in respect of a private cause of action arising under this Act is suspended hereunder, any action to enforce such cause of action shall be forever barred unless commenced either within the period of suspension or within four years after the cause of action accrued.
4. No action under this Act shall be barred on the ground that the activity or conduct complained of in any manner affects or involves interstate or foreign commerce.

Sec. 12. NEW SECTION. CONSTRUCTION. This Act shall be construed in harmony with ruling judicial interpretations of comparable federal antitrust statutes.

Sec. 13. Chapter five hundred fifty-three (553), Code 1975, is repealed."

\author{
BITTLE of Polk \\ VARLEY of Adair \\ LIPSKY of Linn EVANS of Grundy KREAMER of Polk
}

H-3681
Amend House File 584 as follows:
1. Page 4, by striking lines 23 through 35.
2. Page 5, by striking lines 1 through 34 and inserting in lieu thereof the following new section:
"Sec. ..... NEW SECTION. CIVIL INVESTIGATIVE DEMAND.
1. Whenever the attorney general has reason to believe that a person under investigation may be in possession, custody, or control of any books,

\section*{Page 2}
documents, records, writings or tangible things, hereinafter referred to as "documentary material"
relevant to a civil investigation of a violation of section three (3) of this Act, he may, prior to the institution of a civil or criminal proceeding thereon, issue in writing, and cause to be served upon such person, a civil investigative demand requiring such person to produce such documentary material for examination.
2. Each such demand shall contain all of the following:
a. State the nature of the conduct constituting the alleged antitrust violation which is under investigation and the provision of law applicable thereto.
b. Describe the class or classes of documentary material to be produced thereunder with such definiteness and certainty as to permit such documentary material to be fairly identified.
c. Prescribe a return date which will provide a reasonable period of time within which the documentary material so demanded may be assembled and made available for inspection and copying or reproduction.
d. Identify the custodian to whom such documentary material shall be made available.
3. No such demand shall:
a. Contain any requirement which would be held to be unreasonable if contained in a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation; or
b. Require the production of any documentary material which would be privileged from disclosure if demanded by a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alledged violation.
4. Service of a demand by the attorney general as provided herein may be made by either of the following:
a. Delivery of a duly executed copy thereof to the place of business of the persons to be served
in this state or if the person has no place of business in this state to his principal place of business or to the residence of the person to be served.
b. Mailing by certified mail, return receipt requested and signed by the person to whom service is directed, a duly executed copy thereof addressed to the person to be served at his place of business in this state, or if the person has no place of business in this state, to his principal place of business or to the residence of the person to be served.
5. A verified return by the individual serving
any such demand or petition setting forth the manner of such service shall be proof of such service. In the case of service by certified mail, such return shall be accompanied by the return post office receipt of delivery of such demand signed by the person to whom service is directed.
6. The attorney general shall designate a member of his staff as document custodian.
7. Any person upon whom any civil investigative demand issued under this section has been duly served shall make such documentary material available for inspection and copying or reproduction to the custodian designated therein at the principal place of business of such person or at such other place as such custodian and such person thereafter may agree and prescribe in writing or as the court may direct on the return date specified in such demand or on such latter date as such custodian may prescribe in writing. Such person may upon written agreement between such person and the custodian substitute for copies of all or any part of such documentary material originals thereof.
8. The custodian to whom any documentary material is so delivered shall take physical possession thereof, and shall be responsible for the use made thereof and for the return thereof pursuant to this section. The custodian may cause the preparation of such copies of such documentary material as may be required for official use. While in the possession of the custodian, no documentary material so produced or copies thereof shall be available for examination, without the consent of the person who prdouced such documentary material, by any individual other than the attorney general or a duly authorized member of his staff. Under such reasonable terms and conditions as the attorney general shall prescribe, documentary material while in the possession of the custodian shall be available for examination by the person who
produced such material or any duly authorized representative of such person.
9. Whenever any attorney has been designated to appear on behalf of the state, before any court or grand jury in any case or proceeding involving any alleged antitrust violation, the custodian may deliver to such attorney such documentary material in the possession of the custodian as such attorney determines to be required for use in the presentation of such case or proceeding on behalf of the state. Upon the conclusion of any such case or proceeding, such attorney shall return to the custodian any documentary material so withdrawn and copies thereof which has not passed into the control of such court or grand jury through the introduction thereof into the record

\section*{Page 4}

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of such case or proceeding.
10. Upon the completion of the investigation for which any documentary material was produced under this section and any case or proceeding arising from such investigation, the custodian shall return to the person who produced such documentary material all such documentary material and copies thereof which has not passed into the control of any court or grand jury through the introduction thereof into the record of such case or proceeding.
11. When any documentary material has been produced by any person under this section for use in any antitrust investigation, and no such case or proceeding arising therefrom has been instituted within a reasonable time after completion of the examination and analysis of all evidence assembled in the course of such investigation, such persons shall be entitled upon written demand made upon the attorney general, to the return of all documentary material and copies thereof so produced by such person.
12. In the event of the death, disability, or separation from service of the custodian of any documentary material produced under any demand issued under this section, or the official relief of such custodian from the responsibility for the custody and control of such documentary material, the attorney general shall promptly designate another official to serve as custodian thereof, and transmit notice in writing to the person who produced such documentary material as to the identity and address of the successor so designated. Any successor so designated shall have with regards to such materials all duties and responsibilities imposed by this section upon his predecessor in office with regard thereto except that he shall not be held responsible for any default
or dereliction which occurred before his designation as custodian.
13. Whenever any person fails to comply with any civil investigative demand duly served upon him under this section or whenever satisfactory copying or reproduction of any such material cannot be done and such person refuses to surrender such documentary material, the attorney general, through such officers or attorneys as he may designate, may file, in the district court of the county in which such person resides, is found, or transacts business, and serve upon such person a petition for an order of such court for the enforcement of this section, except that if such person transacts business in more than one such county such petition may be filed in any such county, or in such other county in which such person transacts business as may be agreed upon by the parties to such petition.
14. Within twenty days after the service of any such demand upon any persons, or at any time specified in the demand, whichever period is shorter, such person may file, in the district court of the county within which such person resides, is found, or transacts business in this state, or if such person does not reside in or transact business in this state in the district court within which the office of the custodian is situated and serve upon such custodian a petition for an order of such court modifying or setting aside such demand. The time allowed for compliance with the demand in whole or in part as deemed proper and ordered by the court shall not run during the pendency of such petition in the court. Such petition shall specify each ground upon which the petitioner relies in seeking such relief, and may be based upon any failure of such demand to comply with the provisions of this section or upon any constitutional or other legal right or privilege of such person.
15. At any time during which any custodian is in custody or control of any documentary material delivered by any person in compliance with any such demand, such person may file in the district court of the county within which the office of such custodian is situated, and serve upon such custodian a petition for an order of such court requiring the performance by such custodian of any duty imposed upon him by this section.
16. Whenever any petition is filed in any court under this section, such court shall have jurisdiction to hear and determine the matter so presented, and

\section*{Page 5}

1 to enter such order or orders as may be required to
2 carry into effect the provisions of this section.
3 Any final order so entered shall be subject to appeal
4 by writ of prohibition. Any disobedience of any final
5 order entered under this section by any court shall
6 be punished as a contempt thereof."
BITTLE of Polk GENTLEMEN of Polk

\section*{H-3682}

1 Amend House File 584 as follows:
2 1. Page 2, by inserting after line 32 the
3 following new subsection:

\section*{H-3683}

1 Amend House File 584 as follows:
2 1. Page 7, line 10, by striking the words "five 3 percent of the total value" and inserting in lieu
2. Page 7, by striking lines 11 through 15.

\section*{BITTLE of Polk}

H-3693
Amend the Bittle et al. amendment H-3680 to 2. House File 584 as follows:
2. By striking pages 2 through 9 and inserting
in lieu thereof the following:
"Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:
1. "Person" means an individual, corporation, business trust, partnership, association, or any other legal entity.
2. "Relevant market" means the geographical area of actual or potential competition in a line of commerce, all or any part of which is within this state.

Sec. 3. NEW SECTION. CONTRACT, COMBINATION, OR CONSPIRACY TO RESTRAIN OR MONOPOLIZE TRADE. A contract, combination, or conspiracy between two or more persons in restraint of, or to monopolize, trade or commerce in a relevant market is unlawful.

Sec. 4. NEW SECTION. ESTABLISHMENT, MAINTENANCE, OR USE OF A MONOPOLY. The establishment, maintenance, or use of a monopoly, or an attempt to establish a monopoly, of trade or commerce in a relevant market by any person, for the purpose of excluding competition or controlling, fixing, or maintaining prices, is unlawful.

Sec. 5. NEW SECTION. EXCLUSIONS.
1. Labor of a human being is not a commodity or an article of commerce.
2. Nothing in this Act shall be construed to forbid the existence and operation of any labor, agricultural, or horticultural organization instituted for the purpose of mutual help, while lawfully carrying out its legitimate objects.

Sec. 6. NEW SECTION. JUDICIAL JURISDICTION. An action for violation of this Act shall be brought in the district court.

Sec. 7. NEW SECTION. OFFICIAL INVESTIGATION.
1. If the attorney general has reasonable cause to believe that a person has information or is in possession, custody, or control of any document or other tangible object relevant to an investigation for violation of this Act, he may serve upon the person, before bringing any action in the district court, a written demand to appear and be examined under oath, to answer written interrogatories under oath, and to produce the document or object for

\section*{Page 2}
inspection and copying. The demand shall:
a. Be served upon the person in the manner required for service of process in this state.
b. Describe the nature of the conduct constituting the violation under investigation.
c. Describe the document or object with sufficient definiteness to permit it to be fairly identified.
d. Contain a copy of the written interrogatories.
e. Prescribe a reasonable time at which the person must appear to testify, within which to answer the written interrogatories, and within which the document or object must be produced, and advise the person that objections to or reasons for not complying with the demand may be filed with the attorney general on or before that time.
f. Specify a place for the taking of testimony or for production and designate a person who shall be custodian of the document or object.
g. Contain a copy of subsection two (2), of this section.
2. If a person objects to or otherwise fails to comply with the written demand served upon him under subsection one (1) of this section the attorney general may file in the district court of the county in which the person resides or in which he maintains a principal place of business within this state a petition for an order to enforce the demand. Notice of hearing the petition and a copy of the petition shall be served upon the person, who may appear in opposition to the petition. If the court finds that the demand is proper, there is reasonable cause to believe there has been a violation of this Act, and the information sought or document or object demanded is relevant to the violation, it shall order the person to comply with the demand, subject to modification the court may prescribe. Upon motion by the person and for good cause shown, the court may make any further order in the proceedings that justice requires to protect the person from unreasonable annoyance, embarrassment, oppression, burden, or expense.
3. Any procedure, testimony taken, or material produced under this section shall be kept confidential by the attorney general before bringing an action against a person under this Act for the violation under investigation, unless confidentiality is waived by the person being investigated and the person who has testified, answered interrogatories, or produced material, or disclosure is authorized by the court.

Sec. 8. NEW SECTION. CIVIL PENALTY AND INJUNCTIVE ENFORCEMENT BY STATE. The attorney general, or a county attorney with the permission or at the request of the attorney general, may bring an action for appropriate injunctive relief and civil penalties
Puge 3
1 in the name of the state for violation of this Act.

1 Act among those states that enact it.
The court may assess for the benefit of the state a civil penalty of not more than fifty thousand dollars for each violation of this Act. RELIEF.
1. The state or any of its political subdivisions threatened with injury or injured in its business or property by a violation of this Act may bring an action for appropriate injunctive relief, damages sustained and, as determined by the court, taxable costs and reasonable attorney's fees.
2. A person threatened with injury or injured in his business or property by a violation of this Act may bring an action for appropriate injunctive relief, damages sustained and, as determined by the court, taxable costs and reasonable attorney's fees. If the trier of fact finds that the violation is flagrant, it may increase recovery to an amount not in excess of three times the damages sustained. determining that a person has violated this Act in an action brought by the state under section eight (8) or section nine (9), subsection one (1) of this Act, other than a consent judgment or decree entered before any testimony has been taken, is prima facie evidence against him in any other action against him under section nine (9) of this Act as to all matters with respect to which the judgment or decree would be an estoppel between the parties thereto. This section does not affect the application of collateral estoppel or issue preclusion.
1. An action under section eight (8) of this Act to recover a civil penalty is barred if it is not commenced within four years after the cause of action accrues.
2. An action under section eight (8) of this Act to recover damages is barred if it is not commenced within four years after the cause of action accrues, or within one year after the conclusion of any timely action brought by the state under section eight (8) or section nine (9), subsection one (1) of this Act based in whole or in part on any matter complained of in the action for damages, whichever is later. AND CONSTRUCTION. The Act shall be applied and construed to effectuate its general purpose to make uniform the law with respect to the subject of this

Sec. 13. Chapter five hundred fifty-three (553), Code 1975, is repealed."

Sec. 9. NEW SECTION. DAMAGES AND INJUNCTIVE

Sec. 10. NEW SECTION. JUDGMENT IN FAVOR OF STATE AS PRIMA FACIE EVIDENCE. A final judgment or decree

Sec. 11. NEW SECTION. LIMITATIONS OF ACTIONS.

Sec. 2. NEW SECTION. UNIFORMITY OF APPLICATION

H-3673
1 Amend House File 754 as follows:
2 1. Page 1, line 32, by inserting after the 3 period the following: "The party requesting such 4 review and reassessment by the district court shall 5 pay all court costs occasioned by the review and

CAFFREY of Polk
H-3685

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1 Amend House File 754 as follows:
2 Page 1, by inserting after line 32 the follow-

\section*{ing new paragraph:}
"This section shall be of prospective application only, and shall only apply to pipeline compan-
ies seeking permits to construct, operate and maintain pipelines after June 30, 1975."

CRABB of Crawford
H-3689
Amend House File 811 as follows:
2 1. Page 1, lines 8 and 9 , by striking the
3 following: "December 31, 1946" and inserting in
4 lieu thereof the following: "September 2, 1945,
5 both dates inclusive".
6 2. Page 1 , line 17 , by striking the
7 numerals " 25 " and inserting in lieu thereof the
8 numerals "27".
WYCKOFF of Benton
HUSAK of Tama
KOOGLER of Mahaska
BAKER of Buena Vista
JORDAN of Linn
MILLER of Buchanan
HARPER of Davis
NEALSON of Muscatine
HANSEN of O'Brien
MCELROY of Fremont

H-3688
1
2 to Senate File 217 as passed and reprinted by the
3 Senate, as follows:
4 1. Line 5 , by inserting after the word
5 "mediation" the words "fact-finding sessions".
BITTLE of Polk
H-3690

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b

Amend Senate File 217 as passed and reprinted by the Senate as follows:
1. Page 2, by striking from lines 17 and 18 the following: "to avoid agency action taken illegally at a closed session" and inserting in lieu of, the words "brought under this chapter".
2. Page 2, by striking from lines 25,26 and 27 the following: "If an action to void is not brought pursuant to section three (3) of this Act" and inserting in lieu of, the words "If no action is brought under this chapter".
3. By striking from pages 2 and 3 all of sections 5 and 6 and inserting in lieu of, the following:
"Sec. ..... Chapter twenty-eight A point eight (28A.8), Code 1975, is amended as follows:

NEW SECTION.
PENALTY. Any person knowingly violating or attempting to violate any provision of this chapter

20 shall be guilty of a misdemeanor and upon conviction 21 shall be punished by a fine of not more than [one
22 hundred dollars] one thousand dollars".
BITTLE of Polk

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, April 30, 1975.

\title{
JOURNAL OF THE HOUSE
}

One Hundred Eighth Calendar Day-Seventy-first Session Day
Hall of the House of Representatives Des Moines, Iowa, Wmenesday, April 30, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Boral Bjorn, pastor of the Morningside Lutheran Church, Sioux City, Iowa.

The Journal of Tuesday, April 29, 1975, was approved.

\section*{Legislative physician for the day}

Dr. John Murphy, Boone, Iowa.

\section*{PRESENTATION OF VISITORS}

Bortell of Madison presented to the House Rita Alkemade and Dick Blaak from Hague, Netherlands, visiting in Winterset, Iowa.

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

Thirty fifth grade students from Lakeview Elementary School, Centerville, Iowa, accompanied by Mrs. Wehrle. By Brunow of Appanoose.

Twenty-five members of the confirmation class of the Grace Methodist Church, Sioux City, Iowa, accompanied by the Rev. C. O. Wallace, the Rev. John Broden, Mr. and Mrs. John Kerr and Mrs. Catherine Cochran. By Doyle of Woodbury, Fullerton of Woodbury, Junker of Woodbury and Scheelhaase of Woodbury.

Twenty-four eighth grade students from Lytton Community Schools, Lytton, Iowa, accompanied by Mr. Sawyer. By Bennett of Ida.

Sixty students from Interstate 35 High School, Truro, Iowa, accompanied by Harrison Cass, Gary Holiday, Richard Meints and Janet McClure. By Bortell of Madison.

Forty-one eighth grade students from Treynor Community Schools, Treynor, Iowa, accompanied by Mr. Rehurek. By Danker of Pottawattamie, Pavich of Pottawattamie and Schroeder of Pottawattamie.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:
By Husak of Tama, from thirty-two residents of the Seventyfirst District opposed to pari-mutuel betting.

By Scheelhaase of Woodbury from thirty-one residents of Woodbury County in favor of Senate File 205.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committees on Senate Files 162 and 303, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House File 841, by committee on human resources, a bill for an act relating to aid to dependent children.

Read first time and placed on the calendar.
House File 842, by committee on human resources, a bill for an act to establish a Clarinda mental health institute advisory board, to define extension services by the Clarinda mental health institute, and to prescribe the conditions under which extension services, certain other services, and use of portions of the mental health institute physical plant may be made available.

Read first time and placed on the calendar.
House File 843, by committee on agriculture, a bill for an act relating to the width of certain vehicles or loads on such vehicles.

Read first time and placed on the calendar.
House File 844, by committee on ways and means, a bill for an act relating to the filing of consolidated returns for corporation income tax purposes and making the Act retroactive.

Read first time and placed on ways and means calendar.
House File 845, by committee on judiciary and law enforcement, a bill for an act relating to duties to disabled persons and providing penalties.

Read first time and placed on the calendar.
House File 846, by committee on cities and towns, a bill for an act relating to interest rates for city bonds.

Read first time and placed on the calendar.

House File 847, by committee on state government, a bill for an act restricting the privilege of acquiring and retaining interests in businesses subject to regulation and control under the Iowa beer and liquor control act, and providing penalties.

Read first time and placed on the calendar.

\section*{UNANIMOUS CONSENT CALENDAR \\ (House Resolution 25)}

We hereby request that House Resolution 25, filed on April 28, 1975, and found on page 1377 of the House Journal, be placed on the unanimous consent calendar.

WEST of Marshall
BROCKETT of Marshall
MILLER of Cerro Gordo

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 7, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 127, a bill for an act to revise and repeal obsolete provisions of the railroad laws.

Also: That the Senate has on April 25, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 177, a bill for an act relating to the membership of the state historical board.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 332, a bill for an act to establish a service program for the deaf within the department of health.

Also: That the Senate has on April 25 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 348, a bill for an act relating to exemptions of temporary employees subject to federally funded emergency employment utilization program.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 398, a bill for an act relating to the board of psychology examiners.

Also: That the Senate has on April 25, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 451, a bill for an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 463, a bill for an act relating to remedial eye care.
Also: That the Senate has on April 25, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 488, a bill for an act to allow state conservation commission to gather or remove certain plant life from parks.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 53, a bill for an act to establish the license and qualifications of real estate apprentice salesmen.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 295, a bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to authority of department of transportation.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 383, a bill for an act to authorize name changes for school districts.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 397, a bill for an act relating to benefited street lighting districts.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 475, a bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvements.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 479, a bill for an act regarding the labeling of containers in which baby chicks are held when sold or delivered.

Also: That the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 483, a bill for an act relating to bonding for income tax withholding agents.

\author{
CLARK R. RASMUSSEN, Secretary
}

SENATE AMENDMENT TO HOUSE FILE 127
H-3697
1 Amend House File 127, page 10, line 15, by
2 striking the word "charge" and inserting in lieu
3 thereof the word "change".
SENATE AMENDMENT TO HOUSE FILE 177
H-3705
1 Amend House File 177 by striking everything
after the enacting clause and inserting in lieu thereof the following:
"SECTION 1. Section three hundred three point one (303.1), unnumbered paragraph one (1), CODE 1975, is amended to read as follows:

There is established the Iowa state historical department which shall be governed by a state historical board consisting of twelve members, six of whom shall be appointed by the governor and six of whom shall be elected by the members of the state historical society established in section 303.4 of this chapter. The members appointed by the governor shall include one professionally qualified architectural historian, one historian, and one archaeologist.
[One member appointed by the governor and one member elected by the society shall be residents of each congressional district]. The members elected by the society shall include one resident of each congressional district."

\section*{SENATE AMENDMENT TO HOUSE FILE 451}

H-3706

2 House, page 1, by inserting in line 13 after the word
3 "bottles" the words "and plastic containers except 4 those bottles and plastic containers which are approved 5 by the state fire marshal and which are conspicuously 6 posted with such approval".

\section*{SENATE AMENDMENT TO HOUSE FILE 488}

H-3707
Amend House File 488 as amended and passed by the House as follows:
1. Page 1 , line 10 by striking the word "set" and inserting in lieu thereof the word "adopted".
2. Page 1, line 11 by inserting after the word "commission" the words "as rules under chapter seventeen A of the Code".
3. Page 1, line 11, by inserting the following after the period: "The conservation commission shall conspicuously post upon the affected land the activities permitted and prohibited pursuant to this section and the regulations of the commission pursuant to this section."
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Spencer of Clay for the remainder of the day on request of Tofte of Winneshiek.

\section*{SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE}

Mr. Speaker: Your committee on House administration reports the following appointment to the officers and employees of the House effective May 1, 1975:

Deborah A. Cochran-Supply Clerk
WELLS of Linn, Chairman

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE CALENDAR}

House File 584, a bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties, was taken up for consideration.

Bittle of Polk offered the following amendment H-3680 filed by Bittle, et al.:

Amend House File 584 by striking everything after the enacting clause and inserting in lieu thereof the following new sections:
"Section 1. NEW SECTION. SHORT TITLE. This Act may be known and shall be cited as the "Iowa Antitrust Law".

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:
1. "Commodity" means any kind of real, personal or mixed property, but does not include the labor of a human being.
2. "Persons" means any individual, corporation, firm, partnership, incorporated or unincorporated association or any other legal or commercial entity.
3. "Service" means any kind of activity performed in whole or in part for financial gain but does not include labor which is performed by individuals as employees of others.
4. "Trade or commerce" means any economic activity involving or relating to any commodity or service.

Sec. 3. NEW SECTION. RESTRAINTS, MONOPOLIES, AND EXCLUSIVE DEALINGS.
1. Every contract, combination or conspiracy in restraint of trade or commerce in this state is unlaw-
\[
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\]

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\section*{Page 2}

1 activities are lawful under the laws of either this

\section*{2 state or the United States.}
b. Any agricultural or horticultural organization instituted for the purpose of mutual help and not conducted for profit, or of individual members thereof as to any activities which are directed solely to activities of such organizations which activities are lawful under the laws of either this state or the United States.
2. Nothing contained in this Act shall be construed to apply to activities or arrangements expressly approved or regulated by any regulatory body or officer acting under statutory authority of this state or of the United States.

Sec. 5. NEW SECTION. FINES, IMPRISONMENT, AND ENFORCEMENT.
1. Any person who violates any of the provisions of section three (3), subsections one (1) and two (2), of this Act shall upon conviction be guilty of a misdemeanor and shall be fined not to exceed fifty thousand dollars or be imprisoned in the county jail for not to exceed one year, or be subject to both such fine and imprisonment. The attorney general shall not commence prosecutions under this section against any defendant who, at the time, is a defendant with regard to any current information or indictment filed by the United States for violation, or alleged violation, of the federal antitrust statutes involving
substantially the same subject matter.
2. The attorney general, with such assistance as he may require from the appropriate county attorney, shall investigate suspected criminal violations of this Act and shall commence and try all criminal prosecutions under this Act. Prosecutions under this Act may be commenced by information or indictment. With regard to the investigation, commencement and trial of such prosecutions, the attorney general shall have all the powers and duties vested in him by law with respect to criminal investigations and prosecutions generally.
3. Any person who is found to be in contempt of any court order issued to enforce the provisions of section three (3) of this Act arising out of any proceeding brought by the attorney general shall forfeit and pay to the state a civil penalty of not more than twenty thousand dollars. For the purposes of this section, the court issuing any such court order enforcing the provisions of section three (3) of this Act shall retain jurisdiction, and the cause shall be continued, and in such cases the attorney

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general acting in the name of the state may petition for recovery of civil penalties.

Sec. 6. NEW SECTION. ATTORNEY GENERAL, DECREE AS EVIDENCE.
1. It shall be the duty of the attorney general to enforce the provisions of this Act. It shall be the duty of the attorney general to institute civil proceedings to prevent and restrain violations of this Act. The attorney general may employ special counsel in suits to enforce the provisions of this Act or in actions on behalf of the state or in his representative capacity under subsection two (2) of this section in the federal courts brought under federal statutes pertaining to antitrust, trade regulations, restraint of trade or price fixing activities. The attorney general, at his discretion, may direct the county attorney of any county in which any proceedings is instituted or brought by the state under this Act or in which any investigation of a violation of this Act is occurring to aid and assist him in the conduct of such investigations and proceedings.
2. The attorney general may represent, besides the state and any of its political subdivisions in suits to enforce the provisions of this Act or in actions brought in the federal courts under any federal statute pertaining to antitrust, trade regulations, restraint of trade or price fixing activities.
3. The attorney general is authorized to enter into consent judgments or decrees with any party defendant in an action brought under this Act. However, no such consent judgment or decree shall become
final until approved by the court where filed or until a period of sixty days has elapsed since the filing of the consent judgment or decree whichever occurs first; provided, however, that no such approval may be entered by the court until the thirty-first day after the filing of the consent judgment or decree.
4. A final judgment or decree rendered in any civil or criminal proceeding brought by the state under this Act shall be prima facie evidence against the defendant in any action or proceeding brought by any other party under this Act against the defendant as to all matters respecting which the judgment or decree would be an estoppel between the parties thereto, provided that any such action is maintained within one year of the date the judgment of decree is entered. This subsection does not apply to consent judgments or decrees entered before the taking of any testimony in the case or to judgments or decrees
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entered in actions brought in the state courts under section ten (10) of this Act.

Sec. 7. NEW SECTION. INJUNCTIVE RELIEF.
1. In addition to all other remedies provided by this Act the court is invested with jurisdiction to grant such preliminary or permanent injunctive relief and to issue such temporary restraining orders as necessary to prevent and restrain violations of section three (3) of this Act.
2. In any civil action brought under this Act, in addition to granting such prohibitory injunctions and other restraints as it deems expedient to deter the defendant from, and secure against, his committing a future violation of this Act, the court may grant such mandatory relief as is reasonably necessary to restore or preserve fair competition in the trade or commerce affected by the violation.

Sec. 8. NEW SECTION. CIVIL INVESTIGATIVE DEMAND.
1. Whenever the attorney general has reason to believe that a person under investigation may be in possession, custody, or control of any books, documents, records, writings or tangible things, hereinafter referred to as "documentary material" relevant to a civil investigation of a violation of section three (3) of this Act, he may, prior to the institution of a civil or criminal proceeding thereon, issue in writing, and cause to be served upon such person, a civil investigative demand requiring such person to produce such documentary material for examination.
2. Each such demand shall contain all of the following:
a. State the nature of the conduct constituting the alleged antitrust violation which is under investigation and the provision of law applicable thereto.
b. Describe the class or classes of documentary material to be produced thereunder with such definiteness and certainty as to permit such documentary material to be fairly identified.
c. Prescribe a return date which will provide a reasonable period of time within which the documentary material so demanded may be assembled and made available for inspection and copying or reproduction.
d. Identify the custodian to whom such documentary material shall be made available.
3. No such demand shall:
a. Contain any requirement which would be held to be unreasonable if contained in a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation; or
b. Require the production of any documentary material which would be privileged from disclosure if demanded by a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation.
4. Service of a demand by the attorney general as provided herein may be made by either of the following:
a. Delivery of a duly executed copy thereof to the place of business of the persons to be served in this state or if the person has no place of business in this state to his principal place of business or to the residence of the person to be served.
b. Mailing by certified mail, return receipt requested and signed by the person to whom service is directed, a duly executed copy thereof addressed to the person to be served at his place of business in this state, or if the person has no place of business in this state, to his principal place of business or to the residence of the person to be served.
5. A verified return by the individual serving any such demand or petition setting forth the manner of such service shall be proof of such service. In the case of service by certified mail, such return shall be accompanied by the return post office receipt of delivery of such demand signed by the person to whom service is directed.
6. The attorney general shall designate a member of his staff as document custodian.
7. Any person upon whom any civil investigative demand issued under this section has been duly served shall make such documentary material available for inspection and copying or reproduction to the custodian designated therein at the principal place of business of such person or at such other place as such custodian and such person thereafter may agree and prescribe

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in writing or as the court may direct on the return date specified in such demand or on such latter date as such custodian may prescribe in writing. Such person may upon written agreement between such person and the custodian substitute for copies of all or any part of such documentary material originals thereof.
8. The custodian to whom any documentary material is so delivered shall take physical possession thereof, and shall be responsible for the use made thereof
and for the return thereof pursuant to this section. The custodian may cause the preparation of such copies of such documentary material as may be required for official use. While in the possession of the custodian, no documentary material so produced or copies thereof shall be available for examination, without the consent of the person who produced such documentary material, by any individual other than the attorney general or a duly authorized member of his staff. Under such reasonable terms and conditions as the attorney general shall prescribe, documentary material while in the possession of the custodian shall be available for examination by the person who produced such material or any duly authorized representative of such person.

9 . Whenever any attorney has been designated to appear on behalf of the state, before any court or grand jury in any case or proceeding involving any alleged antitrust violation, the custodian may deliver to such attorney such documentary material in the possession of the custodian as such attorney determines to be required for use in the presentation of such case or proceeding on behalf of the state. Upon the conclusion of any such case or proceeding, such attorney shall return to the custodian any documentary material so withdrawn and copies thereof which has not passed into the control of such court or grand jury through the introduction thereof into the record of such case or proceeding.
10. Upon the completion of the investigation for which any documentary material was produced under this section and any case or proceeding arising from such investigation, the custodian shall return to the person who produced such documentary material all such documentary material and copies thereof which has not passed into the control of any court or grand jury through the introduction thereof into the record of such case or proceeding.
11. When any documentary material has been produced by any person under this section for use in any antitrust investigation, and no such case or proceeding arising therefrom has been instituted within a reasonable time after completion of the examination and analysis of all evidence assembled in the course
of such investigation, such person shall be entitled, upon written demand made upon the attorney general, to the return of all documentary material and copies thereof so produced by such person.
12. In the event of the death, disability, or separation from service of the custodian of any
documentary material produced under any demand issued
under this section, or the official relief of such custodian from the responsibility for the custody and control of such documentary material, the attorney general shall promptly designate another official to serve as custodian thereof, and transmit notice in writing to the person who produced such documentary material as to the identity and address of the successor so designated. Any successor so designated shall have with regards to such materials all duties and responsibilities imposed by this section upon his predecessor in office with regard thereto except that he shall not be held responsible for any default or dereliction which occurred before his designation as custodian.
13. Whenever any person fails to comply with any civil investigative demand duly served upon him under this section or whenever satisfactory copying or reproduction of any such material cannot be done and such person refuses to surrender such documentary material, the attorney general, through such officers or attorneys as he may designate, may file, in the district court of the county in which such person resides, is found, or transacts business, and serve upon such person a petition for an order of such court for the enforcement of this section, except that if such person transacts business in more than one such county such petition may be filed in any such county, or in such other county in which such person transacts business as may be agreed upon by the parties to such petition.
14. Within twenty days after the service of any such demand upon any persons, or at any time specified in the demand, whichever period is shorter, such person may file, in the district court of the county within which such person resides, is found, or transacts business in this state, or if such person does not reside in or transact business in this state in the district court within which the office of the custodian is situated and serve upon such custodian a petition for an order of such court modifying or setting aside such demand. The time allowed for compliance with the demand in whole or in part as deemed proper and ordered by the court shall not run during the pendency of such petition in the court. Such petition shall specify each ground upon which the petitioner relies in seeking such relief, and

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1 such person.
15. At any time during which any custodian is in custody or control of any documentary material delivered by any person in compliance with any such demand, such person may file in the district court of the county within which the office of such custodian is situated, and serve upon such custodian a petition for an order of such court requiring the performance by such custodian of any duty imposed upon him by this section.
16. Whenever any petition is filed in any court under this section, such court shall have jurisdiction to hear and determine the matter so presented, and to enter such order or orders as may be required to carry into effect the provisions of this section. Any final order so entered shall be subject to appeal by writ of prohibition. Any disobedience of any final order entered under this section by any court shall be punished as a contempt thereof.

Sec. 9. NEW SECTION. SELF INCRIMINATION. In any investigation or proceeding brought to enforce the provisions of this Act, no individual shall be permitted to refuse to answer any question material to the matter in controversy or to refuse to produce documentary material on the ground that the testimony or documentary material required of him may tend to incriminate him or subject him to a penalty; but no such person shall be subject to criminal prosecution or to any action for a criminal penalty or forfeiture on account of any transaction, matter or thing concerning which he may testify or produce documentary material.

Sec. 10. NEW SECTION. PRIVATE SUITS. Any person, including the state, who is injured in his business or property by reason of anything forbidden or declared unlawful by this Act may sue therefor in any county in which the defendant or defendants, or any of them, reside, or have any officer, agent or representative, or in which any such defendant, or any agent, officer or representative may be found. Such person may:
1. Sue for damages sustained by him, and if the judgment is for the plantiff he shall be awarded threefold damages by him sustained and reasonable attorneys' fees as determined by the court, together with the costs of suit; and
2. Bring proceedings to enjoin the unlawful practices, and if decree is for the plaintiff he shall be awarded reasonable attorneys' fees as determined by the court, together with the costs of the suit.

Sec. 11. NEW SECTION. VENUE, LIMITATIONS, AND

\section*{Page 9}

1 COMMERCE.
1. Any action or proceeding, civil or criminal, authorized by this Act, shall be brought in the district court of the county in which any defendant resides, engages in business or has an agent, unless otherwise specifically provided herein.
2. Any action brought under this Act shall be barred unless commenced within four years after the cause of action accrued. No cause of action barred under existing law on the effective date of this Act shall be revived by this Act.
3. Whenever any civil or criminal proceeding is commenced by the state to prevent, restrain or punish violations of this Act, but not including an action under section ten (10) of this Act, brought by the state, the running of the statute of limitations in respect to every private right of action arising under this Act based in whole or in part on any matter complained of in such proceedings shall be suspended during the pendency thereof and for one year thereafter, except, however, that whenever the running of the statute of limitations in respect of a private cause of action arising under this Act is suspended hereunder, any action to enforce such cause of action shall be forever barred unless commenced either within the period of suspension or within four years after the cause of action accrued.
4. No action under this Act shall be barred on the ground that the activity or conduct complained of in any manner affects or involves interstate or foreign commerce.

Sec. 12. NEW SECTION. CONSTRUCTION. This Act shall be construed in harmony with ruling judicial interpretations of comparable federal antitrust statutes.
Sec. 13. Chapter five hundred fifty-three (553), Code 1975, is repealed."
Gentleman of Polk offered the following amendment \(\mathrm{H}-3693\), to amendment \(\mathrm{H}-3680\), filed by her and Oakley of Clinton:

H-3693
Amend the Bittle, et al., amendment H-3680 to House File 584 as follows:
1. Page 1 by striking lines 7 through 50.
2. By striking pages 2 through 9 and inserting in lieu thereof the following:
"Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:
1. "Person" means an individual, corporation, business trust, partnership, association, or any other legal entity.
2. "Relevant market" means the geographical area of actual or potential competition in a line of
commerce, all or any part of which is within this state.

Sec. 3. NEW SECTION. CONTRACT, COMBINATION, OR CONSPIRACY TO RESTRAIN OR MONOPOLIZE TRADE. A contract, combination, or conspiracy between two or more persons in restraint of, or to monopolize, trade or commerce in a relevant market is unlawful.

Sec. 4. NEW SECTION. ESTABLISHMENT, MAINTENANCE, OR USE OF A MONOPOLY. The establishment, maintenance, or use of a monopoly, or an attempt to establish a monopoly, of trade or commerce in a relevant market by any person, for the purpose of excluding competition or controlling, fixing, or maintaining prices, is unlawful.

Sec. 5. NEW SECTION. EXCLUSIONS.
1. Labor of a human being is not a commodity or an article of commerce.
2. Nothing in this Act shall be construed to forbid the existence and operation of any labor, agricultural or horticultural organization instituted for the purpose of mutual help, while lawfully carrying out its legitimate objects.

Sec. 6. NEW SECTION. JUDICIAL JURISDICTION. An action for violation of this Act shall be brought in the district court.

Sec. 7. NEW SECTION. OFFICIAL INVESTIGATION.
1. If the attorney general has reasonable cause to believe that a person has information or is in possession, custody, or control of any document or other tangible object relevant to an investigation for violation of this Act, he may serve upon the person, before bringing any action in the district court, a written demand to appear and be examined under oath, to answer written interrogatories under oath, and to produce the document or object for inspection and copying. The demand shall:
a. Be served upon the person in the manner required for service of process in this state.

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b. Describe the nature of the conduct constituting the violation under investigation.
c. Describe the document or object with sufficient definiteness to permit it to be fairly identified.
d. Contain a copy of the written interrogatories.
e. Prescribe a reasonable time at which the person must appear to testify, within which to answer the written interrogatories, and within which the document or object must be produced, and advise the person that objections to or reasons for not complying with the demand may be filed with the attorney general on or before that time.
f. Specify a place for the taking of testimony or for production and designate a person who shall be custodian of the document or object.
g. Contain a copy of subsection two (2), of this section.
2. If a person objects to or otherwise fails to comply with the written demand served upon him under subsection one (1) of this section the attorney general may file in the district court of the county in which the person resides or in which he maintains a principal place of business within this state a petition for an order to enforce the demand. Notice of hearing the petition and a copy of the petition shall be served upon the person, who may appear in opposition to the petition. If the court finds that the demand is proper, there is reasonable cause to believe there has been a violation of this Act, and the information sought or document or object demanded is relevant to the violation, it shall order the person to comply with the demand, subject to modification the court may prescribe. Upon motion by the person and for good cause shown, the court may make any further order in the proceedings that justice requires to protect the person from unreasonable annoyance, embarrassment, oppression, burden, or expense.
3. Any procedure, testimony taken, or material produced under this section shall be kept confidential by the attorney general before bringing an action against a person under this Act for the violation under investigation, unless confidentiality is waived by the person being investigated and the person who has testified, answered interrogatories, or produced material, or disclosure is authorized by the court.

Sec. 8. NEW SECTION. CIVIL PENALTY AND INJUNCTIVE ENFORCEMENT BY STATE. The attorney general, or a
county attorney with the permission or at the request of the attorney general, may bring an action for appropriate injunctive relief and civil penalties
in the name of the state for a violation of this Act. The court may assess for the benefit of the state a civil penalty of not more than fifty thousand dollars for each violation of this Act.

Sec. 9. NEW SECTION. DAMAGES AND INJUNCTIVE RELIEF.
1. The state or any of its political subdivisions threatened with injury or injured in its business or property by a violation of this Act may bring an action for appropriate injunctive relief, damages sustained and, as determined by the court, taxable costs and reasonable attorney's fees.
2. A person threatened with injury or injured in his business or property by a violation of this Act may bring an action for appropriate injunctive relief, damages sustained and, as determined by the court, taxable costs and reasonable attorney's fees. If the trier of fact finds that the violation is flagrant, it may increase recovery to an amount not
in excess of three times the damages sustained.
Sec. 10. NEW SECTION. JUDGMENT IN FAVOR OF STATE
AS PRIMA FACIE EVIDENCE. A final judgment or decree determining that a person has violated this Act in an action brought by the state under section eight
(8) or section nine (9), subsection one (1) of this Act, other than a consent judgment or decree entered before any testimony has been taken, is prima facie evidence against him in any other action against him under section nine (9) of this Act as to all matters with respect to which the judgment or decree would be an estoppel between the parties thereto. This section does not affect the application of collateral estoppel or issue preclusion.

Sec. 11. NEW SECTION. LIMITATIONS OF ACTIONS.
1. An action under section eight (8) of this Act to recover a civil penalty is barred if it is not commenced within four years after the cause of action accrues.
2. An action under section eight (8) of this Act to recover damages is barred if it is not commenced within four years after the cause of action accrues, or within one year after the conclusion of any timely action brought by the state under section eight (8) or section nine (9), subsection one (1) of this Act based in whole or in part on any matter complained of in the action for damages, whichever is later.

Sec. 12. NEW SECTION. UNIFORMITY OF APPLICATION AND CONSTRUCTION. The Act shall be applied and construed to effectuate its general purpose to make uniform the law with respect to the subject of this

\section*{Page 4}

1 Act among those states that enact it.
Sec. 13. Chapter five hundred fifty-three (553),
3 Code 1975, is repealed."

\section*{RULES SUSPENDED}

Newhard of Jones asked for unanimous consent that Professor Dorcey D. Ellis be seated in the House chamber for discussion of House File 584.

Objection was raised.
Newhard of Jones moved that the rules be suspended to permit Professor Dorcey D. Ellis to be seated in the House chamber for discussion of House File 584.

A non-record roll call was requested.
The ayes were 62, nays 25.
The motion prevailed.
Gentleman of Polk moved the adoption of amendment \(\mathrm{H}-3693\), to amendment \(\mathrm{H}-3680\).

Roll call was requested by Bittle of Polk and Oakley of Clinton.
On the question "Shall amendment \(\mathrm{H}-3693\) to amendment H- 3680 be adopted?"

The ayes were, 38 :
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bortell
\end{tabular} & \begin{tabular}{l} 
Den Herder \\
Egenes
\end{tabular} \\
Brandt & Fullerton \\
Branstad & Gentleman \\
Brockett & Gilloon \\
Clark & Halvorson \\
Crabb & Hansen \\
Crawford & Harvey \\
Daggett & Kreamer \\
Danker & Lageschulte
\end{tabular}

The nays were, 58:
\(\left.\begin{array}{ll}\text { Anderson } & \begin{array}{l}\text { Fitzgerald } \\
\text { Avenson }\end{array} \\
\text { Griffee }\end{array}\right\}\)\begin{tabular}{l} 
Baker
\end{tabular}
\begin{tabular}{ll} 
Jordan & O'Halloran \\
Junker & Patchett \\
Koogler & Pavich \\
Lonergan & Pellett \\
Mennenga & Poncy \\
Middleswart & Rinas \\
Middleton & Small \\
Miller, A. V. & Spear \\
Miller, K. D. & Svoboda \\
Miller, O. L. & Walter \\
Monroe & Wells \\
Newhard & Woods \\
Nielsen & Wyckoff \\
Norland & Mr. Speaker
\end{tabular}

Absent or not voting, 4:
Drake Krause
\begin{tabular}{ll} 
Lindeen & \begin{tabular}{l} 
Schroeder
\end{tabular} \\
Lipsky & Stephens \\
McErroy & Stromer \\
Menke & Tauke \\
Millen & Tofte \\
Nealson & Varley \\
Oakley & Welden \\
Perkins & West \\
Readinger & Wulff
\end{tabular}

Amendment H-3693 lost.
Wells of Linn in the chair at \(4: 37\) p.m.
Speaker Cochran in the chair at 4:53 p.m.
Nielsen of Polk moved that House File 584 be rereferred to the committee on judiciary and law enforcement.

Roll call was requested by Fitzgerald of Webster and West of Marshall.

On the question "Shall House File 584 be rereferred to the committee on judiciary and law enforcement?"

The ayes were, 48:
\begin{tabular}{llll} 
Bennett & \begin{tabular}{l} 
Byerly \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Danker \\
Clark
\end{tabular} & \begin{tabular}{l} 
Den Herder
\end{tabular} \\
Bortell & Gentleman \\
Branstad & Crabb & Halvorson \\
Brockett & Crawford & Daggenes & Hansen \\
& & Fuans & Harvey \\
& & & Junkerton
\end{tabular}
\begin{tabular}{llll} 
Kreamer & Millen & Schroeder & Welden \\
Lageschulte & Nealson & Stephens & West \\
Lindeen & Nielsen & Stromer & Woods \\
Lipsky & Oakley & Tauke & Wulff \\
McElroy & Pellett & Tofte & Wyckoff \\
Menke & Readinger & Varley &
\end{tabular}

The nays were, 54:
\begin{tabular}{ll} 
Anderson & Gilloon \\
Avenson & Griffee \\
Baker & Hargrave \\
Bina & Harper \\
Brandt & Hennessey \\
Brunow & Higgins \\
Caffrey & Hines \\
Connors & Hinkhouse \\
Cusack & Horn \\
Dieleman & Howell \\
Doyle & Hullinger \\
Dunton & Husak \\
Dyrland & Hutchins \\
Fitzgerald & Jesse
\end{tabular}
\begin{tabular}{ll} 
Jochum & O'Halloran \\
Jordan & Patchett \\
Koogler & Pavich \\
Lonergan & Perkins \\
Mennenga & Poncy \\
Middleswart & Rinas \\
Middleton & Scheelhaase \\
Miller, A.V. & Small \\
Miller, K. D. & Spear \\
Miller,O.L. & Svoboda \\
Monroe & Walter \\
Newhard & Wells \\
Norland & Mr. Speaker
\end{tabular}

Absent or not voting, 3:
Drake Krause
Spencer
The motion lost.
Bittle of Polk moved the adoption of amendment H- 3680 .
Roll call was requested by Bittle of Polk and Varley of Adair.
On the question "Shall amendment H- 3680 be adopted?"
The ayes were, 87:
\begin{tabular}{llll}
\begin{tabular}{lll} 
Bennett & Den Herder & Lageschulte
\end{tabular} & \begin{tabular}{l} 
Schroeder \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Egenes \\
Bortell
\end{tabular} & Evans
\end{tabular}

The nays were, 56:
\begin{tabular}{llll} 
Anderson & Gilloon & Jordan & Patchett \\
Avenson & Hargrave & Koogler & Pavich \\
Baker & Harper & Lonergan & Perkins \\
Bina & Hennessey & McElroy & Poncy \\
Brandt & Higgins & Mennenga & Rinas \\
Brunow & Hines & Middleswart & Scheelhaase \\
Caffrey & Hinkhouse & Middleton & Small \\
Connors & Horn & Miller, A.V. & Spear \\
Cusack & Howell & Miler, O. L. & Svoboda \\
Dieleman & Hullinger & Monroe & Walter \\
Doyle & Husak & Newhard & Wells \\
Dunton & Hutchins & Nielsen & Woods \\
Dyrland & Jesse & Norland & Wyckoff \\
Fitzgerald & Jochum & O'Halloran & Mr. Speaker
\end{tabular}

Absent or not voting, 7:
\begin{tabular}{llll} 
Byerly & Griffee & Krause & Spencer \\
Drake & Junker & Miller, K. D. &
\end{tabular}

Amendment H-3680 lost.
Fitzgerald of Webster moved the previous question on House File 584 and all amendments and motions filed thereto, not including debate.

A non-record roll call was requested.
The ayes were 59 , nays 25 .
The motion prevailed.
(House File 584 pending at adjournment.)

\section*{MOTION TO RECONSIDER \\ (House File 625)}

I move to reconsider the vote by which House File 625 passed the House on April 29, 1975.

PONCY of Wapello

\section*{AMENDMENTS FILED}

\section*{H-3713}

\section*{Amend House File 217 as follows:}

2 1. Page 1, line 8, by striking "outside the
3 corporate limits of any city of" and inserting in
4 lieu thereof the term "in".
\(5 \quad\) 2. Page 1, line 17, by striking "outside the
6 corporate limits of any city" and inserting in
7 lieu thereof the term "in".
3. Page 1 , lines 19 and 20 , by striking the
the following, "used for the growing of crops or the
feeding of livestock or poultry".
GILLOON of Dubuque
H-3695
1 Amend House File 584 as follows:
2 1. Page 7, by striking lines 16 through 24.
3 2. By renumbering the remaining sections and
4 internal references to accord with this amendment.
GENTLEMAN of Polk TAUKE of Dubuque BENNETT of Ida EGENES of Story
H-3696
1 Amend House File 584, page 4, line 5, by insert-
2 ing after the word "employment" the following: ",
8 nor shall provisions of this Act impose any liabil-
4 ity on any employer for any activity arising out of
b or in connection with a collective bargaining agree-
6 ment, its negotiation, administration or enforce-
7 ment".

> WELDEN of Hardin KREAMER of Polk

H-3699

1
2 1 Amend House File 584, page 4, line 3, by insert-
2 ing after the comma the words "nor shall it prohibit
3 agreements among employers or agreements among
4 labor unions made for the purpose of furthering the
5 position of the agreeing employers, or agreeing
6 unions in the course of the collective bargaining 1 Amend House File 584, page 4, line 3, by insert-
2 ing after the comma the words "nor shall it prohibit
3 agreements among employers or agreements among
4 labor unions made for the purpose of furthering the
5 position of the agreeing employers, or agreeing
6 unions in the course of the collective bargaining 1 Amend House File 584, page 4, line 3, by insert
2 ing after the comma the words "nor shall it proh
3 agreements among employers or agreements amo
4 labor unions made for the purpose of furthering
5 position of the agreeing employers, or agreeing
6 unions in the course of the collective bargaining 1 Amend House File 584, page 4, line 3, by insert
2 ing after the comma the words "nor shall it proh
3 agreements among employers or agreements amo
4 labor unions made for the purpose of furthering
5 position of the agreeing employers, or agreeing
6 unions in the course of the collective bargaining
7 process,".

\author{
JESSE of Polk
}

H-3700

1
2
3

Amend the amendment H-3569, to House File 584 as follows:
1. Page 1, by striking lines 8 through 12 and inserting in lieu thereof the following:
"..... Page 3, by striking lines 27 through 34."
2. Page 1, by striking lines 22 through 30 and inserting in lieu thereof the following:
"Persons engaged in the production of agricultural or horticultural products may act together in associations, corporate or otherwise, with or without capital stock, in collectively affecting production, processing, preparing for market, handling, and marketing of their products, and in manufacturing, acquiring, purchasing, providing or selling agricultural or horticultural supplies and services. Such associations may require membership and may have marketing, transportation, procuring, processing, manufacturing and handling agencies in common, and such associations and their members may make the necessary contracts and agreements to carry out their legitimate objects."

\author{
JESSE of Polk BRUNOW of Appanoose
}

H-3701
Amend House File 584 as follows:

JESS of Polk
\begin{tabular}{rl} 
& JESSE of Polk \\
& BRUNOW of Appanoose
\end{tabular}
1. Page 5 , by striking line 35 .
2. Page 6, by striking lines 1 thru 4 and inserting in lieu thereof the following:
"Sec. ..... New Section.
EFFECT OF SUBPOENA OR DEMAND.
If a person objects to or otherwise fails to obey a subpoena or a demand to produce documents served upon him, the attorney general may file in the district court of the county in which the person resides or in which he maintains a principal place of business within this state a petition for an order to enforce the subpoena or demand.

14 Notice of hearing the petition and a copy of the
15 petition shall be served upon the person, who may
16 appear in opposition to the petition. If the court
17 finds that the subpoena or demand is proper, there
18 is reasonable cause to believe there has been a
19 violation of this Act, and the information sought
20 or document or object demanded is relevant to the
21 violation, it shall order the person to comply
22 with the subpoena or demand, subject to such modi-
23 fication as the court may prescribe. Upon motion
24 by the person and for good cause shown, the court
25 may make any further order in the proceedings that
26 justice requires to protect the person from
27 unreasonable annoyance, embarrassment, oppression,
28 burden, or expense."
NIELSEN of Polk
H-3702
1 Amend House File 584 as follows:
2 1. Page 5, by inserting after line 34 the 3 following:

\author{
NIELSEN of Polk
}

H-3703
2 striking all of section 10 .
BRANSTAD of Winnebago

\footnotetext{
H-3704

Amend House File 584, as follows:
1. By striking the "Explanation" in its entirety and by substituting in lieu thereof the following:

\section*{EXPLANATION}

This bill is so different in approach, so broad and all-encompassing, that if enacted, will stifle or kill legitimate business in this state; will prevent additional businesses from coming into this state; will result in innumerable law suits for many years to come to define the meaning and intent of this legislation and will provide full employment for anti-trust lawyers for the next twenty years, will in many other ways be extremely disruptive to all business and agriculture and will be a burden upon the entire population of the
}
            "No information or evidence provided the attor-
    ney general by a person pursuant to this section
    shall be admitted in evidence, or used in any man-
    ner whatsoever, in any criminal prosecution. If a
    criminal prosecution under the provisions of this
    act is initiated in a state court against a person
    who has provided information pursuant to this
    section, the state shall have the burden of proof
    that the information so provided was not used in
    any manner to further the criminal investigation

Amend House File 584, pages 3 and 4, by

State of Iowa.

\author{
KREAMER of Polk \\ WELDEN of Hardin \\ EVANS of Grundy McELROY of Fremont MILLEN of Van Buren BROCKETT of Marshall BORTELL of Madison
}

Amend the amendment \(\mathrm{H}-3569\), to House File 584, as follows:
1. Page 1, by striking lines 8 through 12 and inserting in lieu thereof the following:
".... Page 3, by striking lines 27 through 34."
2. Page 1, by striking lines 22 through 30 and inserting in lieu thereof the following:
"Persons engaged in the production of agricultural or horticultural products for the purpose of mutual help and not conducted for profit may act together in associations, corporate or otherwise, with or without capital stock, in collectively affecting production, processing, preparing for market, handling, and marketing of their products, and in manufacturing, acquiring, purchasing, providing or selling agricultural or horticultural supplies and services. Such associations may require membership and may have marketing, transportation, procuring, processing, manufacturing and handling agencies in common, and such associations and their members may make the necessary contracts and agreements to carry out their legitimate objects."

KOOGLER of Mahaska
HULLINGER of Decatur
H-3714

Amend the amendment H-3569, to House File 584, as follows:
1. Page 1, by striking lines 8 through 12 and inserting in lieu thereof the following:
".... Page 3, by striking lines 27 through 34."
2. Page 1, by striking lines 22 through 30 and inserting in lieu thereof the following:
"Persons engaged in the production of agricultural or horticultural products may act together in associations, corporate or otherwise, with or without capital stock for the purpose of mutual help and not conducted for profit in collectively affecting production, processing, preparing for market, handling, and marketing of their products, and in manufacturing, acquiring, purchasing, providing or selling agricultural or horticultural supplies and services. Such associations may require membership and may have marketing, transportation, procuring, processing, manufacturing and handling agencies in

\section*{20}
common, and such associations and their members may make the necessary contracts and agreements to carry out their legitimate objects."

\author{
KOOGLER of Mahaska HULLINGER of Decatur
}

H-3719
Amend House File 584 as follows:
1. Page 4, by inserting after line 16 , the
following new section:
"Sec. ..... NEW SECTION. CONSISTENCY WITH FEDERAL EXEMPTIONS. Such exemptions from the application of
the federal antitrust statutes as are now or are
hereinafter provided by federal statutes shall be deemed exemptions to the provisions of this Act, it being the purpose with regard to exemptions that consistency between federal and state law be maintained."
2. By renumbering the remaining sections and internal references to accord with this amendment.

BITTLE of Polk

\section*{H-3698}

Amend House File 735, page 1, by inserting after line 13 the following:
"Sec. 2. Section three hundred twenty-one point one hundred eighty-four (321.184), Code 1975, is amended to read as follows:
321.184 APPLICATIONS OF MINORS. The application
of any person under the age of eighteen years for
an instruction permit, operator's license, or permit
issued under section 321.194 shall contain the
verified consent and confirmation of applicant's birthday by [both the father and mother] either parent of the applicant[, or the parent having custody in the event of the legal separation or the death of one parent]; if neither parent is living, the guardian or other person having custody, or the employer, of such minor may consent. Officers and employees of the department are hereby authorized to administer such oaths without charge."

BITTLE of Polk
H-3709
Amend House File 764 as follows:
1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point five (422.5), unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as follows:

A tax is hereby imposed upon every resident of the state, and upon that part of the taxable income of any nonresident which is derived from any property, trust, or other source within this state, including any business, trade, profession, or occupation carried
on within this state, which tax shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:
1. On the first one thousand dollars of taxable income, or any part thereof, three-fourths of one percent.
2. On the second thousand dollars of taxable income, or any part thereof, one and one-half percent.
3. On the third thousand dollars of taxable income, or any part thereof, three percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. [On all taxable income over nine thousand dollars, seven percent] On the tenth through the eighteenth thousand dollars of taxable income, or any part thereof, seven percent.
8. On the nineteenth through the twenty-fifth thousand dollars of taxable income, or any part thereof, eight percent.
9. On the twenty-sixth through the fiftieth thousand dollars of taxable income, or any part thereof, nine percent.
10. On the fifty-first through the one-hundredth thousand dollars of taxable income, or any part thereof, ten percent.
11. On all taxable income over one hundred thousand dollars, eleven percent.

However, no tax shall be imposed on any resident or nonresident whose net income, as defined in section 422.7, is [four] five thousand dollars or less; but in the event that the payment of tax under this division would reduce the net income to less than [four] five thousand dollars, then the tax shall be

\section*{Page 2}

1 reduced to that amount which would result in allowing the taxpayer to retain a net income of [four] five thousand dollars. The preceding sentence does not apply to estates or trusts. For the purpose of this paragraph, the entire net income, including any part thereof not allocated to Iowa, shall be taken into account. If the combined net income of a husband and wife exceeds [four] five thousand dollars, nelther of them shall receive the benefit of this paragraph, and it is immaterial whether they file a joint return or separate returns. An unmarried child under twentyone years of age who is a dependent of his parent or parents as defined in section 422.12, shall not receive the benefit of this paragraph if such parent's
net income exceeds [four] five thousand dollars or if the combined net income of such parents exceeds [four] five thousand dollars.

Sec. 2. Section four hundred twenty-two point nine (422.9), Code 1975, is amended by striking subsection one (1) and inserting in lieu thereof the following:
1. An optional standard deduction to be allowed as follows:
a. For every married individual who makes a single return jointly with a spouse, an optional standard deduction of fifteen percent of the net income after deduction of federal income tax, not to exceed eleven hundred dollars.
b. For every individual who is single, an optional standard deduction of fifteen percent of the net income after deduction of federal income tax, not to exceed seven hundred fifty dollars.
c. For every married individual who does not make a single return jointly with a spouse, an optional standard deduction of fifteen percent of the net income after deduction of the federal income tax, not to exceed seven hundred fifty dollars.

Sec. 3. Sections one (1) and two (2) of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent sections one (1) and two (2) of this Act are retroactive."
2. Amend the title by striking lines 2 through 7 and inserting in lieu thereof the words "change in the Iowa individual income tax rates, exemptions and deductions, and making the Act retroactive".

\begin{tabular}{|c|c|c|}
\hline 16 & \multicolumn{2}{|l|}{Over \(\$ 2,000\) but not over \(\$ 4,000 \ldots . . . . . . . . . . . ~ \$ 52, ~ p l u s ~ 3.2 \% ~\)} \\
\hline 17 & & of excess over \\
\hline 18 & & \$2,000. \\
\hline 19 & Over \$4,000 but not over \$6,000. & \$115, plus \(3.5 \%\) \\
\hline 20 & \multirow[t]{2}{*}{左} & of excess over \\
\hline 21 & & \$4,000. \\
\hline 22 & \multirow[t]{3}{*}{Over \(\$ 6,000\) but not over \(\$ 8,000\).} & \$185, plus \(4 \%\) of \\
\hline 23 & & excess over \\
\hline 24 & & \$6,000. \\
\hline 25 & \multirow[t]{3}{*}{Over \(\$ 8,000\) but not over \(\$ 10,000\).} & \$265, plus 4.2\% \\
\hline 26 & & of excess over \\
\hline 27 & & \$8,000. \\
\hline 28 & \multirow[t]{3}{*}{Over \(\mathbf{\$ 1 0 , 0 0 0}\) but not over \(\$ 12,000\).} & \$348, plus 4.5\% \\
\hline 29 & & of excess over \\
\hline 30 & & \$10,000. \\
\hline 31 & \multirow[t]{3}{*}{Over \(\$ 12,000\) but not over \(\$ 14,000\)} & \$438, plus 4.8\% \\
\hline 32 & & of excess over \\
\hline 33 & & \$12,000. \\
\hline 34 & \multirow[t]{3}{*}{Over \(\$ 14,000\) but not over \(\$ 16,000\).} & \$535, plus \(5.2 \%\) \\
\hline 85 & & of excess over \\
\hline 36 & & \$14,000. \\
\hline 37 & \multirow[t]{3}{*}{Over \(\mathbf{\$ 1 6 , 0 0 0}\) but not over \(\$ 18,000\).} & . \(\$ 638\), plus \(5.7 \%\) \\
\hline 38 & & of excess over \\
\hline 39 & & \$16,000. \\
\hline 40 & \multirow[t]{3}{*}{Over \(\mathbf{\$ 1 8 , 0 0 0}\) but not over \(\mathbf{\$ 2 0 , 0 0 0}\)} & \$752, plus 6\% of \\
\hline 41 & & excess over \\
\hline 42 & & \$18,000. \\
\hline 43 & \multirow[t]{3}{*}{Over \(\mathbf{\$ 2 0 , 0 0 0}\) but not over \(\$ 22,000\)} & \$872, plus 6.3\% \\
\hline 44 & & of excess over \\
\hline 45 & & \$20,000. \\
\hline 46 & \multirow[t]{3}{*}{Over \$22,000 but not over \$26,000.} & \$998, plus \(6.7 \%\) \\
\hline 47 & & of excess over \\
\hline 48 & & \$22,000. \\
\hline 49 & \multirow[t]{2}{*}{Over \$26,000 but not over \$32,000.} & . \(\$ 1,265\), plus \(7.5 \%\) \\
\hline 50 & & of excess over \\
\hline \multicolumn{3}{|l|}{Page 2} \\
\hline 1 & & \$26,000. \\
\hline 2 & \multirow[t]{3}{*}{Over \(\$ 32,000\) but not over \(\$ 38,000\).} & \$1,715, plus \\
\hline 8 & & 8.3\% of excess \\
\hline 4 & & over \(\$ 32,000\). \\
\hline 5 & \multirow[t]{3}{*}{Over \(\$ 38,000\) but not over \(\$ 44,000\).} & \$2,215, plus \\
\hline 6 & & \(9.2 \%\) of excess \\
\hline 7 & & over \$38,000. \\
\hline 8 & \multirow[t]{2}{*}{Over \(\$ 44,000\) but not over \(\$ 50,000\)} & \$2,765, plus \\
\hline 9 & & \(10 \%\) of excess \\
\hline 10 & & over \(\$ 44,000\). \\
\hline 11 & \multicolumn{2}{|l|}{Over \(\$ 50,000\) but not over \(\$ 60,000 \ldots . . . . . . . \$ 3,365\), plus} \\
\hline 12 & & \(10.3 \%\) of excess \\
\hline 18 & & over \(\$ 50,000\). \\
\hline 14 & \multirow[t]{2}{*}{Over \(\$ 60,000\) but not over \(\$ 70,000\).} & \$4,398, plus \\
\hline 15 & & \(10.7 \%\) of excess \\
\hline 16 & & over \(\$ 60,000\). \\
\hline 17 & \multirow[t]{3}{*}{Over \(\$ 70,000\) but not over \(\$ 80,000\).} & . \(\$ 5,465\), plus \\
\hline 18 & & \(11 \%\) of excess \\
\hline 19 & & over \$70,000. \\
\hline
\end{tabular}
H- 3711

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Amend House File 764 by striking from page 8,
lines 7 through 35, and from page 9 , lines 1 through
23, and inserting in lieu thereof the following:
"Not over \$500............................................ \(2.3 \%\) of the tax-
    able income.
    Over \(\$ 500\) but not over \(\$ 1,000 \ldots . . . . . . . . . . . . . . . . \$ 12\), plus \(2.5 \%\)
    of excess over
    \(\$ 500\).
    Over \(\$ 1,000\) but not over \(\$ 1,500 \ldots . . . . . . . . . . .\).
        of excess over
        \(\$ 1,000\).
    Over \(\$ 1,000\) but not over \(\$ 2,000 \ldots . . . . . . . . . . . . . \$ 38\), plus \(2.8 \%\)
        of excess over
        \(\$ 1,500\).
    Over \(\$ 2,000\) but not over \(\$ 4,000 \ldots . . . . . . . . . . . . . \$ 52\), plus \(3.2 \%\)
        of excess over
    \(\$ 2,000\).
    Over \(\$ 4,000\) but not over \(\$ 6,000 . . . . . . . . . . . . . . . \$ 115\), plus \(3.7 \%\)
        of excess over
        \(\$ 4,000\).
        Over \(\$ 6,000\) but not over \(\$ 8,000 \ldots . . . . . . . . . . . . \$ 188\), plus \(4.2 \%\)
        of excess over
        \(\$ 6,000\).
        Over \(\$ 8,000\) but not over \(\$ 10,000 \ldots . . . . . . . . . \$ 272\), plus \(4.7 \%\)
        of excess over
        \(\$ 8,000\).
    Over \(\$ 10,000\) but not over \(\$ 12,000 \ldots . . . . . . . \$ 365\), plus \(5.3 \%\)
        of excess over
        \(\$ 10,000\).
        Over \(\$ 12,000\) but not over \(\$ 14,000 \ldots . . . . . . . . \$ 472\), plus \(6 \%\) of
        excess over
        \$12,000.
    Over \(\$ 14,000\) but not over \(\$ 16,000 \ldots . . . . . . . . \$ 592\), plus \(6.5 \%\)
        of excess over
        \(\$ 14,000\).
Over \(\$ 16,000\) but not over \(\$ 18,000 \ldots . . . . . . . . \$ 722\), plus \(7 \%\) of
    excess over
    \(\$ 16,000\).


8 Code authorizing the payment of a mileage warrant
9 for a member of the board of supervisors which exceeded
10 an aggregate mileage expense of one thousand dollars
11 per year but not more than an aggregate mileage expense
12 of one thousand five hundred dollars per year is
13 declared to be valid.
2. By numbering sections to conform to this amendment.

HUTCHINS of Guthrie
H-3718
1 Amend House File 802 as follows:

\[
18
\]
\[
22
\]
1. By striking lines 23 through 35 on page 5 , and lines 1 through 5 on page 6, and inserting in lieu thereof the following:

Sec. 12. Effective July 1, 1975, the annual salary or per diem compensation of the members of the board of supervisors, county treasurer, county auditor, county recorder, county attorney, sheriff, and clerk of the district court as such salary or per diem exists June 30, 1975, may be increased by resolution of the Board of Supervisors, according to the following schedule which shall remain effective until modified by the county compensation board as provided in this act. The increase shall be consistent with the following schedule:
1. For each member of the board of supervisors receiving an annual salary, a sum not to exceed one thousand dollars.
2. For each member of the board of supervisors receiving per diem compensation the per diem may be forty-four dollars, but the total sum shall not exceed six thousand five hundred dollars for each member per year.
3. For the county auditor, county treasurer, county recorder, clerk of district court, sheriff, and county attorney, a sum not to exceed one thousand five hundred dollars.

KOOGLER of Mahaska
H-3716
Amend House File 836, page 1, line 24, by inserting after the period the sentence "The provisions of section six hundred one \(A\) point fourteen (601A.14) of the Code relating to confidentiality of information in a complaint filed with the commission shall not apply to the disclosure of information under this section."

BRANDT of Black Hawk
H-3712
1
Amend Senate File 217 as passed and reprinted by the Senate, as follows:
1. Page 1, line 33, by inserting after the word "party" the following: ", student suspension or

5 expulsion hearings or review and discussion of con-
6 fidential records as defined in section sixty-eight
7 A point seven (68A.7) of the Code. A student who has
8 attained the age of majority, or a parent of a minor
9 student, may waive the privilege of having a student
10 suspension or expulsion hearing held in closed session".

\author{
BITTLE of Polk MIDDLETON of Black Hawk JESSE of Polk
}

H-3717
1 Amend Senate File 475, as passed by the Senate,
2 as follows:
3 Page 1, by inserting after line 20 the follow4 ing new section:
5 "Sec. ..... This Act, being deemed of immediate 6 importance, shall take effect and be in force from and after its publication in The Dysart Reporter, a newspaper published in Dysart, Iowa, and in The
9 Chariton Leader, a newspaper published in Chariton,
10 Iowa."
MIDDLESWART of Warren
WYCKOFF of Benton
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, May 1, 1975.

\title{
JOURNAL OF THE HOUSE
}

\section*{One Hundred Ninth Calendar Day-Seventy-Second Session Day}

\section*{Hall of the House of Representatives Des Moines, Iowa, Thursday, May 1, 1975}

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

Prayer was offered by Elder John Weiss, Church of Jesus Christ of Latter Day Saints, Dow City, Iowa.

The Journal of Wednesday, April 30, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Charles Hawkins, Clarion, Iowa.

SPECIAL PRESENTATION
Harper of Davis escorted to the Speaker's station and presented to the House Miss Kathleen Pedrick, Governor of the American Legion's Auxiliary Hawkeye Girls State.

The House rose and extended its welcome.
Miss Pedrick addressed the House briefly and explained the workings of Girls State.

Millen of Van Buren presented Mr. and Mrs. Bob Pedrick, Beulah Pedrick and Jim Pedrick-parents, grandmother and brother respectively of Miss Pedrick—from Douds, Iowa.

\section*{PRESENTATION OF VISITORS}

Stromer of Hancock presented to the House Lisa Laursen, Skpper-Vaenget, Dragor, Denmark, a senior from Lake Mills Community School, Lake Mills, Iowa, accompanied by Mr. and Mrs. Andy Oswald and family.

Lageschulte of Bremer presented Joe Needham, former Page from Greene, Iowa.

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

Forty-two students from Assumption School, Granger, Iowa, accompanied by Mrs. Babberl. By Varley of Dallas.

Thirty-five students from Hampton Community Schools, Hampton, Iowa, accompanied by Ken Anderson, John Mesichek and Patricia Peterson. By Welden of Hardin.

Fourteen Girl Scouts from Troop 495, accompanied by Sharon Thomas and Linda Hearn. By Miller of Buchanan.

Twenty-eight students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mr. Sheridan. By Newhard of Jones and Gilloon of Dubuque.

Fifteen students of the Coon Rapids senior class, Coon Rapids, Iowa, accompanied by Allan Hjelle. By Perkins of Greene.

Forty-four students of Elk Horn-Kimballton Community School, Elk Horn, Iowa, accompanied by Mr. Maertz and Mrs. Larsen. By Danker of Pottawattamie and Hutchins of Guthrie.

\section*{PETITION FILED}

The following petition was received and placed on file:
By Fullerton of Woodbury from thirty residents of Woodbury County opposing an amendment to House File 50 which is unfair to teachers who are new to a school system.

\section*{INTRODUCTION OF BILLS}

House File 848, by committee on appropriations, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments.

Read first time and placed on the appropriations calendar.
House File 849, by Brunow, a bill for an act relating to the computation of motor vehicle registration fees.

Read first time and referred to committee on transportation.
House File 850, by Cusack, a bill for an act relating to the labeling of appliances according to energy consumed and providing a penalty.

Read first time and referred to committee on energy.

House File 851, by Gilloon, Harvey, Tauke, Hennessey, Dyrland, Jochum, Jesse, Dieleman, Hutchins, Wyckoff, Drake and Krause, a bill for an act to require the department of transportation to conduct a study of certain roads in the state.

Read first time and referred to committee on transportation.
House File 852, by Cusack, a bill for an act relating to the transferring of the commission on the aging to the department of social services.

Read first time and referred to committee on human resources.
House File 853, by Woods, a bill for an act authorizing a study of the plural tri light safety signal system and providing an appropriation.

Read first time and referred to committee on transportation.
House File 854, by Mennenga, a bill for an act relating to the valuation of property for tax purposes.

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

\section*{SENATE MESSAGES CONSIDERED}

Senate File 53, a bill for an act to establish the license and qualifications of real estate apprentice salesmen.

Read first time and passed on file.
Senate File 295, a bill for an act relating to safety standards and equipment on motor vehicles used by railroad companies, to the authority of the state department of transportation, and to provide penalties for violations.

Read first time and referred to committee on transportation.
Senate File 383, a bill for an act to authorize name changes for school districts.

Read first time and passed on file.
Senate File 397, a bill for an act relating to benefited street lighting districts.

Read first time and referred to committee on cities and towns.
Senate File 475, a bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvements.

Read first time and passed on file.

Senate File 479, a bill for an act regarding the labeling of containers in which baby chicks are held when sold or delivered.

Read first time and referred to committee on agriculture.
Senate File 483, a bill for an act relating to bonding for income tax withholding agents.

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

\section*{BUSINESS PENDING}

The House resumed consideration of House File 584, a bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties.

Jesse of Polk offered amendment H-3569 filed by the committee on judiciary and law enforcement and requested division of the amendment as follows:
\begin{tabular}{|c|c|}
\hline \multicolumn{2}{|l|}{H-3569} \\
\hline 1 & Amend House File 584 as follows: \\
\hline \multicolumn{2}{|l|}{H-3569A} \\
\hline 2 & 1. Page 1, lines 23 and 24, by striking the word \\
\hline 3 & "effective" and inserting in lieu thereof the words \\
\hline 4 & "actual or potential". \\
\hline \multicolumn{2}{|l|}{H-3569B} \\
\hline 5 & 2. Page 2, line 34, by inserting after the word \\
\hline 6 & "unreasonable" the words ", as defined in section \\
\hline & four (4) of this Act,". \\
\hline \multicolumn{2}{|l|}{H-3569C} \\
\hline 8 & 3. Page 3, lines 30, 31, and 32, by striking the \\
\hline 9 & words "and shall be presumed, subject to rebuttal, \\
\hline & if such monopolization is achieved or sought to be \\
\hline & achieved through" and by inserting in lieu thereof \\
\hline & the words "including but not limited to". \\
\hline \multicolumn{2}{|l|}{H-3569D} \\
\hline 13 & 4. Page 4, by striking lines 6 through 16 and \\
\hline 14 & inserting in lieu thereof the following new sections: \\
\hline 15 & "Sec. .... NEW SECTION. REGULATED INDUSTRIES \\
\hline 16 & EXEMPT. Nothing contained in this Act shall be con- \\
\hline 17 & strued to apply to the activities or arrangements \\
\hline 18 & expressly approved or regulated by any regulatory \\
\hline 19 & body or officer acting under statutory authority of \\
\hline 20 & this state or of the United States. \\
\hline 21 & Sec. .... \(N E W\) SECTION. AGRICULTURAL EXEMPTION. \\
\hline 22 & Persons engaged in the production of agricultural \\
\hline 23 & or horticultural products may act together in as- \\
\hline 24 & sociations, corporate or otherwise, with or without \\
\hline 25 & capital stock, in collectively processing, preparing \\
\hline & for market, handling, and marketing of such products. \\
\hline
\end{tabular}

27 Such associations may have marketing agencies in

\section*{H-3569E}

31 5. Page 5, by inserting after line 34 the follow32 ing new subsection:
"..... Nothing in this Act shall be construed to
limit or abridge statutory or constitutional limita-
tions on self-incrimination, unless immunity is granted pursuant to sections seven hundred eighty-two point nine (782.9) through seven hudnred eighty-two point eleven (782.11) of the Code."
-3569F
6. Page 6, line 34, by inserting after the period the sentence "The return of an indictment shall constitute an election of remedies and a petition may not be filed pursuant to section seventeen (17) of this Act arising out of the same conduct."
7. Page 6, by striking line 35.
8. Page 7, by striking lines 1 through 5.
9. Page 7, lines 7, 8 , and 9 , by striking the words ", in addition to the penalties contained in section sixteen (16) of this Act,".
10. Page 7, line 15, by inserting after the period the sentence "The filing of a petition pursuant to

\section*{Page 2}

1 this section shall constitute an election of remedies and an action may not be commenced under section sixteen (16) of this Act arising out of the same conduct."
11. Page 9, by striking lines 9 and 10.
12. By renumbering the remaining sections, subsections, and internal references to accord with this amendment.
Jesse of Polk asked and received unanimous consent that amendment H-3569A be withdrawn.

Jesse of Polk moved the adoption of amendment H-3569B.
Amendment \(\mathrm{H}-3569 \mathrm{~B}\) was adopted.
Jesse of Polk offered amendment \(\mathrm{H}-3700\), to the committee amendment H-3569, filed by him and Brunow of Appanoose and requested division as follows:

H-3700
1 Amend the amendment H-3569, to House File 584 as
2 follows:
H-3700A
3 1. Page 1, by striking lines 8 through 12 and
4 inserting in lieu thereof the following:
5 "..... Page 3, by striking lines 27 through 34."

H-3700B

6

15 agricultural or horticultural supplies and
10 agricultural or horticuitural supples and services.
16 Such associations may require membership and may have
17 marketing, transportation, procuring, processing, 17 marketing, transportation, procuring, processing,
19
20
21
2. Page 1, by striking lines 22 through 30 and inserting in lieu thereof the following:
"Persons engaged in the production of agricultural or horticultural products may act together in associations, corporate or otherwise, with or without capital stock, in collectively affecting production, processing, preparing for market, handling, and marketing of their products, and in manufacturing, acquiring, purchasing, providing or selling such associations and their members may make the necessary contracts and agreements to carry out their legitimate objects."

Jesse of Polk moved the adoption of amendment H-3700A, to the committee amendment \(\mathrm{H}-3569 \mathrm{C}\).

Amendment \(\mathrm{H}-3700 \mathrm{~A}\) was adopted.
Jesse of Polk moved the adoption of the committee amendment \(\mathrm{H}-3569 \mathrm{C}\), as amended.

Amendment \(\mathrm{H}-3569 \mathrm{C}\), as amended, was adopted.
Jesse of Polk asked and received unanimous consent that amendment \(\mathrm{H}-3700 \mathrm{~B}\) be withdrawn.

Koogler of Mahaska asked and received unanimous consent to withdraw amendment \(\mathrm{H}-3708\) filed by him and Hullinger of Decatur on April 30, 1975, and found on page 1461 of the House Journal, and substitute amendment \(\mathrm{H}-3714\) filed by him and Hullinger of Decatur. Division of the amendment was requested as follows:
H-3714
1 Amend the amendment H-3569, to House File 584, as
2 follows:
H-3714A
3 1. Page 1, by striking lines 8 through 12 and
4 inserting in lieu thereof the following:
5 "..... Page 3, by striking lines 27 through 34."

\section*{H-3714B}

6 2. Page 1, by striking lines 22 through 30 and
7 inserting in lieu thereof the following:
8 "Persons engaged in the production of agricultural
9 or horticultural products may act together in assoc-
10 iations, corporate or otherwise, with or without
11 capital stock for the purpose of mutual help and not
12 conducted for profit in collectively affecting
13 production, processing, preparing for market, hand-

14 ling, and marketing of their products, and in manu-
15 facturing, acquiring, purchasing, providing or
16 selling agricultural or horticultural supplies and
17 services. Such associations may require membership and may have marketing, transportation, procuring, processing, manufacturing and handling agencies in common, and such associations and their members may make the necessary contracts and agreements to carry out their legitimate objects."

Koogler of Mahaska asked and received unanimous consent that amendment \(\mathrm{H}-3714 \mathrm{~A}\) be withdrawn.

Jesse of Polk moved the adoption of amendment H-3714B, to amendment H—3569D.

Roll call was requested by Avenson of Fayette and Newhard of Jones.

On the question "Shall amendment H-3714B, to amendment H-3569D, be adopted?"

The ayes were, 82 :
\begin{tabular}{llll} 
Anderson & Dyrland & Jordan & Patchett \\
Avenson & Egenes & Junker & Pavich \\
Baker & Evans & Koogler & Perkins \\
Bennett & Fitzgerald & Lageschulte & Poncy \\
Bina & Fullerton & Lindeen & Readinger \\
Bittle & Gentleman & Lipsky & Rinas \\
Bortell & Gilloon & Lonergan & Scheelhaase \\
Brandt & Griffee & McElroy & Schroeder \\
Brockett & Halvorson & Menke & Small \\
Brunow & Hansen & Mennenga & Spear \\
Caffrey & Hargrave & Middleswart & Stephens \\
Clark & Harper & Middleton & Stromer \\
Crabb & Hennessey & Miller, A.V. & Svoboda \\
Crawford & Hinkhouse & Miller, K. D. & Varley \\
Cusack & Horn & Miller, O. L. & Walter \\
Daggett & Howell & Monroe & Wells \\
Danker & Hullinger & Newhard & West \\
Den Herder & Husak & Norland & Woods \\
Dieleman & Hutchins & Oakley & Wyckoff \\
Doyle & Jesse & O'Halloran & Mr. Speaker \\
Dunton & Jochum & & \\
The nays were, & 10: & & \\
Branstad & Kreamer & Millen & Pellett \\
Byerly & Marvey & Nealson & \\
Hauke & Welden \\
& & & Wulff \\
& & &
\end{tabular}

Absent or not voting, 8:
Connors
Higgins
Hines

Krause Nielsen

Patchett
Pavich
Perkins
Poncy
Rinas
Scheelhaase
Schroeder
Small
Spear
Stephens
Stromer
Svoboda
Varley
Walter
Wells
Woods
Wyckoff
Mr. Speaker

Welden
Wulff

Spencer Tofte

Amendment \(\mathrm{H}-3714 \mathrm{~B}\) was adopted.
Dyrland of Clayton asked and received unanimous consent that
amendment H-3656, filed by him on April 24, 1975, and found on page 1352 of the House Journal, be withdrawn.
(House File 584 and amendment H-3569D, as amended, pending at recess.)

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has, on April 29, 1975, adopted the conference committee report and the amendments contained therein and passed House File 99, a bill for an act relating to the temporary closing of highways.
Also: That the Senate has on April 23, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:
House File 558, a bill for an act relating to elementary, secondary and prekindergarten education and modifying the state foundation aid.

Also: That the Senate has on April 29, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 387, a bill for an act relating to liability for the performance of or refusal to perform abortions.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{SENATE AMENDMENT TO HOUSE FILE 558}

\section*{3720}

Amend House File 558 as amended, passed, and reprinted by the House as follows:
1. Page 4A, by striking lines 14 through 24 and inserting in lieu thereof the word "provided."
2. Page 5A, line 7, by striking the words "school districts" and inserting in lieu thereof the words "public school corporations".
3. Page 5 A , by inserting after line 8 the following:
"Sec. ..... Section two hundred seventy-three point three (273.3), Code 1975, is amended by adding the following new subsection:
\(N E W\) SUBSECTION. Be authorized, subject to the approval of the department of public instruction, to acquire by retransfer from the county board of education of a county school system, within one year from the effective date of this Act, at a cost not to exceed one thousand dollars, any land formerly

\section*{Page}
inserting in lieu thereof the following:
"NEW SECTION. PROHIBITED DUPLICATION OF SERVICES. The area education agency shall not provide programs and services which duplicate the services provided by the state educational radio and television facility board as provided in sections eighteen point one hundred thirty-two (18.132) through eighteen point one hundred fifty-three (18.153) of the Code."
10. Page 7B, line 42, by inserting after the word "Code" the following:
"for the purpose of reducing the area served or changing the boundaries to exclude areas encompassed by the enlargment, reorganization or boundary changes".
11. Page 7B, line 44, by striking the words "further reorganization" and inserting in lieu thereof the words "such action".
12. Page 8, by striking lines 5 through 35.
13. Page 9, by striking lines 1 through 10.
14. Page 11A and 11B by striking lines 23 through

36 and inserting in lieu thereof the following:
"2. An adjusted enrollment for each district shall

\section*{Page}
be computed as follows:
a. For the school year beginning July 1, 1975, if a district has a decrease from the sum of the basic enrollment in the base year plus adjustments for decreasing enrollment made in the base year, to the basic enrollment in the budget year, the state comptroller shall compute an amount to be added to the basic enrollment for the budget year. The amount to be added is equal to fifty percent of this decrease, to the extent that the decrease does not exceed five percent of the sum of the basic enrollment in the base year plus adjustments made for decreasing enrollment in the base year, and twenty-five percent of the remaining decrease. If the district does not experience this decrease, the adjusted enrollment for the budget year is equal to the basic enrollment for the budget year.
b. For the school years subsequent to the school year beginning July 1, 1975, if a district has a decrease from the basic enrollment in the base year to the basic enrollment in the budget year the state comptroller shall compute an amount to be added to the basic enrollment for the budget year. The amount to be added is equal to fifty percent of the basic enrollment decrease to the extent that it does not exceed five percent of the base year's basic enrollment, and twenty-five percent of the remaining basic enrollment decrease. If the school district does

\section*{3}
not experience a decrease from the basic enrollment in the base year to the basic enrollment in the budget year the adjusted enrollment for the budget year is equal to the basic enrollment for the budget year."
15. Page 12A, line 32, by striking the words "and seven-tenths percent" and inserting in lieu thereof the following:
"plus four-tenths of one percent to be used to fund improvements to the Iowa public employees' retirement system".
16. Pages 12A and 12B, by striking lines 33 through 38.
17. Page 13 , by striking lines 19 and through 25 and inserting in lieu thereof the following:
"c. The difference in the Iowa consumer price index which shall be computed by the state comptroller prior to January 1, 1976, and recomputed each month subsequent to January 1, 1976, based upon a comprehensive sampling of the costs of goods and services within Iowa, and until an Iowa consumer price index is available, the consumer price index published by the bureau of labor statistics, United States department of labor computed or estimated as a percentage of change for the following periods:".
18. Page 15, line 22, by striking the word "to" and inserting in lieu thereof the word "the".
19. Page 16 , line 20 , by striking the words "fuve (442.5)" and inserting in lieu thereof the words "four (442.4)".
20. Page 17 , line 25 , by striking the words "five (442.5)" and inserting in lieu thereof the words "four (442.4)".
21. Page 18A, line 18, by inserting after the period the words:
"However, for the budget year beginning July 1, 1975, each school district which provided special education services under sections two hundred eightyone point nine (281.9) through two hundred eightyone point eleven (281.11) of the Code, as those sections are in effect prior to July 1, 1975, for the school year beginning July 1, 1974, shall reduce its district cost by its unreimbursed excess cost for that year which is defined as reimbursable under said section two hundred eighty-one point nine (281.9) of the Code."
22. Page 18 A , line 16, by striking the words "twenty-one (21)" and inserting in lieu thereof the words "twenty-two (22)".
23. Page 18A by striking lines 23 through 25 and inserting in lieu thereof the following:
"Sec. ..... Section four hundred forty-two point thirteen (442.13), subsection four (4), Code 1975, as amended to read as follows:
4. If the district cost per pupil exceeds one hundred ten percent of the state cost per pupil, the committee shall establish a modified allowable growth by reducing the allowable growth, subject to the minimum for the school years beginning July 1, 1974, and July 1, 1975, as provided in section 442.7. In making decisions under this subsection, the committee shall permit allowable growth to the extent necessary to prevent severe hardship to a district whose district cost per pupil [would not have exceeded] exceeds one hundred ten percent of the state cost per pupil [if miscellaneous income were included in computations under this chapter to the same extent that it was included for the school year beginning July 1, 1972]. For the purpose of this subsection the district cost per pupil shall not include the amount by which the district cost of transportation per pupil exceeds the statewide average cost of transportation per pupil."
24. Page 19A, line 4, by inserting after the word "curriculum" the words "maintenance or".
25. Page 19A, lines 5 and 6, by striking the words "The department of public instruction shall further define these purposes by rule."
26. Page 19A, by striking lines 8 through 27 and inserting in lieu thereof the following:
"amount per pupil needed, within the limits of this section, and shall direct the county commis-
sioner of elections to submit the question of whether to raise that amount under the provisions of this section and section four hundred forty-two point fifteen (442.15) of the Code, to the qualified electors of the school district at a regular or special school election held not later than February fifteenth of the base year. If a majority of those voting favors raising the enrichment amount, the board may include the approved amount in its certified budget."
27. Page 19A, by striking line 35 , and by striking page 19B and lines 1 through 17 on page 20, and inserting in lieu thereof the following:
" 4 . The additional enrichment amount for a district is limited to the amount which may be raised by a combination tax in the prescribed proportion which does not exceed a property tax of fifty-four cents per thousand dollars of assessed valuation and an income surtax of five percent."

\section*{5}
28. Page 20, by striking lines 21 through 24 and inserting in lieu thereof the following: "442.15 COMPUTATION OF ENRICHMENT AMOUNT. If a majority".
29. Page 20, by striking lines 29 through 34 and inserting in lieu thereof the following:
"procedures have been carried out, and the state comptroller shall establish the amount of additional enrichment property tax to be levied and the amount of school district income surtax to be imposed".
30. Page 21A, by striking lines 8 and 9.
31. Page 24A, by striking lines 4 through 6 and inserting in lieu thereof the following:
"receives services. For the school year beginning July 1, 1975, the number of nonpublic school pupils served for the purposes of computation under this section for media and other services is equal to the difference between the weighted enrollment for the budget year in the district and the basic enrollment for the budget year in the district. For school years subsequent to the school year beginning July 1, 1975, each school district shall include in the second Friday in January enrollment report the number of nonpublic school pupils within each district for media and other services served by the area."
32. Page 24A, line 8, by striking the word "basic" and inserting in lieu thereof the word "weighted".
33. Page 24A, line 10, by striking the word "basic" and inserting in lieu thereof the word "weighted".
34. Page 24A, line 12, by striking the word "basic" and inserting in lieu thereof the word "weighted".
35. Page 24A, line 15, by inserting after the word "pupil" the words "less the amount per pupil for special education support services, media services
and other services computed as a part of district cost under the provisions of section four hundred forty-two point seven (442.7) of the Code and section twenty-two (22) of this Act".
36. Page 24A, line 16, by striking the word "basic" and inserting in lieu thereof the word "weighted".
37. Page 24 A , line 21, by striking the words "basic enrollment" and inserting in lieu thereof the words "weighted enrollment".
38. Page 24A, line 22, by inserting after the word "year" the following:
", less the amount of the adjustment to the district cost for increases in the weighted enrollment made in the first unnumbered paragraph in this section". 39. Page 24A, line 31 and 32, by striking the words "basic September enrollment" and inserting in
lieu thereof the words "September weighted enrollment".
40. Page 24A, line 33, by inserting after the word "levy" the following:
"less the amount of the adjustment to the district cost for increases in the weighted enrollment made in the first unnumbered paragraph in this section".
41. Page 24 B , by inserting after line 52 the
following:
"Sec. ..... SUPPORT COSTS FOR SPECIAL EDUCATION SERVICES FOR NONPUBLIC SCHOOL PUPILS SERVED. For
the school year beginning July 1, 1975, only, if an area education agency has not incorporated within the program plans for special education support services submitted for approval to the department of public instruction under the provisions of sections two hundred seventy-three point five (273.5), two hundred seventy-three point nine (273.9) and four hundred forty-two point seven (442.7) of the Code, the total number of nonpublic school pupils it will serve it may raise an amount to meet the costs for these pupils as follows:
1. Determine the total number of nonpublic school pupils in the area that were not included in the original program plans for special education support services submitted to the department of public instruction that the agency will serve.
2. The total amount to be raised is equal to the number determined in subsection one (1) of this section times the amount obtained for the area to be added to allowable growth per weighted pupil under the provisions of section four hundred forty-two point seven (442.7), subsection seven (7), paragraph \(c\) of the Code.
3. The state comptroller shall calculate the amounts due from each district to its area education agency by multiplying the total amount determined in subsection two (2) of this section by the fraction that the total number of weighted pupils in the

\section*{Page 7}
district for the budget year is of the total number of weighted pupils in the area for the budget year.
4. The district, to raise the additional amount, shall add to its district cost for the school year beginning July 1, 1975, the amount determined under subsection three (3) of this section, which amount shall be deducted from its district cost for the budget year beginning July 1, 1976. The state comptroller shall deduct the amounts calculated under this subsection for each school district from the state aid due to the district pursuant to chapter four hundred forty-two (442) of the Code, and shall
pay the amounts to the area education agencies on a quarterly basis during each school year. The state comptroller shall notify each school district of the amount of state aid deducted for this purpose and the balance of state aid will be paid to the district. If a district does not qualify for state aid under chapter four hundred forty-two (442) of the Code in an amount sufficient to cover its amount due to the area education agency as calculated by the state comptroller under this section, the school district shall pay the deficiency to the area education agency from funds received by the district, on a quarterly basis during each school year."
42. Page 24 B , by striking lines 53 and 54 and inserting in lieu thereof the following:
"Sec. ...." All sections of this Act except the section amending section three hundred twenty-one point one hundred seventy-eight (321.178) of the Code, shall be retroactive to January 1, 1975, and take effect".
43. Amend the title, line 25 , by inserting after the word "systems" the words ", providing certain special education support funds in addition to the programed and approved costs".
44. Renumber the sections and correct internal references in conformance with this amendment.

\section*{ADOPTION OF HOUSE MEMORIAL RESOLUTION 9}

Howell of Floyd offered the following House Memorial Resolution 9 and moved its adoption:

\section*{HOUSE MEMORIAL RESOLUTION 9}

Whereas, The Honorable Fred B. Hanson of Mitchell County, who was a member of the Fifty-ninth, Sixtieth, Sixtieth Extra, Sixty-second and Sixty-third General Assemblies as Representative from Howard and Mitchell Counties, passed away on May 10, 1974, Now Therefore,

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

The motion prevailed and the Speaker appointed as such committee Howell of Floyd, Griffee of Chickasaw and Norland of Worth.

\section*{HOUSE CONCURRENT RESOLUTION 44}

By Committee on Cities and Towns

Whereas, the unified trial court of the State of Iowa has experienced significant difficulty in meeting operational expenses; and

Whereas, many counties and cities presently or potentially are threatened by increasing financial cost being experienced under the unified trial court program; and

Whereas, the users of the court of Iowa should be assessed a more appropriate portion of court costs; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, representing both political parties and composed of members of the House standing committees on cities and towns and county government, and the Senate standing committees on cities and county government, to conduct a study during the 1975 legislative interim relating to the costs to cities, counties and the state of the unified trial court, and relating to the costs imposed upon persons using the unified trial court in all types of actions and proceedings; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.

\section*{HOUSE CONCURRENT RESOLUTION 45 By Howell}

Whereas, in recent years the national and state crime rates have risen to significantly high proportions; and

Whereas, the high crime rate impairs the rights and security of the law abiding citizens of Iowa; and

Whereas, many citizens of lowa have suffered physical injury or loss of life as the result of violent criminal activity; and

Whereas, the human suffering offenders and their families and the economic cost of programs for offenders and their families are a major concern to the state; and

Whereas, early childhood development, family life styles, living conditions, educational experience and economic wellbeing of persons and families appear to impact greatly on the amount of crime and other social deviance; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is authorized to create a study committee, as provided by law, to study the
root causes of crime and methods of reducing the causes of crime. The study committee shall be composed of members of the House of Representatives and the Senate representing both political parties; and

Be It Further Resolved, That the study committee may include nonlegislative members having special knowledge in the fields of behavioral, biological, medical, and criminal science and that a report of the study shall be prepared and submitted to the Legislative Council and the members of the General Assembly at the conclusion of the 1975 interim and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the committee.
Laid over under Rule 25.

\section*{HOUSE CONCURRENT RESOLUTION 46}

By Schroeder, Stephens, Bortell, Baker, Fullerton, Daggett, Miller of Calhoun, Miller of Cerro Gordo, Miller of Buchanan, Woods, Hennessey, Lindeen, McElroy, Wyckoff, Danker, Pellett, Menke, Hansen, Nealson, Scheelhaase, Lageschulte, Tofte, Spencer, Harvey, Bennett, Hutchins and Perkins

Whereas, the state department of health has issued a policy and procedures manual for a basic training course for emergency medical technicians; and

Whereas, this course requires each student to participate in five emergency ambulance runs before the course is completed; and

Whereas, this requirement is unreasonable because the emergency run must consist of observation, demonstration, and participation to the extent permitted by ambulance supervisors and the student is required to maintain detailed records of each run and make other explanations which do not appear necessary in a training course; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the general assembly directs the state department of health to discontinue the requirement for five emergency runs for the basic training course for emergency medical technicians in order that it will be easier to obtain and train emergency medical technicians particularly for smaller populated areas of the state.

Laid over under Rule 25.

\section*{HOUSE CONCURRENT RESOLUTION 47}

\author{
By Tauke, Harvey, Cusack, Dyrland, Branstad, Halvorson, Danker, Bina, Daggett, Higgins, Nealson of Muscatine, Drake, Clark, Bennett, Hinkhouse, Crawford, Schroeder, Gentleman, Jochum, Gilloon, Readinger, Brandt and Lageschulte
}

Whereas, there has been a tendency for state and federal govern2 mental departments and agencies to promote the establishment of substate regional agencies for single or multiple purposes; and

Whereas, the accountability and responsiveness of such substate
5 regional agencies to the electorate of Iowa is of paramount concern

\section*{Page 2} and
to members of the general assembly and elected officials of general purpose local government; and

Whereas, the proliferation of such groups has made it increasingly difficult for citizens or their representatives and elected officials in state and local governments to direct or influence the sums of money and services rendered by such agencies; and

Whereas, substate agencies have often embraced different geographical boundaries or formed within inconsistent merged substate regions creating a large number of agencies to which local government officials and citizens must respond and causing confusion among citizens and local elected officials; and

Whereas, elected officials of general purpose local government are becoming increasingly concerned about and committed to a central substate policy body to coordinate multijurisdictional programs and provide accountability; and

Whereas, Iowa executive order number 11, February, 1968, has set forth the delineation and organization of sixteen substate districts;

Whereas, planning and programming organizations have been established within those sixteen substate districts; and

Whereas, the general assembly should consider the role of substate districts and agencies in efforts to improve planning, programming, resource allocation, communication, coordination, and accountability for the activities of state government; Now Therefore,

Be It Resolved by the House of Representatives, the Senate
Concurring, That the legislative council is urged to appoint an interim study committee composed of members of both houses of the general assembly and such other members as the legislative council deems necessary to formulate and recommend to the general assembly policies relating to substate districts, including policies defining the role of substate districts in state government and clarifying relationships between state departments and the substate districts.
Laid over under Rule 25.

\section*{HOUSE RESOLUTION 26}

By Howell of Floyd

Whereas, the city of Nora Springs, Iowa is nearing the one hundredth anniversary of its founding as a city; and

Whereas, the citizens of Nora Springs are preparing for a celebration to commemorate the one hundreth anniversary of the city's founding;

Whereas, the Centennial celebration will be held on August the 29th, 30th, and the 31st, in conjunction with the annual Buffalo Days, Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Nora Springs, Iowa, in commemoration of the

15 one hundredth anniversary of its founding; and
17 be forwarded to the citizens of Nora Springs who are in
18 charge of making preparations for the one hundredth
19 anniversary celebration.
Laid over under Rule 25.

\section*{BUSINESS PENDING}

The House resumed consideration of House File 584, a bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement and providing criminal and civil penalties, and amendment \(\mathrm{H}-3569 \mathrm{D}\), as amended.

Jesse of Polk moved the adoption of amendment H-3569D, as amended.

Amendment H-3569D, as amended, was adopted.
Jesse of Polk asked and received unanimous consent that amendment H-3569E be deferred.

The House resumed consideration of amendment \(\mathrm{H}-3569 \mathrm{~F}\).
Jesse of Polk moved the adoption of the committee amendment H-3569F.

Amendment \(\mathrm{H}-3569 \mathrm{~F}\) was adopted.
Bittle of Polk asked and received unanimous consent that amendment H-3682 (to page 2), filed by him on April 29, 1975, and found on page 1432 of the House Journal, be withdrawn.

Branstad of Winnebago offered the following amendment H-3703 filed by him:
H-3703
1 Amend House File 584, pages 3 and 4, by
2 striking all of section 10 .
Avenson of Fayette in the chair at \(2: 52\) p.m.
Branstad of Winnebago moved the adoption of amendment H—3703.

Roll call was requested by Branstad of Winnebago and Connors of Polk.

Rule 70 was invoked.
On the question "Shall amendment H-3703 be adopted ?"

The ayes were, 13:
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bortell
\end{tabular} & \begin{tabular}{l} 
Daggett \\
Dranker
\end{tabular} \\
Crabb & Fullerton
\end{tabular}

The nays were, 80:

Anderson
Baker
Bina
Bittle
Brandt
Brockett
Brunow
Byerly
Caffrey
Clark
Connors
Crawford
Cusack
Den Herder
Dieleman
Doyle
Dunton
Dyrland
Egenes
Evans
Fitzgerald
Absent or not voting, 7:
\begin{tabular}{ll} 
Cochran & Griffee \\
Drake & Halvorson
\end{tabular}
\begin{tabular}{ll} 
Harvey & Nealson \\
Kreamer & Pellett \\
Millen & Welden
\end{tabular}
\begin{tabular}{ll} 
Lindeen & \begin{tabular}{l} 
Poncy \\
Lisky
\end{tabular} \\
Readinger \\
Lonergan & Rinas \\
McElroy & Scheelhaase \\
Menke & Schroeder \\
Mennenga & Spear \\
Middleswart & Spencer \\
Middleton & Stromer \\
Miller, A.V. & Svoboda \\
Miller, K. D. & Tauke \\
Miller, O. L. & Tofte \\
Monroe & Varley \\
Newhard & Walter \\
Nielsen & Wells \\
Norland & West \\
Oakley & Woods \\
O'Halloran & Wulff \\
Patchett & Wyckoff \\
Pavich & Mr.Speaker \\
Perkins & (Avenson)
\end{tabular}

\author{
Krause \\ Small
}

Nealson
Welden

Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Walle
Well
Wells
Woods
Wulff
Wyckoff
Mr. Speaker
(Avenson)

Stephens

Amendment H-3703 lost.
Jesse of Polk asked and received unanimous consent that amendment H-3699 (to page 4), filed by him on April 30, 1975, and found on page 1459 of the House Journal, be withdrawn.

Welden of Hardin offered the following amendment \(\mathrm{H}-3696\) filed by him and Kreamer of Polk and moved its adoption:

H-3696
1 Amend House File 584, page 4, line 5, by insert-
2 ing after the word "employment" the following: ",
3 nor shall provisions of this Act impose any liabil-
4 ity on any employer for any activity arising out of
5 or in connection with a collective bargaining agree-
6 ment, its negotiation, administration or enforce-
7 ment".
Amendment \(\mathrm{H}-3696\) was adopted.
Bittle of Polk offered the following amendment H-3719 filed by him:
```

H-3719
1 Amend House File 584 as follows:

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1. Page 4, by inserting after line 16 , the following new section:
"Sec. ..... NEW SECTION. CONSISTENCY WITH FEDERAL EXEMPTIONS. Such exemptions from the application of
the federal antitrust statutes as are now or are
hereinafter provided by federal statutes shall be
deemed exemptions to the provisions of this Act, it being the purpose with regard to exemptions that consistency between federal and state law be maintained."
2. By renumbering the remaining sections and internal references to accord with this amendment.

A non-record roll call was requested.
The ayes were 35 , nays 49 .
Amendment H—3719 lost.
Bittle of Polk offered the following amendment H-3681 filed by him and Gentleman of Polk and moved its adoption:
H-3681

1

Amend House File 584 as follows:
1. Page 4, by striking lines 23 through 85.
2. Page 5, by striking lines 1 through 34 and
inserting in lieu thereof the following new section:
"Sec. ..... NEW SECTION. CIVIL INVESTIGATIVE
DEMAND.
1. Whenever the attorney general has reason to believe that a person under investigation may be in possession, custody, or control of any books, documents, records, writings or tangible things, hereinafter referred to as "documentary material" relevant to a civil investigation of a violation of section three (3) of this Act, he may, prior to the institution of a civil or criminal proceeding thereon, issue in writing, and cause to be served upon such person, a civil investigative demand requiring such person to produce such documentary material for examination.
2. Each such demand shall contain all of the following:
a. State the nature of the conduct constituting the alleged antitrust violation which is under investigation and the provision of law applicable thereto.
b. Describe the class or classes of documentary material to be produced thereunder with such definiteness and certainty as to permit such documentary material to be fairly identified.
c. Prescribe a return date which will provide a reasonable period of time within which the documentary material so demanded may be assembled and made available for inspection and copying or reproduction.
d. Wdentify the custodian to whom such documentary material shall be made available.
3. No such demand shall:
a. Contain any requirement which would be held to be unreasonable if contained in a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation; or
b. Require the production of any documentary material which would be privileged from disclosure if demanded by a subpoena duces tecum issued by a court of this state in aid of a grand jury investigation of such alleged violation.
4. Service of a demand by the attorney general as provided herein may be made by either of the following:
a. Delivery of a duly executed copy thereof to the place of business of the persons to be served

\section*{Page 2}

1 in this state or if the person has no place of business
2 in this state to his principal place of business or to the residence of the person to be served.
b. Mailing by certified mail, return receipt requested and signed by the person to whom service is directed, a duly executed copy thereof addressed to the person to be served at his place of business in this state, or if the person has no place of business in this state, to his principal place of business or to the residence of the person to be served.
5. A verified return by the individual serving any such demand or petition setting forth the manner of such service shall be proof of such service. In the case of service by certified mail, such return shall be accompanied by the return post office receipt of delivery of such demand signed by the person to whom service is directed.
6. The attorney general shall designate a member of his staff as document custodian.
7. Any person upon whom any civil investigative demand issued under this section has been duly served shall make such documentary material available for inspection and copying or reproduction to the custodian designated therein at the principal place of business of such person or at such other place as such custodian and such person thereafter may agree and prescribe in writing or as the court may direct on the return date specified in such demand or on such latter date as such custodian may prescribe in writing. Such person may upon written agreement between such person and the custodian substitute for copies of all or any part of such documentary material originals thereof.
8. The custodian to whom any documentary material is so delivered shall take physical possession thereof,
e 3
and shall be responsible for the use made thereof and for the return thereof pursuant to this section. The custodian may cause the preparation of such copies of such documentary material as may be required for official use. While in the possession of the custodian, no documentary material so produced or copies thereof shall be available for examination, without the consent of the person who produced such documentary material, by any individual other than the attorney general or a duly authorized member of his staff. Under such reasonable terms and conditions as the attorney general shall prescribe, documentary material while in the possession of the custodian shall be available for examination by the person who
produced such material or any duly authorized representative of such person.
9. Whenever any attorney has been designated to appear on behalf of the state, before any court or grand jury in any case or proceeding involving any alleged antitrust violation, the custodian may deliver to such attorney such documentary material in the possession of the custodian as such attorney determines to be required for use in the presentation of such case or proceeding on behalf of the state. Upon the conclusion of any such case or proceeding, such attorney shall return to the custodian any documentary material so withdrawn and copies thereof which has not passed into the control of such court or grand jury through the introduction thereof into the record of such case or proceeding.
10. Upon the completion of the investigation for which any documentary material was produced under this section and any case or proceeding arising from such investigation, the custodian shall return to the person who produced such documentary material all such documentary material and copies thereof which has not passed into the control of any court or grand jury through the introduction thereof into the record of such case or proceeding.
11. When any documentary material has been produced by any person under this section for use in any antitrust investigation, and no such case or proceeding arising therefrom has been instituted within a reasonable time after completion of the examination and analysis of all evidence assembled in the course of such investigation, such persons shall be entitled upon written demand made upon the attorney general, to the return of all documentary material and copies thereof so produced by such person.
12. In the event of the death, disability, or separation from service of the custodian of any documentary material produced under any demand issued under this section, or the official relief of such custodian from the responsibility for the custody

\section*{Page}

41 delivered by any person in compliance with any such
42 demand, such person may file in the district court
43 of the county within which the office of such custodian

1 to enter such order or orders as may be required to
2 carry into effect the provisions of this section. 3 Any final order so entered shall be subject to appeal
4 by writ of prohibition. Any disobedience of any final 3 Any final order so entered shall be subject to appeal
5 order entered under this section by any court shall 6 be punished as a contempt thereof."
Speaker Cochran in the chair at 3:40 p.m.
Bittle of Polk moved the adoption of amendment H-3681.
Roll call was requested by Bittle of Polk and Varley of Adair.
Rule 70 was invoked.
On the question "Shall amendment H-3681 be adopted ?"
The ayes were, 45:
\begin{tabular}{|c|c|c|c|}
\hline Bennett & Evans & Lindeen & Readinger \\
\hline Bittle & Fullerton & Linsky & Schroeder \\
\hline Bortell & Gentleman & McElroy & Stephens \\
\hline Branstad & Gilloon & Menke & Tauke \\
\hline Brockett & Halvorson & Millen & Tofte \\
\hline Byerly & Hansen & Miller, K. D. & Varley \\
\hline Clark & Harvey & Monroe & Walter \\
\hline Crabb & Hutchins & Nealson & Welden \\
\hline Crawford & Junker & Nielsen & Woods \\
\hline Danker & Kreamer & Pellett & Wulff \\
\hline Den Herder & Lageschulte & Perkins & Wyckoff \\
\hline
\end{tabular}

The nays were, 48:
is situated, and serve upon such custodian a petition
for an order of such court requiring the performance
by such custodian of any duty imposed upon him by this section.
16. Whenever any petition is filed in any court under this section, such court shall have jurisdiction
to hear and determine the matter so presented, and
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Fitzgerald \\
Hargrave \\
Avenson
\end{tabular} \\
Baker & Harper \\
Bina & Hennessey \\
Brandt & Higgins \\
Brunow & Hines \\
Caffrey & Hinkhouse \\
Connors & Horn \\
Dieleman & Howell \\
Doyle & Hullinger \\
Dunton & Husk \\
Dyrland & Jesse
\end{tabular}

Absent or not voting, 7:
\begin{tabular}{ll} 
Cusack & \begin{tabular}{l} 
Drake \\
Daggett
\end{tabular} \\
Griffee
\end{tabular}

Amendment H-3681 lost.
Anderson
Baker
Bina
Brandt
Brunow
Caffrey
Dieleman
Doyle
Dunton

Cusack
\begin{tabular}{ll} 
Jochum & \begin{tabular}{l} 
O'Halloran \\
Jordan
\end{tabular} \\
Patchett \\
Koogler & Pavich \\
Lonerean & Poncy \\
Mennenga & Rinas \\
Middleswart & Scheelhaase \\
Middleton & Small \\
Miller, A. V. & Spear \\
Miller, O. L. & Spencer \\
Newhard & Svoboda \\
Norland & Wells \\
Oakley & Mr. Speaker
\end{tabular}

\footnotetext{
Krause
Stromer
}

O'Halloran
Patchett
Pavich
Poncy
Scheelhaase
Small
Spear
Spencer
voboda
Mr. Speaker

\section*{West}

The House resumed consideration of the committee amendment H-3569E.

On motion by Jesse of Polk, amendment \(\mathrm{H}-3569 \mathrm{E}\) was adopted.

Nielsen of Polk offered the following amendment H-3702 filed by him and moved its adoption:

1 . Amend House File 584 as follows:
2 1. Page 5, by inserting after line 34 the
3 following:
"No information or evidence provided the attorney general by a person pursuant to this section shall be admitted in evidence, or used in any mainner whatsoever, in any criminal prosecution. If a criminal prosecution under the provisions of this act is initiated in a state court against a person who has provided information pursuant to this section, the state shall have the burden of proof that the information so provided was not used in any manner to further the criminal investigation or prosecution."
Amendment H-3702 was adopted.

\section*{Nielsen of Polk offered the following amendment H-3701} filed by him and moved its adoption:

H
3701
1
Amend House File 584 as follows:
2 1. Page 5 , by striking line 35.
3 2. Page 6, by striking lines 1 thru 4 and
4 inserting in lieu thereof the following:
"Sec.
Now Section.
6 EFFECT OF SUBPOENA OR DEMAND. petition shall be served upon the person, who may appear in opposition to the petition. If the court finds that the subpoena or demand is proper, there is reasonable cause to believe there has been a violation of this Act, and the information sought or document or object demanded is relevant to the violation, it shall order the person to comply with the subpoena or demand, subject to such modification as the court may prescribe. Upon motion by the person and for good cause shown, the court

25 may make any further order in the proceedings that
26 justice requires to protect the person from
27 unreasonable annoyance, embarrassment, oppression,
28 burden, or expense."
Amendment H-3701 was adopted.
Bittle of Polk offered the following amendment H-3683 filed by him and moved its adoption:
H-3683
1 Amend House File 584 as follows:
2 1. Page 7, line 10, by striking the words "five
3 percent of the total value" and inserting in lieu
4 thereof the words "fifty thousand dollars".
5 2. Page 7, by striking lines 11 through 15.
Roll call was requested by Bittle of Polk and Bortell of Madison.

On the question "Shall amendment \(\mathrm{H}-3683\) be adopted?"
The ayes were, 42 :
\begin{tabular}{ll} 
Bennett & Evans \\
Bittle & Fullerton \\
Bortell & Gentleman \\
Branstad & Halvorson \\
Brockett & Hansen \\
Clark & Harvey \\
Crabb & Junker \\
Crawford & Kreamer \\
Danker & Lageschulte \\
Den Herder & Lindeen \\
Egenes & Lipsky
\end{tabular}
\begin{tabular}{ll} 
McElroy & Schroeder \\
Menke & Spear \\
Middleton & Stephens \\
Millen & Stromer \\
Nealson & Tauke \\
Nielsen & Tofte \\
Oakley & Varley \\
Pellett & Welden \\
Readinger & Wulff \\
Scheelhaase & Wyckoff
\end{tabular}

The nays were, 51 :
\begin{tabular}{llll} 
Anderson & \begin{tabular}{ll} 
Dyrland \\
Avenson
\end{tabular} & Fitzgerald & \begin{tabular}{l} 
Hutchins \\
Baker
\end{tabular} \\
Gilloon & Jesse & \begin{tabular}{l} 
O'Halloran \\
Patchett
\end{tabular} \\
Bina & Gochum & Pavich \\
Brandt & Griffee & Jordan & Poncy \\
Brunow & Hargrave & Koogler & Rinas \\
Byerly & Harper & Lonergan & Small \\
Cafrey & Hennessey & Mennenga & Spencer \\
Connors & Higgins & Middleswart & Svoboda \\
Cusack & Hines & Miller, A.V. & Walter \\
Dieleman & Hinkhouse & Miller, K. D. & Wells \\
Doyle & Horn & Miller, O. L. & Woods \\
Dunton & Howell & Monroe & Mr. Speaker \\
Absent or not voting, 7: & Newhard & \\
Daggett & Hullinger & & \\
Drake & Krause & Norland & West \\
& & &
\end{tabular}

Amendment H-3683 lost.
Gentleman of Polk offered the following amendment H-3695 filed by Gentleman, et al., and moved its adoption:

H-3695
1 Amend House File 584 as follows:
2 1. Page 7, by striking lines 16 through 24.
3 2. By renumbering the remaining sections and
4 internal references to accord with this amendment.
Amendment \(\mathrm{H}-3695\) was adopted.
Kreamer of Polk offered the following amendment H-3704 filed by Kreamer, et al., and moved its adoption:
H—3704
1 Amend House File 584, as follows:
2 1. By striking the "Explanation" in its
3 entirety and by substituting in lieu thereof the
4 following:

\section*{EXPLANATION}

This bill is so different in approach, so broad and all-encompassing, that if enacted, will stifle or kill legitimate business in this state; will prevent additional businesses from coming into this state; will result in innumerable law suits for many years to come to define the meaning and intent of this legislation and will provide full employment for anti-trust lawyers for the next twenty years, will in many other ways be extremely disruptive to all business and agriculture and will be a burden upon the entire population of the State of Iowa.
Roll call was requested by Hargrave of Johnson and Caffrey of Polk.

Rule 70 was invoked.
On the question "Shall amendment H-3704 be adopted?"
The ayes were, 25:
\begin{tabular}{llll} 
Bennett & \begin{tabular}{l} 
Danker \\
Den Herder
\end{tabular} & \begin{tabular}{l} 
Harvey \\
Bunker
\end{tabular} & \begin{tabular}{l} 
Millen \\
Bitle
\end{tabular} \\
Bortell & Egenes & Kreamer & Tealson \\
Branstad & Evans & Lageschulte & Varle \\
Brockett & Fullerton & McEHroy & Welden \\
Crabb & Hansen & Menke & Wulff \\
Daggett & & &
\end{tabular}

The nays were, 70:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dieleman \\
Avenson
\end{tabular} \\
Bayle \\
Baker & Dunton \\
Bina & Dyrland \\
Brandt & Fitzgerald \\
Brunow & Gentleman \\
Byerly & Gilloon \\
Cafrey & Griffee \\
Clark & Halvorson \\
Connors & Hargrave \\
Crawford & Harper \\
Cusack & Hennessey
\end{tabular}
Higgins
Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jesse
Jochum
Jordan
Koogler

\author{
Lindeen \\ Lipsky Lonergan \\ Mennenga Middleswart Middleton Miller, A. V. Miller, K. D. Miller, O. L. Monroe Newhard Nielsen
}
\begin{tabular}{llll} 
Norland & Poncy & Spear & Walter \\
Oakley & Readinger & Spencer & Wells \\
O'Halloran & Rinas & Stromer & Woods \\
Patchett & Scheelhaase & Svoboda & Wyckoff \\
Pavich & Schroeder & Tauke & Mr. Speaker \\
Perkins & Small & & \\
\multicolumn{1}{c}{ Absent or not voting, 5: } & & \\
\begin{tabular}{ll} 
Drake & Pellett
\end{tabular} & Stephens & West \\
Krause & & &
\end{tabular}

Amendment H-3704 lost.
Jesse of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 584)
The ayes were, 62:
\begin{tabular}{ll} 
Anderson & Fitzgerald \\
Avenson & Gilloon \\
Baker & Griffee \\
Bina & Hargrave \\
Brandt & Harper \\
Brunow & Hennessey \\
Byerly & Higgins \\
Caffrey & Hines \\
Clark & Hinkhouse \\
Connors & Horn \\
Crawford & Howell \\
Cusack & Hullinger \\
Dieleman & Husak \\
Doyle & Hutchins \\
Dunton & Jesse \\
Dyrland & Jochum
\end{tabular}

The nays were, 84:
\begin{tabular}{llll} 
Bennett & \begin{tabular}{l} 
Egenes \\
Bittle
\end{tabular} & Lageschulte & \begin{tabular}{l} 
Nielsen \\
Bortell
\end{tabular} \\
Evans & Fullerton & Lindeen & Pellett \\
Branstad & Gentleman & Lipsky & Stephens \\
Brockett & Halvorson & Menke & Stromer \\
Crabb & Hansen & Middleton & Tofte \\
Daggett & Harvey & Millen & Varley \\
Danker & Junker & Nealson & Wulen \\
Den Herder & Kreamer & & \\
\multicolumn{2}{c}{ Absent or not voting, 4: } & & \\
Drake & Krause & Schroeder & West
\end{tabular}

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

\section*{MOTION TO RECONSIDER LOST \\ (House File 584)}

Jesse of Polk moved to reconsider the vote by which House File 584 passed the House.

A non-record roll call was requested.
The ayes were 36 , nays 58 .
The motion lost.

\section*{HOUSE FILES 92 AND 526 WITHDRAWN}

Oakley of Clinton asked and received unanimous consent to withdraw House Files 92 and 526 from further consideration by the House.

\section*{COMMUNICATION FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE}

The following communication was received from the United States Department of Agriculture and is on file in the office of the Speaker:

Honorable Dale M. Cochran Speaker of the House Iowa General Assembly
Des Moines, Iowa 83701
Dear Mr. Cochran:
Secretary Butz has asked us to reply to House Concurrent Resolution 7 passed by the Sixty-sixth General Assembly of Iowa and signed by you and the Honorable David L. Wray, Chief Clerk of the House.

Farmers Home Administration (FmHA) Emergency (EM) loans have been made available in 27 western and northern Iowa counties affected by the January 10, 1975, blizzard.

EM loans are made to eligible farmers and ranchers to cover losses resulting from natural disasters so that they may continue their farming or livestock operations with credit from other sources, including our regular farm operating and ownership loans. These loans are made at a 5 percent interest rate and are scheduled for payment as rapidly as feasible in annual installments consistent with the applicant's reasonable ability to pay. Repayment varies according to the purpose of the loan.

We are enclosing a Fact Sheet on EM loans which gives a general explanation of these loans.

Your interest in the EM loan program administered by this agency is appreciated.

\author{
Sincerely, \\ FRANK B. ELLIOTT Administrator
}

> EXPLANATION OF VOTE
> (House Files 43, 99, 362, 459, 625, 670, 724, 738, 748, \(749,753,765,766,775,777,792,793,798\) and
> Senate Files 114, 314 and 371)

I was necessarily absent from the House chamber on Friday, April 25, 1975. Had I been present, I would have voted "aye" on the final passage
of House Files 670, 738, 748, 749 and 766. On Monday, April 28, and Tuesday, April 29, I was absent from the House chamber by reason of being in Washington, D. C., to testify before a U. S. Senate Subcommittee on Children and Youth concerning interstate trafficking of children for adoption. Had I been present, I would have voted "aye" on final passage of House Files 43, 99, 362, 459, 625, 724, 753, 765, 775, 777, 792, 793, 798 and Senate Files 114, 314 and 371.

OAKLEY of Clinton

\section*{REPORT OF STEERING COMMITTEE}
(Noncontroversial Calendar)
Mr. Spanker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:
H. F. 283 Relating to interest payments to customers of public utilities. By Small.
H. F. 704 COMMITTEE BILL-Relating to operation of motorcycles by persons issued instruction permits. By committee on transportation; Krause, chairman.
H. F. 729 COMMITTEE BILL-Relating to the issuing of new licenses to certain pharmacies, requiring that certain prescription drugs be labeled so as to show the name and place of business of both the manufacturer and the packer or distributor, and the regulation of controlled substances by the board of pharmacy examiners under chapter 204 of the Code. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 762 COMMITTEE BILL-Relating to eligibility and payments under the tuition grant program. By committee on education; Patchett, chairman.
H. F. 776 COMMITTEE BILL-Relating to the authority of the commissioner of social services to grant easement rights to municipal corporations and public utilities to land under the jurisdiction of the department of social services. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 782 COMMITTEE BILL-Relating to providing Codes to sheriff substations. By committee on state government; Monroe, chairman.
H. F. 814 COMMITTEE BILL-Relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business. By committee on state government; Monroe, chairman.
H. F. 824 COMMITTEE BILL-Relating to the amount of capital and surplus required by insurance companies to transact business in Iowa. By committee on commerce; Small, chairman.
H. F. 816 COMMITTEE BILL-Relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 835 COMMITTEE BILL_-Providing that certain ammunition and firearms shall be deposited with the state criminalistics laboratory. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 843 COMMITTEE BILL-Relating to the width of certain vehicles or loads on such vehicles. By committee on agriculture; Husak, chairman.
S. F. 18 Relating to the reporting of vehicle accidents. By Priebe.
S. F. 121 Relating to compensation of the clerk of the grand jury. By Shaw.
S. F. 193 COMMITTEE BILL-Amending chapter 135C of the Code so as to change the defined term "adult foster home" to "adult foster family home" and to make certain related changes in the use of that term. By Senate committee on human resources; Gluba, chairman.
S. F. 317 COMMITTEE BILL-Relating to fish and game licenses and providing a penalty. By Senate committee on natural resources; Heying, chairman.
S. F. 329 COMMITTEE BILL-Relating to the disbursement of costs in actions on appeal to the supreme court By Senate committee on judiciary; Glenn, chairman.

\author{
JESSE of Polk, Chairman
}

\section*{AMENDMENTS FILED}

H-3727

1
2
3
4
5

Amend House File 217, page 1, as follows:
1. By striking lines 3 through 16 and inserting in lieu thereof the following:
"NEW SECTION. REPORTS.
1. As used in this section unless the context otherwise requires:
a. "Nonresident alien" means a person not maintaining residency in this state who is a citizen of, or which is organized or has its principal place of business in a country other than the United States.
b. With respect to a person other than an individual, "controlled by" means that one-half or more of the rights of ownership or control of that person are held or exercised by another person, in cluding indirect ownership or control by means of effective ownership or control of intermediaries.
c. "Organized" means organized or created as a partnership, business trust, estate, trust, association, corporation, or other legal entity under the laws of any state, territory, or country.
2. A nonresident alien, or a person other than an individual who is organized under the laws of the United States and who is controlled by nonresident aliens, or a person who is the trustee of a trust of which nonresident aliens or a person controlled by nonresident aliens, or both, are beneficiaries, owning land outside the corporate limits of any city of this state shall file with the secretary of state on or before January first of each year, a report containing the following information:
a. The name and address of the individual owners, or the name and address and place of organization of

50 "ownership or control by nonresident aliens and

\section*{Page 2}

1 providing penalties for violations."

\section*{SVOBODA of Iowa HOWELL of Floyd AVENSON of Fayette}

1 Amend House File 217, page 1, as follows:
1. By inserting before line 1 the following:
"Sec. ..... Section five hundred sixty-seven point one (567.1), unnumbered paragraphs one (1) and three (3), Code 1975, are amended to read as follows:

Nonresident aliens, or [corporations incorporated under the laws of any foreign country, or corporations]
persons organized in this country [one-half of the stock of which is owned or] and controlled by nonresident aliens, or persons who are trustees of trusts of which nonresident aliens or persons controlled by nonresident aliens are beneficiaries, are prohibited from acquiring title to or holding any real estate in this state, except as hereinafter provided.

Nothing in this section contained shall prevent nonresident aliens, or [corporations organized under the laws of any foreign country, or corporations] persons organized in this country[, one-half or more of the stock of which is owned or] and controlled by nonresident aliens, or persons who are trustees of trusts of which nonresident aliens or persons controlled by nonresident aliens are beneficiaries, from having title to or acquiring property of any kind within the corporate limits of any city in the state, and lands not to exceed six hundred forty acres outside the corporate limits of any city in the state, or from alienating, mortgaging or devising the same.

Sec. ..... Chapter five hundred sixty-seven (567), Code 1975, is amended by adding the following new
section:
NEW SECTION. DEFINITIONS. As used in this chapter unless the context otherwise requires:
1. "Nonresident alien" means a person not maintaining residency in this state who is a citizen of, or which is organized or has its principal place of business in a country other than the United States.
2. With respect to a person other than an individual, "controlled by" means that one-half or more of the rights of ownership, control, or both, of that person are held or exercised by another person, including indirect ownership or control by means of effective ownership or control of intermediaries.
3. "Organized" means organized or created as a partnership, business trust, estate, trust, association, corporation, or other legal entity under the laws of any state, territory or country."
2. By striking lines 4 through 16 and inserting

\section*{Page 2}
in lieu thereof the following:
"1. A nonresident alien, or a person other than an individual who is organized under the laws of the United States and who is controlled by nonresident aliens, or a person who is the trustee of a trust of which nonresident aliens or a person controlled by nonresident aliens, or both, are beneficiaries, owning land outside the corporate limits of any city of this state shall file with the secretary of state on or before January first of each year, a report containing the following information:
a. The name and address of the individual owners, or the name and address and place of organization of owners other than individuals and the names and addresses of their registered agents in this state.
b. If an owner is a person other than an individual, the names and addresses of the partners, or of the officers and members of the board of directors, whichever is applicable."
3. Line 27, by striking the words "Conviction of willful" and inserting in lieu thereof the word "Willful".
4. Line 29 , by inserting after the word "ownership" the words "by a person subject to this section"
5. Line 30, by inserting after the word "and" the words "upon conviction a person".
6. Amend the title, by striking lines 1 through 6 and inserting in lieu thereof the following:
"An Act relating to the ownership or control of land by nonresident aliens and providing for the filing of reports related thereto, and providing penalties for violations."

H-3723
1 Amend House File 669, page 1, as follows:
2 1. Line 2, by striking the words and numeral
3 "and four (4)" and inserting in lieu thereof the
4 words and numerals ", four (4) and five (5)".
5 2. By inserting after line 9 the following:
6 "[5. Churches or church properties]."
WELDEN of Hardin
H-3724
Amend House File 762, page 2, line 33, by striking
2 the word "two" and inserting in lieu thereof the word
3 "three".
PATCHETT of Johnson
H-3726
1 Amend House File 807, as follows:
2 1. Page 1, by striking lines 9 through 14
3 and inserting in lieu thereof the following:
"NEW SUBSECTION. "Storage" means any grain
or other agricultural products that have been
received and have come under care, custody or con-
trol of a warehouseman either for the depositor
for which a contract of purchase has not been
negotiated or for the warehouseman operating the facility."
2. Page 5 , line 5 , by striking the words "receipt by" and inserting in lieu thereof the words "receiving into".

CRABB of Crawford
H-3721
1 Amend the committee on energy amendment \(\mathrm{H}-3640\)
2 to Senate File 214 as passed by the Senate as follows:
1. Line 10 , by striking the word " \(a n\) " and
inserting in lieu thereof the words "a nonlegislative".
2. Line 12, by striking the first word "shall"
and inserting in lieu thereof the word "may".
OAKLEY of Clinton
H-3722
Amend Senate File 485 as follows:
2 1. Page 15, after line 18, add the following:
3 Sec. ..... The provisions of this Act are
4 retroactive to January 1, 1975.
BYERLY of Polk NIELSEN of Polk WOODS of Polk

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Friday, May 2, 1975.

\title{
JOURNAL OF THE HOUSE
}

\author{
One Hundred Tenth Calendar Day-Seventy-third Session Day
}
hail of the House of Representatives Ders Moines, Iowa, Friday, May 2, 1975

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

Prayer was offered by the Reverend Gordon Freiburg, pastor of the United Methodist Church, Northwood, Iowa, with music by the fifth and sixth grade chorus from Northwood-Kensett Elementary School, accompanied by Mrs. Freiburg.

The Journal of Thursday, May 1, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Phil McLaughlin, Coralville, Iowa.

\section*{LeAVE OF ABSENCE}

Leave of absence was granted as follows:
Howell of Floyd on request of Scheelhaase of Woodbury; Junker of Woodbury and Fullerton of Woodbury on request of Lindeen of Henry; Lonergan of Boone on request of Crabb of Crawford; Bittle of Polk on request of Brockett of Marshall; Bennett of Ida on request of Harvey of Scott; Husak of Tama on request of Wyckoff of Benton; Gilloon of Dubuque on request of Gentleman of Polk; Middleton of Black Hawk on request of Hargrave of Johnson; Oakley of Clinton on request of Schroeder of Pottawattamie.

\section*{PRESENTATION OF VISITORS}

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

Seventy students from Dunkerton School, Dunkerton, Iowa, accompanied by Mrs. Herman, Mr. Hudloff and Mrs. Macinery. By Miller of Buchanan.

Twenty sixth grade students from Lake View-Auburn Community School, Lake View, Iowa, accompanied by Mrs. Dale Gronemeyer and Mrs. Ed Drilling. By Bennett of Ida and Miller of Calhoun.

\section*{PETITION FILED}

The following petition was received and placed on file:
By Poncy of Wapello from thirty-eight residents of Wapello County opposing House File 761 to allow the sale of liquor on Sunday.

\section*{INTRODUCTION OF BILLS}

House File 855, by committee on county government, a bill for an act relating to safeguarding of and accounting for moneys and other property of residents of county care facilities.

Read first time and placed on the calendar.
House File 856, by Crawford, Stromer, Brockett, Egenes, Schroeder, Tauke, Clark, Harvey, Wulff, Nealson of Muscatine, Halvorson, West, Fullerton, Junker, Daggett and Tofte (Murray, Shaw, DeKoster, Griffin, Hultman, Curtis, Andersen, Kelly, Bergman, Briles, Gluba, Priebe, Doderer, Hansen, Nystrom, Carr, Tieden and Schwengels), a bill for an act relating to tuition reciprocity agreements entered into by the state board of regents and the state board of public instruction.

Read first time and referred to committee on education.
House File 857, by Cusack, a bill for an act authorizing cities and counties to levy a tax to promote, establish and maintain recreational, educational and other activities for senior citizens.

Read first time and referred to committee on ways and means.
House File 858, by O'Halloran, Brandt, Middleton, Wulff, Miller of Buchanan, Harper, Husak and Wyckoff (Hansen), a bill for an act relating to faculty compensation at universities administered by the state board of regents.

Read first time and referred to committee on education.
House File 859, by Mennenga, a bill for an act relating to the regulation of rates of public utilities.

Read first time and referred to committee on commerce.
House File 860, by Mennenga, Oakley and Wyckoff, a bill for an act authorizing county boards of supervisors to establish revolving funds from which expenses for the maintenance of drainage or levee districts may be paid and prevent obstruction of drainage ditches, laterals and drains.

Read first time and referred to committee on county government.

House File 861, by Branstad, a bill for an act relating to interest payments by the state on certain farm acquisition loans, and providing an appropriation.

Read first time and referred to committee on state government.
House File 862, by Varley, a bill for an act relating to the department of environmental quality and its authority regarding indirect sources of air pollution, and providing a penalty for violations.

Read first time and referred to committee on natural resources.
House File 863, by committee on labor and industrial relations, a bill for an act relating to workmen's compensation laws.

Read first time and placed on the calendar.
House File 864, by committee on appropriations, a bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities commission, and the department of public instruction.

Read first time and placed on the appropriations calendar.

\section*{SENATE MESSAGE CONSIDERED}

Senate File 387, a bill for an act relating to liability for the performance of or refusal to perform abortions.

Read first time and passed on file.

\section*{UNFINISHED BUSINESS}

The House resumed consideration of House File 628, a bill for an act relating to school bus transportation requirements.

Dyrland of Clayton offered the following amendment H-3622 filed by Kreamer, et al., and moved its adoption:

H-3622
1 Amend House File 628, page 2, lines 21 through
2 26, by striking all of Section 5.
Amendment H-3622 was adopted.
Dyrland of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 628)

The ayes were, 69:
\begin{tabular}{lll} 
Anderson & Fitzgerald & Koogler \\
Avenson & Gilloon & Krause \\
Baker & Griffee & Lageschulte \\
Bina & Havorson & Lindeen \\
Brandt & Hansen & McElroy \\
Branstad & Hargrave & Menke \\
Caffrey & Harper & Mennerga \\
Clark & Harvey & Middleswart \\
Connors & Hennessey & Millen \\
Crabb & Higgins & Miller, A.V. \\
Crawford & Hines & Miller, O. L. \\
Den Herder & Hinkhouse & Monroe \\
Dieleman & Horn & Newhard \\
Doyle & Hullinger & Nielsen \\
Dunton & Hutchins & O'Halloran \\
Dyrland & Jesse & Patehett \\
Egenes & Jochum & Pavich \\
Evans & &
\end{tabular}

The nays were, 14:
\begin{tabular}{ll} 
Brockett & Gentleman \\
Byerly & Jordan \\
Daggett & Kreamer \\
Danker & Lipsky
\end{tabular}

Absent or not voting, 17:
\begin{tabular}{llll} 
Bennett & Drake & Junker & Nealson \\
Bittle & Fullerton & Lonergan & Oakley \\
Bortell & Howell & Middleton & Schroeder \\
Brunow & Husak & Miller, K. D. & Svoboda
\end{tabular}

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

\section*{SENATE AMENDMENTS CONSIDERED}

Krause of Palo Alto called up for consideration House File 127, a bill for an act to revise and repeal obsolete provisions of the railroad laws, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3697
1 Amend House File 127, page 10, line 15, by
2 striking the word "charge" and inserting in lieu
3 thereof the word "change".
A non-record roll call was requested.
The ayes were 77 , nays none.
The motion prevailed and the House concurred in the Senate amendment.

Krause of Palo Alto moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now
and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 127)

\section*{The ayes were, 80:}
\begin{tabular}{ll}
\begin{tabular}{ll} 
Anderson \\
Avenson
\end{tabular} & \begin{tabular}{l} 
Egenes \\
Evans \\
Baker
\end{tabular} \\
Bina & Fitzgerald \\
Brandt & Gentleman \\
Branstad & Gilloon \\
Brockett & Griffee \\
Brunow & Halvorson \\
Byerly & Hansen \\
Caffrey & Hargrave \\
Clark & Harper \\
Connors & Harvey \\
Crawford & Hennessey \\
Daggett & Higgins \\
Danker & Hines \\
Den Herder & Hinkhouse \\
Dieleman & Horn \\
Doyle & Hullinger \\
Dunton & Hutchins \\
Dyrland & Josse \\
\multicolumn{1}{c}{ The nays were, } & none.
\end{tabular}
Jordan
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lipsky
McElroy
Menke
Middleswart
Millen
Miller, A. V.
Miller, K. D.
Miller,O. L.
Monroe
Newhard
Nielsen
Norland
O'Halloran
Patchett
\begin{tabular}{ll} 
Lonergan & Scheelhaase \\
Mennenga & Stromer \\
Middleton & Svoboda \\
Nealson & Varley \\
Oakley & Wulff
\end{tabular}

\author{
Pavich \\ Pellett \\ Perkins \\ Poncy \\ Readinger \\ Rinas \\ Schroeder \\ Small \\ Spear \\ Spencer \\ Stephens \\ Tauke \\ Tofte \\ Walter \\ Welden \\ Wells \\ West \\ Woods \\ Wyckoff \\ Mr. Speaker
}

Scheelhaase
Stromer
Svoboda
Varley
Wulff

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

Patchett of Johnson called up for consideration House File 177, a bill for an act relating to the membership of the state historical board, amended by the Senate, and moved that the House concur in the following Senate amendment:
\(\mathrm{H}-3705\)

Amend House File 177 by striking everything after the enacting clause and inserting in lieu thereof the following:
"SECTION 1. Section three hundred three point one (303.1), unnumbered paragraph one (1), CODE 1975, is amended to read as follows:

There is established the Iowa state historical department which shall be governed by a state historical board consisting of twelve members, six of whom shall be appointed by the governor and six of whom shall be elected by the members of the state historical society established in section 303.4 of

13 this chapter. The members appointed by the governor
14 shall include one professionally qualified architectural
15 historian, one historian, and one archaeologist.
16 [One member appointed by the governor and one member
17
18
19
\[
20
\]

The motion prevailed and the House concurred in the Senate amendment.

Patchett of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 177)
The ayes were, 80 :
\begin{tabular}{ll} 
Anderson & Fitzgerald \\
Avenson & Gentleman \\
Baker & Griffee \\
Bina & Halvorson \\
Brandt & Hansen \\
Brockett & Hargrave \\
Brunow & Harper \\
Byerly & Harvey \\
Caffrey & Hennessey \\
Clark & Higgins \\
Connors & Hines \\
Crabb & Hinkhouse \\
Crawford & Horn \\
Den Herder & Hullinger \\
Dieleman & Hutchins \\
Doyle & Jesse \\
Dunton & Jochum \\
Dyrland & Jordan \\
Egenes & Koogler \\
Evans & Krause
\end{tabular}

The nays were, 4:
Brandstad Daggett
Absent or not voting, 16:
\begin{tabular}{ll} 
Bennett & Drake \\
Bittle & Fullerton \\
Bortell & Gilloon \\
Cusack & Howell
\end{tabular}
\begin{tabular}{ll} 
Kreamer & Poncy \\
Lageschulte & \begin{tabular}{l} 
Readinger \\
Lindeen
\end{tabular} \\
Rinas \\
McElroy & Scheelhaase \\
Menke & Schroeder \\
Mennenga & Small \\
Middleswart & Spear \\
Millen & Spencer \\
Miller, A. V. & Stephens \\
Miller, K. D. & Stromer \\
Miller, O. L. & Touke \\
Monroe & Varley \\
Newhard & Walter \\
Norland & Welden \\
O'Halloran & Wells \\
Patchett & Woods \\
Pavich & Wulff \\
Pellett & Wyckoff \\
Perkins & Mr. Speaker
\end{tabular}
Danker West
\begin{tabular}{ll} 
Husak & Nealson \\
Junker & Nielsen \\
Lonergan & Oakley \\
Middleton & Svoboda
\end{tabular}

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

Koogler of Mahaska called up for consideration House File 451, a bill for an act relating to gasoline receptacles, repealing pro-
visions relating to illuminating oil, and having the effect of imposing a penalty for violations, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3706
1 Amend House File 451 as amended and passed by the
2 House, page 1, by inserting in line 13 after the word
3 "bottles" the words "and plastic containers except
4 those bottles and plastic containers which are approved
5 by the state fire marshal and which are conspicuously
6 posted with such approval".
The motion prevailed and the House concurred in the Senate amendment.

Koogler of Mahaska moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 451)
The ayes were, 83 :
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Egenes \\
Evans \\
Avenson
\end{tabular} \\
Baker & Fitzgerald \\
Bina & Gentleman \\
Brandt & Griffee \\
Branstad & Halvorson \\
Brockett & Hansen \\
Brunow & Hargrave \\
Byerly & Harper \\
Caffrey & Harvey \\
Clark & Hennessey \\
Connors & Higgins \\
Crabb & Hines \\
Crawford & Hinkhouse \\
Daggett & Horn \\
Danker & Hullinger \\
Den Herder & Hutchins \\
Dieleman & Jesse \\
Doyle & Jochum \\
Dunton & Jordan \\
Dyrland & Koogler
\end{tabular}

The nays were, none.
Absent or not voting, 17 :
\begin{tabular}{ll} 
Bennett & Fullerton \\
Bitlle & Gilloon \\
Bortell & Howell \\
Cusack & Husak \\
Drake &
\end{tabular}
\begin{tabular}{ll} 
Krause & Readinger \\
Kreamer & Rinas \\
Lageschulte & Scheelhaase \\
Lindeen & Schroeder \\
Lipsky & Small \\
McElroy & Spear \\
Menke & Spencer \\
Mennenga & Stephens \\
Millen & Stromer \\
Miller, A. V. & Svoboda \\
Miller, K. D. & Tauke \\
Miller, O. L. & Tofte \\
Monroe & Varley \\
Newhard & Walter \\
Norland & Wells \\
O'Halloran & West \\
Patchett & Woods \\
Pavich & Wulff \\
Pellett & Wyckoff \\
Perkins & Mr. Speaker \\
Poncy &
\end{tabular}
\begin{tabular}{ll} 
Junker & Nealson \\
Lonergan & Nielsen \\
Middleswart & Oakley \\
Middleton & Welden
\end{tabular}

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

\section*{SENATE AMENDMENT CONSIDERED}

Middleswart of Warren called up for consideration House File 488, a bill for an act to allow the state conservation commission to gather or remove certain plant life from parks, amended by the Senate as follows:
H—3707
1 Amend House 488 as amended and passed by the House as follows:
1. Page 1, line 10 by striking the word "set"
and inserting in lieu thereof the word "adopted".
2. Page 1, line 11 by inserting after the word
"commission" the words "as rules under chapter seventeen
A of the Code".
3. Page 1, line 11 , by inserting the following after the period: "The conservation commission shall conspicuously post upon the affected land the activities permitted and prohibited pursuant to this section and the regulations of the commission pursuant to this section."
Middleswart of Warren offered the following amendment H-3729, to the Senate amendment H-3707, filed by him from the floor and moved its adoption:

H—3729
1 Amend the Senate amendment H-3707 to House File
2 488, as passed by the House, as follows:
3 By striking lines 8 through 13 of the amendment.
Amendment H—3729 was adopted.
Middleswart of Warren moved that the House concur in the Senate amendment H-3707, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Middleswart of Warren moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 488)

\section*{The ayes were, 83 :}
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Byerly \\
Avenson
\end{tabular} \\
Caffrey \\
Baker & Clark \\
Bina & Connors \\
Brandt & Crabb \\
Branstad & Crawford \\
Brockett & Daggett \\
Brunow & Danker
\end{tabular}
\begin{tabular}{ll} 
Den Herder & \begin{tabular}{l} 
Gentleman \\
Griffee
\end{tabular} \\
Dieleman & Halvorson \\
Doyle & Hansen \\
Dunton & Hargrave \\
Dyrland & Harper \\
Egenes & Harvey \\
Evans & Hennessey \\
Fitzgerald &
\end{tabular}
\begin{tabular}{ll} 
Higgins & Lipsky \\
Hines & McEIroy \\
Hinkhouse & Menke \\
Horn & Mennenga \\
Hullinger & Middleswart \\
Hutchins & Miller, A.V. \\
Jochum & Miller, K. D. \\
Jordan & Miller, O. L. \\
Koogler & Monroe \\
Krause & Newhard \\
Kreamer & Nielsen \\
Lageschulte & Norland \\
Lindeen & O'Halloran
\end{tabular}
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Spear
Spencer
Stephens
Stromer

Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 17:
\begin{tabular}{llll} 
Bennett & Fullerton & Jesse & Millen \\
Bittle & Gilloon & Junker & Nealson \\
Bortell & Howell & Lonergan & Oakley \\
Cusack & Husak & Middleton & Small
\end{tabular}

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

\section*{MOTION TO RECONSIDER LOST \\ (House File 625)}

Poncy of Wapello called upon for consideration the motion to reconsider House File 625, filed on April 30, 1975, and moved to reconsider the vote by which House File 625, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties, passed the House on April 29, 1975.

Roll call was requested by Poncy of Wapello and Crabb of Crawford.

On the question "Shall House File 625 be reconsidered?"
The ayes were, 21:
\begin{tabular}{|c|c|c|c|}
\hline Brandt & Den Herder & Jochum & Spear \\
\hline Brunow & Egenes & Lipsky & Tauke \\
\hline Byerly & Harper & Norland & Welden \\
\hline Caffrey & Harvey & Pavich & Woods \\
\hline Connors & Jesse & Poncy & Wulff \\
\hline Crabb & & & \\
\hline \multicolumn{4}{|l|}{The nays were, 57:} \\
\hline Anderson & Daggett & Halvorson & Hutchins \\
\hline Avenson & Danker & Hansen & Jordan \\
\hline Baker & Dieleman & Hennessey & Krause \\
\hline Bina & Doyle & Higgins & Kreamer \\
\hline Branstad & Dyrland & Hines & Lageschulte \\
\hline Brockett & Evans & Hinkhouse & Lindeen \\
\hline Clark & Fitzgerald & Horn & McElroy \\
\hline Crawford & Gentleman & Hullinger & Menke \\
\hline
\end{tabular}
\begin{tabular}{llll} 
Mennenga & O'Halloran & Schroeder & Varley \\
Middleswart & Pellett & Small & Walter \\
Miller, A. V. & Perkins & Spencer & Werls \\
Miller, K. D. & Readinger & Stephens & West \\
Miller, O. L. & Rinas & Stromer & Wyckoff \\
Monroe & Scheelhaase & Svoboda & Mr. Speaker \\
Nielsen & & & \\
\multicolumn{1}{c}{ Absent or not voting, 22: } & & \\
Bennett & Fullerton & Junker & Nealson \\
Bittle & Gilloon & Koogler & Newhard \\
Bortell & Griffee & Lonergan & Oakley \\
Cusack & Hargrave & Middleton & Patchett \\
Drake & Howell & Millen & Tofte \\
Dunton & Husak & &
\end{tabular}

The motion lost.

\section*{MOTION TO RECONSIDER WITHDRAWN (Senate File 371)}

Perkins of Greene asked and received unanimous consent that the motion to reconsider Senate File 371, filed by him on April 28, 1975, be withdrawn.

\section*{CONSIDERATION OF BILLS \\ WAYS AND MEANS CALENDAR}

House File 811, a bill for an act relating to the military service tax exemption and making the Act retroactive, was taken up for consideration.

Wyckoff of Benton offered the following amendment H-3689 filed by Wyckoff, et al., and moved its adoption:
H-3689
1 Amend House File 811 as follows:
1. Page 1 , lines 8 and 9 , by striking the
following: "December 31, 1946" and inserting in
lieu thereof the following: "September 2, 1945, both dates inclusive".
2. Page 1, line 17, by striking the numerals " 25 " and inserting in lieu thereof the numerals "27".
Amendment H—3689 was adopted.
Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 811)
\begin{tabular}{|c|c|c|c|}
\hline \multicolumn{4}{|l|}{The ayes were, 77:} \\
\hline Anderson & Egenes & Kreamer & Rinas \\
\hline Avenson & Evans & Lageschulte & Scheelhaase \\
\hline Baker & Fitzgerald & Lindeen & Schroeder \\
\hline Bina & Griffee & Lipsky & Small \\
\hline Brandt & Halvorson & McElroy & Spear \\
\hline Branstad & Hansen & Menke & Spencer \\
\hline Brockett & Harper & Mennenga & Stephens \\
\hline Brunow & Harvey & Miller, A. V. & Stromer \\
\hline Byerly & Hennessey & Miller, K. D. & Svoboda \\
\hline Caffrey & Higgins & Miller, O. L. & Tauke \\
\hline Clark & Hines & Monroe & Varley \\
\hline Connors & Hinkhouse & Nielsen & Walter \\
\hline Crabb & Horn & Norland & Welden \\
\hline Crawford & Hullinger & O'Halloran & Wells \\
\hline Daggett & Hutchins & Pavich & West \\
\hline Danker & Jesse & Pellett & Woods \\
\hline Dieleman & Jochum & Perkins & Wulff \\
\hline Doyle & Jordan & Poncy & Wyckoff \\
\hline Dunton & Krause & Readinger & Mr. Speaker \\
\hline Dyrland & & & \\
\hline \multicolumn{4}{|l|}{The nays were, none.} \\
\hline \multicolumn{4}{|l|}{Absent or not voting 23:} \\
\hline Bennett & Fullerton & Junker & Nealson \\
\hline Bittle & Gentleman & Koogler & Newhard \\
\hline Bortell & Gilloon & Lonergan & Oakley \\
\hline Cusack & Hargrave & Middleswart & Patchett \\
\hline Den Herder & Howell & Middleton & Tofte \\
\hline Drake & Husak & Millen & \\
\hline
\end{tabular}

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

\section*{OBJECTION TO IMMEDIATE MESSAGE}

Wyckoff of Benton asked for unanimous consent that House File 811 be immediately messaged to the Senate.

Objection was raised.

\section*{MOTION TO RECONSIDER PENDING (House File 811)}

Wyckoff of Benton moved to reconsider the vote by which House File 811 passed the House on May 2, 1975.

Schroeder of Pottawattamie moved that the motion to reconsider House File 811 be deferred.
(The motion to defer the motion to reconsider House File 811 pending at adjournment.)

\section*{HOUSE RESOLUTION 27 By Hines}

\section*{1 Whereas the Colo, Iowa, Future Farmers of America have}

2 received the Governor's Citation for their project "Colo
3 Pride" and whereas Lee Halverson and Trudi Smith have been
4 instrumental in the success of project "Colo Pride",
Now Therefore,
6 Be It Resolved by the House of Representatives, That
7 the members of the House of Representatives of the Sixty-
8 sixth General Assembly of the state of Iowa extends its
9 heartiest congratulations to the Colo Future Farmers of
10 America and all others involved in the success of its project.
Be It Further Resolved, that a copy of this resolution
12 be forwarded to the Colo Future Farmers of America.
Laid over under Rule 25.

\section*{REMOVED FROM STEERING COMMITTEE NONCONTROVERSIAL CALENDAR \\ (House File 762)}

Mr. SPEAKER: We, the undersigned, request that House File 762 be removed from the steering committee noncontroversial calendar.

WELDEN of Hardin KREAMER of Polk VARLEY of Adair

\section*{BILL ENROLLED, SIGNED AND SENT TO GOVERNOR}

\section*{The Chief Clerk of the House submitted the following report:}

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 2nd day of May, 1975: House File 348.

DAVID L. WRAY
Chief Clerk of the House
Report adopted.

\section*{SUBCOMMITTEE ASSIGNMENTS}

House File 630
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyekoff

House File 750
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton

\section*{STUDY BILLS SUBCOMMITTEE ASSIGNMENTS \\ WAYS AND MEANS}
34. Relating to individual retirement annuity.

Hutchins, Chairman

Baker
Daggett
Junker
Middleton

\section*{REPORTS OF COMMITTEE}

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 848, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments, and begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> DUNTON of Keokuk, Chairman

Also:
Mr. Speaker: Your committee on appropriations has considered House File 864, a bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities commission, and the department of public instruction, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

\section*{AMENDMENTS FILED}

H-3731

1

Amend the Senate amendment \(\mathrm{H}-3620\), to House File 90, as amended and passed by the House as follows:
1. Page 1 , lines 13 and 14 , by striking the words "violator of the law" and inserting in lieu thereof the words "perpetrator of a felony".
2. Page 1 , lines 22 and 23 , by striking the words "or turning in specified directions." and inserting in lieu thereof the following: "for the minimum distance necessary before an alternative route that conforms to the traffic laws and regulations is available or disregard laws or regulations governing turning in specified directions."
3. Page 1, by striking lines 37 through 47 and inserting in lieu thereof a period.
4. Page 2, line 2, by inserting after the word "reckless" the words "or negligent".

HARGRAVE of Johnson
H-3732
1 Amend the Senate amendment to House File 90

2 (H-3620), as House File 90 was amended and passed
3 by the House, page 1, line 23, by inserting after
4 the word "directions" the following: "only when
5 the driver of the emergency vehicle has unobstructed
6 vision to the front of the emergency vehicle for a
7 distance that will permit the driver to view the
8 point of termination of movement contrary to the laws
9 and regulations from the point movement contrary
10 to the laws and regulations is begun".
BYERLY of Polk
H- 3730
1 Amend House File 217 as follows:
2 1. Page 1, by striking line 10 and inserting in
3 lieu thereof the following: " 1,1976 , and there-
4 after at the time of purchase or transfer of land,
5 a report containing the following:".
MILLER of Buchanan
H-3733
1 Amend House File 840 as follows:
2 Page 1, line 16, by striking the words "[or his
3 hired help]" and inserting in lieu thereof the words
4 "or [his] hired help".
HARPER of Davis
McELROY of Fremont
TAUKE of Dubuque
CRABB of Crawford MIDDLETON of Black Hawk SVOBODA of Iowa WELDEN of Hardin FULLERTON of Woodbury HUSAK of Tama PERKINS of Greene WOODS of Polk BRUNOW of Appanoose DUNTON of Keokuk

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, May 5, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Thirteenth Calendar Day-Seventy-fourth Session Day
Hall of the House of Representatives
Des Moines, Iowa, Monday, May 5, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Reverend William F. Wiebler, pastor, and four altar boys, Ken and Frank Weiser and Chris and Kevin Wadle, from Our Lady of Lourdes Catholic Church, Bettendorf, Iowa.

The Journal of Friday, May 2, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Pat Kain, New Hampton, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Danker of Pottawattamie on request of Menke of O'Brien; Spencer of Clay on request of Crawford of Story; Daggett of Adams on request of Miller of Cerro Gordo; Bittle of Polk for the morning session on request of Brockett of Marshall; Schroeder of Pottawattamie on request of Hargrave of Johnson; Dyrland of Clayton for a portion of the morning session on request of Gilloon of Dubuque; Readinger of Polk on request of Tauke of Dubuque.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committee on House Files 848 and 864, under Rule 36.

\section*{PRESENTATION OF PELLA TULIP QUEEN AND HER ATTENDANTS}

Dieleman of Marion presented to the House Miss Carol Kuyper, Pella, Iowa, Queen of the 1975 Pella Tulip Festival. The Queen introduced the members of her court, Cassie Van Zee, Connie Jaarsma, Lynn Hinga and Mary Vander Ploeg.

Miss Kuyper extended to the House an invitation to attend the Pella Tulip Festival, May 8, 9 and 10. The girls, all in Dutch costume, distributed the famous Pella cookies to those present.

\section*{PRESENTATION OF VISITORS}

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

Eighty-four sixth grade students from Grundy Center Community School, Grundy Center, Iowa, accompanied by Jane Jorgenson, Joan Braun and Nancy Brousard. By Evans of Grundy.

Ninety-five sixth grade students from Underwood Community School, Underwood, Iowa, accompanied by Mrs. Stamp, Mr. Brown and Mrs. Wohlers. By Danker of Pottawattamie and Schroeder of Pottawattamie.

Thirty eighth grade students from Wall Lake School, Wall Lake, Iowa, accompanied by Lynn Vilhauer. By Bennett of Ida.

\section*{INTRODUCTION OF BILLS}

House File 865, by Miller of Calhoun, Hansen, Crabb, Pellett, Hutchins and-Bennett (Winkelman, Bergman, Nolin and Coleman), a bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.

Read first time and referred to committee on appropriations.
House File 866, by committee on human resources, a bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.

Read first time and placed on the calendar.
House File 867, by committee on ways and means, a bill for an act relating to the definition of real property which is held solely for sale, lease, or rent as a part of a business regularly engaged in selling, leasing, or renting such property and if the property is not yet sold, leased, rented, or used by any person.

Read first time and placed on ways and means calendar.
House File 868, by committee on cities and towns, a bill for an act relating to the amount and distribution of costs collected in criminal actions.

Read first time and placed on the calendar.
House File 869, by Brandt, a bill for an act relating to the additional property tax reimbursement for persons sixty-five years of age or older and totally disabled.

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

House File 870, by committee on appropriations, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation.

Read first time and placed on appropriations calendar.
House File 871, by committee on appropriations, a bill for an act making an appropriation to the state conservation commission and divisions of the commission.

Read first time and placed on appropriations calendar.
House File 872, by committee on cities and towns, a bill for an act relating to city government by modifying provisions for surety bonds and federal agreements, authorizing initiative, referendum and recall, modifying methods for annexation and other boundary adjustments, clarifying forms of city government, modifying reqirements for compensation and removal of officers, passage of ordinances, adoption of codes by reference, city and city utility budgets, modifying definitions and requirements for essential and general corporate purpose bonds, modifying requirements for special assessments, revenue bonds and pledge orders, providing liens for service charges, and providing for planning and zoning commissions and restricted residence districts.

Read first time and placed on the calendar.
House File 873, by committee on cities and towns (committee on cities), a bill for an act authorizing the levying of a transient guest tax by counties and cities, adopting provisions of the state gross receipts tax law including penalties, and imposing certain duties upon the director of revenue.

Read first time and placed on the calendar.
House File 874, by committee on cities and towns, a bill for an act to exempt jurors and members of the county board of review of assessments from parking meter regulation.

Read first time and placed on the calendar.

\section*{MESSAGE FROM THE SENATE}

The following message was received from the Senate:

\footnotetext{
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 25, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 476, a bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board.
}

CLARK R. RASMUSSEN, Secretary

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

\section*{SENATE FILE 383 SUBSTITUTED FOR HOUSE FILE 779}

Evans of Grundy asked and received unanimous consent to substitute Senate File 383 for House File 779.

Senate File 383, a bill for an act to authorize the name changes for school districts, was taken up for consideration.

Evans of Grundy moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 383)
The ayes were, 76:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Evans & Koogler & Pellett \\
\hline Baker & Fitzgerald & Kreamer & Perkins \\
\hline Bina & Fullerton & Lageschulte & Poncy \\
\hline Bortell & Gentleman & Lindeen & Rinas \\
\hline Brandt & Gilloon & Lipsky & Scheelhaase \\
\hline Branstad & Halvorson & Lonergan & Small \\
\hline Brockett & Hansen & Menke & Spear \\
\hline Brunow & Hargrave & Middleton & Stephens \\
\hline Byerly & Harper & Millen & Stromer \\
\hline Caffrey & Harvey & Miller, A. V. & Tauke \\
\hline Clark & Hines & Miller, K. D. & Tofte \\
\hline Connors & Hinkhouse & Miller, O. L. & Varley \\
\hline Crabb & Horn & Nealson & Walter \\
\hline Crawford & Husak & Newhard & Welden \\
\hline Cusack & Hutchins & Nielsen & Wells \\
\hline Den Herder & Jesse & Oakley & West \\
\hline Dieleman & Jochum & O'Halloran & Wulff \\
\hline Doyle & Jordan & Patchett & Wyckoff \\
\hline Dunton & Junker & Pavich & Mr. Speaker \\
\hline
\end{tabular}

The nays were, none.
Absent or not voting, 24:
\begin{tabular}{llll} 
Avenson & Dyrland & Hullinger & \begin{tabular}{l} 
Norland \\
Bennett
\end{tabular} \\
Egenes & Krause & Readinger \\
Bittle & Griffee & McElroy & Schroeder \\
Daggett & Hennessey & Mennenga & Spencer \\
Danker & Higgins & Middleswart & Svoboda \\
Drake & Howell & Monroe & Woods
\end{tabular}

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

House File 283, a bill for an act relating to interest payments to customers of public utilities, with report of committee recommending amendment and passage, was taken up for consideration.

Small of Johnson offered the following amendment H-3596 filed by him and moved its adoption:

H—3596
1 Amend House File 283 as follows:
2 1. Page 1, by striking all of lines 16,17 , 3 and 18 and inserting in lieu thereof the following:
4 "[be not less than five percent per annum, nor more
5 than nine percent per annum] reasonably reflect the
prevailing interest rates in effect during the
period the funds are held by the public utility."
Amendment \(\mathrm{H}-3596\) was adopted.
With the adoption of amendment \(\mathrm{H}-3596\), amendment H-3426, filed by the committee on commerce on April 3, 1975, and found on page 881 of the House Journal, is out of order.

Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 283)
The ayes were, 75:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Fullerton & Koogler & Perkins \\
\hline Baker & Gentleman & Krause & Poncy \\
\hline Bina & Gilloon & Lageschulte & Rinas \\
\hline Bortell & Griffee & Lindeen & Scheelhaase \\
\hline Brandt & Hansen & Lipsky & Small \\
\hline Branstad & Hargrave & Lonergan & Spear \\
\hline Brockett & Harper & Menke & Stephens \\
\hline Byerly & Harvey & Middleton & Stromer \\
\hline Caffrey & Hennessey & Millen & Svoboda \\
\hline Clark & Higgins & Miller, A. V. & Tauke \\
\hline Connors & Hines & Miller, K. D. & Varley \\
\hline Crawford & Hinkhouse & Miller, O. L. & Walter \\
\hline Cusack & Horn & Newhard & Wells \\
\hline Den Herder & Husak & Norland & West \\
\hline Doyle & Hutchins & Oakley & Woods \\
\hline Dunton & Jesse & O'Halloran & Wulff \\
\hline Egenes & Jochum & Patchett & Wyckoff \\
\hline Evans & Jordan & Pavich & Mr. Speaker \\
\hline Fitzgerald & Junker & Pellett & \\
\hline
\end{tabular}

The nays were, 7:
\begin{tabular}{llll}
\begin{tabular}{lll} 
Brunow \\
Crabb
\end{tabular} & \begin{tabular}{l} 
Halvorson \\
Nealson
\end{tabular} & \begin{tabular}{l} 
Nielsen \\
Tofte
\end{tabular} & Welden \\
\multicolumn{1}{c}{ Absent or not voting, 18: } & & \\
\begin{tabular}{ll} 
Avenson & Dieleman
\end{tabular} & Kreamer & Monroe \\
Bennett & Drake & McElroy & Readinger \\
Bittle & Dyrland & Mennenga & Schroeder \\
Daggett & Howell & Middleswart & Spencer \\
Danker & Hullinger & &
\end{tabular}

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

\section*{HOUSE FILE 704 DEFERRED}

House File 704, a bill for an act relating to operation of motorcycles by persons issued instruction permits, was taken up for consideration.

Gilloon of Dubuque asked and received unanimous consent that House File 704 be deferred and that the bill retain its place on the calendar.

\section*{RETURNED TO REGULAR CALENDAR \\ (House File 776)}

House File 776, a bill for an act relating to the authority of the commissioner of social services to grant easement rights to municipal corporations and public utilities to land under the jurisdiction of the department of social services, was taken up for consideration.

Debate having exceeded the allowed time, House File 776 is deferred and returned to the regular calendar.

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

House File 782, a bill for an act relating to providing codes to sheriff substations, was taken up for consideration.

Doyle of Woodbury offered the following amendment H-3632 filed by him and moved its adoption:

H-3632
1 Amend House File 782, page 1, line 4, by adding
2 after the word "court" the words "and each separate
3 office of the clerk'.
Amendment H-3632 was adopted.
By unanimous consent, the following corrective amendment H-3742, filed by Doyle of Woodbury from the floor, was adopted.
H-3742
1 Amend the title to House File 782, line 1, by
2 inserting after the second word "to" the following:
3 "separate offices of the clerk of the district
4 court and'.
Doyle of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 782)

The ayes were, 88 :
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Fitzgerald \\
Baker \\
Bullerton
\end{tabular} \\
Bennett & \begin{tabular}{l} 
Gentleman
\end{tabular} \\
Bina & Gilloon \\
Brandt & Griffee \\
Branstad & Halvorson \\
Brockett & Hansen \\
Brunow & Hargrave \\
Byerly & Harper \\
Clark & Harvey \\
Connors & Hennessey \\
Crabb & Higgins \\
Crawford & Hines \\
Cusack & Hinkhouse \\
Den Herder & Horn \\
Dieleman & Howell \\
Doyle & Husak \\
Dunton & Hutchins \\
Dyrland & Jesse \\
Egenes & Jochum \\
Evans & Jordan
\end{tabular}

The nays were, 4:
Bortell Millen
Absent or not voting, 13:
\begin{tabular}{llll}
\begin{tabular}{lll} 
Avenson \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Danker \\
Daffrey
\end{tabular} & Drake & McElroy
\end{tabular}\(\quad\)\begin{tabular}{l} 
Readinger \\
Callinger
\end{tabular}

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

\section*{HOUSE FILE 779 WITHDRAWN}

Patchett of Johnson asked and received unanimous consent to withdraw House File 779 from further consideration by the House.

\section*{HOUSE FILE 573 WITHDRAWN}

Doyle of Woodbury asked and received unanimous consent to withdraw House File 573 from further consideration by the House.

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

House File 814, a bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business, was taken up for consideration.

Crabb of Crawford offered the following amendment H-3670 filed by him and moved its adoption:

H-3670
1 Amend House File 814, page 2, by inserting after line 12 the following new section:

Sec. ..... This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Woodbine Twiner, a newspaper published in Woodbine, Iowa, and in The Washington Evening Journal, a newspaper published in Washington, Iowa.
Amendment \(\mathrm{H}-3670\) was adopted.
Hines of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 814)
The ayes were, 62:
\begin{tabular}{|c|c|}
\hline Bennett & Griffee \\
\hline Bina & Hansen \\
\hline Brandt & Harper \\
\hline Branstad & Hennessey \\
\hline Brockett & Higgins \\
\hline Brunow & Hines \\
\hline Caffrey & Hinkhouse \\
\hline Crabb & Horn \\
\hline Cusack & Husak \\
\hline Den Herder & Hutchins \\
\hline Dieleman & Jesse \\
\hline Doyle & Jochum \\
\hline Dunton & Koogler \\
\hline Fitzgerald & Krause \\
\hline Fullerton & Lindeen \\
\hline Gilloon & Lipsky \\
\hline
\end{tabular}

The nays were, 26 :
\begin{tabular}{ll} 
Anderson & \begin{tabular}{ll} 
Egenes \\
Baker
\end{tabular} \\
Bortell & Gentleman \\
Byerly & Halvorson \\
Clark & Hargrave \\
Crawford & Harvey \\
Dyrland & Howell
\end{tabular}

Absent or not voting, 12:
\begin{tabular}{llll} 
Avenson & Daggett & Hullinger & Readinger \\
Bittle & Danker & Mennenga & Schroeder \\
Connors & Drake & Monroe & Spencer
\end{tabular}

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

House File 816, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations, was taken up for consideration.

By unanimous consent, the following corrective amendment \(\mathrm{H}-3743\), filed by Oakley of Clinton from the floor, was adopted:

H-3743
Amend House File 816, page 1, line 9, by
2 striking the word "his" and inserting in lieu
3 thereof the word "their".
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 816)
The ayes were, 82:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Evans & Kreamer & Pavich \\
\hline Baker & Fitzgerald & Lageschulte & Pellett \\
\hline Bennett & Fullerton & Lindeen & Perkins \\
\hline Bina & Gentleman & Lipsky & Poncy \\
\hline Bortell & Gilloon & Lonergan & Rinas \\
\hline Brandt & Halvorson & McElroy & Small \\
\hline Branstad & Hansen & Menke & Spear \\
\hline Brockett & Hargrave & Middleswart & Stephens \\
\hline Brunow & Harper & Middleton & Stromer \\
\hline Byerly & Harvey & Millen & Tauke \\
\hline Caffrey & Higgins & Miller, A. V. & Tofte \\
\hline Clark & Hines & Miller, K. D. & Varley \\
\hline Crabb & Hinkhouse & Miller, O. L. & Walter \\
\hline Crawford & Horn & Monroe & Welden \\
\hline Cusack & Husak & Nealson & Wells \\
\hline Den Herder & Hutchins & Newhard & West \\
\hline Dieleman & Jesse & Nielsen & Woods \\
\hline Doyle & Jochum & Oakley & Wulff \\
\hline Dunton & Jordan & O'Halloran & Wyckoff \\
\hline Dyrland & Junker & Patchett & Mr. Speaker \\
\hline Egenes & Koogler & & \\
\hline \multicolumn{4}{|l|}{The nays were, 4:} \\
\hline Hennessey & Howell & Krause & Scheelhaase \\
\hline
\end{tabular}

Absent or not voting, 14:
\begin{tabular}{llll} 
Avenson & Danker & Mennenga & \begin{tabular}{l} 
Schroeder \\
Bittle
\end{tabular} \\
Connors & Drake & Norland & \begin{tabular}{l} 
Spencer
\end{tabular} \\
Griffee & Readinger & Svoboda
\end{tabular}

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

\section*{HOUSE FILE 136 WITHDRAWN}

Kreamer of Polk asked and received unanimous consent to withdraw House File 136 from further consideration by the House.

\section*{CONSIDERATION OF BILLS}

\section*{STEERING COMMITTEE NONCONTROVERSIAL CALENDAR}

House File 835, a bill for an act providing that certain ammunition and firearms shall be deposited with the state criminalistics laboratory, was taken up for consideration.

By unanimous consent, the following corrective amendment H-3744, filed by Wyckoff of Benton from the floor, was adopted:

H-3744
1 Amend House File 835, page 1, line 21, by
2 striking the word "beig" and inserting in lieu there-
3 of the word "being".
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 835)
The ayes were, 87:
\begin{tabular}{llll} 
Anderson & Evans & Koogler & Pavich \\
Baker & Fitzgerald & Krause & Pellett \\
Bennett & Gentleman & Kreamer & Perkins \\
Bina & Gilloon & Lageschulte & Poncy \\
Bortell & Griffee & Lindeen & Rinas \\
Brandt & Halvorson & Lipsky & Scheelhaase \\
Branstad & Hansen & Lonergan & Spear \\
Brockett & Hargrave & McEElroy & Stephens \\
Brunow & Harper & Menke & Stromer \\
Byerly & Harvey & Middleswart & Svoboda \\
Cafrey & Hennessey & Middleton & Tauke \\
Clark & Higgins & Millen & Tofte \\
Connors & Hines & Miller, A. V. & Varley \\
Crabb & Hinkhouse & Miller,K.D. & Walter \\
Crawford & Horn & Miller, O.L. & Welden \\
Cusack & Howell & Nealson & Wells \\
Den Herder & Husak & Newhard & West \\
Dieleman & Hutchins & Nielsen & Woods \\
Doyle & Jesse & Norland & Wulff \\
Dunton & Jochum & Oakley & Wyckoff \\
Dyrland & Jordan & O'Halloran & Mr. Speaker \\
Egenes & Junker & Patchett &
\end{tabular}

The nays were, none.
Absent or not voting, 13:
\begin{tabular}{llll} 
Avenson & Drake & Mennenga & Schroeder \\
Bittle & Fullerton & Monroe & Spencer \\
Daggett & Hullinger & Readinger & Small
\end{tabular}

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

\section*{HOUSE FILE 843 DEFERRED}

Husak of Tama asked and received unanimous consent that House File 843 be deferred and that the bill retain its place on the calendar.

Senate File 18, a bill for an act relating to the reporting of vehicle accidents, with report of committee recommending passage, was taken up for consideration.

Koogler of Mahaska moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 18)
The ayes were, 66:
\begin{tabular}{ll} 
Anderson & Fullerton \\
Baker & Gentleman \\
Bennett & Gilloon \\
Brandt & Griffee \\
Branstad & Halvorson \\
Brockett & Hansen \\
Brunow & Hargrave \\
Caffrey & Harper \\
Clark & Harvey \\
Connors & Hennessey \\
Crawford & Higgins \\
Den Herder & Hines \\
Dieleman & Hinkhouse \\
Dunton & Horn \\
Dyrland & Husak \\
Evans & Hutchins \\
Fitzgerald & Jesse
\end{tabular}

The nays were, 21:
\begin{tabular}{ll} 
Bina & \begin{tabular}{l} 
Egenes \\
Bortell
\end{tabular} \\
Jochum \\
Byerly & Junker \\
Crabb & Middleton \\
Cusack & Nielsen \\
Doyle &
\end{tabular}

Absent or not voting, 13:
\begin{tabular}{llll} 
Avenson & Drake & Mennenga & Readinger \\
Bittle & Howell & Miller, O.L. & Schroeder \\
Daggett & Hullinger & Monroe & Spencer \\
Danker & & &
\end{tabular}

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

Senate File 121, a bill for an act relating to compensation of the clerk of the grand jury, with report of committee recommending amendment and passage, was taken up for consideration.

Spear of Lee offered the following amendment H-3444 filed by the committee on county government and moved its adoption:

H—3444
1 Amend Senate File 121 by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section seven hundred seventy point nineteen (770.19), Code 1975, is amended to read as follows:
770.19 COMPENSATION. Such clerk shall receive compensation at the rate [of eight dollars per day

9 for time actually and necessarily employed in the 10 performance of the duties prescribed in this chapter]
11 set by the court subject to the approval of the board
12 of supervisors.
13 Sec. 2. Section seven hundred seventy point
14 twenty (770.20) and seven hundred seventy point twenty-
15 one (770.21), Code 1975, are repealed."
Amendment H—3444 was adopted.
Spear of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 121)
The ayes were, 78:
\begin{tabular}{llll} 
Avenson & Egenes & Jochum & Perkins \\
Baker & Evans & Jordan & Poncy \\
Bennett & Fitzgerald & Junker & Rinas \\
Bina & Fullerton & Koogler & Scheelhaase \\
Bortell & Gentleman & Krause & Small \\
Brandt & Gilloon & Lageschulte & Spear \\
Branstad & Griffee & Lindeen & Stephens \\
Brackett & Halvorson & Lonergan & Stromer \\
Brunow & Hansen & McElroy & Svoboda \\
Byerly & Harper & Middleswart & Tauke \\
Caffrey & Harvey & Miller, A. V. & Tofte \\
Clark & Hennessey & Miller, O. L. & Varley \\
Crabb & Higgins & Newhard & Walter \\
Crawford & Hines & Norland & Wells \\
Cusack & Hinkhouse & Oakley & West \\
Den Herder & Horn & O'Halloran & Woods \\
Dieleman & Howell & Patchett & Wulff \\
Doyle & Husak & Pavich & Wyckoff \\
Dunton & Hutchins & Pellett & Mr. Speaker \\
Dyrland & Jesse & & \\
The nays were, & 8: & & \\
Hargrave & Lipsky & & Middleton \\
Kreamer & Menke & Millen & Miller, K. D. \\
\multicolumn{1}{l}{ Absent or not } & voting, 14: & & Nealson \\
Anderson & Danker & & \\
Bittle & Drake & Monroe & Schroeder \\
Connors & Hullinger & Nielsen & Spencer \\
Daggett & Mennenga & & Readinger \\
\end{tabular}

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

\section*{HOUSE FILE 61 WITHDRAWN}

Higgins of Scott asked and received unanimous consent to withdraw House File 61 from further consideration by the House.

Senate File 193, a bill for an act to amend chapter 135C of the Code so as to change the defined term "adult foster home" to
"adult foster family home" and to make certain related changes in the use of that term, with report of committee recommending passage, was taken up for consideration.

Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 193)
The ayes were, 84:
\begin{tabular}{llll} 
Anderson & Evans & Junker & Pavich \\
Baker & Fitzgerald & Koogler & Pellett \\
Bennett & Fullerton & Krause & Perkins \\
Bina & Gentlemen & Lageschulte & Poncy \\
Bortell & Gilloon & Lindeen & Rinas \\
Brandt & Griffee & Lipsky & Scheelhaase \\
Branstad & Halvorson & Lonergan & Small \\
Brockett & Hansen & McElroy & Spear \\
Brunow & Hargrave & Menke & Stephens \\
Byerly & Harper & Middleswart & Stromer \\
Caffrey & Harvey & Middleton & Svoboda \\
Clark & Hennessey & Miller, A.V. & Tofte \\
Crabb & Higgins & Miller, K. D. & Varley \\
Crawford & Hines & Miller, O.L. & Walter \\
Cusack & Hinkhouse & Monroe & Welden \\
Den Herder & Horn & Nealson & Wells \\
Dieleman & Husak & Newhard & West \\
Doyle & Hutchins & Norland & Woods \\
Dunton & Jesse & Oakley & Wulff \\
Dyrland & Jochum & O'Halloran & Wyckoff \\
Egenes & Jordan & Patchett & Mr. Speaker
\end{tabular}

The nays were, 1 :
Kreamer
Absent or not voting, 15 :
\begin{tabular}{llll} 
Avenson & Danker & Mennenga & Schroeder \\
Bittle & Drake & Millen & Spencer \\
Connors & Howell & Nielsen & Tauke \\
Daggett & Hullinger & Readinger &
\end{tabular}

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

\section*{SENATE FILE 317 DEFERRED}

Middleswart of Warren asked and received unanimous consent that Senate File 317 be deferred and that the bill retain its place on the calendar.

Senate File 329, a bill for an act relating to the disbursement of costs in actions on appeal to the supreme court, with report of committee recommending passage, was taken up for consideration.

Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 329)
The ayes were, 87 :
\begin{tabular}{llll} 
Anderson & Evans & Koogler & Pavich \\
Baker & Fitzgerald & Krause & Pellett \\
Bennett & Fullerton & Kreamer & Perkins \\
Bina & Gentleman & Lageschulte & Poncy \\
Bortell & Gilloon & Lindeen & Rinas \\
Brandt & Griffee & Lipsky & Scheelhaase \\
Branstad & Halvorson & Lonergan & Small \\
Brockett & Hansen & McElroy & Spear \\
Brunow & Hargrave & Menke & Stephens \\
Byerly & Harper & Middleswart & Svoboda \\
Caffrey & Harvey & Middleton & Tauke \\
Clark & Hennessey & Millen & Tofte \\
Connors & Higgins & Miller, A. V. & Varley \\
Crabb & Hines & Miller, K.D. & Walter \\
Crawford & Hinkhouse & Miller, O.L. & Welden \\
Cusack & Horn & Monroe & Wells \\
Den Herder & Husak & Nealson & West \\
Dieleman & Hutchins & Newhard & Woods \\
Doyle & Jesse & Norland & Wulff \\
Dunton & Jochum & Oakley & Wyckoff \\
Dyrland & Jordan & O'Halloran & Mr. Speaker \\
Egenes & Junker & Patchett &
\end{tabular}

The nays were, none.
Absent or not voting, 13:
\begin{tabular}{llll} 
Avenson & Drake & Mennenga & Schroeder \\
Bittle & Howell & Nielsen & Spencer \\
Daggett & Hullinger & Readinger & Stromer \\
Danker & & &
\end{tabular}

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

\section*{STEERING COMmittee CALENDAR}

Senate File 214, a bill for an act relating to the membership of the energy policy council, with report of committee recommending amendment and passage, was taken up for consideration.

O'Halloran of Black Hawk offered amendment H-3640 filed by the committee on energy and requested division of the amendment as follows:
\(\mathrm{H}-3640\)
1 Amend Senate File 214 as passed by the Senate as
2 follows:
H-3640A
3 1. Page 1, line 4, by striking the word "fifteen"
4 and inserting in lieu thereof the word "fourteen".

9 3. Page 1, line 20, by inserting after the period
10 the sentence "If an ex officio nonvoting member is 11 unable to attend a meeting of the council, the member
12 shall designate a replacement who shall be authorized
13 to represent the member at the meeting."
O'Halloran of Black Hawk asked and received unanimous consent that amendment H-3640A be withdrawn.

Oakley of Clinton asked and received unanimous consent that amendment \(\mathrm{H}-3721\), to the committee amendment \(\mathrm{H}-3640 \mathrm{~B}\), filed by him on May 1, 1975, and found on page 1503 of the House Journal, be withdrawn.

O'Halloran of Black Hawk moved the adoption of the committee amendment \(\mathrm{H}-3640 \mathrm{~B}\).

A non-record roll call was requested.
The ayes were 48, nays 26 .
Amendment \(\mathrm{H}-3640 \mathrm{~B}\) was adopted.
O'Halloran of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 214)
The ayes were, 78:
\begin{tabular}{llll} 
Anderson & Evans & Koogler & Patchett \\
Avenson & Fitzgerald & Krause & \begin{tabular}{l} 
Pavich \\
Bennett
\end{tabular} \\
Bina & Fullerton & Lageschulte & Pellett \\
Brandt & Gentleman & Lindeen & Perkins \\
Branstad & Gilloon & Lipsky & Poncy \\
Brockett & Hansen & Lonergan & Rainas \\
Brunow & Hargrave & McEroy & Scheelhaase \\
Byerly & Harper & Menke & Small \\
Caffrey & Harvey & Middleswart & Spear \\
Clark & Hennessey & Middleton & Stromer \\
Connors & Higgins & Millen & Svoboda \\
Crabb & Hines & Minkhouse & Miller, A. V. \\
Crawford & Hinkr, & Tauke \\
Cusack & Horn & Miller, O. L. & Tofte \\
Dieleman & Howell & Varley \\
Doyle & Husak & Monroe & Walter \\
Dunton & Hutchins & Newhard & Norland \\
Dyrland & Jesse & West \\
Egenes & Jochum & Oakley & Woods \\
& Jordan & O'Halloran & Myckoff \\
& & &
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline \multicolumn{4}{|l|}{The nays were, 9:} \\
\hline Baker & Junker & Nealson & Welden \\
\hline Bortell & Kreamer & Stephens & Wulff \\
\hline \multicolumn{4}{|l|}{Halvorson} \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 13 :} \\
\hline Bittle & Drake & Mennenga & Schroeder \\
\hline Daggett & Griffee & Nielsen & Spencer \\
\hline Danker & Hullinger & Readinger & Wells \\
\hline Den Herder & & & \\
\hline
\end{tabular}

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

STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

\section*{HOUSE FILE 824 DEFERRED}

House File 824, a bill for an act relating to the amount of capital and surplus required by insurance companies to transact business in Iowa, was taken up for consideration.

Kreamer of Polk offered the following amendment H-3734 filed by him from the floor and moved its adoption:
H-3734
1 Amend House File 824 as follows:
2 1. Page 1, by striking everything after the
period on line 10, all of lines 11 and 12, and
inserting in lieu thereof the following: "[Nothing
herein contained shall affect companies now authorized
to transact business under the provisions of this
chapter.]"
2. Page 4, after line 12, by inserting the
following section:
"Sec. ..... The provisions of this Act shall not affect companies authorized to transact business in
Iowa on the effective date of this Act."
Amendment H-3734 was adopted.
Small of Johnson asked and received unanimous consent that House File 824 be deferred and that the bill retain its place on the calendar.

\section*{MOTION TO DEFER WITHDRAWN \\ (House File 811)}

Stromer of Hancock asked and received unanimous consent that the motion by Schroeder of Pottawattamie to defer the motion to reconsider House File 811 be withdrawn.

\section*{REFERRED TO COMMITTEE ON APPROPRIATIONS}

Under the provisions of Rule 32 invoked by Varley of Adair, the following bills are referred to the committee on appropria-

\section*{tions: House File 767, House File 722, House File 771, House File 773, Senate File 289 and House File 591.}

\section*{REFERRED TO COMMITTEE ON WAYS AND MEANS}

Under the provisions of Rule 32 invoked by Varley of Adair, the following bills are referred to the committee on ways and means: House File 761, House File 769 and House File 719.

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{Leave of absence}

Leave of absence was granted as follows:
Jochum of Dubuque for the afternoon session on request of Hines of Story.

\section*{HOUSE RESOLUTION 28}

\section*{By Miller of Buchanan}

Whereas, section 2.42 of the Code grants the legislative council the authority to appoint interim study committees; and

Whereas, it is the desire of many members of the House of Representatives to serve as members of an interim study committee; and

Whereas, in the past some members of the House of Representatives have been appointed by the legislative council to serve as members of several interim study committees while other members are not appointed to serve; Now Therefore,

Be It Resolved by the House of Representatives, that the legislative council is urged to make appointments to interim study committees so that each member of the House of Representatives has been appointed a member of an interim study committee before any member of the House of Representatives is appointed to serve as a member of a second interim study committee.
Laid over under Rule 25.

\section*{HOUSE RESOLUTION 29}

By Brunow
Whereas, the city of Cincinnati, Iowa is nearing the centennial anniversary of its incorporation as a city; and

Whereas, the citizens of Cincinnati, Iowa are preparing for a centennial celebration to commemorate the one hundredth anniversary of the city's incorporation; Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixtysixth General Assembly of the state of Iowa extends its

9 heartiest congratulations to the city of Cincinnati, Iowa
10 in commemoration of the centennial anniversary of its in11 corporation; and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Cincinnati who are in charge of making preparations for the centennial celebration.

Laid over under Rule 25.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

\section*{MOTION TO RECONSIDER LOST \\ (House File 811)}

The House resumed consideration of the motion to reconsider House File 811, a bill for an act relating to the military service tax exemption and making the Act retroactive.

On the Wyckoff of Benton motion to reconsider the vote by which House File 811 passed the House on May 2, 1975, roll call was requested by Stromer of Hancock and Varley of Adair.

On the question "Shall House File 811 be reconsidered?"
The ayes were, 28:
\begin{tabular}{|c|c|c|c|}
\hline Bina & Evans & Mennenga & Stephens \\
\hline Bortell & Fullerton & Millen & Stromer \\
\hline Branstad & Halvorson & Monroe & Svoboda \\
\hline Clark & Higgins & Nealson & Tauke \\
\hline Crawford & Lageschulte & Newhard & Tofte \\
\hline Dyrland & Lindeen & Oakley & Varley \\
\hline Egenes & Lipsky & Pellett & Wulff \\
\hline \multicolumn{4}{|l|}{The nays were, 56:} \\
\hline Anderson & Fitzgerald & Jesse & Norland \\
\hline Avenson & Gentleman & Jordan & O'Halloran \\
\hline Baker & Griffee & Junker & Patchett \\
\hline Bennett & Hansen & Koogler & Pavich \\
\hline Brandt & Hargrave & Krause & Poncy \\
\hline Brockett & Harper & Lonergan & Rinas \\
\hline Brunow & Harvey & McElroy & Scheelhaase \\
\hline Caffrey & Hennessey & Menke & Spear \\
\hline Connors & Hines & Middleswart & Walter \\
\hline Crabb & Hinkhouse & Middleton & Welden \\
\hline Den Herder & Horn & Miller, A. V. & Wells \\
\hline Dieleman & Howell & Miller, K. D. & West \\
\hline Doyle & Husak & Miller, O.L. & Wyckoff \\
\hline Dunton & Hutchins & Nielsen & Mr. Speaker \\
\hline
\end{tabular}

Absent or not voting, 16:
\begin{tabular}{ll} 
Bittle & Danker \\
Byerly & Drake \\
Cusack & Gilloon \\
Daggett & Hullinger
\end{tabular}

Jochum
Kreamer
Perkins
Readinger

Stephens
Stromer
Svoboda
Tauke
Tofte
Varley

Norland
O'Halloran
Patchett
Pavich
Ping
Rinas
eelhaase
Walt
Welden
Wells
West
Mr. Speaker

\section*{Schroeder \\ Small \\ Spencer \\ Woods}

The motion lost.

\section*{CONSIDERATION OF ITEM VETO}
(House File 455)
Avenson of Fayette called up for consideration the Governor's item veto on House File 455, a bill for an act making appropriations to the Iowa state fair board, agricultural societies, the geological survey, and the Iowa natural resources council, and moved that the House on reconsideration agree to pass House File 455, the objections of the Governor to the contrary notwithstanding.

Rule 70 was invoked.
On the question "Shall the House on reconsideration pass the bill, the objections of the Governor to the contrary notwithstanding?" (H.F. 455)

\section*{The yeas were, 60:}
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Dunton \\
Avenson
\end{tabular} \\
Baker & \begin{tabular}{l} 
Dyrland \\
Fitzgerald \\
Bina
\end{tabular} \\
Bortell & Gilloon \\
Grandt & Griffee \\
Branstad & Hansen \\
Brunow & Hargrave \\
Byerly & Harper \\
Byerfle & Hennessey \\
Caffrey & Hines \\
Connors & Hinkhouse \\
Cusack & Horn \\
Den Herder & Howell \\
Dieleman & Husak \\
Doyle & Hutchins
\end{tabular}

The nays were, 26:
\begin{tabular}{|c|c|}
\hline Bennett & Fullerton \\
\hline Brockett & Gentleman \\
\hline Clark & Harvey \\
\hline Crabb & Junker \\
\hline Crawford & Lageschulte \\
\hline Egenes & Lindeen \\
\hline Evans & Lipsky \\
\hline
\end{tabular}

Absent or not voting, 14:
\begin{tabular}{llll} 
Bittle & Halvorson & Kreamer & Schroeder \\
Daggett & Higgins & Nealson & Small \\
Danker & Hullinger & Readinger & Spencer \\
Drake & Jochum & &
\end{tabular}

The motion, having failed to receive a two-thirds majority of the members of the House, lost and the Governor's item veto is sustained.

\section*{MOTION TO RECONSIDER}
(Senate File 18)
I move to reconalder the vote by which Senate File 18 passed the House on May 5, 1975.

\section*{RESIGNATION FROM DEPARTMENTAL RULES REVIEW COMMITTEE}

The following resignation was received by the Speaker:
May 2, 1975
The Honorable Dale M. Cochran Speaker of the House
House of Representatives
State House
Des Moines, Iowa 50819
Dear Speaker Cochran:
Because of the pressure of other duties, I no longer feel that I can give the necessary time that should be available in my service on the Departmental Rules Review Committee. Therefore, I tender my resignation as of this date.

I have enjoyed working on the Departmental Rules Review Committee since its inception; it is an important committee to which any Representative or Senator should give all of his efforts and time that it needs.

I wish to recommend that Representative Laverne Schroeder be appointed to take my place.

Thank you for your consideration.

\author{
Sincerely, \\ FLOYD H. MILLEN \\ House Minority Leader
}

COMMITTEES APPOINTED BY THE SPEAKER
The Speaker announced the following committee appointments:

\section*{INTERSTATE COOPERATION COMMISSION}
\begin{tabular}{|c|c|c|}
\hline J & es.....................Term & expiring April 30, 1977 \\
\hline Mattie Har & arper, West Grove...........................Term & expiring April 30, 1977 \\
\hline William B. & B. Griffee, Nashua............................Term & expiring April 30, 1977 \\
\hline Robert A. & Krause, Fenton.............................Term & expiring April 30, 1977 \\
\hline Robert M. & Kreamer, Des Moines...................Ter & expiring April 30, 1977 \\
\hline
\end{tabular}

DEPARTMENTAL RULES REVIEW COMMITTEE

\author{
Donald V. Doyle, Sioux City \\ Laverne W. Schroeder, Council Bluffs
}

EXPLANATION OF VOTE
(House File 283)
I was necessarily absent from the House chamber on Monday, May 5, 1975. Had I been present, I would have voted "aye" on final passage of House File 283.

DIELEMAN of Marion
(House Files 288 and 782; Senate File 383)
I was necessarily absent from the House chamber on Monday, May 5,
1975. Had I been present, I would have voted "aye" on the final passage of House Files 283 and 782; also Senate File 383.

McELROY of Fremont
(House Files 127, 177, 451, 488, 625, 628, and 811)
I was necessarily absent from the House chamber on Friday, May 2, 1975. Had I been present, I would have voted "aye" on the final passage of House Files 127, 177, 451, 488 and 811. I would have voted "nay" on the motion to reconsider House File 625 and on final passage of House File 628.

OAKLEY of Clinton

\section*{BILLS SIGNED BY THE GOVERNOR}

A communication was received from the Governor announcing that on May 2, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 275, an act relating to the date of organization of the State Board of Public Instruction.

House File 287, an act relating to the date of the meeting of boards of school corporations for settlement of business.

House File 432, an act relating to the requirement that motor vehicles be inspected upon transfer and providing a penalty.

House File 521, an act relating to the time of incurring obligations for and reversion of funds contained in legislation appropriating funds.

\section*{REPORTS OF COMMITTEE}

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Also:
Mr. Speaker: Your committee on appropriations has considered House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 871, a bill for an act making an appropriation to the state conservation commission and divisions of the commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations to whom was referred Senate File 285, a bill for an act relating to the administration of state
records and providing an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H3750

Amend Senate File 285, as amended and passed by the Senate, as follows:
1. Page 2, lines 3,4 and 5 , by striking the words "advise the director of the department of general services in order that the director may".
2. Page 2, lines 21 and 22, by striking the words "after consulting with" and inserting in lieu thereof the words "with the approval of".
3. Page 3, line 7, by inserting after the word "shall" the following: ", subject to the approval of the commission,".
4. Page 3 , line 8 , by inserting after the word "manual" the words "or manuals".
5. Page 3, line 9, by inserting after the word "manual" the words "or manuals".
6. Page 3 , line 15 , by inserting after the word "manual" the words "or manuals".
7. Page 3 , line 16 , by inserting after the word "manual" the words "or manuals".
8. Page 3, line 24, by inserting after the word "manual" the words "or manuals".
9. Page 3, by striking all of line 17 and inserting in lieu thereof the following: "decisions [made] approved by the commission."
10. Page 4, line 8, by striking the words "[commission] director" and inserting in lieu thereof the word "commission".
11. Page 4, line 10 , by striking the words "[commission] director" and inserting in lieu thereof the word "commission".
12. Page 4, line 26 , by striking the words
"[commission] director" and inserting in lieu thereof the word "commission".

\author{
DUNTON of Keokuk, Chairman
}

\section*{Also:}

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 464, a bill for an act making an appropriation to the Iowa development commission and energy policy council, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

\section*{AMENDMENTS FILED}

H-3741
1 Amend the Senate amendment ( \(\mathrm{H}-3720\) ) to House File
2 558, as House File 558 was amended, passed and re-

3 printed by the House, page 3, by striking lines 33 through 45.

\author{
NORLAND of Worth PONCY of Wapello HANSEN of O'Brien WULFF of Black Hawk BINA of Scott EGENES of Story BROCKETT of Marshall WALTER of Pottawattamie TAUKE of Dubuque JOCHUM of Dubuque MILLER of Cerro Gordo HIGGINS of Scott
}

Amend House File 754 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred ninety point twenty-six (490.26), Code 1975, is amended by adding the following new unnumbered paragraphs: NEW UNNUMBERED PARAGRAPHS:
A pipeline company shall pay, to the owners of land upon which a pipeline has been constructed, for all damages to crops, grasses, trees, shrubbery, livestock, fences and buildings, not previously provided for herein, caused by its construction, operation and maintenance of a pipeline. A pipeline company shall also pay such owners for damage to their drainage systems caused by the construction, operation and maintenance of a pipeline, if the company fails, at its expense, to repair and restore the drainage systems to their condition of operation prior to damage by the pipeline company.

The pipeline company shall have 30 days to respond after receipt of a letter by certified mail with return receipt requested submitted by an owner of land on which a pipeline has been constructed, informing said company of construction, operation or maintenance damage. The company shall also within said 30 days cause a representative to meet with the landowners or authorized agents and view the damages. Failure to comply with the provisions of this paragraph shall require the pipeline company to pay a sum of one hundred dollars to the owners.

Owners of lands who, as a result of the failure of a pipeline company to timely comply with this section, shall be injured in their property, may sue therefor in the district court for the county in which the affected property is located, and the pipeline company shall pay the reasonable attorney's fees and costs incurred by such owner if the award of the district court exceeds one hundred ten percent of the final offer of settlement of damages made by the pipeline company prior to commencement of litigation;

41 provided, however, that no such litigation shall be comply with this section.

When litigation is commenced, as provided herein, the pipeline company shall file with the clerk of the district court an affidavit setting forth the final offer of settlement made by the pipeline company prior to litigation; provided, however, that if such litiga-

\section*{Page 2}

1 tion is tried before a jury, then the jury shall not
2 be informed of the amount of such final offer."
JORDAN of Linn
KREAMER of Polk
CRABB of Crawford

H-3736
Amend House File 754 as follows:
1. Page 1, by striking all of lines 4 through 6 and inserting in lieu thereof the following: " \(N E W\) UNNUMBERED PARAGRAPH. If the power of eminent domain is exercised, the commissioners may,". 2. Page 1, by striking all after the period in line 17 and all of lines 18 through 23 and inserting in lieu thereof the following: "When any such rental charge has been determined by the commissioners the number of lineal feet involved in each parcel listed in the assessment roles shall be recorded in the office of the county recorder and any subsequent deeds recorded for all or any portion of said parcels shall show the number of lineal feet of such easement in the part covered by that deed. The county recorder shall transmit a notice of all changes of ownership of property covered by such rental easements to the current owner of the easement at the time of filing. On or before March 1 of each year the owner of the rental easement facility shall pay to the owner of record on January 1 of that year the current rental fee for the number of lineal feet as shown by the record. Failure to make any payment when due shall make the holder of the easement subject to a penalty not to exceed three times the amount of the rental fee."

WELDEN of Hardin
3740
Amend House File 754 as follows:
1. Page 1, by striking lines 4 through 32 and inserting in lieu thereof the following:
"NEW UNNUMBERED PARAGRAPH. When the power of eminent domain is exercised by a company for right-of-way easements the commissioners may, at the option of the owner of the land in lieu of assess-
ing monetary damage, award to the owners of the land upon which a utility is constructed, an annual rental charge for the use of said land. The annual rental charge shall be based upon the per acre valuation of the affected property. The annual rental charge shall be paid on or before the tenth day of the yearly anniversary month of each year. Upon failure of a utility company to render timely payment the affected landowner may sue therefor in the district court for the county in which such affected property is located. The utility company shall pay the attorney's fees and cost incurred by such owner. However, no such litigation shall be brought hereunder unless the utility company is first given thirty days written notice by certified mail of its failure to render annual payment when due. The affected land owner shall be responsible for keeping the utility company apprised of their current address at all times.

Either the landowner or the utility company may within sixty days prior to the anniversary date of the original assessment, but not more often than once in each ten year period thereafter, petition the district court for the county in which the affected property is located for a review and reassessment of the rental charges provided for in this section. The court shall determine and assess the reasonable ensuing annual rental charge to be paid by the utility company. The party requesting such review and reassessment by the district court shall pay all court costs occasioned by the review or reassessment. If review or reassessment is not requested by either party within the specified time period the annual rental charge as originally established shall be automatically continued for another ten year period

No action shall be taken by the land owner or his representative to enjoin the continued use of affected property by a utility company for the benefit of and in the interests of the public.

For the purposes of this section "utility company" shall mean any person, firm, co-partnership, association, corporation or syndicate, private

\section*{Page 2}

1 or public, engaged in or organized for the purpose
of owning, operating or controlling pipe lines, water lines, sewer lines, electrical transmission or distribution lines and telephone lines for the purpose of transporting consumer products and wastes or for furnishing communications service, electricity, water and gas to the public.

This section shall apply only to eminent domain proceedings instituted by written application and filed after June 30, 1975, with the chief judge of the judicial district of the county in which the
affected property is located."
2. Amend the title by striking all of lines

2 and 3 and inserting in lieu thereof the following:
"landowner in lieu of monetary damages in eminent domain proceedings."
3. Page 1 , line 35 , by striking the word "pipeline" and inserting in lieu thereof the word "utility".
4. Page 2, lines 2 and 3, by striking the words "number of lineal feet of pipeline constructed" and inserting in lieu thereof the words "per acre valuation of the affected property".

KOOGLER of Mahaska

\section*{3745}

Amend House File 754 as follows:
1. Page 1, by striking lines 4 through 12 and inserting in lieu thereof the following:
"NEW UNNUMBERED PARAGRAPH. If the power of eminent domain is exercised pursuant to chapters four hundred eighty-eight (488), four hundred eighty-nine (489), or four hundred ninety (490) of the Code, the commissioners may, at the option of the owner of the land in lieu of assessing monetary damage, award to the owner of the land or interest taken a reasonable annual rental charge and may also include such special damages as are incurred by the owners of the land during and as a result of the construction. If an interest in land is to be purchased where the use of eminent domain is authorized pursuant to chapters four hundred eighty-eight (488), four hundred eighty-nine (489), or four hundred ninety (490) of the Code, the purchaser shall offer a reasonable rental charge to the owner of the land as an alternative method of payment. The rental".
2. Page 1, line 14, by striking the words "pipeline constructed or to be constructed" and inserting in lieu thereof the word "construction".
3. Page 1, line 22, by striking the word "pipeline" and inserting in lieu thereof the word "project".
4. Page 1, by striking lines 24 through 32 and inserting in lieu thereof the following:
"The landowner may, not more than once in each twenty year period after the condemnation or purchase and if the use of the land has significantly changed or if the landowner shows that the constructed project has prevented a significant change of use that otherwise would have occurred, petition the compensation commission of the county in which the land is located for a review and reassessment of the rental charges provided for in this section. The commission shall determine and assess the reasonable ensuing annual rental charge to be paid by the condemnor or purchaser."

\section*{STROMER of Hancock}

\section*{H-3748}

1 Amend House File 754 as follows:
2 1. Page 1, by striking from line 27 the follow-
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ing: "district court" and inserting in lieu thereof
the following: "county compensation commission".
2. Page 1, by striking from line 30 the following:
"court" and inserting in lieu thereof the following:
"commission".

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STROMER of Hancock
H—3749
Amend House File 764 as follows:
1. Page 12, line 4, by striking the word "four" and inserting in lieu thereof the word "six".
2. Page 12, line 6, by striking the word "four" and inserting in lieu thereof the word "six".
3. Page 12, line 9, by striking the word "four" and inserting in lieu thereof the word "six".
4. Page 12, line 14, by striking the word "four" and inserting in lieu thereof the word "six".
5. Page 12, line 19, by striking the word "four" and inserting in lieu thereof the word "six".
6. Page 12, line 21, by striking the word "four" and inserting in lieu thereof the word "six".

BENNETT of Ida TAUKE of Dubuque TOFTE of Winneshiek
\(\mathrm{H}-3751\)

Amend House File 764 as follows:
1. Page 1, by striking lines 8 through 35 and inserting in lieu thereof the following:
"1. "Person" means an individual and a fiduciary.
2. "Individual" means a natural person.
3. "Fiduciary" means a guardian, trustee, executor, administrator, receiver, or conservator.
4. "Internal Revenue Code" means the United States

Internal Revenue Code of 1954, Title twenty-six (26),
United States Code, and the applicable regulations of the Internal Revenue Service, as amended to and including June 30, 1975.
5. "Taxable income" means "taxable income" as defined in section sixty-three (63) of the Internal Revenue Code, computed in accordance with all applicable provisions of subtitle \(A\) of chapter one (1) of the Internal Revenue Code.
6. "Adjusted gross income" means "adjusted gross income" as defined in section sixty-two (62) of the Internal Revenue Code.
7. "State taxable income" means taxable income as defined in this section with any adjustments allowed under section three (3) of this Act.
8. "State adjusted gross income" means adjusted gross income with any adjustments allowed under section three (3), subsection five (5), paragraphs a, c, d, \(e\), and \(f\).
9. "Resident" means an individual who is domiciled in the state or who maintains a permanent place of abode within the state.
10. "Resident estate or trust" means:
a. The estate of a decedent who at his death was domiciled in this state.
b. A trust created by will of a decedent who at his death was domiciled in this state, or
c. A trust created during the lifetime of the donor where the trust assets and principal office of the trustees are located in this state.
11. "Employer" means and includes one who has a right to exercise control as to how, when, and where services are to be performed.
12. "Withholding agent" means any individual, fiduciary, estate, trust, corporation, partnership or association in whatever capacity acting and including all officers and employees of the state of Iowa, or any municipal corporation of the state of Iowa and of any school district or school board of the state, or of any political subdivision of the state of Iowa, or any tax-supported unit of government that is obligated to pay or has control of paying

\section*{2}
or does pay to any resident or nonresident of the state of Iowa or his agent any wages that are subject to the Iowa income tax in the hands of such resident or nonresident, or any of the above-designated entities making payment or having control of making such payment of any taxable Iowa income to any nonresident.
13. "Wages" means the same as defined in section three thousand four hundred one, subsection a (3401a) of the Internal Revenue Code.
14. "Other person", when used in relation to withholding tax, means any person properly empowered to act on behalf of an individual payee.
15. "Paid" means "paid or accrued" or "paid or incurred" and shall be construed according to the method of accounting which is used for the computation of income.
16. "Received" means "received" or "accrued", according to the method of accounting which is used for the computation of income.
17. Any term not otherwise defined has the same meaning as when used in a comparable context in the Internal Revenue Code."
2. Page 2, by striking lines 1 through 25.
3. Page 2, line 32, by inserting after the word "the" the word "state".
4. Page 4, line 17, by inserting after the word "the" the word "state".
5. Page 6, line 19, by inserting after the word "the" the word "state".
6. Page 8 , line 5 , by inserting after the word "the" the word "state".
7. Page 9, by striking lines 21 through 35.
8. Page 10, by striking lines 1 through 35, page

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11, by striking lines 1 through 35 and page 12, by striking line 1, and inserting in lieu thereof the following:
" 5 . In computing the state taxable income of a person, the following adjustments shall be allowed to taxable income:
a. Deduct any interest and dividend income the taxpayer receives from federal securities during the taxable year to the extent included in taxable income.
b. Deduct the amount by which expenses paid or incurred in connection with the adoption of a child by the taxpayer exceed three percent of the state adjusted gross income of the taxpayer, or of the taxpayer and spouse in the case of a joint return. The expenses may include medical and hospital expenses of the natural mother which are incident to the child's

\section*{3}
birth and are paid by the taxpayer, welfare agency fees, legal fees, and all other fees and costs relating to the adoption if a child is placed by a child-placing agency licensed under chapter two hundred thirty-eight (238) of the Code or an independent adoption agency as provided by law.
c. Deduct income received by a resident of this state for services performed on or after January 1, 1969, while on active duty for more than six continuous months, in the armed forces of the United States, as defined in Title ten (10), United States Code, section one hundred one (101), which is received during the taxable year to the extent included in taxable income.
d. Add interest and dividend income received on state and municipal bonds and foreign securities exempt from federal taxation, which is received by the taxpayer during the taxable year.
e. Deduct the amount of benefits received under the Iowa public employees retirement system to the extent included in taxable income for taxable years ending on or before December 31, 1980.
f. Deduct the amount of benefits received under the federal civil service employees retirement annuities system, the state peace officers retirement system, the state retirement system for policemen and firemen, and the Iowa public employees retirement system for any taxable year beginning on or after January 1, 1981, to the extent included in taxable income subject to a maximum deduction equal to the maximum federal social security benefits other than special benefits under supplementary security income available to the taxpayer on July first of the taxable year, reduced by any federal railroad retirement benefits or federal social security benefits actually received by the taxpayer during the taxable year.
6. The total amount of the deductions allowed under subsection five (5) of this section shall not

exceed the amount of the taxable income of the
 taxpayer."

Sec. ..... NEW SECTION. CONTRIBUTIONS TO CANDI
DATES

\section*{FOR PUBLIC OFFICE.}
1. In the case of an individual, there shall be allowed, subject to the limitations of subsection two (2) of this section and if a claim is made for the credit on the individual's federal income tax return for the same taxable year, as a credit against the tax imposed by this Act for the taxable year, an amount equal to ten percent of all political contributions and all newsletter fund contributions,
payment of which is made by the taxpayer within the taxable year.
2. a. The credit allowed by subsection one (1) of this section for a taxable year shall not exceed five dollars, or ten dollars in the case of a joint return.
b. The credit allowed by subsection one (1) of this section shall not exceed the amount of the tax imposed by this Act for the taxable year.
c. The credit allowed by subsection one (1) of this section shall be allowed, with respect to any political contribution or newsletter fund contribution only if such contribution is verified in such manner as the director or his delegate shall prescribe by regulations.
3. For purposes of this section:
a. "Political contribution" means a contribution or gift of money to any of the following:
(1) An individual who is a candidate for nomination or election to any federal, state, or local elective public office in any election as defined in section thirty-nine point three (39.3), subsection eight (8), of the Code, for use by such individual to further his candidacy for nomination or election to such office.
(2) Any committee, association, or organization, whether or not incorporated, organized and operated exclusively for the purpose of influencing, or attempting to influence, the nomination or election of one or more individuals who are candidates for nomination or election to any federal, state, or local elective public office, for use by such committee, association, or organization to further the candidacy of such individual or individuals for nomination or election to such office.
(3) The national committee of a national political party.
(4) The state committee of a national political party as designated by the national committee of such party.
(5) A local committee of a national political party
as designated by the state committee of such party designated under subparagraph four (4) of this paragraph.
b. "Candidate" means, with respect to any federal, state, or local elective public office, an individual who publicly announces before the close of the calendar year following the calendar year in which the contribution or gift is made that he is a candidate for nomination or election to such office, and who
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meets the qualifications prescribed by law to hold such office.
c. "National political party" means either of the following:
(1) In the case of contributions made during a taxable year of the taxpayer in which the electors of president and vice president are chosen, a political party presenting candidates or electors for such offices on the official election ballot of ten or more states.
(2) In the case of contributions made during any other taxable year of the taxpayer, a political party which met the qualifications described in subparagraph one (1) of this paragraph in the last preceding election of a president and vice president.
d. "State" means the various states and the District of Columbia, and "local" means a political subdivision or part thereof, or two or more political subdivisions or parts thereof, of a state.
e. "Newsletter fund contribution" means a contribution or gift of money to a fund established and maintained by an individual who holds, has been elected to, or is a candidate for nomination or election to, any federal, state, or local elective public office for use by such individual exclusively for the preparation and circulation of a newsletter.

Sec. ..... \(N E W\) SECTION. IMPOSITION OF TAX.
1. In addition to the other taxes imposed by this Act, there is hereby imposed for each taxable year, with respect to the income of every person, a tax equal to two percent of the amount, if any, by which the sum of the items of tax preference as defined in section fifty-seven (57) of the Internal Revenue Code in excess of thirty thousand dollars is greater than the sum of the taxes imposed by this Act for the taxable year computed without regard to this section, and the tax carryovers to the taxable year.
2. a. If for any taxable year a person has a net operating loss any portion of which, under section one hundred seventy-two (172) of the Internal Revenue Code remains as a net operating loss carryover to a succeeding taxable year, and has items of tax preference in excess of thirty thousand dollars, then an amount equal to the lesser of the tax imposed by subsection one (1) of this section or two percent

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of the amount of the net operating loss carryover shall be treated as tax liability not imposed for the taxable year, but as imposed for the succeeding taxable year or years pursuant to paragraph b of this subsection.
b. In any taxable year in which any portion of the net operating loss carryover attributable to the excess described in paragraph a of this subsection reduces taxable income, the amount of tax liability described in paragraph a of this subsection shall be treated as tax liability imposed in such taxable year in an amount equal to ten percent of such reduction.
c. For purposes of paragraph \(b\) of this subsection, if any portion of the net operating loss carryover described in paragraph a of this subsection is not attributable to the excess described in paragraph a of this subsection, such portion shall be considered as being applied in reducing taxable income before such other portion.
3. If for any taxable year the taxes imposed by this Act computed without regard to this section exceed the sum of the items of tax preference in excess of thirty thousand dollars, then the excess of the taxes imposed by this Act over the sum of the items of tax preference in excess of thirty thousand dollars shall be a tax carryover to each of the seven taxable years following such year. The entire amount of the excess for a taxable year shall be carried to the first of such seven taxable years, and then to each of the other such taxable years to the extent that such excess is not used to reduce the amount subject to tax under subsection one (1) of this section for a prior taxable year to which excess may be carried.

Sec. ..... NEW SECTION. ALTERNATIVE CAPITAL GAINS TAX.
1. If for any taxable year a taxpayer has a net gain under section one thousand two hundred one (1201) of the Internal Revenue Code, then, in lieu of the tax imposed by section three (3) of this Act, there is hereby imposed a tax, if such tax is less than the tax imposed by section three (3) of this Act which shall consist of the sum of the following:
a. A tax computed on the state taxable income
reduced by an amount equal to fifty percent of the net gain.
b. A tax of five percent of the lesser of the following:
(1) The amount of the gain determined under subsection three (3) of this section.
(2) The amount of the net gain under section one thousand two hundred one (1201) of the Internal Revenue Code.
c. If the amount of the net gain exceeds the

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1 amount of the gain computed under subsection three
2 (8) of this section, a tax computed as provided in
which the taxpayer chooses the benefits of this section.
d. "Base period" means the four taxable years immediately preceding the computation year.
e. "Base period year" means any of the four taxable years immediately preceding the computation year.
f. "Joint return" means the return of a husband and wife made under section eight (8) of this Act.
g. "Eligible individual" means any individual who is a citizen or resident of the United States throughout the computation year.
3. The base period income for any taxable year is the state taxable income for such year.
4. For purposes of this section, an individual shall not be an eligible individual for the computation year if, at any time during such year or the base period, such individual was a nonresident alien or not a resident of this state.
5. An individual shall not be an eligible individual for the computation year if, for any base period year, such individual and spouse furnished less than one-half of the individual's support.

However, this subsection shall not apply to any computation year if any of the following are true:
a. Such year ends after the individual attained age twenty-five and, during at least four of his taxable years beginning after he attained age twentyone and ending with his computation year, he was not a full-time student.
b. More than one-half of the individual's state taxable income for the computation year is attributable to work performed by him in substantial part during two or more of the base period years.
c. The individual makes a joint return for the computation year and not more than twenty-five percent of the aggregate state adjusted gross income of such individual and his spouse for the computation year is attributable to such individual.
6. For purposes of this section, "student" means, with respect to a taxable year, an individual who during each of five calendar months during such taxable year was a full-time student at an educational institution as defined in section one hundred fiftyone (151), subsection e, paragraph four (4), of the Internal Revenue Code or was pursuing a full-time course of institutional on-farm training under the supervision of an accredited agent of an educational institution as defined in section one hundred fiftyone (151), subsection e, paragraph four (4), of the Internal Revenue Code or of a state or political

\section*{Page 9}

1 subdivision of a state.
7. This subsection shall apply to the taxable year only if the taxpayer chooses to have the benefits of this subsection for such taxable year. Such choice may be made or changed at any time before the expiration of the period prescribed for making a claim for credit or refund of the tax imposed by this Act for the taxable year.
8. If the taxpayer chooses the benefits of this part for the taxable year, the provisions relating to the alternative capital gains tax and the ten percent maximum rate on earned income shall not apply to him for such year.

Sec. .... NEW SECTION. TEN PERCENT MAXIMUM RATE ON EARNED INCOME.
1. If for any taxable year an individual has earned state taxable income which exceeds the amount of state taxable income specified in paragraph a of this subsection, the tax imposed by section three (3) of this Act for such year shall, unless the taxpayer chooses the benefits of sections one thousand three hundred one (1301) through one thousand three hundred four (1304) of the Internal Revenue Code, be the sum of:
a. The tax imposed by section three (3) of this Act on the lowest amount of taxable income on which the rate of tax under section three (3) of this Act exceeds ten percent.
b. Ten percent of the amount by which his earned state taxable income exceeds the lowest amount of taxable income on which the rate of tax under section three (3) of this Act exceeds ten percent.
c. The excess of the tax computed under section three (3) of this Act without regard to this section over the tax so computed with reference solely to his earned taxable income.
2. For purposes of this section, "earned income" means any income which is earned income within the meaning of sections four hundred one (401), subsection c, paragraph two (2), subparagraph c or section nine hundred eleven (911), subsection b, of the Internal Revenue Code, except that such term does not include any distribution to which section seventy-two (72), subsection \(m\), paragraph five (5), section four hundred two (402), subsection a, paragraph two (2), section four hundred two (402), subsection e, or section four hundred three (403), subsection a, paragraph two (2), subparagraph A, of the Internal Revenue Code applies or any deferred compensation within the meaning of section four hundred four (404) of the Internal Revenue 10
Code. For purposes of this subsection, deferred compensation does not include any amount received before the end of the taxable year following the first taxable year of the recipient in which his right to receive such amount is not subject to a substantial risk of forfeiture within the meaning of section eighty-three (83), subsection c, paragraph one (1) of the Internal Revenue Code.
3. The earned state taxable income of an individual is the excess of the amount which bears the same ratio, but not in excess of one hundred percent, to his state taxable income as his earned net income bears to his state adjusted gross income, over the
amount by which the greater of one-fifth of the sum of the taxpayer's items of tax preference referred to in section fifty-seven (57) of the Internal Revenue Code for the taxable year and the four preceding taxable years, or the sum of the items of tax preference for the taxable year, exceeds thirty thousand dollars. For purposes of this subsection, "earned net income" means earned income reduced by any deductions allowable under section three (3), subsection five (5) of this Act which are properly allocable to or chargeable against such earned income.
4. This section shall apply to a married individual only if such individual and spouse make a single return jointly for the taxable year."
9. Page 12, line 4, by inserting before the word "adjusted" the word "state".
10. Page 12, line 6, by inserting before the word "adjusted" the word "state".
11. Page 12, line 9, by inserting before the word "adjusted" the word "state".
12. Page 12, line 11, by inserting before the word "adjusted" the word "state".
13. Page 12, line 13, by inserting before the word "adjusted" the word "state".
14. Page 12, line 19, by inserting before the word "adjusted" the word "state".
15. Page 12, line 20, by inserting before the word "adjusted" the word "state".
16. Page 12, line 21, by inserting after the period the words "This section shall apply except to the tax imposed on items of tax preference as defined in section fifty-seven (57) of the Internal Revenue Code and subject to tax under this Act."
17. Page 12, line 31, by inserting after the word "state" the words "except that annuities, interest on bank deposits and interest bearing obligations, and dividends shall be allocated to Iowa only to the

\section*{11}
extent to which the same are derived from a business, trade, profession or occupation carried on within the state of Iowa. However, income received by an individual who is a resident of another state shall not be allocated to Iowa if the income is subject to an income tax imposed by the state where the individual resides, and if the state of residence allows a similar exclusion for income received in that state by residents of Iowa. The director shall designate the states which allow a similar exclusion for income received by residents of Iowa, and may enter into agreements with other states to provide that similar exclusions will be allowed, and to provide suitable withholding requirements in each state, in order to implement the exclusions."
18. Page 13, line 8 , by adding after the word "of" the word "state".
19. Page 14, by inserting after the period in
line 19 the words "The director may include in the information and instructions prepared to assist a taxpayer in preparing a state income tax return the information that the state income tax liability is twenty percent of the federal income tax liability with such adjustments as may be provided by law."
20. Page 15, by inserting after line 14 the following new section:
"Sec. ..... Section ninety-seven A point twelve (97A.12), Code 1975, is amended to read as follows:
97A. 12 EXEMPTION FROM TAXATION AND EXECUTION
The right of any person to a pension, annuity, or retirement allowance, to the return of contributions, the pension, annuity, or retirement allowance itself, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the various funds created under this chapter, are hereby exempt from any tax of the state to the extent provided in chapter four hundred twenty-two (422) of the Code and shall not be subject to execution, garnishment. attachment, or any other process whatsoever, and shall be unassignable except as in this chapter specifically provided."
21. Page 15, line 20, by inserting after the word "owner's" the word "state".
22. Page 15, lines 20 and 21, by striking the words "as determined for federal income tax purposes" and inserting in lieu thereof the words "as defined in section two (2) of this Act".
23. Page 15, by inserting after line 26 the following new section:

\section*{12}
"Sec. ..... Section four hundred eleven point thirteen (411.13), Code 1974, is amended to read as follows:
411.13 EXEMPTION FROM TAX AND EXECUTION. The right of any person to a pension, annuity, or retirement allowance, to the return of contributions, the pension, annuity or retirement allowance itself, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the various funds created under this chapter, are hereby exempt from any tax of the state to the extent provided in chapter four hundred twenty-two (422) of the Code and shall not be subject to execution, garnishment, attachment, or any other process whatsoever, and shall be unassignable except as in this chapter specifically provided."
24. Page 17, lines 10 through 13, by striking the words "[on or before the last day of the fourth month of the taxpayer's tax year for which such declaration is filed] at the same time as the Iowa income tax return for the same taxable year" and inserting in lieu thereof the words "on or before

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the last day of the fourth month of the taxpayer's tax year for which such declaration is filed". 25. Page 19, by inserting in line 35 before the word "adjusted" the word "state".
26. Page 19, line 35, by striking the words ", as determined for" and inserting in lieu thereof the words "as defined in section two (2) of this Act".
27. Page 20, line 1, by striking the words "federal income tax purposes,".
28. Page 20, line 2, by striking the word "federal" and inserting in lieu thereof the word "state".
29. Page 21, lines 8 and 9 , by striking the words
"in adjusted gross income as determined for federal income tax purposes," and inserting in lieu thereof the words "in state adjusted gross income as defined in section two (2) of this Act,".

\title{
COMMITTEE ON WAYS AND MEANS NORLAND of Worth, Chairman
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H-3737
1 Amend House File 811 as follows:
1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-seven point three (427.3), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
427.3 MILITARY SERVICE-EXEMPTION. Any honorably separated, retired, furloughed to a reserve, placed on inactive status, or discharged soldier, sailor, marine, nurse, or member of the air force may hold property, not to exceed one thousand eight hundred fifty-two dollars in taxable value, exempt from taxation. The exemption shall apply to personal property held in partnership but not in excess of the veteran's share actually held."

HIGGINS of Scott BINA of Scott
H-3738
Amend House File 811 as follows:
1. Page 1 , lines 8 and 9 , by striking the words and figures "of the second World War from December 7, 1941 to December 31, 1946," and inserting in lieu thereof the words "who served on active duty at any time from December 7, 1941 through June 24, 1950, or who served on active duty during the".
2. Page 1, lines 16 and 17, by striking the words "of the Korean Conflict".
3. Page 1 , lines 17 and 18 , by striking the word and figures "January 31, 1955" and inserting in lieu thereof the word and figures "August 4, 1964".

H—3747
1 Amend House File 863, as follows:
2 Page 5, by striking lines 16 through 31, and in3 serting in lieu thereof the following: to treat an injured employee. The employee has the right to choose the care. The employer's
physician can require periodic observation to follow medical progress of the employee and correspond with the employee's designated practitioner in any area which could facilitate better treatment. If the employer's physician disagrees with the manner of treatment and progress of the employee, the employer may request alternate care. If the employer and employee cannot agree on such alternate care, the commissioner may, upon application and reasonable proof of the necessity therefor, allow and order other care."

\author{
MILLER of Buchanan
}

H-3746
1 Amend Senate File 205, as amended, passed and
2 reprinted by the Senate, as follows:
3 1. Page 2, lines 19 and 20, by striking the
4 words "persistent or substantial".
5 2. Page 7, line 4, by striking the words
6 "persistent or substantial".
JUNKER of Woodbury
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, May 6, 1975.

\title{
JOURNAL OF THE HOUSE
}

One Hundred Fourteenth Calendar Day-Seventy-fifth Session Day
Hall of the House of Rerpresentatives Des Moines, Iowa, Tuesday, May 6, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Sister Mary Clare Miller, Assistant Principal, Beckman High School, Dyersville, Iowa.

The Journal of Monday, May 5, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Anthony Owca, Centerville, Iowa.

\section*{SPECIAL PRESENTATION}

McElroy of Fremont presented to the House Miss Philippa Seidel from Capetown, South Africa, an American Foreign Service student from Shenandoah, Iowa.

\section*{PRESENTATION OF VISITORS}

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

Fifteen government students from Harlan High School, Harlan, Iowa, accompanied by Ted Williams. By Danker of Pottawattamie.

Forty fifth and sixth grade students from Fairview School, Ottumwa, Iowa. By Poncy of Wapello.

Forty-four ninth grade students from Kirn Junior High School, Council Bluffs, Iowa, accompanied by Paul Rohrer and Robert Drustrup. By Pavich of Pottawattamie and Walter of Pottawattamie.

Sixty-two seniors from Anita High School, Anita, Iowa, accompanied by John Burke and Omer Troyer. By Hutchins of Guthrie and Pellett of Cass.

Twenty-six eighth grade students from Dallas Community School, Dallas Center, Iowa, accompanied by Mr. Wineland. By Varley of Adair.

Fifty-nine students from Wildwood Elementary School, Ottumwa, Iowa, accompanied by Mrs. M. Reid, Mrs. I. Milder, Ron Roggentien, Mrs. Wilson, Mrs. Stevens, Mrs. Dillinger, Mrs. Dencklau, Mrs. Bishop and Mrs. Heckart. By Harper of Davis.

Eighty-five Nashua Community School students from Nashua, Iowa, accompanied by Jerry Bauke, Mrs. Carter and Mr. Kolb. By Griffee of Chickasaw.

\section*{petitions filed}

The following petitions were received and placed on file:
By Cochran of Webster from fourteen residents of Fort Dodge and Moorland, Iowa, in support of House File 292.

Avenson of Fayette County received a petition from thirty residents from Polk County favoring investment in restoration of the Cultural Building on the state fairgrounds.

By Crabb of Crawford from twenty-two residents of Monona County in favor of legislation to insure coverage for the medical profession and set proper premium figures so that insurance may be acquired by all and to limit liability cases for malpractice.

\section*{ADOPTION OF COMMITTEE REPORTS}

The Chief Clerk announced the adoption of reports of committees on House Files 870 and 871 and Senate Files 285 and 464, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House File 875, by Lipsky, a bill for an act relating to establishing bikeways and walkways.

Read first time and referred to committee on transportation.
House File 876, by Mennenga, a bill for an act relating to the imposition of a tax on intangible personal property, appropriating the proceeds, and providing procedures for administration and penalties for violation.

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

House File 877, by Oakley, a bill for an act relating to the placement and adoption of South Vietnamese children.

Read first time and referred to committee on human resources.
House File 878, by committee on cities and towns, a bill for an act authorizing cities and counties to impose local income taxes, and sales, services and use taxes, appropriating the proceeds, providing property tax relief, and making the taxes subject to applicable provisions of the Code, including penalties.

Read first time and placed on the calendar.
House File 879, by committee on cities and towns, a bill for an act relating to the amount and distribution of costs collected in criminal actions.

Read first time and placed on the calendar.

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 2, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 160, a bill for an act relating to canvas of vote for governor.
Also: That the Senate has on May 2, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 501, a bill for an act relating to the requirement for admission to the school for the deaf.

Also: That the Senate has on May 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 364, a bill for an act relating to the practice of accountancy.
Also: That the Senate has on May 2, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 426, a bill for an act providing for an appropriation to the department of environmental quality.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{SENATE AMENDMENT CONSIDERED}

Connors of Polk called up for consideration House File 351, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty, amended by the Senate, and moved that the House concur in the following Senate amendment:

H

Amend House File 351, as amended and passed by the House and reprinted, as follows:
1. Page 1, line 12, by striking the words "However, employee" and inserting in lieu thereof the word "Employee".
2. Page 1, by striking everything in lines 20 through 25, inclusive, and inserting in lieu thereof the following:
"b. Any person engaged in agriculture as an owner-operator or tenant-operator and the spouse or relatives of either who reside on the premises while exchanging labor with the operator or for other mutual benefit of any and all such persons.".
3. Page 1A, line 37, by striking the word "However,".
4. Page 1A, line 38, by striking the word "the" and inserting in lieu thereof the word "The".
5. Page 2 , line 7 , by striking the word "discounting" and inserting in lieu thereof the word "excluding".
6. Page 2, line 10 , by striking the word "twice".
7. Page 2, line 19, by inserting after the period the following:
"However, if any of these wages due its employees are determined on a commission basis, the employer may, upon agreement with the employee, pay only a credit against such wages. If such credit is paid, the employer shall, at regular intervals, pay any difference between a credit paid against wages determined on a commission basis and such wages actually earned on a commission basis. These regular intervals shall not be separated by more than twelve months."
8. Page 2, line 21, by inserting after the period the words "An employer and employee may, upon written agreement which shall be maintained as a record, vary the provisions of this subsection."
9. Page 3, line 1, by striking the word "paid" and inserting in lieu thereof the word "delivered".
10. Page 3, line 2, by striking the word "and" and inserting in lieu thereof the word "or".
11. Page 3, line 3, by inserting after the period the words "A designee under this subsection shall not also be an assignee or buyer of wages under section five hundred thirty-nine point four (539.4) of the Code nor a garnisher of the employee under chapter six hundred forty-two (642) of the Code, unless the designee complies with the provisions of section five hundred thirty-nine point four (539.4) and chapter six hundred forty-two (642) of the Code."

\section*{Page 2}
12. Page 3, line 7, by inserting after the word "wages" the words", less any lawful deductions specified in section five (5) of this Act,".
13. Page 3, by striking everything in lines 13 through 15, inclusive, and by renumbering the following subsection accordingly.
14. Page 3, line 18 , by inserting after the word "employer" the words "and incurred by the employee".
15. Page 3, line 28 , by inserting after the word
"earned" the words ", less any lawful deductions specified in section five (5) of this Act,".
16. Page 3, by striking everything in lines 30 through 33, inclusive, and inserting in lieu thereof the following:
"in section three (3) of this Act. If vacations are due an employee under an agreement with the employer or a policy of the employer establishing prorata vacation accrued, the increment shall be in proportion to the fraction of the year which the employee was actually employed."
17. Page 3, line 30, by inserting after the period the following:
"However, if any of these wages are the difference between a credit paid against wages determined on a commission basis and such wages actually earned on a commission basis, the employer shall pay such difference not more than thirty days after the date of suspension or termination."
18. Page 5, line 5, by striking the word "may" and inserting in lieu thereof the words "permitted to".
19. Page 5, line 15 , by inserting after the period the sentences: "However, the employer and a full-time employee who is the manager of an establishment may agree in writing signed by both parties that the employee will be responsible for a cash shortage that occurs within forty-five days prior to the most recent regular pay day. Not more than one such agreement shall be in effect per establishment."
20. Page 5 , line 16 , by inserting after the word "employee" the words "on behalf of the employer".
21. Page 5, line 17, by striking the words "so long as the employee is" and inserting in lieu thereof the words "if the employee has been".
22. Page 5, line 20, by striking the words "defective or faulty workmanship,".
23. Page 5 , line 21 , by inserting after the first comma the words "unless such tools and equipment are specifically assigned to and their receipt acknow-
ledged in writing by the employee from whom the deduction is made,".
24. Page 6, line 7, by inserting after the word "commissioner" the words "pursuant to subsection two (2) of this section".
25. Page 6, by striking everything in lines 16 through 18, inclusive, and inserting in lieu thereof the following:
"C. Make available to its employees upon written request, a written statement enumerating employment agreements and policies with".
26. Page 6, line 20, by striking the word "and" and inserting in lieu thereof the word "or".
27. Page 6, line 21, by striking the period and inserting in lieu thereof the following:
"with respect to wages. Notice of such availability shall be given to each employee in writing or by a notice posted at a place where employee notices are routinely posted."
28. Page 6, by striking everything in lines 28 through 32, inclusive, and inserting in lieu thereof the words " 2 . The commissioner".
29. Page 6, line 33, by striking the words "keep records under" and inserting in lieu thereof the words "comply with".
30. Page 6 A , by inserting after the period the words "However, a court may, when rendering a judgment for wages or nonreimbursed authorized expenses and liquidated damages or upholding a civil money penalty assessment, order that an employer shall not be required to comply with the provisions of subsection one (1) of this section or that an employer shall be required to comply with the provisions of subsection one (1) of this section for a particular period of time."
31. Page 7, by striking all of lines 1 through 10 and inserting in lieu thereof the following:
" 3 . Within ten working days of a request by an employee, an employer shall furnish to the employee a written, itemized statement listing the earnings and deductions made from the wages for each pay period in which the deductions were made together with an explanation of how the wages and deductions were computed. An employer need honor only one such request in any calendar year unless the rate of earnings, hours or deductions are changed during the calendar year. Each change shall entitle an employee to a further request for an itemized statement."
32. Page 7, line 16, by inserting after the word "due" the words ", less any lawful deductions speci-
35. Page 7, by striking all of lines 27 through 33 and inserting in lieu thereof the following:
"court costs and any attorney's fees incurred in recovering the unpaid wages and determined to have been usual and necessary. In other instances the
employer shall be liable only for unpaid wages or expenses, court costs and usual and necessary attorney's fees incurred in recovering the unpaid wages or expenses."
36. Page 7A, by striking lines 36 and 37 and
inserting in lieu thereof the following:
" 1 . The commissioner shall administer and enforce the provisions of this Act. The commissioner".
37. Page 7A, line 41, by inserting after the word "records" the words "concerning wages and payrolls".
38. Page 8, by striking line 11 and inserting
in lieu thereof the words "seventeen \(A\) (17A) of the Code, any rules necessary".
39. Page 9 , line 8 , by striking the word
"claimants" and inserting in lieu thereof the word
"assignments".
40. Page 10, line 2, by inserting after the word "state" the words "to the extent permitted by the laws of that state".
41. Page 10 , lines 19 and 20 , by striking the words ", other than section six (6) of this Act,".
42. Page 10, by striking everything in lines 23 through 26, inclusive, and inserting in lieu thereof the words "The commissioner may recover".
43. Page 11, line 22 , by striking the word "must," and inserting in lieu thereof the words "may be required, at the discretion of the district court and" and by inserting before the word "deposit" the word "to."
44. Page 11, by striking lines 32 and 33 and inserting in lieu thereof the words "shall request the attorney general to recover the assessed penalties in a civil action."
45. Page 12, line 8 by striking the words "and two (2)" and by striking the word "are" and inserting in lieu thereof the word "is".
46. Page 13 , by striking everything in lines 7 through 12, inclusive.

A non-record roll call was requested.
The ayes were 75 , nays 6.
The motion prevailed and the House concurred in the Senate amendment.

Connors of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 351)
The ayes were, 70 :
\begin{tabular}{llll} 
Anderson & Baker & Brandt & Byerly \\
Avenson & Bina & Brunow & Caffrey
\end{tabular}
\begin{tabular}{ll} 
Clark & Harvey \\
Connors & Higgins \\
Crawford & Hines \\
Cusack & Horn \\
Den Herder & Howell \\
Dieleman & Husak \\
Doyle & Hutchins \\
Drake & Jesse \\
Dyrland & Jochum \\
Egenes & Jordan \\
Evans & Junker \\
Fitzgerald & Koogler \\
Gentleman & Lindeen \\
Gilloon & Lipsky \\
Griffee & Lonergan \\
Harper & Mennenga
\end{tabular}
\begin{tabular}{ll} 
Middleswart & Scheelhaase \\
Middleton & Small \\
Miller, A. V. & Spear \\
Miller, K. D. & Spencer \\
Miller, O.L. & Stromer \\
Monroe & Svoboda \\
Norland & Tauke \\
Oakley & Varley \\
O'Halloran & Walter \\
Patchett & Wells \\
Pavich & West \\
Perkins & Woods \\
Poncy & Wulff \\
Readinger & Wyckoff \\
Rinas & Mr. Speaker
\end{tabular}

The nays were, 20:
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Danker \\
Bittle
\end{tabular} \\
Bunton \\
Bortell & Fullerton \\
Branstad & Halvorson \\
Crabb & Hansen
\end{tabular}

Absent or not voting, 10:
Brockett
Daggett
Hargrave

Hennessey
Hullinger Hargrave

Krause
Hinkhouse
Lageschulte
McElroy
Menke
Millen

Kreamer
Newhard

Nealson
Pellett
Stephens
Tofte
Welden

Nielsen
Schroeder

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

\section*{CONSIDERATION OF BILLS \\ WAYS AND MEANS CALENDAR}

House File 411, a bill for an act relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict, with report of committee recommending passage, was taken up for consideration.

Higgins of Scott offered the following amendment H-3739 filed by him and Bina of Scott from the floor:

\section*{H-3739}

Amend House File 411 as follows:
1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-seven
point three (427.3), Code 1975, is amended by
striking the section and inserting in lieu thereof the following:
427.3 MILITARY SERVICE-EXEMPTION. Any honorably separated, retired, furloughed to a reserve, placed
on inactive status or discharged soldiex, sailor,
marine, nurse, or member of the air force may hold
property, not to exceed one thousand eight hundred
fifty-two dollars in taxable value, exempt from

14 taxation. The exemption shall apply to personal 15 property held in partnership but not in excess of 16 the veteran's share actually held."

Higgins of Scott asked and received unanimous consent that amendment H-3739 be withdrawn.

Wyckoff of Benton offered the following amendment H-3546 filed by him and Harper of Davis and moved its adoption: \(\mathrm{H}-3546\)
1 Amend House File 411 as follows:
1. Page 1, by striking all of lines 13,14 and 15 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
2. Page 2, by striking all after the second comma in line 3, all of lines 4 and 5 and through the figures " 1973 " in line 6 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
3. Page 2, by striking all after the second comma in line 31 , all of lines 32 and 33 and through the figures " 1973 " in line 34 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
4. Page 4, by striking all after the word "and" in line 15 , all of lines 16 and 17, and through the figures " 1979 " in line 18 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".

5 . Page 4, by striking all after the word "and" in line 30 , all of lines 31 and 32 , and through the figures " 1973 " in line 33 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities".
6. Page 5 , by striking all of lines 14,15 and 16 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
7. Page 5, by striking all after the word "and" in line 35 and inserting in lieu thereof the following: "ending on the date the".
8. Page 6, by striking all of lines 1 and 2 and through the figures "197s" in line 3 and inserting in lieu thereof the following: "armed forces of the

47 United States are directed by formal order of the
48 government of the United States to cease hostilities"
49 9. Page 6, by striking all after the word "and"

50 in line 25 and all of lines 26 and 27 and inserting

\section*{Page 2}

1 in lieu thereof the following: "ending on the date
2 the armed forces of the United States are directed
3 by formal order of the government of the United 4 States to cease hostilities, both dates".
10. Page 7, by striking all of lines 12,13 and 14 and inserting in lieu thereof the following: "ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
11. Page 7, by striking all of lines 29 and 30 and inserting in lieu thereof the following: "and the Vietnam Conflict beginning August 5, 1964, and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hastilities, both dates inclusive, and who".
12. Page 8 , by striking all of lines 14,15 and 16 and inserting in lieu thereof the following: "and ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities, both dates".
Amendment H-3546 was adopted.
(House File 411 pending at recess and placed under unfinished business.)

On motion by Avenson of Fayette, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{HOUSE RESOLUTION 30}

\section*{By Small of Johnson}
Whereas, on the Statue of Liberty standing in New York
Harbor are written these words by poet Emma Lazarus: "Give
me your tired, your poor, your huddled masses yearning to
breath free, the wretched refuse of your teeming shore.
Send these the homeless, tempest tossed to me, I lift my
lamp beside the golden door!"; and
Whereas, these words sum up the long standing attitude of
the people of the United States to those persons who have
sought a new chance at a decent life in our great nation, Now
Therefore,
Be It Resolved by the House of Representatives, that the
membership of the House of Representatives of the Sixty-sixth
General Assembly of the State of Iowa reaffirms the spirit

14 of these words and urges Congress to take such steps as are
15

Laid over under Rule 25.

\section*{HOUSE RESOLUTION 31 \\ By Dyrland}

1
2
3 by the American Revolution Bicentennial Admin-
4 istration; and
5 Whereas, the citizens of Edgewood are
6 preparing for a bicentennial celebration to 7 commemorate the two hundredth anniversary of the American Revolution; Now Therefore,

Be It Resolved by the House of Representatives; That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extend its heartiest congratulations to the city of Edgewood, Iowa, in commemoration of its being named an official bicentennial community, and of the many efforts being made in preparation for the two hundredth anniversary of the American Revolution, and

Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens who are in charge of making preparations for the bicentennial celebration.
Laid over under Rule 25.

\section*{REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 5}

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee, appointed to consider the differences between the Senate and the House of Representatives on Senate File 5, a bill for an act relating to the membership of the board of review, respectfully make the following recommendations:
1. That the House recede from the House amendment, S-3188, to Senate File 5, as amended and passed by the Senate.
2. That the Senate recede from its amendments, S-3054, \(S-3050\), and S-3048A, to Senate File 5.
3. That Senate File 5 be amended to read as follows:
1. Page 1, line 28, by inserting after the word "review" the words "prior to December 31, 1975,".
2. Page 1 , by adding after line 32 the following new section:
"Sec. 2. Section four hundred forty-one point thirty-three (441.33), Code 1975, is amended to read as follows:
441.33 SESSIONS BOARD OF REVIEW. The board of review shall be in session from May 1 to May 31, [both inclusive,] each year and for such additional period as may be required under section 441.37 and shall hold as many meetings as are necessary to discharge its duties. A majority of the members shall be present before the board may conduct any of its business. On June 1 in any year in which a session has not been extended as required under section 441.37 , said board shall return all books, records and papers to the assessor except undisposed of protests and records pertaining thereto. If it has not completed its work prior to June 1, in those years in which the session has not been extended under section 441.37 the director of revenue may authorize the board of review to continue in session for such period as is necessary to complete its work, but in no event shall the director of revenue approve a continuance extending beyond August 1. On June 1 or on the final day of any extended session required under section 441.37 or authorized by the director of revenue as herein provided the board of review shall be adjourned until May 1 of the following year. It shall adopt its own rules of procedure, elect its own chairman from its membership, and keep minutes of its meetings. The board shall appoint a clerk who may be a member of such board or any other qualified person, except the assessor or any member of his staff. It may be reconvened by the director of revenue. All undisposed protests in its hands on August 1 shall be automatically overruled and returned to the assessor together with its other records.

Within fifteen days following the adjournment of any regular or special session, the board of review shall submit to the director of revenue, on forms prescribed by the director, a report of any actions taken during that session."
3. Amend the title, line 1, by striking the words "membership of the".

On the Part of the Senate:
BASS VAN GILST, Chairman
WARREN E. CURTIS
CHARLES P. MILLER
JOHN S. MURRAY
JAMES M. REDMOND

On the Part of the House:
JAY MENNENGA, Chairman
WAYNE BENNETT
EDGAR H. BITTLE
EMIL S. PAVICH
RUSSELL L. WYCKOFF

\section*{HOUSE FILE 868 WITHDRAWN}

Rinas of Linn asked and received unanimous consent to withdraw House File 868 from further consideration by the House.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

\section*{CONSIDERATION OF BILLS}

\section*{WAYS AND MEANS CALENDAR}

House File 764, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income taxpayers, making changes in Iowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the Act retroactive, was taken up for consideration.

West of Marshall offered the following amendment H-3663 filed by him and moved its adoption:

\section*{H-3663}

Amend House File 764 as follows:
1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point five (422.5), unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as follows:

A tax is hereby imposed upon every resident of the state, and upon that part of the taxable income of any nonresident which is derived from any property, trust, or other source within this state, including any business, trade, profession, or occupation carried on within this state, which tax shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:
1. On the first one thousand dollars of taxable income, or any part thereof, three-fourths of one percent.
2. On the second thousand dollars of taxable income, or any part thereof, one and one-half percent.
3. On the third thousand dollars of taxable income, or any part thereof, three percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, four percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. [On all taxable income over nine thousand dollars, seven percent] On the tenth through the twentieth thousand dollars of taxable income, or any part thereof, seven percent.
8. On the twenty-first through the thirtieth thousand dollars of taxable income, or any part thereof, eight percent.
9. On the thirty-first through the fiftieth thousand dollars of taxable income, or any part thereof, nine percent.

\section*{Page 2}

1
10. On the fifty-first through the one-hundredth thousand dollars of taxable income, or any part thereof, ten percent.
11. On all taxable income over one hundred thousand dollars, eleven percent.

However, no tax shall be imposed on any resident or nonresident whose net income, as defined in section 422.7, is [four] five thousand dollars or less; but in the event that the payment of tax under this division would reduce the net income to less than [four] five thousand dollars, then the tax shall be
reduced to that amount which would result in allowing the taxpayer to retain a net income of [four] five thousand dollars. The preceding sentence does not apply to estates or trusts. For the purpose of this paragraph, the entire net income, including any part thereof not allocated to Iowa, shall be taken into account. If the combined net income of a husband and wife exceeds [four] five thousand dollars, neither of them shall receive the benefit of this paragraph, and it is immaterial whether they file a joint return or separate returns. An unmarried child under twentyone years of age who is a dependent of his parent or parents as defined in section 422.12, shall not receive the benefit of this paragraph if such parent's net income exceeds [four] five thousand dollars or if the combined net income of such parents exceeds [four] five thousand dollars.

Sec. 2. Section four hundred twenty-two point nine (422.9), subsection one (1), Code 1975, is amended to read as follows:
1. An optional standard deduction of [ten] fifteen percent of the net income after deduction of federal income tax, not to exceed [five] seven hundred fifty dollars.

Sec. 3. The provisions of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent the provisions of this Act are retroactive."
2. Amend the title by striking lines 2 through 7 and inserting in lieu thereof the words "change in Iowa individual income tax rates, exemptions and deductions, subject to penalties provided by law, and making the Act retroactive."
Roll call was requested by West of Marshall and Millen of Van Buren.

On the question "Shall amendment H-3663 be adopted?" The ayes were, 35:
\begin{tabular}{llll} 
Bennett & Clark & \begin{tabular}{l} 
Drake \\
Bittle
\end{tabular} & Crabb
\end{tabular}

Lageschulte
Menke
Lindeen
Lipsky
McElroy
Millen
Nealson
Oakley

The nays were, 57:
\begin{tabular}{ll} 
Anderson & \begin{tabular}{l} 
Hargrave \\
Avenson
\end{tabular} \\
Harper \\
Baker & Higgins \\
Bina & Hines \\
Brandt & Hinkhouse \\
Brunow & Horn \\
Byerly & Howell \\
Caffrey & Hullinger \\
Cusack & Husak \\
Dieleman & Josse \\
Doyle & Jochum \\
Dyrland & Jordan \\
Fitzgerald & Koogler \\
Gilloon & Krause \\
Griffee &
\end{tabular}

Absent or not voting, 8:
\begin{tabular}{ll} 
Connors & Dunton \\
Daggett & Hennessey
\end{tabular}

Amendment H-3663 lost.
\begin{tabular}{ll} 
Pellett & Welden \\
Readinger & West \\
Schroeder & Wulff \\
Stephens &
\end{tabular}
\begin{tabular}{ll} 
Lonergan & Perkins \\
Mennenga & Poncy \\
Middleswart & Rinas \\
Middleton & Scheelhaase \\
Miller, A.V. & Small \\
Miller, K. D. & Spear \\
Mille, O. L. & Spencer \\
Monroe & Svoboda \\
Newhard & Tauke \\
Nielsen & Walter \\
Norland & Wells \\
O'Halloran & Woods \\
Patchett & Wyckoff \\
Pavich & Mr. Speaker
\end{tabular}

Egenes of Story offered the following amendment H-3709 filed by Egenes, et al.:
H-3709
1 Amend House File 764 as follows:
1. By striking everything after the enacting
clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point
five (422.5), unnumbered paragraphs one (1) and two
(2), Code 1975, are amended to read as follows:

A tax is hereby imposed upon every resident of the state, and upon that part of the taxable income of any nonresident which is derived from any property, trust, or other source within this state, including any business, trade, profession, or occupation carried on within this state, which tax shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:
1. On the first one thousand dollars of taxable income, or any part thereof, three-fourths of one percent.
2. On the second thousand dollars of taxable income, or any part thereof, one and one-half percent.
3. On the third thousand dollars of taxable income, or any part thereof, three percent.
4. On the fourth thousand dollars of taxable
income, or any part thereof, four percent.
5. On the fifth, sixth, and seventh thousand
dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. [On all taxable income over nine thousand dollars, seven percent] On the tenth through the eighteenth thousand dollars of taxable income, or any part thereof, seven percent.
8. On the nineteenth through the twenty-fifth thousand dollars of taxable income, or any part thereof, eight percent.
9. On the twenty-sixth through the fiftieth thousand dollars of taxable income, or any part thereof, nine percent.
10. On the fifty-first through the one-hundredth thousand dollars of taxable income, or any part thereof, ten percent.
11. On all taxable income over one hundred thousand dollars, eleven percent.

However, no tax shall be imposed on any resident or nonresident whose net income, as defined in section 422.7, is [four] five thousand dollars or less; but in the event that the payment of tax under this division would reduce the net income to less than [four] five thousand dollars, then the tax shall be

\section*{Page}
reduced to that amount which would result in allowing the taxpayer to retain a net income of [four] five thousand dollars. The preceding sentence does not apply to estates or trusts. For the purpose of this paragraph, the entire net income, including any part thereof not allocated to Iowa, shall be taken into account. If the combined net income of a husband and wife exceeds [four] five thousand dollars, neither of them shall receive the benefit of this paragraph, and it is immaterial whether they file a joint return or separate returns. An unmarried child under twentyone years of age who is a dependent of his parent or parents as defined in section 422.12, shall not receive the benefit of this paragraph if such parent's net income exceeds [four] five thousand dollars or if the combined net income of such parents exceeds [four] five thousand dollars.

Sec. 2. Section four hundred twenty-two point nine (422.9), Code 1975, is amended by striking subsection one (1) and inserting in lieu thereof the following:
1. An optional standard deduction to be allowed as follows:
a. For every married individual who makes a single return jointly with a spouse, an optional standard deduction of fifteen percent of the net income after deduction of federal income tax, not to exceed eleven hundred dollars.
b. For every individual who is single, an optional standard deduction of fifteen percent of the net income after deduction of federal income tax, not
to exceed seven hundred fifty dollars.
c. For every married individual who does not make
a single return jointly with a spouse, an optional standard deduction of fifteen percent of the net income after deduction of the federal income tax, not to exceed seven hundred fifty dollars.

Sec. 3. Sections one (1) and two (2) of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent sections one (1) and two (2) of this Act are retroactive."
2. Amend the title by striking lines 2 through 7 and inserting in lieu thereof the words "change in the Iowa individual income tax rates, exemptions and deductions, and making the Act retroactive".

Speaker pro tempore Jesse in the chair at 4:03 p.m.
Egenes of Story offered the following amendment H-3755, to amendment \(\mathrm{H}-3709\), filed by her from the floor and moved its adoption:

H-3755

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Amend the Egenes, et al. amendment, H-3709, to House File 764, page 2, by inserting after line 17 the following new section:
"Sec. ..... Section four hundred twenty-two point five (422.5), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section, each taxpayer subject to the tax imposed by this section shall be subject to a minimum tax computed on the adjusted gross income in excess of twenty thousand dollars as properly computed for federal income tax purposes under the Internal Revenue Code of 1954 at rates as follows:
1. On the first twenty thousand dollars of adjusted gross income, one-half of one percent.
2. On the twenty-first through the thirtieth thousand dollars of adjusted gross income, or any part thereof, one percent.
3. On the thirty-first through the fortieth thousand dollars of adjusted gross income, or any part thereof, one and one-half percent.
4. On all adjusted gross income over forty thousand dollars, two percent."

Roll call was requested by Egenes of Story and West of Marshall.

On the question "Shall amendment H-3755 to amendment H-3709 be adopted?"

The ayes were, 51:
\begin{tabular}{llll} 
Anderson & Den Herder & Junker & Pellett \\
Avenson & Doyle & Krause & Scheelhaase \\
Baker & Drake & Kreamer & Schreeder \\
Bennett & Egenes & Lageschulte & Spear \\
Bina & Evans & Lindeen & Stephens \\
Bittle & Fullerton & McElroy & Stromer \\
Brandt & Gentleman & Menke & Svoboda \\
Branstad & Halvorson & Mennenga & Tauke \\
Brockett & Hansen & Millen & Tofte \\
Clark & Harvey & Nealson & Walter \\
Crabb & Higgins & Oakley & West \\
Crawford & Howell & O'Halloran & Wulft \\
Danker & Jochum & Patchett & \\
The nays were, 39: & & \\
Brunow & Hargrave & Middleswart & Perkins \\
Byerly & Harper & Middleton & Poncy \\
Caffrey & Hennessey & Miller, A.V. & Readinger \\
Cochran & Hines & Miller, K. D. & Rinas \\
Dieleman & Hinkhouse & Miller, O. L. & Small \\
Dunton & Horn & Monroe & Spencer \\
Dyrland & Husak & Newhard & Wells \\
Fitzgerald & Jordan & Nielsen & Wyckoft \\
Gilloon & Koogler & Norland & Mr. Speaker \\
Griffee & Lonergan & Pavich & (Jesse) \\
Absent or not & voting, 10: & & \\
Bortell & Daggett & Lipsky & Welden \\
Connors & Hullinger & Varley & Woods \\
Cusack & Hutchins & &
\end{tabular}

Amendment H-3755 was adopted.
Egenes of Story moved the adoption of amendment H-3709, as amended.

Roll call was requested by West of Marshall and Egenes of Story.

On the question "Shall amendment \(\mathrm{H}-3709\), as amended, be adopted?"

The ayes were, 33:
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Drake \\
Bittle
\end{tabular} \\
Egenes \\
Branstad & Evans \\
Brockett & Fullerton \\
Clark & Gentleman \\
Crabb & Halvorson \\
Crawford & Hansen \\
Danker & Harvey \\
Den Herder &
\end{tabular}
\begin{tabular}{ll} 
Junker & Pellett \\
Lageschulte & Schroeder \\
Lindeen & Stephens \\
Lipsky & Stromer \\
McElroy & Tauke \\
Menke & Tofte \\
Millen & West \\
Nealson & Wulff
\end{tabular}

The nays were, 63:
\begin{tabular}{llll} 
Anderson & \begin{tabular}{l} 
Bortell \\
Brandt
\end{tabular} & Caffrey & Doyle \\
Avenson & \begin{tabular}{l} 
Brunow \\
Baker
\end{tabular} & Cochran & Dunton \\
Bina & Byerly & Dieleman & Dyrland \\
& & Fitzgerald
\end{tabular}
\begin{tabular}{llll} 
Gilloon & Hutchins & Monroe & \begin{tabular}{l} 
Scheelhaase \\
Griffee
\end{tabular} \\
Hochum & Newhard & Small \\
Hargrave & Jordan & Nielsen & Spear \\
Harper & Koogler & Norland & Spencer \\
Hennessey & Krause & Oakley & Svoboda \\
Higgins & Loonergan & O'Halloran & Walter \\
Hines & Mennenga & Patchett & Welden \\
Hinkhouse & Middleswart & Pavich & Wells \\
Horn & Middleton & Perkins & Woods \\
Howell & Miller, A.V. & Poncy & Wyckoff \\
Hullinger & Miler, K. D. & Readinger & Mr. Speaker \\
Husak & Miller, O. L. & Rinas & (Jesse) \\
\multicolumn{1}{c}{ Absent or not voting, 4: } & & \\
Connors & Daggett & Kreamer & Varley
\end{tabular}

Amendment H—3709, as amended, lost.

\section*{Norland of Worth offered the following amendment H-3751}
filed by the committee on ways and means:
H-3751

Amend House File 764 as follows:
1. Page 1, by striking lines 8 through 35 and inserting in lieu thereof the following:
"1. "Person" means an individual and a fiduciary.
2. "Individual" means a natural person.
3. "Fiduciary" means a guardian, trustee, executor, administrator, receiver, or conservator.
4. "Internal Revenue Code" means the United States Internal Revenue Code of 1954, Title twenty-six (26), United States Code, and the applicable regulations of the Internal Revenue Service, as amended to and including June 30, 1975.
5. "Taxable income" means "taxable income" as defined in section sixty-three (63) of the Internal Revenue Code, computed in accordance with all applicable provisions of subtitle \(A\) of chapter one (1) of the Internal Revenue Code.
6. "Adjusted gross income" means "adjusted gross income" as defined in section sixty-two (62) of the Internal Revenue Code.
7. "State taxable income" means taxable income as defined in this section with any adjustments allowed under section three (3) of this Act.
8. "State adjusted gross income" means adjusted gross income with any adjustments allowed under section three (3), subsection five (5), paragraphs a, c, d, \(e\), and \(f\).
9. "Resident" means an individual who is domiciled in the state or who maintains a permanent place of abode within the state.
10. "Resident estate or trust" means:
a. The estate of a decedent who at his death was domiciled in this state.
b. A trust created by will of a decedent who at his death was domiciled in this state, or
c. A trust created during the lifetime of the

\section*{Page 2}

1 or does pay to any resident or nonresident of the 2 state of Iowa or his agent any wages that are subject
3 to the Iowa income tax in the hands of such resi4 dent or nonresident, or any of the above-designated 5 entities making payment or having control of making
donor where the trust assets and principal office of the trustees are located in this state.
11. "Employer" means and includes one who has a right to exercise control as to how, when, and where services are to be performed.
12. "Withholding agent" means any individual, fiduciary, estate, trust, corporation, partnership or association in whatever capacity acting and including all officers and employees of the state of Iowa, or any municipal corporation of the state of Iowa and of any school district or school board of the state, or of any political subdivision of the state of Iowa, or any tax-supported unit of government that is obligated to pay or has control of paying such payment of any taxable Iowa income to any nonresident.
13. "Wages" means the same as defined in section three thousand four hundred one, subsection a (3401a) of the Internal Revenue Code.
14. "Other person", when used in relation to withholding tax, means any person properly empowered to act on behalf of an individual payee.
15. "Paid" means "paid or accrued" or "paid or incurred" and shall be construed according to the method of accounting which is used for the computation of income.
16. "Received" means "received" or "accrued", according to the method of accounting which is used for the computation of income.
17. Any term not otherwise defined has the same meaning as when used in a comparable context in the Internal Revenue Code."
2. Page 2, by striking lines 1 through 25.
3. Page 2, line 32, by inserting after the word "the" the word "state".
4. Page 4, line 17, by inserting after the word "the" the word "state".
5. Page 6, line 19, by inserting after the word "the" the word "state".
6. Page 8 , line 5 , by inserting after the word "the" the word "state".
7. Page 9, by striking lines 21 through 35.
8. Page 10 , by striking lines 1 through 35 , page 11 , by striking lines 1 through 35 and page 12, by striking line 1, and inserting in lieu thereof the following:
" 5 . In computing the state taxable income of a person, the following adjustments shall be allowed to taxable income:
a. Deduct any interest and dividend income the taxpayer receives from federal securities during the taxable year to the extent included in taxable income.
b. Deduct the amount by which expenses paid or incurred in connection with the adoption of a child by the taxpayer exceed three percent of the state adjusted gross income of the taxpayer, or of the taxpayer and spouse in the case of a joint return. The expenses may include medical and hospital expenses of the natural mother which are incident to the child's
birth and are paid by the taxpayer, welfare agency fees, legal fees, and all other fees and costs relating to the adoption if a child is placed by a child-placing agency licensed under chapter two hundred thirty-eight (238) of the Code or an independent adoption agency as provided by law.
c. Deduct income received by a resident of this state for services performed on or after January 1, 1969, while on active duty for more than six continuous months, in the armed forces of the United States, as defined in Title ten (10), United States Code, section one hundred one (101), which is received during the taxable year to the extent included in taxable income.
d. Add interest and dividend income received on state and municipal bonds and foreign securities exempt from federal taxation, which is received by the taxpayer during the taxable year.
e. Deduct the amount of benefits received under the Iowa public employees retirement system to the extent included in taxable income for taxable years ending on or before December 31, 1980.
f. Deduct the amount of benefits received under the federal civil service employees retirement annuities system, the state peace officers retirement system, the state retirement system for policemen and firemen, and the Iowa public employees retirement system for any taxable year beginning on or after January 1, 1981, to the extent included in taxable income subject to a maximum deduction equal to the maximum federal social security benefits other than special benefits under supplementary security income available to the taxpayer on July first of the taxable year, reduced by any federal railroad retirement benefits or federal social security benefits actually received by the taxpayer during the taxable year.
6. The total amount of the deductions allowed under subsection five (5) of this section shall not exceed the amount of the taxable income of the taxpayer."

Sec. ..... NEW SUBSECTION. CONTRIBUTIONS TO CANDIDATES

\section*{FOR PUBLIC OFFICE. \\ 1. In the case of an individual, there shall be}
allowed, subject to the limitations of subsection two (2) of this section and if a claim is made for the credit on the individual's federal income tax return for the same taxable year, as a credit against the tax imposed by this Act for the taxable year, an amount equal to ten percent of all political contributions and all newsletter fund contributions,
payment of which is made by the taxpayer within the taxable year.
2. a. The credit allowed by subsection one (1) of this section for a taxable year shall not exceed five dollars, or ten dollars in the case of a joint return.
b. The credit allowed by subsection one (1) of this section shall not exceed the amount of the tax imposed by this Act for the taxable year.
c. The credit allowed by subsection one (1) of this section shall be allowed, with respect to any political contribution or newsletter fund contribution only if such contribution is verified in such manner as the director or his delegate shall prescribe by regulations.
3. For purposes of this section:
a. "Political contribution" means a contribution or gift of money to any of the following:
(1) An individual who is a candidate for nomination or election to any federal, state, or local elective public office in any election as defined in section thirty-nine point three (39.3), subsection eight (8), of the Code, for use by such individual to further his candidacy for nomination or election to such office.
(2) Any committee, association, or organization, whether or not incorporated, organized and operated exclusively for the purpose of influencing, or attempting to influence, the nomination or election of one or more individuals who are candidates for nomination or election to any federal, state, or local elective public office, for use by such committee, association, or organization to further the candidacy of such individual or individuals for nomination or election to such office.
(3) The national committee of a national political party.
(4) The state committee of a national political party as designated by the national committee of such party.
(5) A local committee of a national political party as designated by the state committee of such party designated under subparagraph four (4) of this paragraph.
b. "Candidate" means, with respect to any federal, state, or local elective public office, an individual who publicly announces before the close of the calendar year following the calendar year in which the

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contribution or gift is made that he is a candidate
for nomination or election to such office, and who
meets the qualifications prescribed by law to hold such office.
c. "National political party" means either of the following:
(1) In the case of contributions made during a taxable year of the taxpayer in which the electors of president and vice president are chosen, a political party presenting candidates or electors for such offices on the official election ballot of ten or more states.
(2) In the case of contributions made during any other taxable year of the taxpayer, a political party which met the qualifications described in subparagraph one (1) of this paragraph in the last preceding. election of a president and vice president.
d. "State" means the various states and District of Columbia, and "local" means a political subdivision or part thereof, or two or more political subdivisions or parts thereof, of a state.
e. "Newsletter fund contribution" means a contribution or gift of money to a fund established and maintained by an individual who holds, has been elected to, or is a candidate for nomination or election to, any federal, state, or local elective public office for use by such individual exclusively for the preparation and circulation of a newsletter.

Sec. ..... NEW SECTION. IMPOSITION OF TAX.
1. In addition to the other taxes imposed by this Act, there is hereby imposed for each taxable year, with respect to the income of every person, a tax equal to two percent of the amount, if any, by which the sum of the items of tax preference as defined in section fifty-seven (57) of the Internal Revenue Code in excess of thirty thousand dollars is greater than the sum of the taxes imposed by this Act for the taxable year computed without regard to this section, and the tax carryovers to the taxable year.
2. a. If for any taxable year a person has a net operating loss any portion of which, under section one hundred seventy-two (172) of the Internal Revenue Code remains as a net operating loss carryover to a succeeding taxable year, and has items of tax preference in excess of thirty thousand dollars, then an amount equal to the lesser of the tax imposed by subsection one (1) of this section or two percent of the amount of the net operating loss carryover shall be treated as tax liability not imposed for the taxable year, but as imposed for the succeeding taxable year or years pursuant to paragraph \(b\) of this subsection.

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1 b. In any taxable year in which any portion of

1 amount of the gain computed under subsection three
2 (3) of this section, a tax computed as provided in
3 subsection two (2) of this section on such excess.
2. The tax computed for purposes of subsection one (1), paragraph \(c\) of this section shall be the
amount by which a tax determined under section three
(3) of this Act on an amount equal to the state taxable
income but not less than fifty percent of the net
gain under section one thousand two hundred one (1201)
of the Internal Revenue Code for the taxable year exceeds a tax determined under section three (3) of this Act on an amount equal to the sum of the amount subject to tax under subsection one (1), paragraph a of this section plus an amount equal to fifty percent of the gain under subsection three (3) of this section.
3. For purposes of this section, the term "gain" under subsection three (3) of this section means the sum of long-term capital gains for the taxable year arising from any source, but the amount taken into account for the purposes of this subsection shall be limited to an amount equal to the excess of fifty thousand dollars, or twenty-five thousand dollars in the case of a married individual filing a separate return over the sum of the gains to which subsections one (1) and two (2) of this section apply.

Sec. ..... NEW SECTION. LIMITATION ON TAX.
1. If an eligible individual has averageable income for the computation year, and if the amount of such income exceeds three thousand dollars, then the tax imposed by section three (3) of this Act for the computation year which is attributable to averageable income shall be five times the increase in tax under such section which would result from adding twenty percent of such income to one hundred twenty percent of average base period income.
2. For purposes of this section:
a. "Averageable income" means the amount by which state taxable income for the computation year, reduced as provided in this subsection exceeds one hundred twenty percent of average base period income. The state taxable income for the computation year shall be reduced by the amount to which section seventytwo (72), subsection m, paragraph five (5), of the Internal Revenue Code applies, and the amounts included in the income of a beneficiary of a trust under this Act.
b. "Average base period income" means one-fourth of the sum of the base period incomes for the base period.
c. "Computation year" means the taxable year for which the taxpayer chooses the benefits of this section.
d. "Base period" means the four taxable years immediately preceding the computation year.
e. "Base period year" means any of the four taxable years immediately preceding the computation year.
f. "Joint return" means the return of a husband and wife made under section eight (8) of this Act.
g. "Eligible individual" means any individual
who is a citizen or resident of the United States throughout the computation year.
3. The base period income for any taxable year is the state taxable income for such year.
4. For the purposes of this section, an individual shall not be an eligible individual for the computation year if, at any time during such year or the base period, such individual was a nonresident alien or not a resident of this state.
5. An individual shall not be an eligible individual for the computation year if, for any base period year, such individual and spouse furnished less than one-half of the individual's support.

However, this subsection shall not apply to any computation year if any of the following are true:
a. Such year ends after the individual attained age twenty-five and, during at least four of his taxable years beginning after he attained age twentyone and ending with his computation year, he was not a full-time student.
b. More than one-half of the individual's state taxable income for the computation year is attributable to work performed by him in substantial part during two or more of the base period years.
c. The individual makes a joint return for the computation year and not more than twenty-five percent of the aggregate state adjusted gross income of such individual and his spouse for the computation year is attributable to such individual.
6. For purposes of this section, "student" means, with respect to a taxable year, an individual who during each of five calendar months during such taxable year was a full-time student at an educational institution as defined in section one hundred fiftyone (151), subsection e, paragraph four (4), of the Internal Revenue Code or was pursuing a full-time course of institutional on-farm training under the supervision of an accredited agent of an education institution as defined in section one hundred fiftyone (151), subsection e, paragraph four (4), of the Internal Revenue Code or of a state or political

\section*{subdivision of a state.}
7. This subsection shall apply to the taxable year only if the taxpayer chooses to have the benefits of this subsection for such taxable year. Such choice may be made or changed at any time before the expiration of the period prescribed for making a claim for credit or refund of the tax imposed by this Act for the taxable year.
8. If the taxpayer chooses the benefits of this part for the taxable year, the provisions relating to the alternative capital gains tax and the ten percent maximum rate on earned income shall not apply to him for such year.

\section*{14}

Sec. ..... NEW SECTION. TEN PERCENT MAXIMUM RATE ON EARNED INCOME.
1. If for any taxable year an individual has earned state taxable income which exceeds the amount of state taxable income specified in paragraph a of this subsection, the tax imposed by section three (3) of this Act for each year shall, unless the taxpayer chooses the benefits of sections one thousand three hundred one (1301) through one thousand three hundred four (1304) of the Internal Revenue Code, be the sum of:
a. The tax imposed by section three (3) of this Act on the lowest amount of taxable income on which the rate of tax under section three (3) of this Act exceeds ten percent.
b. Ten percent of the amount by which his earned state taxable income exceeds the lowest amount of taxable income on which the rate of tax under section three (3) of this Act exceeds ten percent.
c. The excess of the tax computed under section three (3) of this Act without regard to this section over the tax so computed with reference solely to his earned taxable income.
2. For purposes of this section, "earned income" means any income which is earned income within the meaning of sections four hundred one (401), subsection c, paragraph two (2), subparagraph c or section nine hundred eleven (911), subsection b, of the Internal Revenue Code, except that such term does not include any distribution to which section seventy-two (72), subsection m, paragraph five (5), section four hundred two (402), subsection a, paragraph two (2), section four hundred two (402), subsection e, or section four hundred three (403), subsection a, paragraph two (2), subparagraph A, of the Internal Revenue Code applies or any deferred compensation within the meaning of section four hundred four (404) of the Internal Revenue

\section*{e 10}

Code. For purposes of this subsection, deferred compensation does not include any amount received before the end of the taxable year following the first taxable year of the recipient in which his right to receive such amount is not subject to a substantial risk of forfeiture within the meaning of section eighty-three (83), subsection c, paragraph one (1) of the Internal Revenue Code.
3. The earned state taxable income of an individual is the excess of the amount which bears the same ratio, but not in excess of one hundred percent, to his state taxable income as his earned net income bears to his state adjusted gross income, over the amount by which the greater of one-fifth of the sum of the taxpayer's items of tax preference referred to in section fifty-seven (57) of the Internal Revenue Code for the taxable year and the four preceding
taxable years, or the sum of the items of tax preference for the taxable year, exceeds thirty thousand dollars. For purposes of this subsection, "earned net income" means earned income reduced by any deductions allowable under section three (3), subsection five (5) of this Act which are properly allocable to or chargeable against such earned income.
4. This section shall apply to a married individual only if such individual and spouse make a single return jointly for the taxable year."
9. Page 12, line 4, by inserting before the word "adjusted" the word "state".
10. Page 12, line 6, by inserting before the word "adjusted" the word "state".
11. Page 12, line 9, by inserting before the word "adjusted" the word "state".
12. Page 12, line 11, by inserting before the word "adjusted" the word "state".
13. Page 12, line 13, by inserting before the word "adjusted" the word "state".
14. Page 12, line 19, by inserting before the word "adjusted" the word "state".
15. Page 12, line 20, by inserting before the word "adjusted" the word "state".
16. Page 12 , line 21 , by inserting after the period the words "This section shall apply except to the tax imposed on items of tax preference as defined in section fifty-seven (57) of the Internal Revenue Code and subject to tax under this Act."
17. Page 12, line 31, by inserting after the word "state" the words "except that annuities, interest on bank deposits and interest bearing obligations, and dividends shall be allocated to Iowa only to the

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extent to which the same are derived from a business, trade, profession or occupation carried on within the state of Iowa. However, income received by an individual who is a resident of another state shall not be allocated to Iowa if the income is subject to an income tax imposed by the state where the individual resides, and if the state of residence allows a similar exclusion for income received in that state by residents of Iowa. The director shall designate the states which allow a similar exclusion for income received by residents of Iowa, and may enter into agreements with other states to provide that similar exclusions will be allowed, and to provide suitable withholding requirements in each state, in order to implement the exclusions."
18. Page 13, line 8, by adding after the word "of" the word "state".
19. Page 14, by inserting after the period in line 19 the words "The director may include in the information and instructions prepared to assist a taxpayer in preparing a state income tax return the
information that the state income tax liability is twenty percent of the federal income tax liability with such adjustments as may be provided by law."
20. Page 15, by inserting after line 14 the following new section:
"Sec. ..... Section ninety-seven A point twelve (97A.12), Code 1975, is amended to read as follows:

97A. 12 EXEMPTION FROM TAXATION AND EXECUTION.
The right of any person to a pension, annuity, or retirement allowance, to the return of contributions, the pension, annuity, or retirement allowance itself, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the various funds created under this chapter, are hereby exempt from any tax of the state to the extent provided in chapter four hundred twenty-two (422) of the Code and shall not be subject to execution, garnishment, attachment, or any other process whatsoever, and shall be unassignable except as in this chapter specifically provided."
21. Page 15, line 20, by inserting after the word "owner's" the word "state".
22. Page 15, lines 20 and 21, by striking the words "as determined for federal income tax purposes" and inserting in lieu thereof the words "as defined in section two (2) of this Act".
23. Page 15, by inserting after line 26 the following new section:
"Sec. ..... Section four hundred eleven point thirteen (411.13), Code 1974, is amended to read as follows:
411.13 EXEMPTION FROM TAX AND EXECUTION. The right of any person to a pension, annuity, or retirement allowance, to the return of contributions, the pension, annuity or retirement allowance itself, any optional benefit or death benefit, any other right accrued or accruing to any person under the provisions of this chapter, and the moneys in the various funds created under this chapter, are hereby exempt from any tax of the state to the extent provided in chapter four bundred twenty-two (422) of the Code and shall not be subject to execution, garnishment, attachment, or any other process whatsoever, and shall be unassignable except as in this chapter specifically provided."
24. Page 17, lines 10 through 13, by striking the words "[on or before the last day of the fourth month of the taxpayer's tax year for which such declaration is filed] at the same time as the Iowa income tax return for the same taxable year" and inserting in lieu thereof the words "on or before the last day of the fourth month of the taxpayer's tax year for which declaration is filed".
25. Page 19, by inserting in line 35 before the word "adjusted" the word "state".
26. Page 19, line 35 , by striking the words ", as determined for" and inserting in lieu thereof the words "as defined in section two (2) of this Act". 27. Page 20, line 1, by striking the words "federal income tax purposes,".
28. Page 20, line 2, by striking the word "federal" and inserting in lieu thereof the word "state".
29. Page 21, lines 8 and 9 , by striking the words "in adjusted gross income as determined for federal income tax purposes," and inserting in lieu thereof the words "in state adjusted gross income as defined in section two (2) of this Act,".

Clark of Lee offered the following amendment H-3754, to the committee amendment H-3751, filed by him from the floor and moved its adoption:

H—3754
1 Amend the committee on ways and means amendment
H-3751, to House File 764, page 1, line 12, by striking the word "June" and inserting in lieu thereof the word "April".

Amendment H—3754 was adopted.
Harvey of Scott offered the following amendment H-3759, to the committee amendment H-3751, filed by Harvey, Clark, Lipsky, Junker, Branstad, Bennett and Wulff from the floor and moved its adoption:

H-3759
Amend the committee on ways and means amendment H-3751, to House File 764 as follows:
1. Page 1, line 27, by striking the words "e, and \(f\) " and inserting in lieu thereof the words "and \(e\) ".
2. Page 3, by striking lines 19 through 36 and inserting in lieu thereof the following:
"e. Deduct the amount of benefits received from any annuity, pension, or retirement plan, whether public or private, which is approved by the commissioner of internal revenue, to the extent included in taxable income for the taxable year for the taxpayer to a maximum of eight thousand dollars for every individual who is not a married individual, a surviving spouse, or the head of a household and to a maximum of ten thousand dollars for every married individual who makes a single return jointly with a spouse and every surviving spouse. However, the deduction allowed under this paragraph shall not apply to a taxpayer who is under sixty-two years of age unless the person is disabled."

Roll call was requested by Tauke of Dubuque and Branstad of Winnebago.

Rule 70 was invoked.
Under the provisions of Rule 71, Connors of Polk, Hargrave of Johnson, Crabb of Crawford and Hansen of O'Brien refrained from voting.

On the question "Shall amendment H—3759 be adopted?"
The ayes were, 38:
\begin{tabular}{llll} 
Bennett & \begin{tabular}{l} 
Drake \\
Egenes
\end{tabular} & \begin{tabular}{l} 
Lipsky \\
McElroy
\end{tabular} & \begin{tabular}{l} 
Schroeder \\
Stephens
\end{tabular} \\
Bittle & Evans & Menke & Stromer \\
Bortell & Fullerton & Millen & Tauke \\
Branstad & Gentleman & Miller, K. D. & Tofte \\
Brockett & Halvorson & Nealson & Welden \\
Clark & Harvey & Oakley & West \\
Crawford & Hinkhouse & Pellett & Woods \\
Danker & Junker & Readinger & Wulff
\end{tabular}

Den Herder Lageschulte
The nays were, 52 :
\begin{tabular}{ll} 
Anderson & Gilloon \\
Avenson & Griffee \\
Baker & Hennessey \\
Bina & Higgins \\
Brandt & Hines \\
Brunnow & Horn \\
Caffrey & Howell \\
Cochran & Hullinger \\
Cusack & Husak \\
Dieleman & Hutchins \\
Doyle & Jochum \\
Dunton & Jordan \\
Dyrland & Koogler \\
Fitzgerald &
\end{tabular}

Absent or not voting, 10:
\begin{tabular}{ll} 
Connors & \begin{tabular}{l} 
Hansen \\
Crabb \\
Daggett
\end{tabular} \\
Hargrave \\
Harper
\end{tabular}

Amendment H— 3759 lost.
Egenes of Story offered the following amendment H-3762, to the committee amendment H -3751, filed by her from the floor and moved its adoption:
H-3762
1 Amend the committee on ways and means amendment,
\(2 \mathrm{H}-3751\), to House File 764, as follows:
3 1. Page 2, by striking lines 25 through 32 and
4 inserting in lieu thereof the following:
is imposed upon every resident of the state, and upon that part of the state taxable income of any nonresident which is derived from a source within the state at rates as follows:
1. On the first and second thousand dollars of state taxable income, or any part thereof, two percent.
2. On the third and fourth thousand dollars of state taxable income, or any part thereof, four percent.
3. On the fifth and sixth thousand dollars of state taxable income, or any part thereof, six percent.
4. On the seventh and eighth thousand dollars of state taxable income, or any part thereof, eight percent.
5. On the ninth and tenth thousand dollars of state taxable income, or any part thereof, ten percent.
6. On the eleventh through the fifteenth thousand dollars of state taxable income, or any part thereof, eleven percent.
7. On the sixteenth through the twentieth thousand dollars of state taxable income, or any part thereof, twelve percent.
8. On the twenty-first through the thirtieth thousand dollars of state taxable income, or any part thereof, thirteen percent.
9. On the thirty-first through the fiftieth thousand dollars of state taxable income, or any part thereof, fourteen percent.
10. On all state taxable income over fifty thousand dollars, fifteen percent.
4. By striking all of pages 3 through 8.
5. Page 9, by striking lines 1 through 20."
2. Page 3 , by inserting after line \(\mathbf{3 6}\) the following:
"g. Add the amount of state income taxes deducted in computing federal income tax liability for the same taxable year.
h. Deduct the amount of federal income taxes paid or accrued as the case may be, during the tax year, adjusted by any federal income tax refunds."
Roll call was requested by Egenes of Story and Tauke of Dubuque.

Rule 70 was invoked.
On the question "Shall amendment H- 3762 be adopted ?"
The ayes were, 32 :
\begin{tabular}{llll} 
Bennett & Crabb & Den Herder & Fullerton \\
Bortell & Crawford & Drake & Gentleman \\
Branstad & Daggett & Egenes & Halvorson \\
Clark & Danker & Evans & Junker
\end{tabular}
\begin{tabular}{ll} 
Lageschulte & Menke \\
Lindeen & Millen \\
Lipsky & Oakley \\
McElroy & Pellett
\end{tabular}

The nays were, 61:
\begin{tabular}{ll} 
Anderson & Gilloon \\
Avenson & \begin{tabular}{l} 
Griffee \\
Baker
\end{tabular} \\
Bina & Hargrave \\
Brandt & Harper \\
Brunow & Harvey \\
Byerly & Hennessey \\
Caffrey & Higgins \\
Cochran & Hines \\
Connors & Hinkhouse \\
Cusack & Horn \\
Dieleman & Howell \\
Doyle & Hullinger \\
Dunton & Husak \\
Dyrland & Hutchins \\
Fitzgerald & Jochum \\
Jordan
\end{tabular}
\begin{tabular}{ll} 
Readinger & Tauke \\
Schroeder & \begin{tabular}{l} 
Tofte
\end{tabular} \\
Stephens & West \\
Stromer & Wulff
\end{tabular}
Koogler Perkins
Krause Poncy
Lonergan Rinas
Mennenga Scheelhaase

Middleswart Small
Middleton Spear
Miller, A.V. Spencer
Miller, K. D. Svoboda
Miller, O. L. Walter
Monroe Welden
Newhard Wells
Norland
O'Halloran
Patchett
Pavich
Absent or not voting, 7:
Bittle Hansen

Brockett Kreamer
Nealson
Amendment H-3762 lost.
Oakley of Clinton offered the following amendment H-3764, to the committee amendment H-3751, filed by him from the floor and moved its adoption:
H-3764
1 Amend amendment H-3751, to House File 764, as follows:

Page 3 , by striking lines \(3,4,5\) and 6 , and
inserting in lieu thereof the following: "to the
adoption of other than a stepchild or stepchildren."
Amendment H—3764 was adopted.
By unanimous consent the following amendment \(\mathrm{H}-3753\), to the committee amendment H-3751, filed by Spear of Lee from the floor was withdrawn:

H-3753

1 \(\mathrm{H}-3751\) to pages 10,11 and 12 of House File 764 as follows:
1. Page 3, by striking lines 23 through 34 and inserting in lieu thereof the following:
" f . Deduct the amount of benefits received under the Iowa public employees retirement system for any taxable year beginning on or after January 1, 1981, and the amount of benefits received under the federal civil service employees retirement annuities system, the state peace officers retirement system, and the state retirement system for policemen and firemen,

13
to the extent any of these benefits are included in taxable income, subject to a maximum deduction equal to the difference between the maximum amount of federal social security benefits available to any eligible person on July first of the taxable year, other than special benefits under supplementary security income, and any federal railroad retirement".
2. Page 3, line 36, by inserting after the period the words "However, the deduction of benefits received under the federal civil service employees retirement annuities system does not apply to a person who is less than sixty-two years of age unless the person is disabled."
Spear of Lee offered the following amendment H-3761, to the committee amendment H-3751, filed by Spear, Norland and West from the floor, and moved its adoption:

Amend the committee on ways and means amendment H-3751 to pages 10, 11 and 12 of House File 764, page 3, by striking lines 23 through 36 and inserting in lieu thereof the following:
" f . To the extent that the benefits are included in taxable income, deduct retirement benefits received during the taxable year under the Iowa public employees retirement system for any taxable year beginning on or after January 1, 1981, the federal civil service employees retirement annuities system, the state peace officers retirement system and the state retirement system for policemen and firemen. Deductions under this subsection are subject to a maximum determined by subtracting any federal railroad retirement benefits and federal social security benefits actually received during the taxable year by the taxpayer, and the taxpayer's spouse in the case of a joint return, from the maximum amount of federal social security benefits for which the taxpayer would be eligible during the taxable year, if the taxpayer had made maximum contributions to the federal social security system, considering the taxpayer's spouse in the case of a joint return, and considering the taxpayer's dependents, but not considering special benefits under the supplementary security income system."
Amendment H- 3761 was adopted.
Spear of Lee offered the following amendment H-3756, to the committee amendment H -3751, filed by him from the floor, and moved its adoption:
H—3756
1 Amend the committee on ways and means amendment
\(2 \mathrm{H}-3751\) to pages 10,11 and 12 of House File 764, page
3 3, by inserting after line 36 the words "However,

4 the deduction of benefits received under the federal
5 civil service employees retirement annuities system
6 does not apply to a person who is less than sixty-
7 two years of age unless the person is disabled."
Amendment H-3756 was adopted.
Speaker Cochran in the chair at 5:30 p.m.
Norland of Worth offered the following amendment H-3752, to the committee amendment H-3751, filed by him and West of Marshall from the floor, and moved its adoption:
\(\mathrm{H}-3752\)
1 Amend the committee on ways and means amendment
\(2 \mathrm{H}-3751\), to House File 764, page 3, line 39, by
3 inserting before the word "taxable" the word "state".
Amendment H-3752 was adopted.
By unanimous consent the following amendment H-3763, to the committee amendment \(\mathrm{H}-3751\), filed by Brockett, Welden and Halvorson from the floor, was withdrawn:
```

H-3763
1 Amend the committee amendment, H-3751, to
2 House File 764, page 9, by inserting after line
3 13 the following:
4 "9. However, if the combined state and
5 federal tax exceeds 100% of the taxable income
6 for any taxable year such excess shall be refunded
7 with interest at 8% per annum starting from date
8 of the return."

```

Norland of Worth moved the adoption of the committee amendment H-3751, as amended.

Amendment \(\mathrm{H}-3751\), as amended, was adopted.
Speaker pro tempore Jesse in the chair at 5:50 p.m.
Egenes of Story offered the following amendment H-3710 filed by Egenes, et al., and moved its adoption:
H-3710

1 Amend House File 764 by striking from page 6, 2 lines 21 through 35 , and from page 7 , lines 1 through
3 34, and inserting in lieu thereof the following:
4 "Not over \(\$ 500\).......................................... \(2.3 \%\) of the
5 taxable in-
7 Over \(\$ 500\) but not over \(\$ 1,000\)................. \(\$ 12\), plus \(2.5 \%\)

10 Over \(\$ 1,000\) but not over \(\$ 1,500\)
\begin{tabular}{|c|c|c|}
\hline 13 & \multicolumn{2}{|l|}{\multirow[t]{2}{*}{Over \(\$ 1,500\) but not over \(\$ 2,000\) \(\qquad\) \(\$ 38\), plus \(2.8 \%\) of excess over}} \\
\hline 14 & & \\
\hline 15 & & \$1,500. \\
\hline 16 & \multirow[t]{3}{*}{Over \$2,000 but not over \$4,000} & \$52, plus \(3.2 \%\) \\
\hline 17. & & of excess over \\
\hline 18 & & \$2,000. \\
\hline 19 & \multirow[t]{3}{*}{Over \(\$ 4,000\) but not over \(\$ 6,000\)} & \$115, plus 3.5\% \\
\hline 20 & & of excess over \\
\hline 21 & & \$4,000. \\
\hline 22 & \multirow[t]{3}{*}{Over \$6,000 but not over \$8,000 ...} & \$185, plus \(4 \%\) of \\
\hline 23 & & excess over \\
\hline 24 & & \$6,000. \\
\hline 25 & \multirow[t]{2}{*}{Over \(\$ 8,000\) but not over \(\$ 10,000\).} & \$265, plus 4.2\% \\
\hline 26 & & of excess over \\
\hline 27 & & \$8,000. \\
\hline 28 & \multirow[t]{2}{*}{Over \$10,000 but not over \$12,000} & \$348, plus 4.5\% \\
\hline 29 & & of excess over \\
\hline 30 & & \$10,000. \\
\hline 81 & \multirow[t]{2}{*}{Over \(\$ 12,000\) but not over \(\$ 14,000\)} & \$438, plus 4.8\% \\
\hline 82 & & of excess over \\
\hline 33 & & \$12,000. \\
\hline 34 & \multirow[t]{2}{*}{Over \$14,000 but not over \$16,000} & \$535, plus 5.2\% \\
\hline 35 & & of excess over \\
\hline 36 & & \$14,000. \\
\hline 37 & \multirow[t]{2}{*}{Over \(\$ 16,000\) but not over \(\$ 18,000\)} & \$638, plus \(5.7 \%\) \\
\hline 38 & & of excess over \\
\hline 39 & & \$16,000. \\
\hline 40 & \multirow[t]{2}{*}{Over \$18,000 but not over \$20,000} & \$752, plus \(6 \%\) of \\
\hline 41 & & excess over \\
\hline 42 & & \$18,000. \\
\hline 48 & \multirow[t]{2}{*}{Over \$20,000 but not over \$22,000} & \$872, plus 6.3\% \\
\hline 44 & & of excess over \\
\hline 45 & & \$20,000. \\
\hline 46 & \multirow[t]{2}{*}{Over \$22,000 but not over \$26,000} & \$998, plus 6.7\% \\
\hline 47 & & of excess over \\
\hline 48 & & \$22,000. \\
\hline 49 & \multirow[t]{2}{*}{Over \$26,000 but not over \$32,000} & \$1,265, plus 7.5\% \\
\hline 50 & & of excess over \\
\hline \multicolumn{3}{|l|}{Page 2} \\
\hline 1 & & \$26,000. \\
\hline 2 & \multirow[t]{2}{*}{Over \$32,000 but not over \$38,000} & \$1,715, plus \\
\hline 3 & & 8.3\% of excess \\
\hline 4 & & over \(\$ 32,000\). \\
\hline 5 & \multirow[t]{2}{*}{Over \(\$ 38,000\) but not over \(\$ 44,000\)} & \$2,215, plus \\
\hline 6 & & 9.2\% of excess \\
\hline 7 & & over \(\$ 38,000\). \\
\hline 8 & \multirow[t]{2}{*}{Over \$44,000 but not over \$50,000} & \$2,765, plus \\
\hline 9 & & \(10 \%\) of excess \\
\hline 10 & & over \(\$ 44,000\). \\
\hline 11 & \multirow[t]{2}{*}{Over \$50,000 but not over \$60,000} & \$3,365, plus \\
\hline 12 & & \(10.3 \%\) of excess \\
\hline 18 & & over \(\$ 50,000\). \\
\hline 14 & \multirow[t]{3}{*}{Over \(\$ 60,000\) but not over \(\$ 70,000\)} & \$4,398, plus \\
\hline 15 & & \(10.7 \%\) of excess \\
\hline 16 & & over \(\$ 60,000\). \\
\hline
\end{tabular}
\begin{tabular}{|c|c|}
\hline \multicolumn{2}{|l|}{Over \(\mathbf{\$ 7 0 , 0 0 0}\) but not over \(\$ 80,000 \ldots . . . . . . . . \$ 5,465\), plus} \\
\hline & \(11 \%\) of excess \\
\hline \multirow{3}{*}{Over \$80,000 but not over \$90,000} & over \(\$ 70,000\). \\
\hline & \$6,565, plus \\
\hline & \(11.3 \%\) of excess \\
\hline \multirow[t]{2}{*}{Over \$90,000 but not over \$100,000} & over \(\$ 80,000\). \(\$ 7,698\), plus \\
\hline & \(11.5 \%\) of excess over \(\$ 90,000\). \\
\hline \multirow[t]{3}{*}{Over \$100,000} & \$8,848 plus \\
\hline & \(11.7 \%\) of excess \\
\hline & over \(\$ 100,000 . "\) \\
\hline
\end{tabular}

Roll call was requested by Pavich of Pottawattamie and Egenes of Story.

Rule 70 was invoked.
On the question "Shall amendment \(\mathrm{H}-3710\) be adopted?"

\section*{The ayee were, 81:}
\begin{tabular}{lll} 
Bennett & \begin{tabular}{l} 
Den Herder \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Junker \\
Drake
\end{tabular} \\
Bortell & Eindeen \\
Branstad & Evans & McEEroy \\
Clark & Menke \\
Crawford & Fullerton & Millen \\
Daggett & Halvorson & Oakley \\
Danker & Hansen & Pellett \\
Harvey & Keadinger
\end{tabular}

\section*{The nays were, 58:}
\begin{tabular}{lll} 
Anderson & Gentleman & Koogler \\
Avenson & Gilloon & Krause \\
Baker & Griffee & Lenergan \\
Bina & Hargrave & Mennenga \\
Brandt & Harper & Middleswart \\
Brunow & Hennessey & Middleton \\
Byerly & Higgins & Miller, A.V. \\
Caffrey & Hines & Miller, K. D. \\
Cochran & Hinkhouse & Miller, O. L. \\
Connors & Horn & Monroe \\
Cusack & Howell & Newhard \\
Dieleman & Husak & Norland \\
Doyle & Hutchins & O'Halloran \\
Dyrland & Jochum & Patchett \\
Fitzgerald & Jordan & Pavich
\end{tabular}

Absent or not voting, 11:
\begin{tabular}{llll} 
Brockett & Hullinger & Lipsky & Tofte \\
Crabb & Kreamer & Nealson & Varley \\
Dunton & Lageschulte & Nielsen &
\end{tabular}

Schroeder
Stephens
Stromer
Tauke
Welden
West
Wulff

Perkins
Poncy
Rinas
Scheelhaase
Small
Spear
Spencer
Svoboda
Walter
Wells
Woods
Wyckoff
Mr. Speaker (Jesse)

Tofte
Varley

Amendment \(\mathrm{H}-3710\) lost.
Egenes of Story offered the following amendment H-3711
filed by Egenes, et al., and moved its adoption:

\footnotetext{
H-3711
1 Amend House File 764 by striking from page 8,
}
\begin{tabular}{|c|c|c|}
\hline \multicolumn{3}{|r|}{\multirow[t]{2}{*}{lines 7 through 35, and from page 9, lines 1 through}} \\
\hline & & \\
\hline 4 & "Not over \$500 & 2.3\% \\
\hline 5 & \multicolumn{2}{|l|}{able income.} \\
\hline 6 & Over \(\$ 500\) but not over \(\$ 1,000\) & \$12, plus \(2.5 \%\) \\
\hline 7 & \multicolumn{2}{|l|}{( of excess over} \\
\hline 8 & & \$500. \\
\hline 9 & \multicolumn{2}{|l|}{Over \$1,000 but not over \$1,500 ............. \(\$ 24\), plus \(2.7 \%\)} \\
\hline 10 & & of excess over \\
\hline 11 & & \$1,000. \\
\hline 12 & \multirow[t]{2}{*}{Over \(\mathbf{\$ 1 , 0 0 0}\) but not over \(\mathbf{\$ 2 , 0 0 0}\)} & \$38, plus \(2.8 \%\) \\
\hline 18 & & of excess over \\
\hline 14 & & \$1,500. \\
\hline 15 & \multicolumn{2}{|l|}{Over \(\$ 2,000\) but not over \(\$ 4,000\)............ \(\$ 52\), plus \(3.2 \%\)} \\
\hline 16 & & \multirow[t]{2}{*}{of excess over \(\$ 2,000\).} \\
\hline 17 & \multirow{3}{*}{Over \$4,000 but not over \$6,00} & \\
\hline 18 & & \multirow[t]{2}{*}{\(\$ 115\), plus \(3.7 \%\) of excess over} \\
\hline 19 & & \\
\hline 20 & & \$4,0\%. \\
\hline 21 & \multirow[t]{2}{*}{Over \(\$ 6,000\) but not over \(\$ 8,000\)} & \multirow[t]{2}{*}{\(\$ 188\), plus \(4.2 \%\) of excess over} \\
\hline 22 & & \\
\hline 23 & & \multirow[t]{2}{*}{\[
\$ 6,000
\]} \\
\hline 24 & \multirow[t]{2}{*}{Over \$8,000 but not over \$10,000} & \\
\hline 25 & & of excess over \\
\hline 26 & & \multirow[t]{2}{*}{\begin{tabular}{l}
\(\$ 8,000\). \\
\(\$ 365\), plus \(5.3 \%\)
\end{tabular}} \\
\hline 27 & \multirow[t]{2}{*}{Over \(\$ 10,000\) but not over \$12,000} & \\
\hline 28 & & of excess over \\
\hline 29 & & \$10,000. \\
\hline 30 & \multirow[t]{2}{*}{ver \(\mathbf{\$ 1 2 , 0 0 0}\) but not over \(\$ 14,0\)} & \$472, plus \(6 \%\) of \\
\hline 81 & & excess over \\
\hline 32 & & \$12,000. \\
\hline 38 & \multicolumn{2}{|l|}{Over \(\$ 14,000\) but not over \(\$ 16,000 . . . . . . . . . . . \$ 592\), plus \(6.5 \%\)} \\
\hline 34 & & of excess over \\
\hline 35 & & \$14,000. \\
\hline 36 & \multicolumn{2}{|l|}{Over \(\$ 16,000\) but not over \(\$ 18,000 . . . . . . . . . \$ 722\), plus \(7 \%\) of} \\
\hline 37 & & excess over \\
\hline 38 & \multicolumn{2}{|l|}{\multirow[t]{2}{*}{Over \$18,000 but not over \$20,000 .......... \$862, plus \(7.5 \%\)}} \\
\hline 39 & & \\
\hline 40 & & of excess over \\
\hline 41 & \multicolumn{2}{|l|}{\multirow[t]{2}{*}{Over \$20,000 but not over \$22,000 ......... \(\$ 1,012\), plus \(8 \%\)}} \\
\hline 42 & & \\
\hline 43 & & of excess over \\
\hline 44 & \multicolumn{2}{|l|}{\multirow[t]{2}{*}{Over \$22,000 but not over \$26,000 ......... \(\$ 21,172\), plus \(8.3 \%\)}} \\
\hline 45 & & \\
\hline 46 & & of excess over \\
\hline 47 & \multicolumn{2}{|l|}{\multirow[t]{2}{*}{Over \$26,000 but not over \$32,000 ......... \(\$ 1.51,505\), plus \(8.8 \%\)}} \\
\hline 48 & & \\
\hline 49 & & \multirow[t]{2}{*}{of excess over \(\$ 26,000\).} \\
\hline 50 & & \\
\hline \multicolumn{3}{|l|}{\multirow[t]{7}{*}{}} \\
\hline & & \\
\hline & & \\
\hline & & \\
\hline & & \\
\hline & & \\
\hline & & \\
\hline
\end{tabular}


Roll call was requested by Egenes of Story and West of Marshall.

Rule 70 was invoked.
On the question "Shall amendment H-3711 be adopted?"
The ayes were, 23 :
\begin{tabular}{|c|c|c|c|}
\hline Bennett & Danker & Hansen & Stephens \\
\hline Bittle & Den Herder & Harvey & Tauke \\
\hline Bortell & Drake & Lindeen & Welden \\
\hline Branstad & Egenes & McElroy & West \\
\hline Crawford & Evans & Millen & Wulff \\
\hline Daggett & Fullerton & Schroeder & \\
\hline \multicolumn{4}{|l|}{The nays were, 64:} \\
\hline Anderson & Gentleman & Koogler & Pellett \\
\hline Avenson & Gilloon & Krause & Perkins \\
\hline Baker & Griffee & Lonergan & Poncy \\
\hline Bina & Hargrave & Mennenga & Readinger \\
\hline Brandt & Harper & Middleswart & Rinas \\
\hline Brunow & Hennessey & Middleton & Scheelhaase \\
\hline Byerly & Higgins & Miller, A. V. & Small \\
\hline Caffirey & Hines & Miller, K. D. & Spear \\
\hline Clark & Hinkhouse & Miller, O. L. & Spencer \\
\hline Cochran & Horn & Monroe & Svoboda \\
\hline Connors & Howell & Newhard & Walter \\
\hline Cusack & Hullinger & Norland & Wells \\
\hline Dieleman & Husak & Oakley & Woods \\
\hline Doyle & Hutchins & O'Halloran & Wyckoff \\
\hline Dunton & Jochum & Patchett & Mr. Speaker \\
\hline Dyrland & Jordan & Pavich & (Jesse) \\
\hline \multicolumn{4}{|l|}{Fitzgerald} \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 13:} \\
\hline Brockett & Kreamer & Menke & Stromer \\
\hline Crabb & Lageschulte & Nealson & Tofte \\
\hline Halvorson & Lipsky & Nielsen & Varley \\
\hline Junker & & & \\
\hline
\end{tabular}

West of Marshall asked and received unanimous consent that amendment H-3664 (to page 12), filed by West, et al., on April 25, 1975, and found on page 1374 of the House Journal, be withdrawn.
(House File 764 pending at adjournment.)

\section*{EXPLANATIONS OF VOTE}

I was necessarily absent from the House chamber on Monday, May 5, 1975. Had I been present, I would have voted "aye" on the final passage on House Files 283, 782, 814, 816, 835, and "aye" on the final passage on Senate Files 383, 18, 121, 193, 329, 214, and "aye" on Consideration of Item Veto, House File 455.

SPENCER of Clay
Because of pressing legislative business in my district, I of necessity missed the session of Friday morning, May 2, 1975. Had I been present, I would have voted "aye" on the following bills: House Files 628, 127, 177, 451, 488 and 811.

CUSACK of Scott

\section*{BILL ENROLLED, SIGNED AND SENT TO GOVERNOR}

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 6th day of May, 1975: House File 43.

\author{
DAVID L. WRAY \\ Chief Clerk of the House
}

Report adopted.

\section*{REPORT OF STEERING COMMITTEE}

Mr. Speaker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:
S. F. 338 COMMITTEE BILL-Relating to the membership of the Iowa natural resources council. By Senate committee on natural resources; Heying, chairman.
H. F. 828 COMMITTEE BILL-Relating to the funding and compensation and expenses of legislative members of committees and certain statutory or appointive boards, commissions, and councils. By committee on state government; Monroe, chairman.
H. F. 823 COMMITTEE BILL-Establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs. By committee on human resources; Higgins, chairman.
H. F. 817 COMMITTEE BILI-Relating to the periodic retesting of operators of motor vehicles. By committee on transportation; Krause, chairman.
S. F. 217 Relating to agency meetings in closed session. By Willits, Murray, Ramsey, et al.
H. F. 866 COMMITTEE BLLL-Relating to the licensing and regula-
tion of health care facilities, and prescribing penalties for violations. By committee on human resources; Higgins, chairman.
H.F. 623 COMMITTEE BILL-Providing for the approval of the transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state. By committee on transportation; Krause, chairman.
H. F. 825 COMMITTEE BILL-Relating to the regulation of securities, and providing for the registration of securities and brokerdealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations. By committee on commerce; Small, chairman.
H. F. 803 COMMITTEE BILL-Relating to the compensation of persons suffering loss as a result of medical malpractice. By committee on commerce; Small, chairman.
H. F. 815 COMMITTEE BILL-Relating to hospitalization of the mentally ill. By committee on human resources; Higgins, chairman.
H. F. 801 COMMITTEE BILL-Relating to the requirement for special education programs and services in the school standards. By committee on education; Patchett, chairman.
H. F. 863 COMMITTEE BILL_-Relating to workmen's compensation laws. By committee on labor and industrial relations; Connors, chairman.

JESSE of Polk, Chairman

\section*{REPORT OF STEERING NONCONTROVERSIAL COMMITTEE}

Mr. Spmakir: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee noncontroversial calendar:
H. F. 693 COMMITTEE BILL-Relating to the compensation of commissions of the department of environmental quality. By committee on natural resources; Middleswart, chairman.
H. F. 791 COMMITTEE BILL_-Relating to certain benefited street lighting districts. By committee on county government; Hutchins, chairman.
S. F. 147 COMMITTEE BILL-Amending the duties of the court administrator. By Senate committee on judiciary; Glenn, chairman.
S. F. 309 Relating to the reproduction and duplication of sound recordings and providing a penalty. By Willits.
H. F. 818 COMMITTEE BILL-Relating to the maximum deposit required for bids to construct levee or drainage district improvements. By committee on natural resources; Middleswart, chairman.
H. F. 846 COMMITTEE BILL_-Relating to interest rates for city bonds. By committee on cities and towns; Rinas, chairman.
H. F. 855 COMMITTEE BILL-Relating to safeguarding of and accounting for moneys and other property of residents of county care facilities. By committee on county government; Hutchins, chairman.
H. F. 776 COMMITTEE BILL-Relating to the authority of the commissioner of social services to grant easement rights to municipal corporations and public utilities to land under the jurisdiction of the department of social services. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 874 COMMITTEE BILL-Exempting jurors and members of the county board of review of assessments from parking meter regulation. By committee on cities and towns; Rinas, chairman.
H. F. 774 COMMITTEE BILL-Relating to the contents of a certificate of marriage. By committee on judiciary and law enforcement; Jesse, chairman.
S. F. 419 COMMITTEE BILL-Relating to the planning and implementation of resource recovery systems. By Senate committee on energy; Gallagher, chairman.

JESSE of Polk, Chairman

\section*{AMENDMENTS FILED}

H-3774
1 Amend House File 871 as follows:
2 Page 2, by inserting after line 20 the follow-
3 ing:
"6. STATE CONSERVATION COMMISSION.
From the general fund of the state
for the construction of a lake
located in Mahaska County, to be
known as Barnes City Lake, and
for necessary expenses incidental
to the construction.................................... \(\$ 360,000 "\).
KOOGLER of Mahaska
H-3775
Amend House File 729 as follows:
1. Page 2, line 10, by striking the word "substances".
2. Page 2, line 11, by striking the words "or delete".
3. Page 2, line 35, by striking the words "or deleting".
4. Page 3, line 10, by striking the comma and inserting in lieu thereof the word "or" and by striking the words "or deletion".

OAKLEY of Clinton
H-3765
Amend House File 762, page 1, by striking everything
after the enacting clause and inserting in lieu thereof
following:
"Section 1. Section two hundred sixty-one point one (261.1), Code 1975, is amended by striking
subsections four (4), five (5) and the last unnumbered paragraph in the section.

Sec. 2. Section two hundred sixty-one point two (261.2), Code 1975, is amended by striking subsections

\section*{Puge}
four (4) and six (6) and inserting in lieu of subsection four (4) the following subsection:
4. Administer the post-secondary financial assistance program as provided in this Act.

Sec. 3. Section two hundred sixty-one point nine (261.9), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

NEW SECTION. DEFINITIONS. When used in this chapter, unless the context otherwise requires:
1. "Tuition grant" means an award to a qualified resident student under this chapter.
2. "Financial need" means the difference between the student's financial resources, including the expected contribution from the student's parents as determined by the commission on the basis of a completed parents' confidential statement, and the student's total expenses at the approved post-secondary institution of the student's choice. Fnancial need shall be redetermined at least annually.
3. "Full-time student" means an individual who is registered in a sufficient number of credit hours, or the equivalent participation, at an approved postsecondary institution to receive the degree or certificate toward which the student is working in no more than the normal period of time required.
4. "Part-time student" means an individual who is enrolled at an approved post-secondary institution in a course of study including at least six semester hours or the trimester equivalent of six semester hours. "Course of study" does not include correspondence courses.
5. "Resident student" means a student who is a resident of the state of Iowa under the rules promulgated by the state board of regents for tuition purposes.
6. "Approved post-secondary institution" means any of the following:
a. A two or four-yeap nonprofit institution for post-secondary education in this state which is operating privately and not controlled or administered by any state agency and is accredited by the north
central association of colleges and secondary schools accrediting agency or certified as a candidate for accreditation by the association.
b. A two or four-year institution for postsecondary education in this state which is directly controlled or administered by a public agency and accredited by the north central association of colleges and secondary schools accrediting agency or certified by the department of public instruction.
c. An institution which has received letters from at least three Iowa institutions accredited by the north central association of colleges and secondary schools accrediting agency stating that credits from the nonaccredited institution are and have been
accepted as if earned in an accredited institution.
d. A hospital school of nursing in this state which is accredited by the board of nursing.
7. "Commission" means the higher education facilities commission.
8. "Academic year" means the period from September first of any year through June thirtieth of the following year, except as applied to vocationaltechnical courses of study which continue consecutively through the fourth quarter of the year.
9. "Qualified student" means a student who meets all requirements to be eligible to receive financial assistance.
10. "Recipient" means a qualified student selected by the commission to receive financial assistance under the provisions of this chapter.

Sec. 4. Chapter two hundred sixty-one (261), Code 1975, is amended by adding the following new sections:

NEW SECTION. REQUIREMENTS FOR ELIGIBILITY. To be eligible for initial or renewed financial assistance an applicant shall satisfy all of the following criteria:
1. Be a citizen of the United States or a holder of a permanent visa with an intent to establish citizenship following the waiting period required by law.
2. Be a resident student of the state.
3. Be enrolled as a full-time or part-time undergraduate student in an approved post-secondary institution.
4. Be financially in need of at least two hundred dollars to meet expenses at the approved post-secondary institution of his choice.
\(N E W\) SECTION. GRANTED FINANCIAL ASSISTANCE.
1. Financial assistance shall be granted on the basis of the applicant's financial need as determined
e 3
by the commission, except that the amount of the financial assistance granted for each academic year for a full-time student shall not be less than two hundred dollars per year and the maximum granted financial assistance shall not exceed the lesser of:
a. One-half of the tuition and mandatory fees
for the academic year at an approved post-secondary institution of the applicant's choice.
b. One thousand three hundred dollars.
2. For a part-time student the maximum amount of financial assistance shall not exceed a fractional amount of the maximum financial assistance available to a full-time student that the semester hours of the part-time student bears to the total hours of a full-time student.
\(N E W\) SECTION. FINANCIAL ASSISTANCE—PAYMENT AND
RENEWAL. Financial assistance shall be granted for
one academic year at a time. Payment shall be made equally among semesters, trimesters, or quarters at

\section*{4}
the approved post-secondary institution of the recipient's choice. A qualified recipient shall be eligible for renewed assistance annually. Standards of eligibility for renewed assistance shall be the same as for an initial award.

NEW SECTION. TREATMENT OF OTHER FINANCLAL ASSISTANCE. If a recipient of financial assistance receives nonrepayable financial aid under any other public or private program the full amount of the nonrepayable financial aid shall be considered part of the student's financial resources in determining the amount of his financial need for that period.

NEW SECTION. REFUNDS OF TUITION FEES AND OTHER CHARGES. If a recipient of financial assistance withdraws from an approved post-secondary institution and is entitled to a refund of any tuition fees, or other charges under the rules and regulations of that institution, the approved post-secondary institution shall pay the refund to which the recipient is entitled to the commission in an amount not exceeding the amount the commission has paid to the recipient for that academic year.

NEW SECTION. The commission is the administrative agency for the implementation of the program established by this Act. The commission shall:
1. Establish rules and regulations subject to the provisions of chapter seventeen \(A\) (17A) of the Code, for the administration of this Act.
2. Prescribe a standard form and the time and method of filing applications for financial assistance and supervise the processing of the applications.
3. Determine the criteria for eligibility of applicants and evaluate each applicant's financial need.
4. Determine priority for financial assistance, designate recipients, make awards, and determine the manner and method of payment to the recipients.
5. Determine eligibility for renewed assistance on the basis of annual application and evaluation of financial need.
6. Make an annual report to the governor and the general assembly, including an evaluation of the financial assistance program.
7. Require any approved post-secondary institution to furnish any information which the commission may request in connection with the tuition grant program.

Sec. 5. Sections two hundred sixty-one point ten (261.10) through two hundred sixty-one point seventeen (261.17) , inclusive, Code 1975, are repealed."

MENNENGA of Ciinton
CRAWFORD of Story

WELDEN of Hardin
H-8757

Amend House File 764, page 12, by inserting after line 1 the following:
"Sec. ..... NEW SECTION. INVESTMENT CREDIT.
There shall be allowed as a credit against the tax imposed by this Act an amount determined as follows:
1. a.
(1) Except as otherwise provided in this paragraph, in the case of a property described in subparagraph three (3) of this paragraph, the amount of the credit allowed by this section for the taxable year shall be an amount equal to two percent of the qualified investment as determined under subsections three (3) and four (4) of this section.
(2) Except as otherwise provided in this paragraph, the amount of credit allowed by this section for the taxable year shall be an amount equal to one and four-tenths percent of the qualified investment as determined under subsections three (3) and four (4) of this section.
(3) The provisions of subparagraph one (1) of this paragraph shall apply only to property to which subsection four (4) of this section does not apply, the construction, reconstruction, or erection of which is completed by the taxpayer after January 21, 1975, but only to the extent of the basis thereof attributable to the construction, reconstruction, or erection after January 21, 1975, and before January 1, 1977, property to which subsection four (4) of this section does not apply, acquired by the taxpayer after January 21, 1975, and before January 1, 1977, and placed in service by the taxpayer before January 1, 1977, and property to which subsection four (4) of this section applies, but only to the extent of the qualified investment as determined under subsections three (3) and four (4) of this section with respect to qualified progress expenditures made after January 21, 1975, and before January 1, 1977.
b. Notwithstanding paragraph a of this subsection, the credit allowed by this section for the taxable year shall not exceed so much of the liability for tax for the taxable year as does not exceed five thousand dollars, plus ten percent of so much of the liability for tax for the taxable year as exceeds five thousand dollars.
c. For purposes of paragraph b of this subsection, the liability for tax for the taxable year shall be the tax imposed by this Act for the year other than any tax imposed for the taxable year as a minimum tax for tax preferences.
d. In the case of a husband or wife who files a

\section*{Page 2}

1 separate return, the limitation specified under 2 . paragraph \(b\) of this subsection shall be two thousand 3 five hundred dollars in lieu of five thousand dollars,

\section*{50 thirty-eight (38) property" means such property as}

\section*{Page 3}

1 defined in section forty-eight (48), subsection b
2 of the Internal Revenue Code, and "used section
3 thirty-eight (38) property' means such property as
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defined in section forty-eight (48), subsection c,
paragraph one (1) of the Internal Revenue Code.
(2) For purposes of this section, "qualified
investment" means, with respect to any taxable Jear,
the aggregate of the applicable percentage of the
basis of each new section thirty-eight (38) prop-
erty placed in service by the taxpayer during such
taxable year, plus the applicable percentage of the
cost of each used section thirty-eight (38) prop-
erty, placed in service by the taxpayer during such
taxable year.
b. For the purposes of paragraph a of this subsection,
the applicable percentage for any property shall be
determined under the following table:
If the useful life is- The applicable
percentage is-
3 years or more but less than
5 years ................................................................................... 331/3
5 years or more but less than
7 years ............................................................................................. 66\%
7 years or more ............................................................... 100
For purposes of this section, the useful life of
any property shall be the useful life used in com-
puting the allowance for depreciation under section
one hundred sixty-seven (167) of the Internal Revenue
Code for the taxable year in which the property is
placed in service.
c. The amount which would, but for this para-
graph, be treated as qualified investment under this
subsection with respect to any property shall be
reduced, but not below zero, by any amount treated
by the taxpayer or a predecessor of the taxpayer,
or, in the case of a sale and leaseback described
in subsection six (6), paragraph b, subparagraph
three (3), of this section by the lessee, as qualified
investment with respect to such property under sub-
section four (4) of this section, to the extent the
amount so treated has not been required to be recap-
tured by reason of subsection six (6), paragraph
$b$, of this section.
4. a. In the case of any taxpayer who has made
an election under paragraph $f$ of this subsection,
the amount of his qualified investment for the tax-
able year, determined under subsection three (3)
of this section, without regard to this subsection,
shall be increased by an amount equal to his aggre-
gate qualified progress expenditures for the tax-

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Page
able year with respect to progress expenditure
property.
    b. (1) For purposes of this subsection, "progress
expenditure property" means any property which is
being constructed by or for the taxpayer and which
6 has a normal construction period of two years or more,
7 and it is reasonable to believe will be new section
thirty-eight (38) property having a useful life of seven years or more in the hands of the taxpayer when it is placed in service.

The preceding sentence shall be applied on the basis of facts known at the close of the taxable year of the taxpayer in which construction begins or, if later, at the close of the first taxable year to which an election under this subsection applies.
(2) For purposes of subparagraph one (1) of this paragraph, "normal construction period" means the period reasonably expected to be required for the construction of the property beginning with the date on which physical work on the construction begins or, if later, the first day of the first taxable year to which an election under this subsection applies, and ending on the date on which it is expected that the property will be available for placing in service.
c. For purposes of this subsection:
(1) In the case of any self-constructed property, "qualified progress expenditures" means the amount which, for purposes of this section, is properly chargeable during the taxable year to capital account with respect to the property.
(2) In the case of non-self-constructed property, "qualified progress expenditures" means the lesser of the amount paid during the taxable year to another person for the construction of the property, or the amount which represents that proportion of the overall cost to the taxpayer of the construction by another person which is properly attributable to that portion of the construction which is completed during the taxable year.
d. For purposes of paragraph c of this subsection, the special rules contained in section fortysix (46), subsection d, paragraph four (4) of the Internal Revenue Code, applicable to section forty-six (46), subsection d, paragraph three (3) of the Internal Revenue Code shall apply.
e. For purposes of this subsection:
(1) "Self-constructed property" means property more than half of the construction expenditures for
5
which it is reasonable to believe will be made directly by the taxpayer.
(2) "Non-self-constructed property" means property which is not self-constructed property.
(3) "Construction" includes reconstruction and erection, and the term "constructed" includes reconstructed and erected.
(4) Construction shall be taken into account only if, for purposes of this section, expenditures therefor are properly chargeable to capital account with respect to the property.
f. An election under this subsection may be made
at such time and in such manner as the director or his delegate may by rule prescribe. The election shall apply to the taxable year for which made and to all subsequent taxable years. The election, once made, may not be revoked except with the consent of the director or his delegate.
g. The qualified investment taken into account under this subsection for any taxable year beginning before January 1, 1980, with respect to any property shall be, in lieu of the full amount, an amount equal to the sum of the following:
(1) The applicable percentage of the full amount determined under the following table:

For a taxable year beginning in: The applicable

1974 or 1975
 20

1976
401977
1978 ..... 80
1979 ..... 100
(2) In the case of any property to which this sub-section applied for one or more preceding taxable years,twenty percent of the full amount for each such preced-ing taxable year.

For purposes of this paragraph, "full amount", when used with respect to any property for any taxable year, means the amount of the qualified investment for such property for such year determined under this subsection without regard to this paragraph.
5. A credit shall be allowed by this section to a person which is not a corporation with respect to property of which such person is the lessor only if the property subject to the lease has been manufactured or produced by the lessor, or the term of the lease, taking into account options to renew, is less than fifty percent of the useful life of the property, and for the period consisting of the first twelve months after the date on which the property is

\section*{b}
transferred to the lessee the sum of the deductions with respect to such property which are allowable to the lessor solely by reason of section one hundred sixty-two (162) of the Internal Revenue Code, other than rents and reimbursed amounts with respect to such property, exceeds fifteen percent of the rental income produced by such property.
6. Under rules prescribed by the director or his delegate:
a. If during any taxable year any property is disposed of, or otherwise ceases to be section thirtyeight (38) property with respect to the taxpayer, before the close of the useful life which was taken into account in computing the credit under this section, then the tax under this Act for such taxable year shall be increased by an amount equal to the aggregate decrease in the credits allowed under this section for
all prior taxable years which would have resulted solely from substituting, in determining qualified investment, for such useful life the period beginning with the time such property was placed in service by the taxpayer and ending with the time such property ceased to be section thirty-eight (38) property.
b. (1) If during any taxable year any property taken into account in determining qualified investment under subsection four (4) of this section ceases, by reason of sale or other disposition, cancellation or abandonment of contract, or otherwise to be, with respect to the taxpayer, property which, when placed in service, will be new section thirty-eight (38) property, then the tax under this Act for such taxable year shall be increased by an amount equal to the aggregate decrease in the credits allowed under this section for all prior taxable years which would have resulted solely from reducing to zero the qualified investment taken into account with respect to such property.
(2) Any amount which would have been applied as a reduction of the qualified investment in property by reason of paragraph cof subsection three (3) of this section but for the fact that a reduction under such paragraph cannot reduce qualified investment below zero, shall be treated as an amount required to be recaptured under subparagraph one (1) of this paragraph for the taxable year in which the property is placed in service.
(3) Under rules prescribed by the director or his delegate, a sale by, and leaseback to, a taxpayer who, when the property is placed in service, will be a lessee to whom section forty-eight (48), subsection

\section*{7}
d of the Internal Revenue Code applies shall not be treated as a cessation described in subparagraph one (1) of this paragraph to the extent that the qualified investment which will be passed through to the lessee under section forty-eight (48), subsection \(d\) of the Internal Revenue Code with respect to such property is not less than the qualified progress expenditures properly taken into account by the lessee with respect to such property.
(4) If, after property is placed in service, there is a disposition or other cessation described in paragraph a of this subsection, paragraph a of this subsction shall be applied as if any credit which was allowable by reason of subsection four (4) of this section and which has not been required to be recaptured before such cessation were allowable for the taxable year the property was placed in service.
c. In the case of any cessation described in paragraph a or b of this subsection, the carrybacks and carryovers under subsection two (2) of this section shall be adjusted by reason of such cessation.

\section*{Page 8}

1
d. (1) Any aircraft which was new section thirty-eight (38) property for the taxable year in which it was placed in service and which is used outside the United States under a qualifying lease or leases shall be treated as not ceasing to be section thirty-eight (38) property by reason of such use until such aircraft has been so used for a period or periods exceeding three and one-half years in total. For purposes of the preceding sentence, the registration of such aircraft under the laws of a foreign country shall be treated as use outside the United States.
(2) If an aircraft described in subparagraph one (1) of this paragraph is disposed of or otherwise ceases to be section thirty-eight (38) property, the increase under paragraph a of this subsection and the adjustment under paragraph c of this subsection shall not be greater than the increase or adjustment. which would result if the qualified investment of such aircraft were based upon a useful life equal to the lesser of the actual useful life of such aircraft with respect to the taxpayer, or twice the number of full calendar months during which such aircraft was registered by the administrator of the federal aviation agency and was used in the United States, operated to and from the United States, or operated under contract with the United States. For purposes of the preceding sentence, an aircraft shall be treated as used in the United States for any calendar
month beginning after such aircraft was placed in service, if such month is included in a taxable year ending before January 1, 1976, for which such aircraft was section thirty-eight (38) property, determined without regard to this paragraph.
(3) For purposes of subparagraph one (1) of this paragraph, "qualifying lease" means a lease from an aircarrier as defined in section one hundred one (101) of the federal aviation Act of 1958, as amended to January 1, 1975, section one thousand three hundred one (1301), title forty-nine (49), United States Code, which complies with the provisions of said Act, and the rules promulgated by the civil aeronautics board thereunder, but only if such lease was executed after April 18, 1969.
7. Subsection six (6) of this section shall not apply to a transfer by reason of death, or a transaction to which section three hundred eighty-one (381), subsection a of the Internal Revenue Code applies. For purposes of subsection one (1) of this section, property shall not be treated as ceasing to be section thirty-eight (38) property with respect to the taxpayer by reason of a mere change in the form of conducting the trade or business so long as the property is retained in such

26 trade or business as section thirty-eight (38)
27 property and the taxpayer retains a substantial
28 interest in such trade or business. Any increase
29 in the tax under subsection one (1) of this section
30 shall not be treated as tax imposed by this Act
31 for purposes of determining the amount of any credit
32 allowable under this section."
WEST of Marshall
H—3758
Amend House File 764, page 22, line 21 by striking the words "original cost" and inserting in lieu thereof the words "assessed value".

LIPSKY of Linn
H-3760
Amend House File 764 as follows:
1. Page 21, by striking lines 20 through 35.
2. Page 22, by striking lines 1 through 35.
3. Page 23, by striking lines 1 through 21.
4. Page 23, line 28, by striking the words "The provisions of section".
5. Page 23, by striking lines 29,30 , and 31 .
6. Page 23 , line 32 , by striking the words "three (23) of this Act are retroactive."

BRANSTAD of Winnebago
H-3773
Amend House File 776 as follows:
1. Page 1, by striking all of lines 1 through 10 and inserting in lieu thereof the following:
"Section 1. The commissioner of social services may, subject to the approval of the executive council, grant sewage easement rights to the municipal corporation of the city of Anamosa, Iowa, for the installation of a lift station and sanitary sewer line in and over a portion of the Iowa State Men's Reformatory grounds at Anamosa, Iowa, for the purpose of installing, repairing, maintaining, and improving sanitary sewer service to portions of said city and the Iowa State Men's Reformatory."
2. Amend the title by striking all after the word "Act" in line 1, all of lines 2, 3 and 4, and inserting in lieu thereof the following: "permitting the commissioner of social services to grant an easement for sewage lines across certain land belonging to the state."
3. Page 1, by striking all of lines 18,19 and 20 and inserting in lieu thereof the following: "of social services to grant a sewer easement to the muncipal corporation of the city of Anamosa, Iowa, with the approval of the executive council."

NEWHARD of Jones
- 3772

Amend House File 802 as follows:
1. Page 1 , lines 13 and 14, by striking the words
"a member of the board of supervisors of the county" and inserting in lieu thereof the words "an elector
of the county representing the general public".
2. Page 1, lines 21 and 22, by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections three (3) and four (4)".
3. Page 2, line 32, by striking the word
"subsection" and inserting in lieu thereof the words "subsections three (3) and".
4. Page 3, line 21, by inserting before the word "compensation" the word "recommended".
5. Page 3, line 34, by inserting after the word "schedule" the word "recommendation".
6. Page 4, by striking lines 1 through 6 and inserting in lieu thereof the following:
"the county compensation board shall transmit its recommended compensation schedule to the board of supervisors. The board of supervisors shall review the recommended compensation schedule and determine the final compensation schedule of the elected county officers which shall not exceed the recommended compensation schedule. In determining the final compensation schedule if the board of supervisors wishes to reduce the amount of the recommended compensation schedule, the annual salary or compensation of each elected county officer shall be reduced an equal percentage. A copy of the final compensation schedule adopted by the board of supervisors shall be filed with the county budget at the office of state comptroller. The final compensation schedule shall become effective on the first day of July next following its adoption by the board of supervisors."
7. Page 4, line 17, by striking the words "determined by the county compensation board".
8. Page 4, line 32, by striking the words "by the county compensation board".
9. Page 5 , line 3, by striking the words "by the county compensation board".
10. Page 5, lines 9 and 10 , by striking the words "by the county compensation board".
11. Page 5, lines 29 and 30, by striking the words "by the county compensation board as provided in" and inserting in lieu thereof the words "as provided in section six (6) of".

\author{
BAKER of Buena Vista JORDAN of Linn KOOGLER of Mahaska WYCKOFF of Benton WELLS of Linn
}
"NEW SUBSECTION. 3. They may administer oaths, acknowledge signatures, and take voluntary testimony pursuant to their duties as provided by law."

H-3767
1 Amend House File 848 as follows:
2 1. Page 2, line 20, by striking
3 " \(\$ 264,000\) " and inserting in lieu thereof
4 " \(\$ 248,000\) ".
5 2. Page 2, line 22 by striking
6 " \(\$ 565,100\) " and inserting in lieu thereof
7 " \(\$ 166,600\) ".
BAKER of Buena Vista
\(\mathrm{H}-3770\)
1 Amend House File 856 as follows:
2 Page 2, line 31, after the period insert the
3 following:
4 "The agreements shall provide that an Iowa
5 resident attending a postsecondary institution
6 in a contiguous state shall not be required to
7 pay a higher rate of tuition than the tuition
8 rate that Iowa charges a student from the contig-
9 uous state enrolled in the same type of program
10 in an Iowa institution."
CRABB of Crawford
\(\mathrm{H}-3766\)
1 Amend House File 872, page 11, line 15,
2 by striding "two (384.72)" and inserting in lieu
3 thereof the following:
4 "four (384.74)".
RINAS of Linn
\(\mathrm{H}-3769\)
1 Amend Senate File 464, as amended and passed by
2 the Senate, as follows:
3 Page 1, line 10, by striking " \(\$ 1,476,891\) " and
4 inserting in lieu thereof " \(\$ 1,262,891\) ".
BAKER of Buena Vista KOOGLER of Mahaska

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 8:55 a.m., Wednesday, May 7, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Fifteenth Calendar Day-Seventy-sixth Session Day

\section*{Hall of the House of Representatives Des Moines, Lowa, Wednesday, May 7, 1975}

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

Prayer was offered by the Reverend Samuel F. Hochstater, pastor of the First Baptist Church, Des Moines, Iowa.

The Journal of Tuesday, May 6, 1975, was approved.
LEGISLATIVE PHYSICIAN FOR THE DAY
Dr. Richard Boeke, Osage, Iowa.

\section*{PRESENTATION OF VISITORS}

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

Twenty-six eighth grade students from Dallas Community School, Dallas Center, Iowa, accompanied by Mr. Wineland. By Varley of Adair.

Twenty-eight Campfire Girls from Cedar Rapids, Iowa, accompanied by Mrs. Siechent, Mrs. Ross and Mrs. Walker. By Lipsky of Linn.

Fourteen eighth grade students from Creston Catholic Community School, Creston, Iowa, accompanied by Miss Horn. By Hullinger of Decatur and Pellett of Cass.

Forty students from Roosevelt and Monroe Junior High Schools, Mason City, Iowa, accompanied by Mr. Winger and Mr. Attleson. By Miller of Cerro Gordo and Norland of Worth.

Thirteen Burlington High School students from Burlington, Iowa, accompanied by Dick Wagner and David Bliven. By Monroe of Des Moines and Spear of Lee.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:

By Hinkhouse of Cedar from one hundred thirty-three employees of the City of Davenport favoring the joint council on IPERS proposal in full.

By Cusack of Scott from one hundred thirty-three City of Davenport employees in support of an improved IPERS program.

\section*{INTRODUCTION OF BILL}

House File 880, by committee on appropriations, a bill for an act appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council and the academy of science.

Read first time and placed on appropriations calendar.

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 2, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 195, a bill for an act relating to statewide fire protection.
Also: That the Senate has on May 5, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 424, a bill for an act to appropriate and authorize expenditures for centralized printing, centralized purchasing and the vehicle dispatcher.

Also: That the Senate has on May 5, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 760, a bill for an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the general assembly.

Also: That the Senate has on May 6, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 723, a bill for an act clarifying and correcting provisions in the city code of Iowa.

Also: That the Senate has on May 5, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 780, a bill for an act making an appropriation to the department of soil conservation and the department of agriculture, and providing for changes in certain fees.

Also: That the Senate has on May 5, 1975, adopted the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution 6, a joint resolution to continue the governor's task force on early childhood development and making an appropriation.

Also: That the Senate has on May 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons.

Also: That the Senate has on May 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 505, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{SENATE AMENDMENT TO HOUSE FILE 195}

\section*{H-3780}

1 Amend House File 195, as amended and passed by the House, and reprinted, as follows:
1. Page 3, line 23, by inserting after the word "township" the words ", exclusive of any part of the township within a benefited fire district".
2. Page 4, line 11, by inserting after the word "property" the words "within a benefited fire district or".
3. Page 5, line 32, by inserting after the word "township" the words "as an employer of volunteer firemen only".

\section*{SENATE AMENDMENT TO HOUSE FILE 723}

\section*{H-3782}

1 Amend House File 723 as follows:
2 1. Page 4, line 32, by inserting after the comma the 3 words "or a special charter city governed, on the effective 4 date of this section, by the mayor-council form composed of a 5 mayor and a council consisting of two councilmen elected at
6 large and one councilman elected from each of eight wards,".
2. Page 8, lines 21 and 22 by striking the words "[three and three-eighths] thirteen and one-half" and inserting in lieu thereof the words "three and three-eighths".

\section*{SENATE AMENDMENT TO HOUSE FILE 780}

H-3778
1 Amend House File 780 as amended and passed by the 2 House as follows:

11 regulatory division in addition to funds appropriated
12 by section one (1) of this Act".

\section*{SENATE MESSAGES CONSIDERED}

Senate File 364, a bill for an act relating to the practice of accountancy.

Read first time and referred to committee on commerce.
Senate File 476, a bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examing board.

Read first time and referred to committee on state government.

\author{
HOUSE CONCURRENT RESOLUTION 48 \\ By Koogler, Krause, Drake and Schroeder
}

Laid over under Rule 25.

\section*{HOUSE RESOLUTION 32}

By Byerly of Polk
Whereas, the city of Ankeny, Iowa is nearing the one hundredth anniversary of its founding as a city; and

Whereas, the citizens of Ankeny are preparing for a celebration to commemorate the one hundredth anniversary of the city's founding; and

Whereas, the Centennial celebration will be held on July 9th through the 13th, Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the
city of Ankeny, Iowa, in commemoration of the one
hundredth anniversary of its founding; and
Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Ankeny who are in charge of making preparations for the centennial celebration.

Laid over under Rule 25.

\section*{HOUSE RESOLUTION 33}

\section*{By Baker of Buena Vista}

Whereas, the city of Royal, Iowa is nearing the seventy-fifth anniversary of its founding as a city; and

Whereas, the citizens of Royal are preparing for a celebration to commemorate the seventy-fifth anniversary of the city's founding; and

Whereas, the Diamond Jubilee will be held on June 27th and 28th, 1975; Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Royal, Iowa in commemoration of the seventy-fifth anniversary of its founding; and

Be It Further Resolved, that a copy of this resolution be forwarded to the citizens of Royal who are in charge of making preparations for the seventyfifth anniversary celebration.
Laid over under Rule 25.

\section*{BUSINESS PENDING}

The House resumed consideration of House File 764, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income taxpayers, making changes in Iowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the Act retroactive.

West of Marshall offered the following amendment H-3757 filed by him and moved its adoption:

H-3757
1 Amend House File 764, page 12, by inserting after
2 line 1 the following:
3
4
5 imposed by this Act an amount determined as follows:
6 1. a.
(1) Except as otherwise provided in this paragraph, in the case of a property described in subparagraph three (3) of this paragraph, the amount of the credit allowed by this section for the taxable year shall be an amount equal to two percent of the qualified investment as determined under subsections three (3) and four (4) of this section.
(2) Except as otherwise provided in this paragraph, the amount of credit allowed by this section for the taxable year shall be an amount equal to one and four-tenths percent of the qualified investment as determined under subsections three (3) and four (4) of this section.
(3) The provisions of subparagraph one (1) of this paragraph shall apply only to property to which subsection four (4) of this section does not apply, the construction, reconstruction, or erection of which is completed by the taxpayer after January 21, 1975, but only to the extent of the basis thereof attributable to the construction, reconstruction, or erection after January 21, 1975, and before January 1, 1977, property to which subsection four (4) of this section does not apply, acquired by the taxpayer after January 21, 1975, and before January 1, 1977, and placed in service by the taxpayer before January 1, 1977, and property to which subsection four (4) of this section applies, but only to the extent of the qualified investment as determined under subsections three (3). and four (4) of this section with respect to qualified progress expenditures made after January 21, 1975, and before January 1, 1977.
b. Notwithstanding paragraph a of this subsection, the credit allowed by this section for the taxable year shall not exceed so much of the liability for tax for the taxable year as does not exceed five thousand dollars, plus ten percent of so much of the liability for tax for the taxable year as exceeds five thousand dollars.
c. For purposes of paragraph \(b\) of this subsection, the liability for tax for the taxable year shall be the tax imposed by this Act for the year other than any tax imposed for the taxable year as a minimum tax for tax preferences.
d. In the case of a husband or wife who files a

\section*{Page 2} plus ten percent of so much of the liability for tax for the taxable year as exceeds two thousand five hundred dollars. This paragraph shall not apply if the spouse of the taxpayer has no qualified investment for, and no unused credit carryback or carryover to, the taxable year of the spouse which ends within or with the taxpayer's taxable year.
2. a. If the amount of the credit determined under subsection one (1), paragraph a of this section for any taxable year exceeds the limitation provided by subsection one (1), paragraph \(b\) of this section for such taxable year, hereinafter in this subsection referred to as "unused credit year", such excess shall be an investment credit carryback to each of the three taxable years preceding the unused credit year, and an investment credit carryover to each of the seven taxable years following the unused credit year, and shall be added to the amount allowable as a credit by this section for such years, except that such excess may be a carryback only to a taxable year ending after December 31, 1975. The entire amount of the unused credit for an unused credit year shall be carried to the earliest of the ten taxable years to which such credit may be carried, and then to each of the other nine taxable years to the extent that, because of the limitation contained in paragraph b of this subsection, such unused credit may not be added for a prior taxable year to which such unused credit may be carried.
b. The amount of the unused credit which may be added under paragraph a of this subsection for any preceding or succeeding taxable year shall not exceed the amount by which the limitation provided by subsection one (1), paragraph \(b\) of this section for such taxable year exceeds the sum of the credit allowable under subsection one (1), paragraph a of this section for the taxable year, and the amounts which, by reason of this subsection, are added to the amount allowable for the taxable year and attributable to taxable years preceding the unused credit year.
3. a.
(1) For purposes of this section, "section thirty-eight (38) property" means section thirtyeight (38) property as defined in section forty-eight (48) of the Internal Revenue Code, "new section thirty-eight (38) property" means such property as of the Internal Revenue Code, and "used section thirty-eight (38) property" means such property as defined in section forty-eight (48), subsection c, paragraph one (1) of the Internal Revenue Code.
(2) For purposes of this section, "qualified investment" means, with respect to any taxable year, the aggregate of the applicable percentage of the basis of each new section thirty-eight (38) property placed in service by the taxpayer during such taxable year, plus the applicable percentage of the cost of each used section thirty-eight (38) property, placed in service by the taxpayer during such taxable year.
b. For the purposes of paragraph a of this subsection, the applicable percentage for any property shall be determined under the following table:

If the useful life is-
The applicable percentage is-
3 years or more but less than
5 years 331/3
5 years or more but less than
7 years
\(66 \%\)
7 years or more ............................................................ 100
For purposes of this section, the useful life of any property shall be the useful life used in computing the allowance for depreciation under section one hundred sixty-seven (167) of the Internal Revenue Code for the taxable year in which the property is placed in service.
c. The amount which would, but for this paragraph, be treated as qualified investment under this subsection with respect to any property shall be reduced, but not below zero, by any amount treated by the taxpayer or a predecessor of the taxpayer, or, in the case of a sale and leaseback described in subsection six (6), paragraph b, subparagraph three (3), of this section by the lessee, as qualified investment with respect to such property under subsection four (4) of this section, to the extent the amount so treated has not been required to be recaptured by reason of subsection six (6), paragraph b, of this section.
4. a. In the case of any taxpayer who has made an election under paragraph \(f\) of this subsection, the amount of his qualified investment for the taxable year, determined under subsection three (3) of this section, without regard to this subsection, shall be increased by an amount equal to his aggregate qualified progress expenditures for the tax-
able year with respect to progress expenditure property.
b. (1) For purposes of this subsection, "progress expenditure property" means any property which is being constructed by or for the taxpayer and which has a normal construction period of two years or more, and it is reasonable to believe will be new section thirty-eight (38) property having a useful life of seven years or more in the hands of the taxpayer when it is placed in service.

The preceding sentence shall be applied on the basis of facts known at the close of the taxable year of the taxpayer in which construction begins or, if later, at the close of the first taxable year to which an election under this subsection applies.
(2) For purposes of subparagraph one (1) of this paragraph, "normal construction period" means the
period reasonably expected to be required for the construction of the property beginning with the date on which physical work on the construction begins or, if later, the first day of the first taxable year to which an election under this subsection applies, and ending on the date on which it is expected that the property will be available for placing in service.
c. For purposes of this subsection:
(1) In the case of any self-constructed property, "qualified progress expenditures" means the amount which, for purposes of this section, is properly chargeable during the taxable year to capital account with respect to the property.
(2) In the case of non-self-constructed property, "qualified progress expenditures" means the lesser of the amount paid during the taxable year to another person for the construction of the property, or the amount which represents that proportion of the overall cost to the taxpayer of the construction by another person which is properly attributable to that portion of the construction which is completed during the taxable year.
d. For purposes of paragraph \(c\) of this subsection, the special rules contained in section fortysix (46), subsection d, paragraph four (4) of the Internal Revenue Code, applicable to section forty-six (46), subsection d, paragraph three (3) of the Internal Revenue Code shall apply.
e. For purposes of this subsection:
(1) "Self-constructed property" means property more than half of the construction expenditures for
which it is reasonable to believe will be made directly by the taxpayer.
(2) "Non-self-constructed property" means property which is not self-constructed property.
(3) "Construction" includes reconstruction and erection, and the term "constructed" includes reconstructed and erected.
(4) Construction shall be taken into account only if, for purposes of this section, expenditures therefor are properly chargeable to capital account with respect to the property.
f. An election under this subsection may be made at such time and in such manner as the director or his delegate may by rule prescribe. The election shall apply to the taxable year for which made and to all subsequent taxable years. The election, once made, may not be revoked except with the consent of the director or his delegate.
g. The qualified investment taken into account under this subsection for any taxable year beginning before January 1, 1980, with respect to any property shall be, in lieu of the full amount, an amount equal
to the sum of the following:
(1) The applicable percentage of the full amount determined under the following table:
\begin{tabular}{cc} 
For a taxable year & The applicable \\
beginning in: & percentage is: \\
1974 or 1975 &........................................\(~\) \\
20
\end{tabular}

1974 or 1975 .............................................. 20
1976 ........................................................... 40
1977 ........................................................... 60
1978 ............................................................ 80
1979 .......................................................... 100
(2) In the case of any property to which this subsection applied for one or more preceding taxable years, twenty percent of the full amount for each such preceding taxable year.

For purposes of this paragraph, "full amount", when used with respect to any property for any taxable year, means the amount of the qualified investment for such property for such year determined under this subsection without regard to this paragraph.
5. A credit shall be allowed by this section to a person which is not a corporation with respect to property of which such person is the lessor only if the property subject to the lease has been manufactured or produced by the lessor, or the term of the lease, taking into account options to renew, is less than fifty percent of the useful life of the property, and for the period consisting of the first twelve months after the date on which the property is

\section*{6}
transferred to the lessee the sum of the deductions with respect to such property which are allowable to the lessor solely by reason of section one hundred sixty-two (162) of the Internal Revenue Code, other than rents and reimbursed amounts with respect to such property, exceeds fifteen percent of the rental income produced by such property.
6. Under rules prescribed by the director or his delegate:
a. If during any taxable year any property is disposed of, or otherwise ceases to be section thirtyeight (38) property with respect to the taxpayer, before the close of the useful life which was taken into account in computing the credit under this section, then the tax under this Act for such taxable year shall be increased by an amount equal to the aggregate decrease in the credits allowed under this section for all prior taxable years which would have resulted solely from substituting, in determining qualified investment, for such useful life the period beginning with the time such property was placed in service by the taxpayer and ending with the time such property ceased to be section thirty-eight (38) property.
b. (1) If during any taxable year any property taken into account in determining qualified investment under subsection four (4) of this section ceases,
by reason of sale or other disposition, cancellation or abandonment of contract, or otherwise to be, with respect to the taxpayer, property which, when placed in service, will be new section thirty-eight (38) property, then the tax under this Act for such taxable year shall be increased by an amount equal to the aggregate decrease in the credits allowed under this section for all prior taxable years which would have resulted solely from reducing to zero the qualified investment taken into account with respect to such property.
(2) Any amount which would have been applied as a reduction of the qualified investment in property by reason of paragraph \(c\) of subsection three (3) of this section but for the fact that a reduction under such paragraph cannot reduce qualified investment below zero, shall be treated as an amount required to be recaptured under subparagrah one (1) of this paragraph for the taxable year in which the property is placed in service.
(3) Under rules prescribed by the director or his delegate, a sale by, and leaseback to, a taxpayer who, when the property is placed in service, will be a lessee to whom section forty-eight (48), subsection
d of the Internal Revenue Code applies shall not be treated as a cessation described in subparagraph one (1) of this paragraph to the extent that the qualified investment which will be passed through to the lessee under section forty-eight (48), subsection d of the Internal Revenue Code with respect to such property is not less than the qualified progress expenditures properly taken into account by the lessee with respect to such property.
(4) If, after property is placed in service, there is a disposition or other cessation described in paragraph a of this subsection, paragraph a of this subsection shall be applied as if any credit which was allowable by reason of subsection four (4) of this section and which has not been required to be recaptured before such cessation were allowable for the taxable year the property was placed in service.
c. In the case of any cessation described in paragraph a or b of this subsection, the carrybacks and carryovers under subsection two (2) of this section shall be adjusted by reason of such cessation.
d. (1) Any aircraft which was new section thirty-eight (38) property for the taxable year in which it was placed in service and which is used outside the United States under a qualifying lease or leases shall be treated as not ceasing to be section thirty-eight (38) property by reason of such use until such aircraft has been so used for a period or periods exceeding three and one-half years in total. For purposes of the preceding sentence,

1 month beginning after such aircraft was placed in
2 service, if such month is included in a taxable 3 year ending before January 1, 1976, for which such

31 for purposes of determining the amount of any credit
32 allowable under this section."
the registration of such aircraft under the laws of a foreign country shall be treated as use outside the United States.
(2) If an aircraft described in subparagraph one (1) of this paragraph is disposed of or otherwise ceases to be section thirty-eight (38) property, the increase under paragraph a of this subsection and the adjustment under paragraph \(c\) of this subsection shall not be greater than the increase or adjustment which would result if the qualified investment of such aircraft were based upon a useful life equal to the lesser of the actual useful life of such aircraft with respect to the taxpayer, or twice the number of full calendar months during which such aircraft
was registered by the administrator of the federal aviation agency and was used in the United States, operated to and from the United States, or operated under contract with the United States. For purposes of the preceding sentence, an aircraft shall be treated as used in the United States for any calendar aircraft was section thirty-eight (38) property, determined without regard to this paragraph.
(3) For purposes of subparagraph one (1) of this paragraph, "qualifying lease" means a lease from an aircarrier as defined in section one hundred one (101) of the federal aviation Act of 1958, as amended to January 1, 1975, section one thousand three hundred one (1301), title forty-nine (49), United States Code, which complies with the provisions of said Act, and the rules promulgated by the civil aeronautics board thereunder, but only if such lease was executed after April 18, 1969.
7. Subsection six (6) of this section shall not apply to a transfer by reason of death, or a transaction to which section three hundred eighty-one (381), subsection a of the Internal Revenue Code applies. For purposes of subsection one (1) of this section, property shall not be treated as ceasing to be section thirty-eight (38) property with respect to the taxpayer by reason of a mere change in the form of conducting the trade or business so long as the property is retained in such trade or business as section thirty-eight (38) property and the taxpayer retains a substantial interest in such trade or business. Any increase in the tax under subsection one (1) of this section shall not be treated as a tax imposed by this Act

Roll call was requested by Branstad of Winnebago and West of Marshall.

Rule 70 was invoked.

\section*{On the question "Shall amendment H-3757 be adopted?"}

The ayes were, 43:
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Drake \\
Bittle
\end{tabular} \\
Bortell & Egenes \\
Branstad & Evans \\
Brockett & Fullerton \\
Clark & Gentleman \\
Crabb & Halvorson \\
Crawford & Hansen \\
Daggett & Harvey \\
Danker & Jordan \\
Den Herder & Junker \\
& Kreamer
\end{tabular}

The nays were, 54:
\begin{tabular}{ll} 
Anderson & Gilloon \\
Arrenson & Griffee \\
Baker & Hargrave \\
Bina & Harper \\
Brandt & Hennessey \\
Brunow & Higgins \\
Byerly & Hines \\
Caffrey & Hinkhouse \\
Connors & Horn \\
Cusack & Howell \\
Dieleman & Hullinger \\
Dunton & Husak \\
Dyrland & Hutchins \\
Fitzgerald & Jesse
\end{tabular}

Absent or not voting, 3 :
Doyle Monroe
\begin{tabular}{ll} 
Lageschulte & \begin{tabular}{l} 
Schroeder \\
Spencer
\end{tabular} \\
Lindeen & Spephens \\
Lipsky & Stromer \\
McElroy & Tauke \\
Menke & Tofte \\
Millen & Varley \\
Miller, O. L. & Welden \\
Nealson & West \\
Oakley & Wulft \\
Pellett &
\end{tabular}
\begin{tabular}{ll} 
Jochum & Pavich \\
Koogler & Perkins \\
Krause & Poncy \\
Lonergan & Rinas \\
Mennenga & Scheelhaase \\
Middleswart & Small \\
Middleton & Spear \\
Miller, A. V. & Svoboda \\
Miller, K.D. & Walter \\
Newhard & Wells \\
Nielsen & Woods \\
Norland & Wyckoff \\
O'Halloran & Mr. Speaker
\end{tabular}

Patchett

Schroeder
Spencer
Stephens
Stromer
Tofte
Varley
Welden
West Wulff

Pavich
Perkins
Poncy
Rinas
Scheelhaase
Small
Spear
Svoboda
rer
Woods
Wyckoff
Mr. Speaker

Amendment H—3757 lost.
Bennett of Ida offered the following amendment H-3749 filed by Bennett, et al., and moved its adoption:
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H-8749
Amend House File 764 as follows:
1. Page 12, line 4, by striking the word "four"
and inserting in lieu thereof the word "six".
2. Page 12, line 6, by striking the word "four"
and inserting in lien thereof the word "six".
3. Page 12, line 9, by striking the word "four"
and inserting in lieu thereof the word "six".
4. Page 12, line 14, by striking the word "four"
and inserting in lieu thereof the word "six".
5. Page 12, line 19, by striking the word "four"
and inserting in lieu thereof the word "six".
6. Page 12, line 21, by striking the word "four"
and inserting in lieu thereof the word "six".

```

Roll call was requested by Bennett of Ida and Tauke of Dubuque.

Rule 70 was invoked.
On the question "Shall amendment H—3749 be adopted?"
The ayes were, 88:
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Drake \\
Bortell
\end{tabular} \\
Egenes \\
Branstad & Evans \\
Brockett & Fullerton \\
Clark & Halvorson \\
Crabb & Hansen \\
Crawford & Harvey \\
Daggett & Junker \\
Danker & Kreamer \\
Lageschulte
\end{tabular}

\section*{The nays were, 58:}
\begin{tabular}{ll} 
Anderson & Gilloon \\
Avenson & \begin{tabular}{l} 
Griffee
\end{tabular} \\
Baker & Hargrave \\
Bina & Harer \\
Brandt & Hennessey \\
Brunow & Higgins \\
Byerly & Hinkhouse \\
Caffrey & Horn \\
Connors & Howell \\
Cusack & Hullinger \\
Dieleman & Husak \\
Dunton & Hutchins \\
Dyrland & Jesse \\
Fitzgerald & Jochum \\
Gentleman & Jordan
\end{tabular}

Absent or not voting, 4:
Den Herder Doyle
Lindeen
Lipsky
McEIroy
Menke
Millen
Nealson
Oakley
Pellett
Readinger
Koogler
Krause
Lonergan
Mennenga
Middleswart
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
O'Halloran
Patchett

Hines Middleton

Amendment H-3749 lost.
(House File 764 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{LeAve of absence}

Leave of absence was granted as follows:
Howell of Floyd for the afternoon session on request of Scheelhaase of Woodbury.

\section*{BUSINESS PENDING}

The House resumed consideration of House File 764, a bill for an act relating to the Iowa income tax by providing a simplified
reporting form for Iowa individual income taxpayers, making changes in Iowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the Act retroactive.

Evans of Grundy offered the following amendment H-3636 filed by him and moved its adoption:

H-8636

\section*{Amend House File 764 as follows:}
1. Page 13, by inserting after line 12 , the
following new section:
Sec. 5. NEW SECTION. INFLATION CORRECTION FACTOR.
1. On or before October 31 in each calendar
year the director shall establish an inflation
correction factor to be applied to income tax liab-
ilities calculated for that calendar year under sec-
tions three (3) and four (4) of this Act.
2. In calculating the correction factor, the director shall first establish an effective inflation rate for consumer prices for the calendar year based on price movements for the twelve month period ending September 30 of that year. The basis for the determination shall be the consumer price index published by the United States Bureau of Labor Statistics. The effective inflation rate shall be expressed as a percentage, either positive or negative.
3. Based on the effective inflation rate, the
director shall calculate an inflation correction fac-
tor expressed as a percentage. The factor shall be calculated by dividing 10,000 by the sum of 100 plus the cumulative total of the effective inflation rates established for all tax years this Act has been in effect. In no instance shall the factor adopted exceed \(100 \%\).
4. Taxes calculated under sections three (3)
and four (4) of this Act shall be multiplied by the inflation correction factor to determine taxes due. Taxpayers using a tax year other than the calendar year shall use a weighted average inflation correction factor based on the factor established by the director for each of the two appplicable calendar years.
2. By renumbering the remaining sections.

Roll call was requested by Evans of Grundy and Bittle of Polk.
Rule 69 was invoked.
On the question "Shall amendment H-3636 be adopted ?"
The ayes were, 42 :
Bennett
Bittle \(\quad\)\begin{tabular}{l} 
Bortell \\
Branstad
\end{tabular}\(\quad\)\begin{tabular}{l} 
Brockett
\end{tabular}\(\quad\)\begin{tabular}{l} 
Crabb \\
Clark
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline Daggett & Hansen & Menke & Small \\
\hline Danker & Harvey & Millen & Stephens \\
\hline Den Herder & Junker & Miller, O. L. & Tauke \\
\hline Drake & Koogler & Nealson & Tofte \\
\hline Egenes & Kreamer & Oakley & Varley \\
\hline Evans & Lageschulte & Pellett & Welden \\
\hline Fullerton & Lindeen & Readinger & West \\
\hline Gentleman & Lipsky & Schroeder & Wulff \\
\hline Halvorson & McElroy & & \\
\hline \multicolumn{4}{|l|}{The nays were, 50 :} \\
\hline Anderson & Fitzgerald & Jordan & Perkins \\
\hline Avenson & Gilloon & Krause & Poncy \\
\hline Baker & Griffee & Lonergan & Rinas \\
\hline Bina & Hargrave & Mennenga & Scheelhaase \\
\hline Brandt & Harper & Middleswart & Spear \\
\hline Brunow & Hennessey & Middleton & Spencer \\
\hline Byerly & Higgins & Miller, A. V. & Svoboda \\
\hline Caffrey & Hines & Miller, K. D & Walter \\
\hline Connors & Hinkhouse & Norland & Wells \\
\hline Cusack & Horn & O'Halloran & Woods \\
\hline Dieleman & Husak & Patchett & Wyckoff \\
\hline Dunton & Hutchins & Pavich & Mr. Speaker \\
\hline Dyrland & Jochum & & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 8:} \\
\hline Doyle & Hullinger & Monroe & Nielsen \\
\hline Howell & Jesse & Newhard & Stromer \\
\hline
\end{tabular}

Amendment H-3636 lost.
Crawford of Story offered the following amendment H-3776 filed by him from the floor and moved its adoption:

H—3776
1 Amend House File 764, page 13, by inserting after
line 12 the following:
"NEW SECTION. If the taxpayer, the taxpayer's
spouse in the case of married persons filing a joint return, or a dependent of the taxpayer is enrolled in a postsecondary educational institution, the taxpayer shall be allowed a deduction in determining the state taxable income equal to the amount paid by the taxpayer for textbooks required for any course of instruction at the institution."

Roll call was requested by Crawford of Story and Schroeder of Pottawattamie.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3776 be adopted?"
The ayes were, 48:
\begin{tabular}{ll} 
Bennett & \begin{tabular}{l} 
Byerly \\
Bittle
\end{tabular} \\
\begin{tabular}{l} 
Clark \\
Bortell
\end{tabular} & \begin{tabular}{l} 
Crabb \\
Branstad \\
Brockett
\end{tabular} \\
& Crawford \\
Daggett
\end{tabular}
\begin{tabular}{ll} 
Danker & \begin{tabular}{l} 
Evans \\
Den Herder \\
Fullerton \\
Dienteman
\end{tabular} \\
Gentleman \\
Drake & Halvorson \\
Egenes & Hansen
\end{tabular}
\begin{tabular}{|c|c|c|c|}
\hline Harvey & McElroy & Pellett & Stromer \\
\hline Hines & Menke & Poncy & Tauke \\
\hline Junker & Millen & Readinger & Tofte \\
\hline Kreamer & Nealson & Scheelhaase & Varley \\
\hline Lageschulte & Oakley & Schroeder & Welden \\
\hline Lindeen & O'Halloran & Spencer & West \\
\hline Lipsky & Patchett & Stephens & Wulff \\
\hline \multicolumn{4}{|l|}{The nays were, 48:} \\
\hline Anderson & Gilloon & Jochum & Norland \\
\hline Avenson & Griffee & Jordan & Pavich \\
\hline Baker & Hargrave & Koogler & Perkins \\
\hline Bina & Harper & Krause & Rinas \\
\hline Brandt & Hennessey & Lonergan & Small \\
\hline Brunow & Higgins & Mennenga & Spear \\
\hline Caffrey & Hinkhouse & Middleswart & Svoboda \\
\hline Connors & Horn & Middleton & Walter \\
\hline Cusack & Hullinger & Miller, A. V. & Wells \\
\hline Dunton & Husak & Miller, K. D. & Woods \\
\hline Dyrland & Hutchins & Miller, O. L. & Wyckoff \\
\hline Fitzgerald & Jesse & Newhard & Mr. Speaker \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 4:} \\
\hline Doyle & Howell & Monroe & Nielsen \\
\hline
\end{tabular}

Amendment H-3776 lost.
Branstad of Winnebago asked and received unanimous consent that amendment H- 3760 filed by him on May 6, 1975, and found on page 1609 of the House Journal be withdrawn.

Branstad of Winnebago offered the following amendment \(\mathrm{H}-3777\) filed by him from the floor and moved its adoption:
H-3777
1 Amend House File 764 as follows:
2 1. Page 21, line 30, by striking the numerals
3 " 1974 " and inserting in lieu thereof the numerals
4 "1975".
5 2. Page 21, by striking all of lines 31
6 through 85, inclusive.
7 3. Page 22, by striking all of lineas 1
8 through 6, inclusive.
9 4. Page 23, by striking all after the period
10 in line 28, all of lines \(29,30,31\), and through
11 the period in line 32.
A non-record roll call was requested.
The ayes were 37 , nays 52 .
Amendment H—3777 lost.
Lipsky of Linn offered the following amendment \(\mathrm{H}-3758\) filed by her and moved its adoption:
H-3758
1 Amend House File 764, page 22, line 21
2 by striking the words "original cost" and

3 inserting in lieu thereof the words "assessed
4 value".
A non-record roll call was requested.
The ayes were 30 , nays 54 .
Amendment H-3758 lost.
Avenson of Fayette in the chair at 3:34 p.m.
Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 764)
The ayes were, 61:
\begin{tabular}{|c|c|c|c|}
\hline Anderson & Hargrave & Lonergan & Readinger \\
\hline Baker & Harper & Mennenga & Rinas \\
\hline Bina & Hennessey & Middleswart & Scheelhaase \\
\hline Brandt & Higgins & Middleton & Small \\
\hline Brunow & Hines & Miller, A. V. & Spear \\
\hline Byerly & Hinkhouse & Miller, K. D. & Spencer \\
\hline Caffrey & Horn & Miller, O. L. & Svoboda \\
\hline Cochran & Hullinger & Monroe & Tauke \\
\hline Connors & Husak & Newhard & Walter \\
\hline Cusack & Hutchins & Nielsen & Wells \\
\hline Dieleman & Jesse & Norland & West \\
\hline Dunton & Jochum & O'Halloran & Woods \\
\hline Dyrland & Jordan & Patchett & Wyckoff \\
\hline Fitzgerald & Junker & Pavich & Mr. Speaker \\
\hline Gilloon & Koogler & Perkins & (Avenson) \\
\hline
\end{tabular}

The nays were, 37 :
\begin{tabular}{ll}
\begin{tabular}{l} 
Bennett \\
Bittle
\end{tabular} & \begin{tabular}{l} 
Den Herder \\
Drake
\end{tabular} \\
Bortell & Egenes \\
Branstad & Evans \\
Brockett & Fullerton \\
Clark & Gentleman \\
Crabb & Halvorson \\
Crawford & Hansen \\
Daggett & Harvey \\
Danker &
\end{tabular}
Kreamer
Lageschulte
Lindeen
Lipsky
McElroy
Menke
Millen
Nealson
Oakley
Pellett
Poncy
Schroeder
Stephens
Stromer
Tofte
Varley
Welden
Wulff

Absent or not voting, 2:
Doyle Howell
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MOTION TO RECONSIDER LOST
(House File 764)
Norland of Worth moved to reconsider the vote by which House File 764 passed the House.

\section*{A non-record roll call was requested.}

The ayes were 35 , nays 50.
The motion lost.

\section*{SENATE AMENDMENT CONSIDERED AND PENDING}

Patchett of Johnson called up for consideration House File 558, a bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the department of public instruction, and the state comptroller, limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modifying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized expenditures, providing a state percent of growth for the 1975-76 school year, new methods for determining state percent growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, providing an advance to compensate for increasing enrollment, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, correcting references, making an appropriation, and providing a retroactive effective date, amended by the Senate as follows:

H-3720

1

Amend House File 558 as amended, passed, and reprinted by the House as follows:
1. Page 4A, by striking lines 14 through 24 and inserting in lieu thereof the word "provided."
2. Page 5A, line 7, by striking the words "school districts" and inserting in lieu thereof the words "public school corporations".
3. Page 5A, by inserting after line 8 the following:
"Sec. ..... Section two hundred seventy-three point three (273.3), Code 1975, is amended by adding the

\section*{Page 2}
following new subsection:
NEW SUBSECTION. Be authorized, subject to the approval of the department of public instruction, to acquire by retransfer from the county board of education of a county school system, within one year
from the effective date of this Act, at a cost not to exceed one thousand dollars, any land formerly held by the United States department of health, education, and welfare."
4. Page 5A, by inserting after line 24 the following:
"For the school years subsequent to the school year beginning July 1, 1975, the director shall include in the program plans submitted to the department for support services the costs necessary to fund the newly identified nonpublic school pupils served by the area with support services not previously counted in the program plans for support services."
5. Page 5A, by inserting before line 25 the following section:
"Sec. ..... Section two hundred seventy-three point eight (273.8), subsection two (2), unnumbered paragraph five (5), Code 1975, is amended to read as follows:

Vacancies, as defined in section 277.29, in the membership of the area education agency board shall be filled for the unexpired portion of the term [by the board of the school district in which the member resided] at a special director district convention called and conducted in the manner provided in this subsection for regular director district conventions."
6. Page 7A, line 7, by striking the words "one (21)" and inserting in lieu thereof the words "two (22)".
7. Page 7A, line 14, by striking the words "twentyone (21)" and inserting in lieu thereof the words "twenty-two (22)".
8. Page 7A, line 17, by striking the words "twentyone (21)" and inserting in lieu thereof the words "twenty-two (22)".
9. Page 7A, by striking lines 23 through 33 and
inserting in lieu thereof the following:
"NEW SECTION. PROHIBITED DUPLICATION OF SERVICES. The area education agency shall not provide programs and services which duplicate the services provided by the state educational radio and television facility board as provided in sections eighteen point one hundred thirty-two (18.132) through eighteen point one hundred fifty-three (18.153) of the Code."
10. Page 7B, line 42, by inserting after the word "Code" the following:
"for the purpose of reducing the area served or changing the boundaries to exclude areas encompassed by the enlargement, reorganization or boundary changes".
11. Page 7B, line 44, by striking the words
"further reorganization" and inserting in lieu thereof the words "such action".
12. Page 8, by striking lines 5 through 35.
13. Page 9, by striking lines 1 through 10.
14. Page 11A and 11B by striking lines 23 through 36 and inserting in lieu thereof the following:
"2. An adjusted enrollment for each district shall be computed as follows:
a. For the school year beginning July 1, 1975, if a district has a decrease from the sum of the basic enrollment in the base year plus adjustments for decreasing enrollment made in the base year, to the basic enrollment in the budget year, the state comptroller shall compute an amount to be added to the basic enrollment for the budget year. The amount to be added is equal to fifty percent of this decrease, to the extent that the decrease does not exceed five percent of the sum of the basic enrollment in the base year plus adjustments made for decreasing enrollment in the base year, and twenty-five percent of the remaining decrease. If the district does not experience this decrease, the adjusted enrollment for the budget year is equal to the basic enrollment for the budget year.
b. For the school years subsequent to the school year beginning July 1,1975 , if a district has a decrease from the basic enrollment in the base year to the basic enrollment in the budget year the state comptroller shall compute an amount to be added to the basic enrollment for the budget year. The amount to be added is equal to fifty percent of the basic enrollment decrease to the extent that it does not exceed five percent of the base year's basic enrollment, and twenty-five percent of the remaining basic enrollment decrease. If the school district does

\section*{3}
not experience a decrease from the basic enrollment in the base year to the basic enrollment in the budget year the adjusted enrollment for the budget year is equal to the basic enrollment for the budget year."
15. Page 12A, line 32, by striking the words "and seven-tenths percent" and inserting in lieu thereof the following:
"plus four-tenths of one percent to be used to fund improvements to the Iowa public employees' retirement system".
16. Pages 12A and 12B, by striking lines 38 through 38.
17. Page 13, by striking lines 19 and through 25 and inserting in lieu thereof the following:
"c. The difference in the Iowa consumer price index which shall be computed by the state comptroller prior to January 1, 1976, and recomputed each month subsequent to January 1, 1976, based upon a comprehensive sampling of the costs of goods and
services within Iowa, and until an Iowa consumer price index is available, the consumer price index published by the bureau of labor statistics, United States department of labor computed or estimated as a percentage of change for the following periods:".
18. Page 15, line 22, by striking the word "to" and inserting in lieu thereof the word "the".
19. Page 16, line 20, by striking the words "five (442.5)" and inserting in lieu thereof the words "four (442.4)".
20. Page 17 , line 25 , by striking the words "five (442.5)" and inserting in lieu thereof the words "four (442.4)".
21. Page 18A, line 18, by inserting after the period the words:
"However, for the budget year beginning July 1, 1975, each school district which provided special education services under sections two hundred eightyone point nine (281.9) through two hundred eightyone point eleven (281.11) of the Code, as those sections are in effect prior to July 1, 1975, for the school year beginning July 1, 1974, shall reduce its district cost by its unreimbursed excess cost for that year which is defined as reimbursable under said section two hundred eighty-one point nine (281.9) of the Code."
22. Page 18A, line 16, by striking the words "twenty-one (21)" and inserting in lieu thereof the words "twenty-two (22)".
23. Page 18A by striking lines 23 through 25 and inserting in lieu thereof the following:

\section*{4}
"Sec. \(\qquad\) Section four hundred forty-two point thirteen (442.13), subsection four (4), Code 1975, as amended to read as follows:
4. If the district cost per pupil exceeds one hundred ten percent of the state cost per pupil, the committee shall establish a modified allowable growth by reducing the allowable growth, subject to the minimum for the school years beginning July 1, 1974, and July 1, 1975, as provided in section 442.7. In making decisions under this subsection, the committee shall permit allowable growth to the extent necessary to prevent severe hardship to a district whose district cost per pupil [would not have exceeded] exceeds one hundred ten percent of the state cost per pupil [if miscellaneous income were included in computations under this chapter to the same extent that it was included for the school year beginning July 1, 1972]. For the purpose of this subsection the district cost per pupil shall not include the amount by which the distriat cost of transportation per pupil exceeds the statewide average cost of transportation per pupil."
24. Page 19A, line 4, by inserting after the word "curriculum" the words "maintenance or".
25. Page 19A, lines 5 and 6, by striking the words "The department of public instruction shall further define these purposes by rule."
26. Page 19A, by striking lines 8 through 27 and inserting in lieu thereof the following:
"amount per pupil needed, within the limits of this section, and shall direct the county commissioner of elections to submit the question of whether to raise that amount under the provisions of this section and section four hundred forty-two point fifteen (442.15) of the Code, to the qualified electors of the school district at a regular or special school election held not later than February fifteenth of the base year. If a majority of those voting favors raising the enrichment amount, the board may include the approved amount in its certified budget."
27. Page 19A, by striking line 35 , and by striking page 19B and lines 1 through 17 on page 20, and inserting in lieu thereof the following:
" 4 . The additional enrichment amount for a district is limited to the amount which may be raised by a combination tax in the prescribed proportion which does not exceed a property tax of fifty-four cents per thousand dollars of assessed valuation and an income surtax of five percent."

\section*{5}
28. Page 20 , by striking lines 21 through 24 and inserting in lieu thereof the following:
"442.15 COMPUTATION OF ENRICHMENT AMOUNT. If a majority".
29. Page 20 , by striking lines 29 through 34
and inserting in lieu thereof the following:
"procedures have been carried out, and the state comptroller shall establish the amount of additional enrichment property tax to be levied and the amount of school district income surtax to be imposed".
30. Page 21A, by striking lines 8 and 9.
31. Page 24A, by striking lines 4 through 6 and inserting in lieu thereof the following:
"receives services. For the school year beginning July 1, 1975, the number of nonpublic school pupils served for the purposes of computation under this section for media and other services is equal to the difference between the weighted enrollment for the budget years in the district and the basic enrollment for the budget year in the district. For school years subsequent to the school year beginning July 1, 1975, each school district shall include in the second Friday in January enrollment report the number of nonpublic school pupils within each district for media and other services served by the area."
32. Page 24A, line 8, by striking the word "basic" and inserting in lieu thereof the word "weighted".

\section*{Page 6}
33. Page 24 A , line 10 , by striking the word "basic" and inserting in lieu thereof the word "weighted".
34. Page 24A, line 12, by striking the word "basic" and inserting in lieu thereof the word "weighted".
35. Page 24A, line 15, by inserting after the word "pupil" the words "less the amount per pupil for special education support services, media services and other services computed as a part of district cost under the provisions of section four hundred forty-two point seven (442.7) of the Code and section twenty-two (22) of this Act".
36. Page 24 A , line 16, by striking the word "basic" and inserting in lieu thereof the word "weighted".
37. Page 24 A , line 21 , by striking the words "basic enrollment" and inserting in lieu thereof the words "weighted enrollment".
38. Page 24A, line 22, by inserting after the word "year" the following:
", less the amount of the adjustment to the district cost for increases in the weighted enrollment made in the first unnumbered paragraph in this section".
39. Page 24A, lines 31 and 32, by striking the words "basic September enrollment" and inserting in
40. Page 24A, line 33, by inserting after the word "levy" the following:
"less the amount of the adjustment to the district cost for increases in the weighted enrollment made in the first unnumbered paragraph in this section".
41. Page 24B, by inserting after line 52 the following:
"Sec. .... SUPPORT COSTS FOR SPECIAL EDUCATION SERVICES FOR NONPUBLIC SCHOOL PUPILS SERVED. For
the school year beginning July 1, 1975, only, if an area education agency has not incorporated within the program plans for special education support services submitted for approval to the department of public instruction under the provisions of sections two hundred seventy-three point five (273.5), two hundred seventy-three point nine (273.9) and four hundred forty-two point seven (442.7) of the Code, the total number of nonpublic school pupils it will serve it may raise an amount to meet the costs for these pupils as follows:
1. Determine the total number of nonpublic school pupils in the area that were not included in the original program plans for special education support services submitted to the department of public instruction that the agency will serve.
2. The total amount to be raised is equal to the number determined in subsection one (1) of this section times the amount obtained for the area to be added to allowable growth per weighted pupil under the
provisions of section four hundred forty-two point
seven (442.7), subsection seven (7), paragraph c of the Code.
3. The state comptroller chall calculate the amounts due from each district to its area education agency by multiplying the total amount determined in subsection two (2) of this section by the fraction that the total number of weighted pupils in the district for the budget year is the total number of weighted pupils in the area for the budget year.
4. The district, to raise the additional amount, shall add to its district cost for the school year beginning July 1, 1975, the amount determined under subsection three (3) of this section, which amount shall be deducted from its district cost for the budget year beginning July 1, 1976. The state comptroller shall deduct the amounts calculated under this subsection for each school district from the state aid due to the district pursuant to chapter four hundred forty-two (442) of the Code, and shall

\section*{Page 7}
pay the amounts to the area education agencies on a quarterly basis during each school year. The state comptroller shall notify each school district of the amount of state aid deducted for this purpose and the balance of state aid will be paid to the district. If a district does not qualify for state aid under chapter four hundred forty-two (442) of the Code in an amount sufficient to cover its amount due to the area education agency as calculated by the state comptroller under this section, the school district shall pay the deficiency to the area education agency from funds received by the district, on a quarterly basis during each school year."
42. Page 24B, by striking lines 53 and 54 and inserting in lieu thereof the following:
"Sec. ..... All sections of this Act except the section amending section three hundred twenty-one point one hundred seventy-eight (321.178) of the Code, shall be retroactive to January 1, 1975, and take effect".
43. Amend the title, line 25 , by inserting after the word "systems" the words", providing certain special education support funds in addition to the programed and approved costs".
44. Renumber the sections and correct internal references in conformance with this amendment.
Patchett of Johnson offered amendment H-3779, to the Senate amendment H-3720, filed by him from the floor and requested division of the amendment as follows:

\footnotetext{
H-3779
1 Amend the Senate amendment ( \(\mathrm{H}-\mathbf{3 7 2 0}\) ) to House File
2558 as amended, passed and reprinted by the House
}

3 as follows:
H-3779A
4 1. Page 1, by striking lines 3 and 4.
H-3779B
5 2. Page 1, by striking line 50.
6 3. Page 2, by striking lines 1 through 8.
\(\mathrm{H}-3779 \mathrm{C}\)
7 4. Page 2, by striking lines 18 and 19.
8 5. Page 3, by striking lines 5 through 12.
H-3779D
9 6. Page 3, by striking lines 42 through 45 and
10 inserting in lieu thereof the following:
11 "its district cost by seventy-four percent of the
12 excess cost claimed by the school district for the
13 school year beginning July 1, 1974, which is defined
14 as reimbursable under said section two hundred eighty-
15 one point nine (281.9), of the Code."
H-3779B
16 7. Page 3, by striking lines 49 and 50.
17 8. Page 4, by striking lines 1 through 21.
H-8779D
18 9. Page 4, by inserting after line 25 the
19 following:
20 "..... Page 18A, by inserting after line 25 the
21 following:
22 "Sec. ..... Section four hundred forty-two point
23 thirteen (442.13), Code 1975, is amended by adding
24 the following new subsection:
25 NEW SUBSECTION. The school budget review committee
26 may establish a modified allowable growth for a school
27 district by increasing its allowable growth to provide
28 aid to prevent hardship to a school district that
29 is required to reduce its district cost by seventy-
30 four percent of the amount of the excess cost for
31 special education programs claimed for the school
32 year beginning July 1, 1974, which cost is defined
33 as reimbursable under section two hundred eighty-one
34 point nine (281.9), of the Code, as the section was
35 in effect prior to July 1, 1975."
H-3779E
36 10. Page 4, by striking lines 22 through 50 and, 37 page 5, by striking lines 1 through 11 and inserting 38 in lieu thereof the following:
39 '..... Page 18A and 18B, by striking lines 26
40 through 38.
41 ..... Page 19A, by striking lines 1 through 35.
42 ..... Page 19B, by striking the page.
43 ..... Page 20, by striking lines 1 through 35.
\(44 \quad\)..... Page 21A, by striking lines 1 through 35.
H-3779B
45 11. Page 5, by striking lines 14 through 25 and 46 inserting in lieu thereof the following:
"receives services. For the budget year beginning

48 July 1, 1975, the total number of nonpublic pupils

1 district in the area to be served by the area education agency for media and other services shall be submitted by the department of public instruction to the state comptroller within one week after this Act is duly published. For school years subsequent to the school year beginning July 1, 1975, each school district shall include in the second Friday in January enrollment report the number of nonpublic school pupils within each school district for media and other services served by the area."
12. Page 6, by striking lines 7 through 50.
13. Page 7, by striking lines 1 through 13.

H-3779F
13 14. Page 7, by inserting after line 20 the 14 following: "..... Page 24 B by inserting after line 55 the following:
"Sec. ..... Sections four hundred forty-two point fourteen (442.14) through four hundred forty-two point twenty (442.20), Code 1975, are repealed." 3779B
15. Page 7, by striking lines 21 through 24 and inserting in lieu thereof the following:
"..... Amend the title, line 17, by inserting after the word "growth" the words "and distribute certain funds".
..... Amend the title, line 17, by striking the words "authorizing an enrichment program funded by" and by striking line 18 and, line 19 , by striking the words "former income surtax provisions,".
..... Amend the title, line 26, by inserting after the word "date" the words ", and repealing the school district income surtax provisions"."
16. Renumber the sections and correct internal references in conformance with this amendment.

Patchett of Johnson asked and received unanimous consent that amendment \(\mathrm{H}-3779 \mathrm{~A}\) be withdrawn.

Speaker pro tempore Jesse in the chair at 4:20 p.m.
Patchett of Johnson moved the adoption of amendment H-3779B.

Amendment \(\mathrm{H}-3779 \mathrm{~B}\) was adopted.
(House File 558, Senate amendment \(\mathrm{H}-3720\), and amendment \(\mathrm{H}-3779 \mathrm{C}\), to the Senate amendment \(\mathrm{H}-3720\), pending at adjournment.)

\section*{REMOVED FROM STEERING COMMITTEE NONCONTROVERSIAL CALENDAR \\ (House File 729)}

We, the following members, request that House File 729 be removed from the steering committee noncontroversial calendar.

NEWHARD of Jones JESSE of Polk
OAKLEY of Clinton
(House File 846)
We, the undersigned, respectfully request the removal of House File 846 from the steering committee noncontroversial calendar.

> RINAS of Linn JUNKER OF Woodbury NEWHARD of Jones

\section*{(House File 855)}

We, the undersigned, respectfully request the removal of House File 855 from the steering committee noncontroversial calendar.
HIGGINS of Scott
LIPSKY of Linn
CUSACK of Scott
HARGRAVE of Johnson

\section*{BILLS SIGNED BY THE GOVERNOR}

A communication was received from the Governor announcing that on May 6, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 348, an act relating to exemptions of temporary employees subject to a federally funded emergency employment utilization program from the state merit system and providing penalties.

Senate File 425, an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes.

\section*{REPORT OF COMMITTEE}

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 880, a bill for an act appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council and the academy of science, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

\section*{AMENDMENTS FILED}


BENNETT of Ida
H-3785
Amend the Senate amendment ( \(\mathrm{H}-3720\) ) to House File 558, as amended, passed and reprinted by the House as follows:
1. Page 2, by striking lines 20 through 50.
2. Page 3, by striking lines 1 through 4.
3. Renumber the sections and correct internal references in conformance with this amendment.

> STROMER of Hancock BENNETT of Ida HANSEN of O'Brien

H-3787
Amend House File 623, page 1, by striking lines
4 through 18 and inserting in lieu thereof the following new subsection:

NEW SECTION. Approve any ordinance or resolution
5 adopted by a political subdivision of this state which
relates to the speed of a train in an area within the jurisdiction of the political subdivision. Any such speed ordinance or resolution adopted by a political subdivision of the state prior to July 1, 1975 which has not been approved by the Iowa state commerce commission shall be referred to the board by the political subdivision and shall be in full force and effect upon approval of the ordinance or resolution by the board. Nothing in this subsection shall be construed to abrogate, modify, or alter any historical or contractual agreement between a political subdivision of the state and a railroad corporation in existence on the effective date of this Act.

SCHROEDER of Pottawattamie WELLS of Linn KRAUSE of Palo Alto AVENSON of Fayette NIELSEN of Polk BITTLE of Polk LIPSKY of Linn JUNKER of Woodbury JESSE of Polk

\section*{H-3794}

Amend House File 729 as follows:
1. Page 1 , by inserting after line 23 the
following:
"Sec. 3. Section one hundred fifty-five point thirteen (155.13), subsection six (6), Code 1975, is amended to read as follows:
6. Substitution of a drug, substance, or brand other than the drug, substance or brand ordered in the prescription of a physician, dentist, podiatrist or veterinarian licensed by law, unless the drug, substance or brand substituted and the drug, substance or brand ordered in the prescription have been certified as interchangeable under section eight (8) of this Act."
2. Page 1 , line 24 , by striking the first figure " 3 " and inserting in lieu thereof the figure " 4 ".
3. Page 2, by inserting before line 3 the following:
"Sec. 5. Section two hundred three A point two (203A.2), Code 1975, is amended by adding the following new subsections:
\(N E W\) SUBSECTION. "Bioequivalent" and "bioequivalence" are terms which, when applied to two or more chemically equivalent drug products, indicate that all of the products are equal in bioavailability.

NEW SECTION. "Bioavailability" is a term used to indicate both the relative amount of an administered drug that reaches the general circulation and the rate at which this occurs.

Sec. 6. Chapter two hundred three A (203A), Code 1975, is amended by adding the following new section:

\section*{Page 2} 1 advertisements and other descriptive matter concerning

NEW SECTIION. STATEMENT OF PURPOSE. The enactment
of sections six (6) through ten (10) of this Act is an exercise by the general assembly of its power to protect the health, safety and welfare of the citizens of this state by enabling consumers to rely upon chemically equivalent drug products certified interchangeable by the board to produce, within an acceptable degree of tolerance, equivalent therapeutic effects when lawfully administered or prescribed and dispensed.

Sec: 7. Chapter two hundred three A (203A), Code 1975, is amended by adding the following new section:

NEW SECTION. INFORMATION FILED AND DISTRIBUTED.
Any prescription drug, as defined in section one hundred fifty-five point three (155.3), subsection ten (10), of the Code is misbranded unless there has been filed with the board by the manufacturer, packer or distributor of the drug, and included in all the drug issued or caused to be issued by the manufacturer, packer or distributor, a statement which is accurate with respect to the drug setting forth:
1. Additional information relating to side effects, contraindications and effectiveness as may be required by rules adopted by the board. The information required by the board under this subsection shall be no less extensive than that required by section five hundred two (502), subsection \(n\), of the federal Act.
2. In addition to the information made available pursuant to subsection one (1) of this section, such information concerning the bioequivalence of any drug product with any other chemically identical drug product as the board shall require in order to implement section eight (8) of this Act.

Sec. 8. Chapter two hundred three A (203A), Code 1975, is amended by adding the following new section:

NEW SECTION. LIST of CHEMICAL EQUIVALENTS-CERTIFICATION OF INTERCHANGEABILITY. The board shall
as expeditiously as possible prepare and thereafter update as necessary a list of all groups of two or more chemically equivalent prescription drug products which to its knowledge are administered or dispensed in this state, and shall assign each group to one of the two following classifications:
1. Those for which bioequivalence is not considered essential to safe and effective therapeutic use. The board shall certify as interchangeable any drug products constituting a group classified under this subsection.
2. Those for which bioequivalence is considered essential to safe and effective therapeutic use. The board shall certify as interchangeable any two or more drug products included in a group classified

\section*{3}
under this subsection when satisfied, on the basis of information submitted to the board as required by section seven (7), subsection two (2), of this Act, that the drug products are bioequivalent.

Sec. 9. Chapter two hundred three A (203A), Code 1975, is amended by adding the following new section:

NEW SECTION. INFORMATION TO BE DISSEMINATED.
The board shall adopt rules requiring that all pharmacists and all practitioners authorized by law to prescribe drugs shall receive all of the information filed with the board pursuant to section seven (7) of this Act, either from the board or from the manufacturers, packers or distributors, as is deemed most appropriate and feasible.

Sec. 10. The board of pharmacy examiners shall not later than January 15, 1976 and January 15, 1977 submit reports to the president of the senate and the speaker of the house, for transmission to the appropriate standing committees of the senate and house, stating what progress has been made and what problems, if any, have been encountered in implementing sections seven (7) and eight (8) of this Act.
Sec. 11. The operation of section seven (7) of this Act, with reference to any prescription drug being administered, prescribed, dispensed or lawfully offered for sale in this state on the effective date of this Act, is suspended until the required information has been filed with the board of pharmacy examiners or until January 1, 1977, whichever date occurs earlier with respect to each individual prescription drug."
4. By renumbering succeeding sections of the bill accordingly.
5. Title page, line 4, by inserting after the comma the words "requiring that certain information regarding prescription drugs be made available to the board of pharmacy examiners and to pharmacists and practitioners in this state,".

> PATCHETT of Johnson MONROE of Des Moines

\section*{H-3796}

\section*{Amend House File 729 as follows:}
1. Page 1, by striking lines 24 through 35 , and page 2, by striking lines 1 and 2 , and inserting in lieu thereof the following:
"Sec. ..... Section one hundred fifty-five point twenty-six (155.26), Code 1975, is amended to read as follows:
155.26 POSSESSION OF PRESCRIPTION DRUGS. Any person found in possession of a drug or medicine limited by law to dispensation by a prescription, unless such drug or medicine was so lawfully dispensed, shall be deemed guilty of violating the provisions

\section*{Page 2}
manufacturing or processing other than packaging, reconstituting and labeling.

NEW SUBSECTION. "Manuafcturer" means a person who prepares, compounds, propagates, processes or fabricates any drugs or cosmetic.

NEW SUBSECTION. "Packer" or "distributor" means a person who repackages or otherwise changes the container, wrapper or labeling of any drug or cosmetic in furtherance of the distribution of the drug or cosmetic, but does not include a retailer who repackages a drug or cosmetic at the time of sale to its ultimate consumer.

Sec. ..... Chapter two hundred three A (203A), Code 1975, is amended by adding the following new section:

NEW SECTION. INFORMATION FILED AND DISTRIBUTED.
1. Any prescription drug, as defined in section one hundred fifty-five point three (155.3), subsection ten (10), of the Code is misbranded unless there has been filed with the board by the manufacturer, packer or distributor of the drug, and included in all advertisements and other descriptive matter concerning the drug issued or caused to be issued by the manufacturer, packer or distributor, a statement which is accurate with respect to the drug setting forth:
a. The established name of the drug, which in advertisements and other descriptive matter shall be printed in a type size at least half as large as that used for proprietary name of the drug product.
b. The name and place of business of the actual manufacturer of the finished dosage form of the drug and the name and place of business of the packer or distributor of the drug.
2. Any drug subject to and in compliance with this section shall be deemed in compliance with section two hundred three A point ten (203A.10), subsection

\section*{two (2), clanse (a), of the Code"}
2. By renumbering succeeding sections of the bill accordingly.
3. Title page, line 2, by inserting after the comma the words "clarifying the rights of a wholesale drug salesman to possess prescription drugs,".

\section*{PATCHETT of Johnson MONROE of Des Moinem}

\section*{Amend House File 761 as follows:}
1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section one hundred twenty-three point thirty-six (123.36), Code 1975, is amended by striking subsection six (6).

Sec. 2. Section one hundred twenty-three point thirty-six (123.36), Code 1975, is amended by striking subsection seven (7), unnumbered paragraphs one (1) and two (2).

Sec. 3. Section one hundred twenty-three point thirty-six (123.36), last unnumbered paragraph, Code 1975, is amended to read as follows:

The department shall credit all fees to the beer and liquor control fund and shall remit to the appropriate local authority, a sum equal to sixtyfive percent of the fees collected for each class "A", class " \(B\) ", or class " \(C\) " license covering premises located within their respective jurisdictions. [However, that amount remitted to the appropriate local authority out of the fee collected for the privilege authorized under subsection 6 shall be deposited in the county mental health and institutions fund to be used only for the care and treatment of persons admitted or committed to the alcoholic treatment center at Oakdale or any facilitien as pro-

\section*{Page 2}

1 permit is made shall be retained by the local authority. A certified copy of the receipt for the permit fee shall be submitted to the department with the application and the local authority shall be notified at the time the permit is issued. [Those amounts retained by the appropriate local authority out of the fee collected for the privilege authorized under section 123.134, subsection 5 , shall be deposited in the county mental health and institutions fund to be used only for the care and treatment of persons admitted or committed to the alcoholic treatment center at Oakdale or any facilities as provided in chapter 125.]"
2. By striking lines 1 through 3 of the title and inserting in lieu thereof "An Act relating to alcoholic liquor and beer and providing that alcoholic beer and liquor may not be sold on Sunday."

SPENCER of Clay

\section*{H-3789 \\ 1 Amend House File 761, title page, by striking the enacting clause.}

SPENCER of Clay

\section*{H-3795}

Amend House File 803 as follows:
1. Page 2, line 21, by striking the word "such"
and inserting in lieu thereof the word "liability".
4 2. Page 2, line 23, by striking the words "not
exceeding' and inserting in lieu thereof the words "of at least".
3. Page 3, line 3, by striking the words "can be made" and inserting in lieu thereof the word "is".
4. Page 3, line 4, by inserting after the word "market" the words "on a competitive basis".
5. Page 3, line 5, by striking the word "shall" and inserting in lieu thereof the word "may",
6. Page 3, line 7, by inserting after the period the following:
"A determination of the commissioner pursuant to this paragraph shall be promulgated by rule, which in the discretion of the commissioner may become effective immediately upon filing with the secretary of state pursuant to subparagraph one (1) of paragraph b of subsection two (2) of section seventeen \(A\) point five (17A.5) of the Code."
7. Page 3, by striking line 30, and by inserting in lieu thereof the following:
"only after promulgation of the plan or amendment by the commissioner as a rule pursuant to section seventeen A point four (17A.4) of the Code: Provided that the initial plan may in the discretion of the commissioner become effective immediately upon filing with the secretary of state pursuant to subparagraph one (1) of paragraph \(h\) of subsection two (2) of section seventeen A point five (17A.5) of the Code."
8. Page 3, line 32, by striking the word "twentyfive" and inserting in lieu thereof the word "sixty".
9. Page 3, line 35 , by striking the word ", after notice and opportunity for hearing,".
10. Page 4, by inserting after line 4 the following:
"Any initial plan adopted by the commissioner pursuant to this paragraph shall be exempt from the provisions of section seventeen A point four (17A.4) of the Code, and may, in the discretion of the commissioner, become effective upon filing with the secretary of state pursuant to subparagraph one (1) of paragraph \(b\) of subsection two (2) of section seventeen A point five (17A.5) of the Code."
11. Page 4, line 29, by striking the word "automatically at" and inserting in lieu thereof the words "not sooner than".
12. Page 4, line 32, by inserting after the word "Act" the words ", or unless terminated because of
e 2
failure of the polcyholder to pay any premium or stabilization reserve fund charge or portion of either when due".
13. Page 6, line 2, by striking the word "Since", and by striking lines 3 through 6.
14. Page 6, line 13, by striking the word "one".
15. Page 6, by striking line 14.
16. Page 6, line 15 , by striking the words "a.
```

Applying" and inserting in lieu thereof the word
"applying".
17. Page 6, by striking lines 20 through }29
18. Page 8, line 20, by striking the word
"reasonable" and inserting in lieu thereof the word
"competitive".
19. Page 11, line 26, by inserting after the word
"optometrist," the word "pharmacist,".
20. Page 11, line 33, by inserting after the word
"include" the words "any amount representing loss
of earned income, whether part or future, in excess
of five hundred thousand dollars, and the damages
awarded shall not include".
21. Page 12, line 12, by inserting after the word
"optometrist," the word "pharmacist,".
22. Page 13, line 8, by inserting after the word
"optometrist," the word "pharmacist,".

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MONROE of Des Moines
H-3792
Amend House File 824 as follows:
1. Page 2, by striking all of lines 34 and 35 , and page 3, by striking all of lines 1 and 2 and inserting in lieu thereof the following: "not less than [two hundred thousand] two million dollars[; provided that the commissioner of insurance, if in his judgment it appears necessary, may require surplus in excess of said amount, but not more than three hundred thousand dollars]."

> SMALL of Johnson KREAMER of Polk

\section*{H- 3781}

1 Amend House File 864 as follows:
2 Page 1, line 21, by striking the figure
8 " \(\$ 9,000,000\) " and inserting in lieu thereof the
4 figure " \(\$ 9,600,000\) ".
KREAMER of Polk
MILLEN of Van Buren
OAKLEY of Clinton
EGENES of Story
WEST of Marshall
BROCKETT of Marshall
PELLETT of Cass
DRAKE of Muscatine
LAGESHULTE of Bremer
SCHROEDER of Pottawattamie
TAUKE of Dubuque
DIELEMAN of Marion
MIDDLESWART of Warren
STEPHENS of Plymouth
HUSAK of Tama

\section*{H-3783}

1 Amend House File 864 as follows:
2 Page 3, line 4, by striking the word "three" and
3 inserting in lieu thereof the word " \(t w o\) ".
STROMER of Hancock

\section*{H-3791}

1 Amend House File 864 as follows:
2 Page 6, by inserting after line 7 the follow3 ing new subsection:
4 " 8 . There is hereby appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the sum of four hundred seventyfive thousand \((475,000)\) dollars to be used to cover part of the costs of increased enrollment, to be allocated as follows:

Iowa State University of Science and Technology \(\$ 375,000.00\)
State University of Iowa ................ \(\$ 100,000.00 . "\)
KREAMER of Polk WEST of Marshall CRAWFORD of Story EGENES of Story
H-3790
1 Amend House File 872 as follows:
2 1. Page 9, by inserting after line 27 the follow3 ing:
" Sec. ..... Section three hundred eighty-four point twelve (384.12), subsection three (3), Code 1975, is amended to read as follows:
3. A tax not to exceed [three and three-eighths] thirteen and one-half cents per thousand dollars of assessed value for support of a symphony orchestra, subject to the provisions of subsection 1."
2. Renumber sections and correct internal references in accordance with this amendment.
3. Amend the title by inserting after line 7 the words "tax levies for symphony orchestras,".

JUNKER of Woodbury
H-3793
1 Amend House File 879, page 1, line 6, by striking
2 the second word "the".
RINAS of Linn
H-8788
1 Amend Senate File 464, as amended and passed
2 by the Senate, as follows:
3 1. Page 1 , line 10 , by striking the numerals
4 " \(1,476,891\) ", and inserting in lieu thereof " \(1,451,444\) ".
5 2. Page 1, line 23, by striking the word "forty-

6 seven", and inserting in lieu thereof the word "forty-
7 six".
HIGGINS of Scott
HARPER of Davis JOCHUM of Dubuque CUSACK of Scott
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned untll 9:00 a.m., Thursday, May 8, 1975.

\section*{JOURNAL OF THE HOUSE}

One Hundred Sixteenth Calendar Day-Seventy-seventh Session Day

\section*{Hail of the Housi of Representatives Des Monnes, Iowa, Thursday, May 8, 1975}

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

Prayer was offered by the Reverend Jack Dilley, pastor of the First Presbyterian Church, Fairfield, Iowa.

The Journal of May 7, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Fritz Viner, Leon, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Small of Johnson and Griffee of Chickasaw for May 8 and 9 on request of Dyrland of Clayton; Lipsky of Linn for May 8 and 9 on request of Crawford of Story; Schroeder of Pottawattamie on request of Millen of Van Buren; Howell of Floyd on request of Scheelhaase of Woodbury.

\section*{PRESENTATION OF VISITORS}

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

Seventy students from East Buchanan Community School, Winthrop, Iowa, accompanied by Mrs. Quint and Mr. Foster. By Miller of Buchanan and Wyckoff of Benton.

Thirteen students from St. Paul's Lutheran School, Waverly, Iowa, accompanied by Mrs. Dienst and Mr. Pinkley. By Lageschulte of Bremer.

Thirty-five sophomores from Marshalltown and Green Mountain, Iowa, accompanied by Mr. Willkie. By Brockett of Marshall and West of Marshall.

Twenty-six eighth grade students from Dallas Community School, Dallas Center, Iowa, accompanied by Mr. Wineland. By Varley of Adair.

Seventy sixth grade students from Altoona Elementary School, Altoona, Iowa, accompanied by Mrs. Richardson, Mrs. Anderson and Mr. Kluding. By Nielsen of Polk.

Thirty students from Cal Community School, Latimer, Iowa, accompanied by Mick West. By Weldin of Hardin.

Forty sixth grade students from Ventura Community School, Ventura, Iowa, accompanied by Lorraine Dyhus and Norma Beerman. By Miller of Cerro Gordo.

Thirteen government students from Steamboat Rock Community School, Steamboat Rock, Iowa, accompanied by Kay Roelfsema. By Welden of Hardin.

Eighty sixth grade students from Garner-Hayfield Community School, Garner, Iowa, accompanied by Mrs. Stille, Miss Sweers and Miss O'Brien. By Stromer of Hancock.

\section*{PETITIONS FILED}

The following petitions were received and placed on file:
By Norland of Worth from forty-two residents of the Odd Fellows Home in Mason City who participate in the "Books on Wheels" service asking for the fifty cents per capita presently under consideration by the Legislature for regional libraries.

By Krause of Palo Alto from five residents of Humboldt County opposing House File 100 relating to the hours which alcoholic beverages can be sold.

By Pellett of Cass from thirty-two residents of Adair County favoring Senate File 36 relating to area agencies on the aging.

By Krause of Palo Alto from sixteen residents of Humboldt County opposing House File 198 relating to legalizing parimutuel betting.

By Krause of Palo Alto from six residents of Humboldt County opposing House File 198 relating to legalizing pari-mutuel betting.

By Bina of Scott from one hundred thirty-three employees of the City of Davenport favoring the joint council on IPERS proposal in full.

\section*{ADOPTION OF COMMITTEE REPORT}

The Chief Clerk announced the adoption of report of committee on House File 880, under Rule 36.

\section*{INTRODUCTION OF BILLS}

House Files 881, by committee on ways and means, a bill for an act relating to the taxation of individual retirement annuity premiums.

Read first time and placed on the ways and means calendar.
House File 882, by Pellett, a bill for an act regulating soil classifying, creating the board of soil classifiers examiners, and providing a penalty.

Read first time and referred to committee on natural resources.

\section*{SENATE MESSAGES CONSIDERED}

Senate Joint Resolution 6, a joint resolution to continue the governor's task force on early childhood development and making an appropriation.

Read first time and referred to committee on appropriations.
Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons.

Read first time and referred to committee on appropriations.
Senate File 505, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission.

Read first time and referred to committee on appropriations.

\section*{MESSAGES FROM THE SENATE}

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 30, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 485, a bill for an act relating to employment security.
Also: That the Senate has on May 6, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 506, a bill for a act making an appropriation to the state conservation commission and divisions of the commission.

\author{
CLARK R. RASMUSSEN, Secretary
}

\section*{HOUSE CONCURRENT RESOLUTION 49 \\ By Gilloon}

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the House of Representatives and Senate representing both political parties, to conduct a study during the 1975 legislative interim relating to the increases in local property taxes; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and submit it to the legislative council and the members of the Sixty-sixth General Assembly of the 1976 session.

Laid over under Rule 25.
ADOPTION OF HOUSE RESOLUTION 25
Pursuant to House Rule 26, the Speaker announced that House Resolution 25 filed on April 28, 1975, and found on page 1377 of the House Journal is adopted by unanimous consent.

\section*{CONSIDERATION OF BILLS}

\section*{APPROPRIATIONS CALENDAR}

House File 848, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments, was taken up for consideration.

Baker of Buena Vista offered the following amendment H-3767 filed by him and moved its adoption:
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H—3767
1 Amend House File 848 as follows:
1. Page 2, line 20, by striking
"\$264,000" and inserting in lieu thereof
"\$243,000".
2. Page 2, line 22 by striking
"\$565,100" and inserting in lieu thereof
"\$166,600".

```

Roll call was requested by Baker of Buena Vista and Evans of Grundy.

Rule 70 was invoked.
On the question "Shall amendment H-3767 be adopted?"
The ayes were, 44:
\begin{tabular}{llll} 
Anderson & Caffrey & \begin{tabular}{l} 
Evans \\
Baker
\end{tabular} & Clark
\end{tabular}\(\quad\)\begin{tabular}{l} 
Gochum \\
Bennett
\end{tabular}
\begin{tabular}{llll} 
Lonergan & Monroe & Perkins & Tofte \\
McElroy & Nielsen & Stephens & West \\
Millen & Patchett & Stromer & Woods \\
Miller, 0. L. & Pellett & Tauke & Wulff \\
The nays were, & 47: & & \\
Avenson & Fitzgerald & Mennenga & Readinger \\
Bittle & Fullerton & Middleswart & Scheelhaase \\
Bortell & Gentleman & Middleton & Spear \\
Brandt & Hansen & Miller, A. V. & Spencer \\
Brunow & Harper & Miller, K. D. & Svoboda \\
Crabb & Hennessey & Nealson & Varley \\
Crawford & Hinkhouse & Newhard & Walter \\
Den Herder & Horn & Norland & Welden \\
Dieleman & Husak & Oakley & Wells \\
Drake & Jesse & O'Halloran & Wyckoff \\
Dunton & Krause & Pavich & Mr. Speaker \\
Egenes & Menke & Poncy & \\
Absent or not voting, 9: & & \\
Daggett & Howell & & Lipsky \\
Griffee & Hullinger & Rinas & Schroeder \\
Hargrave & & & Small
\end{tabular}

Amendment H—3767 lost.
Nielsen of Polk offered the following amendment H-3797 filed by Nielsen, Wyckoff and Miller of Buchanan from the floor:

H-8797
1 Amend House File 848 as follows:
2 Page 3, by striking all after the words "funds"
3 in line 15, all of lines 16 through 24, and in-
4 serting in lieu thereof a period.
(House File 848 and amendment \(\mathrm{H}-3797\) pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

\section*{AFTERNOON SESSION}

The House reconvened, Speaker Cochran in the chair.

\section*{BUSINESS PENDING}

The House resumed consideration of House File 848, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments and amendment \(\mathrm{H}-3797\) as follows:

\footnotetext{
H-3797
1 Amend House File 848 as follows:
2 Page 3, by striking all after the word "funds"
3 in line 15, all of lines 16 through 24, and in-
4 serting in lieu thereof a period.
}

Nielsen of Polk moved the adoption of amendment H-3797.
Roll call was requested by Nielsen of Polk and Dyrland of Clayton.

Rules 69 and 70 were invoked.
On the question "Shall amendment H—3797 be adopted?"

\section*{The ayes were, 51 :}
\begin{tabular}{|c|c|c|c|}
\hline Avenson & Den Herder & Lindeen & Perkins \\
\hline Baker & Dunton & Lonergan & Scheelhaase \\
\hline Bennett & Evans & McElroy & Spear \\
\hline Bittle & Fullerton & Menke & Stephens \\
\hline Bortell & Halvorson & Middleswart & Stromer \\
\hline Branstad & Hansen & Millen & Tofte \\
\hline Brockett & Hargrave & Miller, A. V. & Varley \\
\hline Brunow & Harvey & Miller, K. D. & Walter \\
\hline Byerly & Hutchins & Miller, O. L. & Welden \\
\hline Clark & Jordan & Nealson & West \\
\hline Crabb & Koogler & Nielsen & Woods \\
\hline Daggett & Kreamer & Oakley & Wyckoff \\
\hline Danker & Lageschulte & Pellett & \\
\hline \multicolumn{4}{|l|}{The nays were, 40:} \\
\hline Anderson & Fitzgerald & Husak & Pavich \\
\hline Bina & Gentleman & Jesse & Poncy \\
\hline Brandt & Gilloon & Jochum & Readinger \\
\hline Caffirey & Harper & Junker & Rinas \\
\hline Connors & Hennessey & Krause & Spencer \\
\hline Crawford & Higgins & Mennenga & Svoboda \\
\hline Cusack & Hines & Middleton & Tauke \\
\hline Dieleman & Hinkhouse & Newhard & Wells \\
\hline Dyrland & Horn & O'Halloran & Wulff \\
\hline Egenes & Hullinger & Patchett & Mr. Speaker \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 9:} \\
\hline Doyle & Howell & Monroe & Schroeder \\
\hline Drake & Lipsky & Norland & Small \\
\hline Griffee & & & \\
\hline
\end{tabular}

Amendment H—3797 was adopted.
Harvey of Scott offered the following amendment H-3798 filed by Harvey, Cusack, Bina, Tauke and Walter from the floor and moved its adoption:
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H-3798

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Amend House File 848, page 4, after line 18, by inserting the following:
"Sec. 9. Chapter eighty C (80C), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. An area crime commission office
existing on July 1, 1974 shall not be merged with, nor its administrative structure be reduced in favor of, another area crime commission office unless the merger or reduction is approved by the county crime commissions of the area to be merged, or is approved by law."

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Amendment \(\mathrm{H}-3798\) was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 848)
The ayes were, 82:
\begin{tabular}{llll} 
Anderson & Egenes & Kreamer & Pellett \\
Avenson & Evans & Lageschulte & Perkins \\
Baker & Fitzgerald & Lindeen & Poncy \\
Bennett & Fullerton & Lonergan & Readinger \\
Bina & Gentleman & McElroy & Rinas \\
Bittle & Halvorson & Menke & Scheelhaase \\
Bortell & Hansen & Mennenga & Spear \\
Branstad & Hargrave & Middleswart & Spencer \\
Brockett & Harper & Millen & Stephens \\
Brunow & Hennessey & Miller, A.V. & Stromer \\
Byerly & Hines & Miller, K.D. & Svoboda \\
Caffrey & Hinkhouse & Miller, O. L. & Tofte \\
Clark & Horn & Nealson & Varley \\
Connors & Hullinger & Newhard & Walter \\
Crabb & Husak & Nielsen & Welden \\
Crawford & Hutchins & Norland & West \\
Daggett & Jesse & Oakley & Woods \\
Danker & Jordan & O'Halloran & Wulff \\
Dieleman & Junker & Patchett & Wyckoff \\
Doyle & Koogler & Pavich & Mr. Speaker \\
Dunton & Krave & &
\end{tabular}
Dunton Krause

The nays were, 10 :
\begin{tabular}{|c|c|c|c|}
\hline Brandt & Gilloon & Jochum & Monroe \\
\hline Cusack & Harvey & Middleton & Tauke \\
\hline Dyrland & Higgins & & \\
\hline \multicolumn{4}{|l|}{Absent or not voting, 8:} \\
\hline Den Herder & Griffee & Lipsky & Small \\
\hline Drake & Howell & Schroeder & Wells \\
\hline
\end{tabular}

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

\section*{MOTION TO RECONSIDER (House File 848)}

I move to reconsider the vote by which House File 848 passed the House. BRUNOW of Appanoose

House File 864, a bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities commission, and the department of public instruction, was taken up for consideration.

Kreamer of Polk offered the following amendment H-3781 filed by Kreamer, et al., and moved its adoption:

H-3781
1 Amend House File 864 as follows:
2 Page 1, line 21, by striking the figure
" \(\$ 9,000,000\) " and inserting in lieu thereof the figure " \(\$ 9,600,000\) ".

Roll call was requested by Kreamer of Polk and Crabb of Crawford.

Rule 70 was invoked.
On the question "Shall amendment \(\mathrm{H}-3781\) be adopted?"
The ayes were, 43:
\begin{tabular}{llll} 
Baker & \begin{tabular}{l} 
Danker \\
Den
\end{tabular} & \begin{tabular}{l} 
Husak \\
Bennett
\end{tabular} & \begin{tabular}{l} 
Dieleman
\end{tabular} \\
Bina & Koogler & \begin{tabular}{l} 
Readinger \\
Spencer
\end{tabular} \\
Bittle & Doyle & Lageser & Stephens
\end{tabular}

The nays were, 50:
\begin{tabular}{llll} 
Anderson & Harper & Mennenga & Pavich \\
Avenson & Hennessey & Middleswart & \begin{tabular}{l} 
Perkins
\end{tabular} \\
Brandt & Higgins & Middleton & Poncy \\
Brunow & Hines & Miller, A.V. & Rinas \\
Ryerly & Hinkhouse & Miller, K. D. & Scheelhaase \\
Caffrey & Horn & Miller, O. L. & Spear \\
Connors & Hullinger & Monroe & Svoboda \\
Cusack & Hutchins & Newhard & Walter \\
Dunton & Jesse & Nielsen & Wels \\
Dyrland & Jochum & Norland & Woods \\
Fitzgerald & Jordan & O'Halloran & Wyckoff \\
Gilloon & Krause & Patchett & Mr. Speaker \\
Hargrave & Lonergan & &
\end{tabular}

Absent or not voting, 7:
Drake Howell
Griffee Junker
Lipsky Small

Amendment H-3781 lost.
(House File 864 pending at adjournment and placed under unfinished business.)

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR
The Chief Clerk of the House submitted the following report:
Mr. Sprakirr: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and pre-
sented to the Governor for his approval on this 8th day of May, 1975: House Files 99, 332, 398 and 463.

DAVID L. WRAY
Chief Clerk of the House
Report adopted.

\section*{REPORT OF COMMITTEE}

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speakikr: Your committee on appropriations to whom was referred Senate File 427, a bill for an act making an appropriation to the Iowa state civil rights commission, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3803
Amend Senate File 427 as passed by the Senate
2 by striking all of Sec. 3.
DUNTON of Keokuk, Chairman

\section*{AMENDMENTS FILED}

\section*{H-3806}

1 Amend amendment H-3685 to House File 754 as
2 follows:
3 By inserting after line 41 the following un-
4 numbered paragraph:
5 "Payments for damages made to a landowner shall
6 be divided in an equitable manner between landowner
7 and tenant."
EVANS of Grundy
WEST of Marshall
H-3807
1 Amend amendment H-3735 to House File 754 as
2 follows:
3 Page 2, by inserting after line 2 the follow-
4 ing unnumbered paragraph:
5 "Payments for damages made to a landowner
6 shall be divided in an equitable manner between
7 landowner and tenant."
EVANS of Grundy WEST of Marshall

\footnotetext{
H-3808
1 Amend House File 754 as follows:
2 By inserting after line 32 the following un-
3 numbered paragraph:
4 "The commissioners or the court shall ensure
5 that damages and rentals awarded to the landowner
}

6 are divided in an equitable manner between landowner
```

and tenant."

```

WEST of Marshall EVANS of Grundy
H-3815
Amend House File 840 as follows:
1. Page 1, by striking lines 15 through 31 and inserting in lieu thereof the following:
"[Subject to the provisions of section 321.179, a farmer or his hired help shall not be deemed a chauffeur, when operating a truck owned by him, and used exclusively in connection with the transportation of his own products or property.] Except for operation of a motor truck-semitrailer or a truck tractor-semitrailer combination and subject to the provisions of section three hundred twenty-one point one hundred seventy-nine (321.179) of the Code, a farmer or the farmer's hired help shall not be deemed a chauffeur when operating a motor truck registered for a gross weight for twelve tons or less, which is owned by the farmer and used exclusively in connection with the transportation of the farmer's products or property.

Except for a motor truck-semitrailer or a truck tractor-semitrailer combination, a person operating a rented or borrowed motor truck registered for a gross weight for twelve tons or less is not a chauffeur if such operation does not occur more than once in a thirty-day period."

KRAUSE of Palo Alto HARPER of Davis
H-3816
1 Amend House File 864 as follows:
2 Page 6, line 25, by striking the figures

STROMER of Hancock
H-3804
Amend House File 864 as follows:
following:
" 5 . OPTOMETRY EDUCATION PROGRAM
To contract with the proper officials of states which have accredited schools and colleges of optometry for the admission and education of qualified applicants who are citizens of Iowa and who have demonstrated their interest, aptitude, and readiness for study in the field of optometry. In carrying out its duties under the provisions of this Act, the higher education facilities commission shall contract for the right of not less than fifteen qualified persons to enter accredited schools and colleges of optometry during the school year commencing in 1975. Funds expended on behalf of each per-

18 son shall not exceed three thousand dollars.
19 The higher education facilities commission
20 shall make a report regarding its duties under
21 this Act to the legislative fiscal committee
22 at such time as the legislative fiscal committee
23
24

H-3814
1 Amend House File 864 as follows:
2 1. Page 2, line 27, by striking the words
3 "[and need]" and inserting in lieu thereof the words
4 "and need".
35.
2. Page 2, by striking all of lines 31 through

HUTCHINS of Guthrie PERKINS of Greene

H-3805

\section*{Amend House File 864 as follows:}

Page 6, after line 25, insert the following:
"If the cost of transportation within a school district is increased as a result of complying with programs of the department of public instruction which require greater use of bus transportation in order to reduce or increase the percent of minority or ethnic enrollment, the department of public instruction shall reimburse such school district from funds appropriated by this subsection."

\author{
WOODS of Polk KREAMER of Polk BORTELL of Madison NIELSEN of Polk
}

3799
Amend House File 864 as follows:
1. Page 6, by striking lines 31 through 35.
2. Page 7, by striking lines 1 through 7 and
inserting in lieu thereof the following:
"a. For continuing vocational programs to secondary schools ................................................ \(\$ 2,300,000\)
b. For new vocational programs for secondary schools ............................................... 150,000
c. To provide for equipment replace-
ment and upgrading in all secondary schools on a prorated basis made from current inventory listings 100,000
Funds appropriated in each subsection are to be used for the purposes specified in that subsection and to match federal funds. The funds are to be used in accordance with the provisions of chapter two hundred fifty-eight (258) and

18 chapter two hundred eighty A (280A) of the Code.
For purposes of this subsection "vocational
education" is that segment of career education
that prepares students with specific skills for
employment in careers which do not require a
baccalaureate or higher degree."
KREAMER of Polk
H-3800
1 Amend House File 864 as follows:
Page 11, by inserting after line 9 the following new lettered paragraph:
"d. The total expenditure for arts and sciences in each area school in the 1975-1976 fiscal year, computed on the basis consistent with current accounting procedures, shall not exceed one hundred eight percent of the budget for arts and sciences during the 1974-1975 fiscal year, except that this provision shall not apply to those area schools where no expenditures were made for arts and sciences during the 1974-1975 fiscal year. Any area school which budgets funds for arts and sciences for the first time in the 1975-1976 fiscal year by contract with other schools or colleges shall limit such a budgetary item to not more than eight percent of its total budget."

KREAMER of Polk MILLEN of Van Buren

H-3801
1 Amend House File 864 as follows:
2 Page 5, by inserting after line 18, the following
3 new paragraph:
4 "No funds provided by this subsection shall be
5 used to fund the Center For Industrial Research
6 and Service."
HINES of Story
H-3802
1 Amend House File 864 as follows:
2 Page 2, line 4, by striking the words "seven
3 hundred fifty thousand (750,000) and inserting in
4 lieu thereof the words "eight hundred thousand
\(5(800,000) "\).
KREAMER of Polk MILLEN of Van Buren STROMER of Hancock VARLEY of Adair
H-3813
1 Amend House File 864 as follows:
2 Page 11, by striking all of lines 19 through
327 and inserting in lieu thereof the following:
4 "Sec. ..... Notwithstanding the provisions of
5 section eight point thirty-three (8.33) of the Code,
6 funds appropriated in subsection twelve (12) of

7 section ten (10) of this Act, shall revert to the
8 general fund on September 30, 1977."
NIELSEN of Polk WELDEN of Hardin HORN of Linn DUNTON of Keokuk

H-3812
1 Amend House File 864, page 11, line
2 25, by striking the date "August 31" and insert
3 in lieu thereof the date "September 30".
WELDEN of Hardin
H-3811
1 Amend House File 866, page 3, line 15, by insert-
2 ing after the word "facility" the words ", but does
3 not include a facility as defined by section one
4 hundred twenty-five point two (125.2), subsection
5 two (2), of the Code".
MONROE of Des Moines HANSEN of O'Brien

H-3810
1 Amend amendment H-3649, to Senate File 205, as
2 amended, passed and reprinted as follows:
3 Page 2, line 34, by striking the word "to" and
4 inserting in lieu thereof the words "and request".
KOOGLER of Mahaska
H-3809
1 Amend Senate File 506 as follows:
2 Page 2, by inserting after line 20 the following:
3 "6. STATE CONSERVATION COMMISSION.
4 From the general fund of the state
5 for the construction of a lake
6 located in Mahaska County, to be
7 known as Barnes City Lake, and
8 for necessary expenses incidental
9 to the construction.................................... \(\$ 360,000\) ".
KOOGLER of Mahaska
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Friday, May 9, 1975.

\title{
JOURNAL OF THE HOUSE
}

One Hundred Seventeenth Calendar Day-Seventy-eighth Session Day
Harl of the Housi of Rapresentatives
Dis Monnes, Iowa, Friday, May 9,1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Edwin Mack, pastor of the Decorah Assembly of God Church, Decorah, Iowa.

The Journal of May 8, 1975, was approved.

\section*{LEGISLATIVE PHYSICIAN FOR THE DAY}

Dr. Glenn Hruska, Belmond, Iowa.

\section*{LEAVE OF ABSENCE}

Leave of absence was granted as follows:
Howell of Floyd on request of Scheelhaase of Woodbury; Fullerton of Woodbury on request of Junker of Woodbury; Rinas of Linn on request of Jordan of Linn; Schroeder of Pottawattamie on request of Millen of Van Buren; Oakley of Clinton on request of Clark of Lee; Newhard of Jones on request of Fitzgerald of Webster.

\section*{PRESENTATION OF VISITORS}

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

Thirty-seven eighth grade students from Prairie City, Iowa, accompanied by Mr. Morris and Mrs. Anderson. By Anderson of Jasper.

Thirty eighth grade students from St. Benedict's Catholic School, Wesley, Iowa, accompanied by Mary Bellinghauser. By Branstad of Winnebago.

One hundred fifth and sixth grade students from Park Avenue School, Des Moines, Iowa, accompanied by Mrs. Wheeler, Mrs. Lawson, Mr. Blackman and Mr. Wright. By Caffrey of Polk and Woods of Polk.

Forty fourth, fifth and sixth grade students from New Providence Community School, New Providence, Iowa, accompanied by Miss Johansen, Mrs. Sparks, Mr. Martin and Mr. Lampman. By West of Marshall.

Ninety seventh grade students from Moravia Community School, Moravia, Iowa, accompanied by Mr. Stehn, Mr. Gray, Mrs. Naydon and Mrs. Walter. By Brunow of Appanoose.

Eighty fifth grade students from East Elementary School, Ankeny, Iowa, accompanied by Anna Nelson. By Byerly of Polk.

Thirty eighth grade students from Dumont Community School, Dumont, Iowa, accompanied by Mrs. Beadle. By Evans of Grundy.

Seventeen seniors from Willow Community High School, Quimby, Iowa, accompanied by W. L. Walsh and Mr. and Mrs. Kappenman. By Fullerton of Woodbury.

Twenty-one eighth grade students from Dedham-Willy Catholic School, Dedham, Iowa, accompanied by Sister Rose Ellen. By Perkins of Greene and Hutchins of Guthrie.

One hundred students from Van Buren Community School, Keosauqua, Iowa, accompanied by Kathy Paulek, Bob Bean, Paul Davis, Dick Blackburn, Geraldine Snodgrass, Mrs. Caves and Martha Watson. By Millen of Van Buren.

\section*{ADOPTION OF COMMITTEE REPORT}

The Chief Clerk announced the adoption of report of committee on Senate File 427, under Rule 36.

\section*{PETITION FILED}

By Tofte of Winneshiek from sixty-seven residents of Winneshiek County opposing House File 421 relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

\section*{INTRODUCTION OF BILL}

House File 883, by committee on appropriations, a bill for an act relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general.

Read first time and referred to appropriations calendar.

\section*{SENATE MESSAGES CONSIDERED}

Senate File 485, a bill for an act relating to employment security.

Read first time and referred to committee on labor and industrial relations.

Senate File 506, a bill for an act making an appropriation to the state conservation commission and divisions of the commission.

Read first time and passed on file.
hoUse resolution 34
By Wells
Whereas, The House of Representatives has, for many sessions, authorized the printing of the booklet "How a Bill Becomes a Law"; and the thirteenth edition is completely out of print; Now Therefore

Be It Resolved by the House of Representatives, That the Chief Clerk is hereby authorized to have printed the fourteenth edition of this booklet.
Laid over under Rule 25.

\section*{UNFINISHED BUSINESS}

The House resumed consideration of House File 864, a bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities commission, and the department of public instruction.

Stromer of Hancock offered the following amendment H-3804 filed by him and Millen of Van Buren and moved its adoption:

H-3804

\section*{aptitude, and radiness for study in the feld} 11 of optometry. In carrying out its duties under 12 the provisions of this Act, the higher education 13 facilities commission shall contract for the 14 right of not less than fifteen qualified per-
```

sons to enter accredited schools and colleges
of optometry during the school year commencing
in 1975. Funds expended on behalf of each per-
son shall not exceed three thousand dollars.
The higher education facilities commission
shall make a report regarding its duties under
this Act to the legislative fiscal committee
at such time as the legislative fiscal committee
shall request.

```
\(\qquad\)
``` \(\$ 45,000 "\)
2. Renumber sections and correct internal references in conformance with this amendment.
```

Roll call was requested by Stromer of Hancock and Hansen of O'Brien.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3804$ be adopted?"
The ayes were, 39 :

| Bennett | Danker <br> Bittle |
| :--- | :--- |
| Bortell | Den Herder <br> Evans <br> Brandt |
| Branstad | Gentleman |
| Brockett | Halvorson |
| Clark | Hansen |
| Crabb | Harvey |
| Crawford | Hutchins |
| Daggett | Junker |
| Kreamer |  |


| Lageschulte | Stephens <br> Lindeen |
| :--- | :--- |
| Stromer |  |
| McElroy | Tauke |
| Middleswart | Tofte |
| Millen | Varley |
| Miller, O. L. | Walter |
| Nealson | West |
| Pellett | Wulff |
| Perkins | Wyckoff |
| Readinger |  |

The nays were, 43:

| Anderson | Fitzgerald | Jordan | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Harper | Koogler | Poncy |  |
| Baker | Hennessey | Krause | Scheelhaase |
| Bina | Higgins | Lonergan | Spear |
| Brunow | Hines | Menke | Spencer |
| Byerly | Hinkhouse | Miller, A. V. | Svoboda |
| Caffrey | Horn | Miller, K. D. | Welden |
| Cusack | Hullinger | Nielsen | Wels |
| Dieleman | Husak | Norland | Woods |
| Dunton | Jesse | O'Halloran | Mr. Speaker |
| Dyrland | Jochum | Patchett |  |

Absent or not voting, 18:

| Connors | Gilloon | Mennenga | Oakley |
| :--- | :--- | :--- | :--- |
| Doyle | Griffee | Middleton | Rinas |
| Drake | Hargrave | Monroe | Schroeder |
| Egenes | Howell | Newhard | Small |
| Fullerton | Lipsky |  |  |

Amendment H-3804 lost.
Kreamer of Polk offered the following amendment H-3802 filed by Kreamer, et al., and moved its adoption:

```
H-3802
    1 Amend House File 864 as follows:
    2 Page 2, line 4, by striking the words "geven
```

3 hundred fifty thousand ( 750,000 )" and inserting in
4 lieu thereof the words "eight hundred thousand
5 ( 800,000 )".
Roll call was requested by Kreamer of Polk and Readinger of Polk.

On the question "Shall amendment H-3802 be adopted ?"
The ayes were 32:

| Bennett | Daggett | Junker | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Danker | Kreamer | Stephens |
| Bortell | Den Herder | Lageschulte | Stromer |
| Branstad | Evans | Lindeen | Tauke |
| Brockett | Halvorson | McElroy | Tofte |
| Caffrey | Hansen | Millen | Varley |
| Clark | Harvey | Nealson | West |
| Crabb | Hennessey | Pellett | Wulff |
| The nays | 50 : |  |  |
| Anderson | Gentleman | Koogler | Pavich |
| Avenson | Hargrave | Krause | Perkins |
| Baker | Harper | Lonergan | Scheelhaase |
| Bina | Higgins | Menke | Spear |
| Brandt | Hines | Middleswart | Spencer |
| Brunow | Hinkhouse | Miller, A. V. | Svoboda |
| Byerly | Horn | Miller, K. D. | Walter |
| Crawford | Hullinger | Miller, O. L. | Welden |
| Cusack | Husak | Nielsen | Wells |
| Dieleman | Hutchins | Norland | Woods |
| Dunton | Jesse | O'Halloran | Wyckoff |
| Dyrland | Jochum | Patchett | Mr. Speaker |
| Fitzgerald | Jordan |  |  |

Absent or not voting, 18:

| Connors | Gilloon | Middleton | Poncy |
| :--- | :--- | :--- | :--- |
| Doyle | Griffee | Monroe | Rinas |
| Drake | Howell | Newhard | Schroeder |
| Egenes | Lipsky | Oakley | Small |
| Fullerton | Mennenga |  |  |

Amendment H—3802 lost.
Hutchins of Guthrie offered the following amendment H-3814 filed by him and Perkins of Greene and moved its adoption:

H-3814
1 Amend House File 864 as follows:

1. Page 2, line 27, by striking the words
"[and need]" and inserting in lieu thereof the words
"and need".
2. Page 2, by striking all of lines 31 through
3. 

A non-record roll call was requested.
The ayes were 24, nays 49.
Amendment H—3814 lost.

Stromer of Hancock offered the following amendment H-3783 filed by him and moved its adoption:
$\mathrm{H}-3783$
1 Amend House File 864 as follows:
2 Page 3, line 4, by striking the word "three" and 3 inserting in lieu thereof the word " $t w o$ ".

A non-record roll call was requested.
The ayes were 18 , nays 60.
Amendment H—3783 lost.
Stromer of Hancock offered the following amendment H-3817
filed by Stromer, Varley and Crawford from the floor:
H-3817
1 Amend House File 864 as follows:
2 1. Page 5, by inserting after line 6 the following:
"g. For the construction of phase II of the Lind-
quist Center . $85,000,000 "$
2. Page 5, by inserting after line 18 the
following:
"d. For the construction of a turbine generator, auxiliary equipment, and such other appurtenances
as are necessary.......................................... $\$ 3,040,000$
e. For the construction of a new music
building
$\$ 3,235,000$
$f$. For the construction of a new seeds
laboratory .................................................... \$1,428,000"
3. Page 5, by inserting after line 28 the
following:
"c. Supplemental appropriation for the speech and art complex, phase I.............................. $\$ 470,000$
d. For the necessary equipment for the speech
and arts building......................................... $\$ 575,000^{\prime \prime}$
4. Amend the title, line 2 , by inserting after the word "including" the words "capital expenditures and".

Nielsen of Polk rose on a point of order that amendment $\mathrm{H}-3817$ was not germane.

The Speaker ruled the point well taken and amendment H-3817 not germane.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Pellett of Cass for the remainder of the day on request of Danker of Pottawattamie.

Speaker pro tempore Jesse in the chair at 10:45 a.m.

Hines of Story offered the following amendment H-3801 filed by him:

H-3801
1 Amend House File 864 as follows:
2 Page 5, by inserting after line 18, the following new paragraph:
"No funds provided by this subsection shall be used to fund the Center For Industrial Research and Service."

Avenson of Fayette in the chair at $10: 55$ a.m.
Hines of Story moved the adoption of amendment H-3801.
Roll call was requested by Wulff of Black Hawk and Hines of Story.

On the question "Shall amendment H-3801 be adopted?"
The ayes were, 8:

| Caffrey | Cusack |
| :--- | :--- |
| Connors | Gilloon |

The nays were, 69 :

| Anderson | Doyle <br> Baker |
| :--- | :--- |
| Bunton |  |
| Bennett | Dyrland <br> Bina |
| Bittle | Egenes <br> Evans <br> Brandll |
| Brandt <br> Branstad | Halleman <br> Brockett |
| Hansen <br> Brunow | Hargrave |
| Byerly | Harper |
| Clark | Harvey |
| Crabb | Hennessey |
| Crawford | Hinkhouse |
| Daggett | Horn |
| Danker | Husak |
| Den Herder | Hutchins |
| Dieleman | Koogler |
| Kreamer |  |

Absent or not voting, 23:

| Cochran | Howell |
| :--- | :--- |
| Drake | Hullinger |
| Frizgerald | Jusse |
| Fullerton | Jordan |
| Griffee | Junker |
| Higgins | Krause |

Amendment H—3801 lost.

| Hines Jochum | $\begin{aligned} & \text { Monroe } \\ & \text { Woods } \end{aligned}$ |
| :---: | :---: |
| Lageschulte | Scheelhaase |
| Lonergan | Spear |
| McEtroy | Spencer |
| Menke | Stephens |
| Middleswart | Stromer |
| Miller, A.v. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O.L. | Varley |
| Nealson | Walter |
| Nielsen | Welden |
| Norland | Wells |
| O'Halloran | West |
| Patchett | Wulft |
| Pavich | Wyckoff |
|  | Mr. Speaker |
| Readinger | (Avenson) |
| Lindeen | Pellett |
| Lipsky | Poncy |
| Mennenga | Rinas |
| ${ }^{\text {Newhard }}$ | Small |
| Oakley |  |

Crawford of Story asked and received unanimous consent that amendment $\mathrm{H}-3818$ be temporarily deferred.

Kreamer of Polk offered the following amendment H-3791 filed by Kreamer, et al., and moved its adoption:

H-3791
1 Amend House File 864 as follows:
2 Page 6, by inserting after line 7 the following new subsection:
" 8 . There is hereby appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1975 and ending June 30,1976 the sum of four hundred seventyfive thousand $(475,000)$ dollars to be used to cover part of the costs of increased enrollment, to be allocated as follows:

Iowa State University of Science and Technolo-
gy ............................................................ $\$ 375,000.00$
State University of Iowa ................ $\$ 100,000.00 . "$
Roll call was requested by Kreamer of Polk and Crawford of Story.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3791 be adopted?"
The ayes were, 32:

| Bennett <br> Bittle <br> Bortell | Daggett <br> Danker <br> Ben Herder |
| :--- | :--- |
| Brandt | Egenes <br> Erockett |
| Clark <br> Crabb <br> Crawford | Gentleman <br> Halvorson |
| The nays were, | Hansen |


| Harvey | Readinger |
| :--- | :--- |
| Kreamer | Stephens |
| Lageschulte | Tauke |
| McElroy | Tofte |
| Menke | Varley |
| Millen | Welden |
| Nealson | West |
| Perkins | Wulff |


| Krause | Poncy |
| :--- | :--- |
| Lonergan | Scheelhaase |
| Middleswart | Spear |
| Miller, A. V. | Spencer |
| Miller, K. D. | Stromer |
| Miller, O. L. | Svoboda |
| Monroe | Walter |
| Nielsen | Wells |
| Norland | Woods |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |
| Pavich | (Avenson) |


| Anderson | Gilloon |
| :--- | :--- |
| Baker | Hargrave |
| Bina | Harper |
| Branstad | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Husak |
| Dieleman | Hutchins |
| Dunton | Jochum |
| Dyrland | Jordan |
| Fitzgerald | Koogler |

Absent or not voting, 19:

| Cochran | Howell | Lipsky | Pellett |
| :--- | :--- | :--- | :--- |
| Doyle | Hullinger | Mennenga | Rinas |
| Drake | Jesse | Middleton | Schroeder |
| Fullerton | Junker | Newhard | Small |
| Griffee | Lindeen | Oakley |  |

Amendment H-3791 lost.
Crawford of Story offered the following amendment H-3818 filed by him from the floor:

H-3818
1 Amend House File 864, page 5 as follows:
2 1. Line 22 by striking the numerals
3 " $\$ 16,501,000$ " and inserting in lieu thereof the
4 numerals " $\$ 16,357,000$ ".
5 2. Line 27 by striking the words "three
6 hundred thousand $(300,000)$ " and inserting in lieu
7 thereof the words "one hundred thousand $(100,000)$ ".
Fitzgerald of Webster moved the previous question on House File 864 and all amendments and motions filed thereto.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 52, nays 31.
The motion prevailed.
O'Halloran of Black Hawk, not having filed a request to speak, asked for unanimous consent to speak on amendment $\mathrm{H}-3818$.

Objection was raised.
O'Halloran of Black Hawk moved that the rules governing the filing of requests to speak under the previous question motion be suspended for her on amendment H-3818.

Varley of Adair moved as a substitute motion that the rules governing the filing of requests to speak under the previous question motion be suspended for all members on amendment H 3818.

The Speaker ruled the substitute motion out of order.
Fitzgerald of Webster moved that the House recess until 12:45 p.m.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 46, nays 26.
The motion prevailed and the House recessed until 12:45 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## buSINESS PENDING

The House resumed consideration of House File 864, a bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities
commission, and the department of public instruction, and the O'Halloran motion to suspend the rules.

O'Halloran of Black Hawk asked and received unanimous consent to withdraw her motion to suspend the rules.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Avenson of Fayette. Roll call revealed seventyfour members present, twenty-six absent.

The House resumed consideration of amendment $\mathrm{H}-\mathbf{3 8 1 8}$.
Crawford of Story moved the adoption of amendment H—3818.
Roll call was requested by Crawford of Story and O'Halloran of Black Hawk.

Rule 70 was invoked.
On the question "Shall amendment H-3818 be adopted?"
The ayes were, 26:

| Baker | Crawford | Hines | Readinger <br> Bennett |
| :--- | :--- | :--- | :--- |
| Dittle Daggett | Kreamer <br> Den Herder | McElroy | Stephens |
| Bortell | Egauke |  |  |
| Branstad | Gentleman | Menke | Millen |
| Brackett | Hargrave | Nealson | Varley |
| Clark | Harvey |  | West |

The nays were, 55 :

| Anderson | Evans | Jordan | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Koogler | Poncy |
| Bina | Gilloon | Krause | Scheelhaase |
| Brandt | Halvorson | Lonergan | Spear |
| Brunow | Hansen | Middleswart | Spencer |
| Byerly | Harper | Miller, A. V. | Stromer |
| Caffrey | Hennessey | Miller, K. D. | Svoboda |
| Connors | Higgins | Miller, O. L. | Walter |
| Crabb | Hinkhouse | Monroe | Wells |
| Cusack | Horn | Nielsen | Woods |
| Danker | Husak | Norland | Wulff |
| Dieleman | Hutchins | O'Halloran | Wyckoff |
| Dunton | Jesse | Patchett | Mr. Speaker |
| Dyrland | Jochum | Pavich | . |
| Absent | ting, 19: |  |  |
| Doyle | Hullinger | Mennenga | Rinas |
| Drake | Junker | Middleton | Schroeder |
| Fullerton | Lageschulte | Newhard | Small |
| Griffee Howell | ${ }_{\text {Lindeen }}$ | Oakley Pellett | Tofte |

Amendment H—3818 lost.
Stromer of Hancock offered the following amendment H-3816 filed by him and moved its adoption:

H-3816
1 Amend House File 864 as follows:
2 Page 6, line 25, by striking the figures
3 " $\$ 1,561,808$ " and inserting in lieu thereof the
4 figures " $\$ 1,621,808$ ".
Roll call was requested by Stromer of Hancock and Kreamer of Polk.

On the question "Shall amendment H-3816 be adopted?"
The ayes were, 16:

| Bennett | H |
| :---: | :---: |
| Branstad |  |
| Brockett | K |
| Egenes | M |
| The na |  |


| Anderson | Danker <br> Avenson |
| :--- | :--- |
| Baker | Den Herder |
| Bina | Dieleman |
| Bittle | Dunton |
| Bortell | Dyrland |
| Brandt | Evans |
| Brunow | Fitzgerald |
| Byerly | Gentleman |
| Caffrey | Gilloon |
| Clark | Halvorson |
| Connors | Hargrave |
| Crabb | Harper |
| Crawford | Hennessey |
| Cusack | Higgins |
| Daggett | Hines |
|  | Hinkhouse |

Absent or not voting, 21:

| Doyle | Jesse |
| :--- | :--- |
| Drake | Junker |
| Fullerton | Lageschulte |
| Griffee | Lindeen |
| Howell | Lipsky |
| Hullinger |  |

> Menke Millen Readinger Stephens

Horn
Husak Hutchins Jochum Jordan Koogler Krause Lonergan Middleswart Miller, A. $\mathbf{V}$. Miller, K. D. Miller, O. L. Monroe Nielsen Norland O'Halloran

| Mennenga | Pellett |
| :--- | :--- |
| Middleton | Rinas |
| Nealson | Schroeder |
| Newhard | Small |
| Oakley | Tofte |

Amendment H-3816 lost.
Woods of Polk offered the following amendment H-3805 filed by Woods, et al., and moved its adoption:

H-3805
1 Amend House File 864 as follows:
2 Page 6, after line 25, insert the following:
3 "If the cost of transportation within a school
4 district is increased as a result of complying
5 with programs of the department of public instruc-
6 tion which require greater use of bus transporta-
7 tion in order to reduce or increase the percent
8 of minority or ethnic enrollment, the department
9 of public instruction shall reimburse such school
10 district from funds appropriated by this subsection."

Roll call was requested by Woods of Polk and Kreamer of Polk.

Rule 69 was invoked.
On the question "Shall amendment H-3805 be adopted?"
The ayes were, 30:

| Baker | Clark |
| :--- | :--- |
| Bennett | Crabb |
| Bittle | Daggett |
| Bortell | Danker |
| Branstad | Evans |
| Brockett | Hansen |
| Byerly | Harper |
| Caffrey | Harvey |

The nays were, 50:

| Anderson | Gilloon | Krause | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Hargrave | Lonergan | Poncy |
| Bina | Hennessey | Menke | Readinger |
| Brandt | Higgins | Middleswart | Scheelhaase |
| Brunow | Hinkhouse | Middleton | Spear |
| Crawford | Horn | Miller, A.V. | Spencer |
| Cusack | Hullinger | Miller, K. D. | Svoboda |
| Dieleman | Husak | Miller, O. L. | Tauke |
| Dunton | Hutchins | Monroe | Walter |
| Dyrland | Jesse | O'Halloran | Wells |
| Egenes | Jochum | Patchett | Wyckoff |
| Fitzgerald | Jordan | Pavich | Mr. Speaker |
| Gentleman | Koogler |  |  |
| Absent or not voting, 20: |  |  |  |
| Connors | Griffee |  | Lipsky |
| Den Herder | Halvorson | Mennenga | Pellett |
| Doyle | Howell | Newhard | Rinas |
| Drake | Junker | Norland | Smroeder |
| Fullerton | Lageschulte | Oakley | Tofte |

Amendment H-3805 lost.
Kreamer of Polk offered the following amendment H-3799 filed by him and moved its adoption:

H-
3799
Amend House File 864 as follows:

1. Page 6, by striking lines 31 through 35.
2. Page 7, by striking lines 1 through 7 and
inserting in lieu thereof the following:
" $a$. For continuing vocational programs to
secondary schools ........................................... $\$ 2,300,000$
b. For new vocational programs for
secondary schools ............................................ 150,000
c. To provide for equipment replace-
ment and upgrading in all secondary
schools on a prorated basis made from
current inventory listings .............................. 100,000
Funds appropriated in each subsection are to

14 be used for the purposes specified in that sub- section and to match federal funds. The funds are to be used in accordance with the provisions of chapter two hundred fifty-eight (258) and chapter two hundred eighty A (280A) of the Code.

For purposes of this subsection "vocational education" is that segment of career education that prepares students with specific skills for employment in careers which do not require a baccalaureate or higher degree."
A non-record roll call was requested.
The ayes were 31 , nays 47 .
Amendment H-3799 lost.
Kreamer of Polk offered the following amendment H-3800 filed by him and Millen of Van Buren and moved its adoption:

H-3800
1 Amend House File 864 as follows:
2 Page 11, by inserting after line 9 the following new lettered paragraph:
"d. The total expenditure for arts and sciences in each area school in the 1975-1976 fiscal year, computed on the basis consistent with current accounting procedures, shall not exceed one hundred eight percent of the budget for arts and sciences during the 1974-1975 fiscal year, except that this provision shall not apply to those area schools where no expenditures were made for arts and sciences during the 1974-1975 fiscal year. Any area school which budgets funds for arts and sciences for the first time in the 1975-1976 fiscal year by contract with other schools or colleges shall limit such budgetary item to not more than eight percent of its total budget."
Roll call was requested by Kreamer of Polk and Tauke of Dubuque.

On the question "Shall amendment H-3800 be adopted?"
The ayes were, 17:

| Avenson | Gentleman | Hines | Middleswart |
| :--- | :--- | :--- | :--- |
| Branstad | Gilloon | Jochum | Millen |
| Dieleman | Hansen | Kreamer | Stephens |
| Dyrland | Hennessey | Menke | Tauke |
| Evans |  |  |  |

The nays were, 59:

| Anderson | Brandt | Crabb | Egenes |
| :--- | :--- | :--- | :--- |
| Baker | Brunow | Crawford | Fitzgerald |
| Bennett | Byerly | Cusack | Harper |
| Bina | Caffrey | Daggett | Higgins |
| Bittle | Clark | Danker | Hinkhouse |
| Bortell | Connors | Dunton | Horn |


| Husak | Miller, A. V. | Perkins | Walter |
| :--- | :--- | :--- | :--- |
| Hutchins | Miller, K. | P. | Poncy |
| Jesse | Miller, $\mathbf{O}$ L. | Readinger | Welden |
| Jordan | Monroe | Scheelhaase | West |
| Koogler | Nielsen | Spear | Woods |
| Krause | Norland | Spencer | Wulff |
| Longeran | O'Halloran | Stromer | Wyckoff |
| McElroy | Patchett | Svoboda | Mr. Speaker |
| Middleton | Pavich | Varley |  |
| Absent or not | voting, 24: |  |  |
| Brockett | Halvorson | Lageschulte | Oakley |
| DenHerder | Hargrave | Lindeen | Pellett |
| Doyle | Harvey | Lipsky | Rinas |
| Drake | Howell | Mennenga | Schroeder |
| Fullerton | Hullinger | Nealson | Small |
| Griffee | Junker | Newhard | Tofte |

Amendment H-3800 lost.
Nielsen of Polk offered the following amendment H-3813 filed by Nielsen, et al., and moved its adoption:

H-3813
1 Amend House File 864 as follows:
2 Page 11, by striking all of lines 19 through
327 and inserting in lieu thereof the following:
4 "Sec. ..... Notwithstanding the provisions of
5 section eight point thirty-three (8.33) of the Code,
6 funds appropriated in subsection twelve (12) of
7 section ten (10) of this Act, shall revert to the
8 general fund on September 30, 1977."
Amendment $\mathrm{H}-3813$ was adopted.
With the adoption of amendment H-3813, amendment H-3812 (to page 11), filed by Welden of Hardin on May 8, 1975, and found on page 1662 of the House Journal, is out of order.

Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 864)
The ayes were, 80 :

| Anderson | Clark | Evans | Hinkhouse |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Fitzgerald <br> Baker | Crabb |
| Bennett | Crawford | Gentleman | Horn |
| Bina | Cusack | Gilloon | Hullinger |
| Bittle | Daggett | Halvorson | Husak |
| Bortell | Danker | Hansen | Jutchins |
| Brandt | Dieleman | Hargrave | Jochum |
| Branstad | Doyle | Harper | Jordan |
| Brunow | Dunton | Harvey | Koogler |
| Byerly | Dyrland | Hennessey | Krause |
| Caffrey | Egenes | Higgins | Kreamer |
|  |  | Hines | Lonergan |


| McElroy | Monroe | Poncy | Varley |
| :--- | :--- | :--- | :--- |
| Menke | Nielsen | Readinger | Walter |
| Middleswart | Norland | Scheelhaase | Welden |
| Middleton | O'Halloran | Spear | Wells |
| Millen | Patchett | Spencer | West |
| Miller, A. V. | Pavich | Stromer | Wulff |
| Miller, K. D. | Pellett | Svoboda | Wyckoff |
| Miller, O. L. | Perkins | Tauke | Mr. Speaker |
| The nays were, 2: |  |  |  |
| Nealson | Stephens |  |  |
| Absent or not voting, 18: |  |  |  |
| Brockett | Howell |  | Mennenga |
| Den Herder | Junker | Newhard | Schroeder |
| Drake | Lageschulte | Oakley | Small |
| Fullerton | Lindeen | Rinas | Tofte |
| Griffee | Lipsky |  | Woods |

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

## REQUEST TO VOTE

Halvorson of Clayton and Pellett of Cass requested in their absence to be recorded as voting "aye" on House File 864.

There being no objection, the votes were recorded accordingly.

## MOTION TO RECONSIDER LOST <br> (House File 864)

Horn of Linn moved to reconsider the vote by which House File 864 passed the House.

A non-record roll call was requested.
The ayes were 13 , nays 63 .
The motion lost.

## SENATE AMENDMENT FURTHER CONSIDERED

The House resumed consideration of the Senate amendment H-3720, found on pages 1630 through 1636 of the House Journal, to House File 558, a bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the department of public instruction, and the state comptroller, limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modi-
fying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized expenditures, providing a state percent of growth for the 1975-76 school year, new methods for determining state percent growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, providing an advance to compensate for increasing enrollment, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, correcting references, making an appropriation, and providing a retroactive effective date, and amendment H-3779 to the Senate amendment H-3720.

Patchett of Johnson asked and received unanimous consent that the vote by which amendment $\mathrm{H}-3779 \mathrm{~B}$, to the Senate amendment $\mathrm{H}-3720$, was adopted be reconsidered and requested further division of the amendment as follows:

[^44]36 10. Page 4, by striking lines 22 through 50 and, 37 page 5 , by striking lines 1 through 11 and inserting

20 15. Page 7, by striking lines 21 through 24 and
may establish a modified allowable growth for a school
district by increasing its allowable growth to provide aid to prevent hardship to a school district that is required to reduce its district cost by seventyfour percent of the amount of the excess cost for special education programs claimed for the school year beginning July 1, 1974, which cost is defined as reimbursable under section two hundred eighty-one point nine (281.9), of the Code, as the section was in effect prior to July 1, 1975." in lieu thereof the folowing:
".... Page 18A, and 18B by striking lines 26 through 38.
..... Page 19A, by striking lines 1 through 35.
..... Page 19B, by striking the page.
..... Page 20, by striking lines 1 through 35.
..... Page 21A, by striking lines 1 through 35.
11. Page 5, by striking lines 14 through 25 and inserting in lieu thereof the following:
"receives services. For the budget year beginning July 1, 1975, the total number of nonpublic pupils served by each area education agency and the number of nonpublic school pupils residing within each school
district in the area to be served by the area education agency for media and other services shall be submitted by the department of public instruction to the state comptroller within one week after this Act is duly published. For school years subsequent to the school year beginning July 1, 1975, each school district shall include in the second Friday in January enrollment report the number of nonpublic school pupils within each school district for media and other services served by the area."
12. Page 6, by striking lines 7 through 50.
13. Page 7, by striking lines 1 through 13. 3779F
14. Page 7, by inserting after line 20 the following:
"..... Page 24B by inserting after line 55 the following:
"Sec. ..... Sections four hundred forty-two point fourteen (442.14) through four hundred forty-two point twenty (442.20), Code 1975, are repealed." inserting in lieu thereof the following:
"..... Amend the title, line 17, by inserting
after the word "growth" the words "and distribute certain funds".
..... Amend the title, line 17, by striking the words

## 26

$$
27
$$

H—3779B
32 16. Renumber the sections and correct internal
33 references in conformance with this amendment.
On motion by Patchett of Johnson, amendment H-3779B, to the Senate amendment $\mathrm{H}-3720$, was adopted.

Patchett of Johnson moved the adoption of amendment $\mathrm{H}-3779 \mathrm{C}$, to the Senate amendment H-3720.

Roll call was requested by Branstad of Winnebago and Wulff of Black Hawk.

On the question "Shall amendment H-3779C, to the Senate amendment $\mathrm{H}-3720$, be adopted?"

The ayes were, 45:

| Anderson | Dunton | Hutchins | Nielsen |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Jesse | Norland |
| Baker | Fitzgerald | Jochum | Patchett |
| Bina | Gilloon | Jordan | Pavich |
| Brandt | Hargrave | Koogler | Poncy |
| Brunow | Harper | Krause | Scheelhaase |
| Byerly | Hennessey | Lonergan | Spear |
| Caffrey | Higgins | Middleton | Svoboda |
| Connors | Hines | Miller, A.V. | Walter |
| Cusack | Hinkhouse | Miller,K. D. | Wells |
| Dieleman | Horn | Monroe | Mr. Speaker |
| Doyle |  |  |  |

The nays were, 27:

| Bennett | Daggett <br> Bittle |
| :--- | :--- |
| Banker |  |
| Branstad | Egenes <br> Evans |
| Clark | Gvantleman |
| Crabb | Hanten |
| Crawford | Hansen |
|  | Harvey |

Absent or not voting, 28 :

| Brockett | Hullinger |
| :--- | :--- |
| DenHerder | Junker |
| Drake | Kreamer |
| Fullerton | Lageschulte |
| Griffee | Lindeen |
| Halvorson | Lipsky |
| Howell | McElroy |

Amendment $\mathrm{H}-3779 \mathrm{C}$ was adopted.
Stromer of Hancock offered the following amendment H-3785, to the Senate amendment H-3720, filed by Stromer, et al.:

H-3785
Amend the Senate amendment ( $\mathrm{H}-3720$ ) to House File
558, as amended, passed and reprinted by the House
as follows:

1. Page 2, by striking lines 20 through 50.
2. Page 3 , by striking lines 1 through 4.
3. Renumber the sections and correct internal
references in conformance with this amendment.
Speaker pro tempore Jesse in the chair at 4:05 p.m.
Stromer of Hancock moved the adoption of amendment H-3785.

Roll call was requested by Branstad of Winnebago and Stromer of Hancock.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-3785$, to the Senate amendment $\mathrm{H}-3720$, be adopted?"

The ayes were, 35:

| Baker | Crawford | Krause | Spear |
| :---: | :---: | :---: | :---: |
| Bennett | Daggett | Menke | Spencer |
| Bittle | Danker | Millen | Stephens |
| Bortell | Egenes | Miller, K. D. | Stromer |
| Branstad | Evans | Miller, O. L. | Tauke |
| Brunow | Hansen | Nielsen | Welden |
| Byerly | Harvey | O'Halloran | Wyckoff |
| Caffrey | Hines | Perkins | Mr. Speaker |
| Crabb | Husak | Readinger | (Jesse) |
| The nays were, 39: |  |  |  |
| Anderson | Dyrland | Hullinger | Norland |
| Avenson | Fitzgerald | Hutchins | Patchett |
| Bina | Gentleman | Jochum | Pavich |
| Brandt | Gilloon | Jordan | Poncy |
| Clark | Hargrave | Koogler | Scheelhaase |
| Cochran | Harper | Lonergan | Svoboda |
| Cusack | Hennessey | Middleswart | Walter |
| Dieleman | Higgins | Middleton | Wells |
| Doyle | Hinkhouse | Miller, A. V. | Wulff |
| Dunton | Horn | Monroe |  |
| Absent or not voting, 26: |  |  |  |
| Brockett | Howell | Mennenga | Schroeder |
| Connors | Junker | Nealson | Small |
| Den Herder | Kreamer | Newhard | Tofte |
| Drake | Lageschulte | Oakley | Varley |
| Fullerton | Lindeen | Pellett | West |
| Griffee | Lipsky | Rinas | Woods |
| Halvorson | McElroy |  |  |

Amendment $\mathrm{H}-3785$ lost.
Patchett of Johnson offered the following amendment H-3826, to the Senate amendment H-3720, filed by Patchett, Daggett,

Bortell, Byerly and Stromer from the floor and moved its adoption:

## H-3826

1 Amend the Senate amendment (H-3720) to House
2 File 558 as amended, passed and reprinted by the
3 House, as follows:
4 1. Page 1, by inserting after line 4 the
5 following:
6 "..... Page 4A, by inserting after line 24 the
7 following:
"Sec. ..... Section two hundred seventy-three point two (273.2), unnumbered paragraph five (5), Code 1975, is amended to read as follows:

The board of directors of an area education agency shall not establish programs and services which duplicate programs and services which are or may be provided by the area schools under the provisions of chapter 280A. An area education agency shall contract, whenever practicable, with other school corporations for the use of personnel, buildings, facilities, supplies, equipment, programs, and services."
2. Renumber the sections and correct internal references in conformance with this amendment.
Amendment H—3826 was adopted.
Patchett of Johnson offered amendment H-3819, to the Senate amendment $\mathrm{H}-3720$, filed by him from the floor and requested division of the amendment as follows:
H-3819
1 Amend the Senate amendment ( $\mathrm{H}-3720$ ) to House
2 File 558, as amended, passed and reprinted by the
3 House, as follows:
H-3819A
4 1. Page 2, by striking lines 18 and 19.
H-3819B
5 2. Page 2, by inserting after line 19 the
6 following:
7 "..... Page 8, by inserting after line 20 the
8 following:
9 "or Iowa students attending a nonpublic school
10 in the district"."
H-3819A
11 3. Page 3, by striking lines 5 through 12.
Patchett of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3819 \mathrm{~A}$ be withdrawn.

On motion by Patchett of Johnson, amendment H-3819B was adopted.

Bennett of Ida offered the following amendment H-3784, to the Senate amendment $\mathrm{H}-3720$, filed by him and moved its adoption:

| H-3784 |  |
| :--- | :--- |
| 1 | Amend the Senate amendment (H-3720) to House File |
| 2 | 558 as amended, passed and reprinted by the House as |
| 3 | follows: |
| 4 | 1. Page 2, by striking lines 24 through 39 and |
| 5 | inserting in lieu thereof the following: |
| 6 | "a. For the school years beginning July 1, 1975, |
| 7 | and July 1, 1976, the state comptroller shall |
| 8 | compute for each district an adjusted enrollment |
| 9 | equal to one of the following: |
| 10 | (1) If a district has a decrease from the basic |
| 11 | enrollment of the base year to the basic enrollment |
| 12 | of the budget year, the state comptroller shall |
| 13 | determine an adjusted enrollment for the district |
| 14 | by adding an amount equal to one hundred percent |
| 15 | of the decrease to the extent that the decrease |
| 16 | is not more than two percent of the base year's |
| 17 | basic enrollment, and fifty percent of the remain- |
| 18 | ing decrease, to the basic enrollment for the budget |
| 19 | year, or add to the sum of the basic enrollment for |
| 20 | the budget year the adjustments made for decreasing |
| 21 | enrollment under the law in effect July first of |
| 22 | the base year, whichever is greater. |
| 23 | (2) If a district does not have a decrease from |
| 24 | the basic enrollment of the base year to the basic |
| 25 | enrollment of the budget year, its adjusted enroll- |
| 26 | ment for the buget year is the greater of its basic |
| 27 | enrollment for the budget year or its basic enroll- |
| 28 | ment for the base year plus adjustments made for |
| 29 | decreasing enrollment under the law in effect July |
| 30 | first of the base year." |
| 31 | 2. Page 2, line 41, by striking the figure "1975" |
| 32 | and inserting in lieu thereof the figure "1976". |

Roll call was requested by Bennett of Ida and Menke of O'Brien.
On the question "Shall amendment H-3784, to the Senate amendment $\mathrm{H}-3720$, be adopted?"

The ayes were, 29:

| Bennett | Danker | Hutchins | Spencer |
| :---: | :---: | :---: | :---: |
| Bina | Egenes | Jochum | Stephens |
| Bortell | Gilloon | Menke | Stromer |
| Branstad | Hansen | Millen | Tauke |
| Crabb | Harvey | Miller, O. L. | Varley |
| Crawford | Higgins | Perkins | Welden |
| Cusack | Hines | Readinger | Wyckoff |
| Daggett The nays were, 37: |  |  |  |
| Anderson | Dieleman | Hennessey | Lonergan |
| Baker | Doyle | Hinkhouse | Middleswart |
| Brandt | Dunton | Hullinger | Middleton |
| Brunow | Dyrland | Husak | Miller, K. D. |
| Byerly | Fitzgerald | Jordan | Monroe |
| Caffrey | Gentleman | Koogler | Nielsen |
| Clark | Harper | Krause | Norland |



Amendment $\mathrm{H}-3784$ lost.
Nielsen of Polk in the chair at 4:52 p.m.
Norland of Worth offered the following amendment $\mathrm{H}-3741$, to the Senate amendment $\mathrm{H}-3720$, filed by Norland, et al.:
H-3741
1 Amend the Senate amendment (H-3720) to House File
2 558, as House File 558 was amended, passed and re-
3 printed by the House, page 3, by striking lines 33
4 through 45.
Speaker pro tempore Jesse in the chair at 4:58 p.m.
Norland of Worth moved the adoption of amendment H-3741, to the Senate amendment H-3720.

Roll call was requested by Norland of Worth and Scheelhaase of Woodbury.

On the question "Shall amendment $\mathrm{H}-3741$, to the Senate amendment H-3720, be adopted ?"

The ayes were, 53:

| Anderson | Cusack | Higgins | Norland |
| :--- | :--- | :--- | :--- |
| Avenson | Daggett | Hines | O'Halloran |
| Baker | Dieleman | Horn | Pavich |
| Bina | Doyle | Jochum | Poncy |
| Bittle | Dunton | Koogler | Scheelhaase |
| Bortell | Dyrland | Lindeen | Spear |
| Brandt | Egenes | Lonergan | Spencer |
| Brunow | Evans | Middleswart | Svoboda |
| Byerly | Fitzgerald | Middleton | Tauke |
| Caffrey | Gentleman | Miller, A.V. | Walter |
| Clark | Gilloon | Miller, K. D. | Wells |
| Cochran | Hansen | Monroe | Mr. Speaker |
| Connors | Harper | Nielsen | (Jesse) |
| Crawford | Harvey |  |  |
| The nays were, | 22: |  |  |
| Bennett | Hargrave | Hutchins | Millen |
| Brandstad | Hennessey | Jordan | MMiller, O.L. |
| Crabb | Hinkhouse | Krause | Patchett |
| Danker | Husak | Menke | Perkins |


| Readinger <br> Stephens | Stromer <br> Varley | Welden | Wyckoff |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 25: |  |  |  |
| Brockett | Hullinger | Mennenga | Schroeder |
| Den Herder | Junker | Nealson | Small |
| Drake | Kreamer | Newhard | Tofte |
| Fullerton | Lageschulte | Oakley | West |
| Griffee | Lipsky | Pellett | Woods |
| Halvorson | McElroy | Rinas | Wulf |

Amendment H-3741 was adopted.
The House resumed consideration of amendment $\mathrm{H}-3779$.
Patchett of Johnson asked and received unanimous consent that amendment H-3779D be withdrawn.

Speaker Cochran in the chair at 5:42 p.m.
Patchett of Johnson moved the adoption of amendment H-3779E.

Roll call was requested by Welden of Hardin and Danker of Pottawattamie.

On the question "Shall amendment H-3779E, to the Senate amendment H-3720, be adopted?"

The ayes were, 32:


Patchett of Johnson asked and received unanimous consent that amendment H-3779F, to the Senate amendment H-3720, be withdrawn.

Patchett of Johnson moved the adoption of amendment $\mathrm{H}-3779 \mathrm{G}$, to the Senate amendment $\mathrm{H}-3720$.

A non-record roll call was requested.
The ayes were 60 , nays 10 .
Amendment H—3779G was adopted.
Patchett of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3779 \mathrm{H}$, to the Senate amendment $\mathrm{H}-3720$, be withdrawn.

Byerly of Polk offered the following amendment H-3827, to the Senate amendment H-3720, filed by him and Norland of Worth from the floor: 3827

Amend the Senate amendment (H--3720) to House File 558 as amended, passed and reprinted by the House as follows:

1. Page 2, by inserting after line 19 the following:
"..... Page 9, by inserting after line 10 the following:
"Sec. ..... Section four hundred forty-one point forty-eight (441.48), Code 1975, is amended to read as follows:
441.48 NOTICE OF ADJUSTMENT. Before the director
of revenue shall adjust the valuation of any kind or class of property any such percentage, the director shall serve ten days' notice by mail, on the [assessor] county auditor of the county whose valuation is proposed to be adjusted and the director shall hold an adjourned meeting after such ten days' notice, at which time such [assessor] county jurisdiction may appear by its [assessor] city council or board of supervisors, city or county attorney, or otherwise, and make written or oral protest against such proposed adjustment, which protest shall consist simply of a statement of the error, or errors, complained of with such facts as may lead to their correction, and at such adjourned meeting final action may be taken in reference thereto.

Sec. ..... Section four hundred forty-one point forty-nine (441.49), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
441.49 ADJUSTMENT BY COUNTY AUDITOR. The director shall keep a record of the review and adjustment proceedings and finish such proceedings on or before the third Monday of October. The director shall notify each county auditor by mail of the final action

## Page 2

1 sections four hundred forty-one point thirty-seven
2 (441.37), four hundred forty-one point thirty-eight
3 (441.38), and four hundred forty-one point thirty-nine
4 441.39) of the Code, but such review shall be limited
5 only to the action taken by the assessor for the
6 current year, not for prior years. The filer of a
7 protest may do so within the period of ten days before
8 the reconvened session of the board of review. The
9 dates stipulated in section four hundred forty-one
10 point thirty-seven (441.37) of the Code shall be changed
taken at the proceedings and specify any adjustments
in the valuations of any kind or class of property to be made effective for the jurisdiction. The county auditor shall thereupon add to or deduct from the valuation of each kind or class of property in his county the required percentage, rejecting all fractions of fifty cents or less in the result, and counting all fractions over fifty cents as one dollar. In making the adjustments the assessor shall see to it that in no case shall the market value of an individual property exceed one hundred percent of its value determined in accordance with section four hundred forty-one point twenty-one (441.21) of the Code. For the purposes of this section, a taxpayer affected by the assessor's revaluation and reassessment shall have the right to have the same reviewed in the manner provided for in to coincide with the applicable dates of the reconvened board of review. This change of dates shall be limited only to section four hundred forty-one point forty-nine (441.49) of the Code."
2. Amend the title, line 19, by inserting before the word "providing" the words "providing for changes in property valuation procedures,".
3. Renumber the sections and correct internal references in conformance with this amendment.

Stromer of Hancock rose on a point of order that amendment $\mathrm{H}-3827$ was not germane.

The Speaker ruled the point well taken and amendment H-3827 not germane.

Byerly of Polk moved that the rules governing germaneness be suspended for the consideration of amendment H-3827.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 51 , nays 22 .
The motion prevailed and the House resumed consideration of amendment H-3827.

Byerly of Polk asked and received unanimous consent that amendment H-3827, to the Senate amendment H-3720, be withdrawn.

Patchett of Johnson moved that the House concur in the Senate amendment, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Patchett of Johnson moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 558)
The ayes were, 71:

| Anderson | Dieleman | Hullinger | Norland |
| :--- | :--- | :--- | :--- |
| Avenson | Doyle | Husak | O'Halloran |
| Baker | Dunton | Hutchins | Patchett |
| Bennett | Dyrland | Jesse | Pavich |
| Bina | Egenes | Jochum | Perkins |
| Bittle | Evans | Jordan | Poncy |
| Bortell | Fitzgerald | Koogler | Readinger |
| Brandt | Gentleman | Krause | Scheelhaase |
| Branstad | Gilloon | Lindeen | Spear |
| Brunow | Hansen | Lonergan | Spencer |
| Byerly | Hargrave | Menke | Svoboda |
| Caffrey | Harper | Middleswart | Tauke |
| Clark | Harvey | Middleton | Varley |
| Connors | Hennessey | Millen | Walter |
| Crabb | Higgins | Miller, A. V. | Wells |
| Crawford | Hines | Miller, K. D. | Wyckoff |
| Cusack | Hinkhouse | Monroe | Mr. Speaker |
| Daggett | Horn | Nielsen |  |

The nays were, 2 :
Danker Stephens
Absent or not voting, 27:

| Brockett | Junker | Nealson | Stromer |
| :--- | :--- | :--- | :--- |
| Den Herder | Kreamer | Newhard | Tofte |
| Drake | Lageschulte | Oakley | Welden |
| Fullerton | Lipsky | Pellett | West |
| Griffee | McElroy | Rinas | Woods |
| Halvorson | Mennenga | Schroeder | Wulff |
| Howell | Miller, O. L. | Small |  |

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

## MOTION TO RECONSIDER LOST <br> (House File 558)

Patchett of Johnson moved to reconsider the vote by which House File 558 passed the House.

A non-record roll call was requested.

The ayes were 13, nays 53 .
The motion lost.
MOTION TO SUSPEND RULES LOST
(Request to Vote)
The following persons asked for unanimous consent in their absence to be recorded as voting "aye" on House File 558: Stromer of Hancock, McElroy of Fremont and Miller of Calhoun.

Objection was raised.
Middleswart of Warren moved that the rules be suspended to record these members as voting "aye" on House File 558.

Roll call was requested by Millen of Van Buren and Bittle of Polk.

On the question "Shall the rules be suspended?"
The ayes were, 41 :

| Avenson | Fitzgerald <br> Gentleman <br> Bennett |
| :--- | :--- |
| Bittle | Gilloon |
| Brandt | Hansen |
| Branstad | Hargrave |
| Clark | Harper |
| Connors | Harvey |
| Crawford | Hennessey |
| Doyle | Hinkhouse |
| Dunton | Horn |
| Egenes |  |

$\left.\begin{array}{ll}\text { Hullinger } & \begin{array}{l}\text { Norland } \\ \text { Hutchins }\end{array} \\ \text { Krause } & \begin{array}{l}\text { O'Halloran }\end{array} \\ \text { Patchett }\end{array}\right)$

The nays were, 28:

| Anderson | Daggett | Jesse | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Danker | Jochum | Poncy |
| Bina | Dieleman | Jordan | Scheelhaase |
| Bortell | Dyrland | Koogler | Spear |
| Brunow | Evans | Lonergan | Stephens |
| Byerly | Higgins | Miller, A. V. | Tauke |
| Cusack | Hines | Monroe | Walter |
| Absent or not voting, 31: |  |  |  |
| Brockett | Howell |  |  |
| Caffrey | Husak | Miller, O. L. | Spencer |
| Crabb | Junker | Nealson | Stromer |
| Den Herder | Kreamer | Newhard | Tofte |
| Drake | Lageschulte | Oakley | Pellett |
| Fullerton | Lipsky | Rinas | Welden |
| Griffee | McElroy | Schroeder | Woods |
| Halvorson | Mennenga | Small | Wulff |

The motion lost.
Harvey of Scott moved to suspend the rules to rescind the absentee voting of Halvorson of Clayton and Pellett of Cass on House File 864.

Higgins of Scott rose on a point of order that the motion was out of order.

The Speaker ruled the point well taken and the motion not in order.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 29)

We hereby request that House Resolution 29, filed on May 5, 1975, found on pages 1534 and 1535 of the House Journal, be placed on the unanimous consent calendar under Rule 26.

BRUNOW of Appanoose<br>HARPER of Davis HULLINGER of Decatur

(House Resolution 33)
We hereby request that House Resolution 33, filed on May 7, 1975, and found on page 1616 of the House Journal, be placed on the unanimous consent calendar.

> BAKER of Buena Vista NIELSEN of Polk WOODS of Polk

## EXPLANATION OF VOTE (Amendment H—3818 to House File 864)

I was necessarily absent from the House chamber when the vote was taken on amendment $\mathrm{H}-3818$ to House File 864. Had I been present, I would have voted "nay."

MIDDLETON of Black Hawk

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 8, 1975, he approved and transmitted to the Secretary of State the following bill:

House File 43, an act permitting the advertisement of beer by brand name on the inside of fences surrounding ballparks.

SUBCOMMITTEE ASSIGNMENTS

House File 854
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Pavich
Norland
Wyckoff

House File 857
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
Senate Joint Resolution 6
Appropriations
Harper, Chairman
Den Herder
Horn

Senate File 483
Ways and Means
Norland, Chairman
Bina
Dyrland
Svoboda
West
Egenes
Harvey

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## WAYS AND MEANS

32. Relating to changes in dates and
clarification of dates of the fiscal
year.
Bittle, Chairman
Middleton
Jochum

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 883, a bill for an act relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3820
1 Amend House File 121 as follows:

1. Page 1, by inserting after line 32 the
following new section:
"Sec. 2. Section four hundred twenty-two point forty-five (422.45), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. Gross receipts from the sale of admission tickets by any public school district or nonpublic school for any function sanctioned and conducted by the public school district or nonpublic school."
2. Amend the title page, line 1 , by inserting after the word "laundries" the words "and public and nonpublic school admission tickets".

JUNKER of Woodbury
H-3821
Amend House File 828 as follows:

1. Page 2 , by inserting after line 4 the following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint to an interim study committee a member of the general assembly who sponsored the resolution authorizing that interim study committee nor shall the council appoint a member of the general assembly who has previously served on an interim study committee until every member of the general assembly who has not
previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

MILLER of Buchanan

3822
Amend House File 828 as follows:

1. Page 2 , by inserting after line 4 the following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint a member of the general assembly who has previously served on an interim study committee or who is serving on the council or its committees and subcommittees or a study committee and subcommittes of a standing committee, until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

## MILLER of Buchanan

3825
Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 4, by striking lines 28 and 29 and inserting in lieu thereof the words "of the Code. During a teacher's first two years of employment, the teacher's employment may".
2. Page 4 , line 32 , by inserting after the period the words "Although a teacher with less than two years of employment has a limited right to appeal a termination of employment under this section, it is the intent of the general assembly that when such teacher is issued a contract by the board, it is with the full confidence of the board in the teacher's ability to fulfill the terms of the contract in a satisfactory manner."
3. Page 4, line 32, by striking the words
"A probationary teacher" and inserting in lieu thereof the words "The contract with a teacher who has less than two consecutive years of employment".

H-3823
1 Amend Senate File 427, as passed by the Senate, on 2 page 1, after line 18, by inserting the following:

18

24
25 27 (17A) of the Code. The attorney general may inter-
29 vene in the action if the attorney general determines
29 initiate an action in the district court.
2. The complainant must file the action within one hundred twenty days of the receipt of the letter from the commission.
3. The action shall be in equity.

An action brought under this section shall not constitute an action within the meaning of, and the person shall not be required to seek judicial review pursuant to, the provisions of chapter seventeen $A$ the case is of general public importance."
"Sec. 4. Chapter six hundred one A (601A), Code 1975, is amended by adding the following new section: NEW SECTION.

1. The complainant may bring an action in the district court of the county in which the alleged discriminatory practice occurred if within one plaint is filed the commission has not concluded an action under and pursuant to this chapter. Prior to bringing such an action the complaint shall request a letter from the commission which shall include the date of filing, the names and addresses of respondents, the action, if any, the commission has taken and which shall indicate whether or not the complainant under this section is entitled to

BRANDT of Black Hawk
H-3824
1 Amend Senate File 427, as passed by the Senate, 2 page 1, lines 4 and 5 , by striking the words and num3 bers "two hundred thirty-two thousand eight hundred 4 sixty-four ( 232,864 )" and inserting in lieu thereof
5 the words and numbers "two hundred forty-nine thousand
6 one hundred nineteen $(249,119)$ ".
HIGGINS of Scott VARLEY of Adair CAFFREY of Polk CLARK of Lee JOCHUM of Dubuque TAUKE of Dubuque DYRLAND of Clayton BROCKETT of Marshall BRANDT of Black Hawk BITTLE of Polk

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, May 12, 1975.

## JOURNAL OF THE HOUSE

One Hundred Twentieth Calendar Day-Seventy-ninth Session Day

> Hais of the House of Representatives Dis Monvs, Iowa, Monday, May 12,1975

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

Prayer was offered by the Reverend Paul Hart, pastor of the St. Patrick's Catholic Church, Ottumwa, Iowa.

The Journal of Friday, May 9, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Kim Peterson, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Dyrland of Clayton on request of Small of Johnson; Patchett of Johnson on request of Poncy of Wapello; Spencer of Clay on request of Tofte of Winneshiek; Clark of Lee on request of Tauke of Dubuque; Jochum of Dubuque on request of Higgins of Scott; Danker of Pottawattamie on request of Menke of O'Brien; Stromer of Hancock on request of Varley of Adair.

## PRESENTATION OF VISITORS

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

Fifty-two sixth grade students from Adair-Casey Community School, Adair, Iowa, accompanied by Mrs. Marckmann, Mrs. Bassett and Mr. Boelman. By Pellett of Cass.

Fifty-two ninth grade government students from Carlisle, Iowa, accompanied by Gary Sinclair. By Anderson of Jasper.

Forty-six fifth grade students from West Marshall Community School, State Center, Iowa, accompanied by Mrs. Harrison and Mrs. Speers. By West of Marshall.

Thirty-four fifth grade students from Centerville Elementary School, Lakeview, Iowa, accompanied by Linda Baker. By Brunow of Appanoose.

Thirty-six students from Valley High School of Clermont, Elgin and Wadena, Iowa, accompanied by Mr. Ashby and Mr. Lenhardt. By Tofte of Winneshiek and Halvorson of Clayton.

## PETITIONS FILED

The following petitions were received and placed on file:
By Daggett of Adams from thirty-eight residents of Taylor County supporting Senate File 36, establishing area agencies on aging.

By Scheelhaase of Woodbury from twenty-six Sergeant BluffLuton teachers supporting Senate File 205.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 883, under Rule 36.

## HOUSE CONCURRENT RESOLUTION 50 <br> By Committee on Energy

Whereas, the regulation of hazardous substances includes regulating the transportation and use of all materials which may pose an unreasonable risk to health, safety or property; and

Whereas, there is concern over the biological effects of radiation, including radiation emitted by x-ray equipment, radioisotopes, nuclear reactors and other sources; and

Whereas, of the two hundred forty-five pieces of x-ray equipment inspected last year in this state, seventy were found to have serious deficiencies; and

Whereas, the use of nuclear electrical power plants has increased in the recant pasts and

Whoreas, several aspects of nuclear electrical power plant safety have proved controversial; and

Whereas, Iowa is one of only a few states which has not adopted regulations for the monitoring of hazardous substances in general; and

Whereas, the Midwest Nuclear Board is currently involved in encouraging uniformity of regulations relating to the transportation of hazardous substances; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council create a study committee, as provided by law, composed of members of the Senate and the House of Representatives to conduct a study, during the 1975 interim, of the regulation of hazardous substances, which study shall include:

1. An analysis and determination of the proper and most efficient role of the state in the enactment of legislation on the transportation, use, and storage of hazardous materials;
2. Determination of the need of coordinating enforcement

## Page 2

1 by existing state agencies of regulations pertaining to the transportation, use and storage of hazardous materials;
3. Analysis of the preemptive positions of Federal law governing regulation by the states; and

Be It Further Resolved, That the study committee shall prepare a report of its findings for submission to the legislative council and the members of the Sixty-sixth General Assembly meeting during the 1976 Session, which report shall be accompanied by the necessary legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 31)

We hereby request that House Resolution 31, filed on May 6, 1975, and found on page 1567 of the House Journal, be placed on the unanimous consent calendar.

> DYRLAND of Clayton
> SMALL of Johnson HENNESSEY of Delaware
(House Resolution 32)
We hereby request that House Resolution 32, filed on May 7, 1975, and found on pages 1615 and 1616 of the House Journal, be placed on the unanimous consent calendar.

BYERLY of Polk NIELSEN of Polk WOODS of Polk
(House Resolution 84)
We hereby request that House Resolution 34, filed on May 9, 1975, and found on page 1666 of the House Journal, be placed on the unanimous consent calendar.

WELLS of Linn
DEN HERDER of Sioux DOYLE of Woodbury

## CONSIDERATION OF BILLS

RETURNED TO REGULAR CALENDAR
(House File 704)
The House resumed consideration of House File 704, a bill for an act relating to operation of motorcycles by persons issued instruction permits.

Nielsen of Polk in the chair at 10:25 a.m.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3566$ filed by him and moved its adoption :
$\mathrm{H}-3566$
1 Amend House File 704, page 1, by striking all after
2 the period in line 14, and all of line 15.
A non-record roll call was requested.
The ayes were 51, nays 19.
Amendment $\mathrm{H}-3566$ was adopted.
Debate having exceeded the allowed time, House File 704 is returned to the regular calendar.

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

The House resumed consideration of House File 824, a bill for an act relating to the amount of capital surplus required by insurance companies to transact business in Iowa.

Small of Johnson offered the following amendment H-3792 filed by him and Kreamer of Polk and moved its adoption:

## H-3792

1 Amend House File 824 as follows:
2 1. Page 2, by striking all of lines 34 and 35, 3 and page 3, by striking all of lines 1 and 2 and 4 inserting in lieu thereof the following: "not less 5 than [two hundred thousand] two million dollars[; 6 provided that the commissioner of insurance, if in
7 his judgment it appears necessary, may require
8 surplus in excess of said amount, but not more than
9 three hundred thousand dollars]."
Amendment H-3792 was adopted.
Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 824)
The ayes were, 79 :

| Anderson | Den Herder | Hargrave | Kreamer |
| :---: | :---: | :---: | :---: |
| Baker | Dieleman | Harper | Lageschulte |
| Bennett | Doyle | Harvey | Lindeen |
| Bina | Drake | Hennessey | Lipsky |
| Bortell | Dunton | Higgins | Lonergan |
| Brockett | Egenes | Hines | McElroy |
| Brunow | Evans | Hinkhouse | Menke |
| Byerly | Fitzgerald | Hullinger | Mennenga |
| Caffrey | Fullerton | Husak | Middleswart |
| Cochran | Gentleman | Hutchins | Middleton |
| Connors | Gilloon | Jordan | Miller, A. V. |
| Crawford | Griffee | Junker | Miller, K. D. |
| Cusack | Halvorson | Koogler | Miller, O. L. |
| Daggett | Hansen | Krause | Nealson |


| Newhard | Readinger | Stephens | West |
| :---: | :---: | :---: | :---: |
| Norland | Rinas | Svoboda | Woods |
| Oakley | Scheelhaase | Tauke | Wulff |
| Pavich | Schroeder | Tofte | Wyckoff |
| Pellett | Small | Varley | Mr. Speal |
| Poncy | Spear | Walter | (Nielse |
| The nays were, 1: |  |  |  |
| Monroe |  |  |  |
| Absent or not voting, 20: |  |  |  |
| Avenson | Crabb | Jesse | Perkins |
| Bittle | Danker | Jochum | Spencer |
| Brandt | Dyrland | Millen | Stromer |
| Branstad | Horn | O'Halloran | Welden |
| Clark | Howell | Patchett | W.ells |

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

## RETURNED TO REGULAR CALENDAR (Senate File 317)

The House resumed consideration of Senate File 317, a bill for an act relating to fish and game licenses and providing a penalty, and amendment $\mathrm{H}-3666$.

Debate having exceeded the allowed time, Senate File 317 is returned to the regular calendar.

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

House File 843, a bill for an act relating to the width of certain vehicles or loads on such vehicles, was taken up for consideration.

The Speaker announced that debate had exceeded the allowed time on House File 843.

Jordan of Linn asked and received unanimous consent to suspend the rules governing the allowed time for debate to further consider House File 843.

Wulff of Black Hawk offered the following amendment H-3829 filed by him from the floor:

H-3829
1 Amend House File 843 as follows:
2 1. Page 1, by inserting after line 15 the
3 following new section:
"Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), subsection five
(5), Code 1975, is amended to read as follows:
5. No combination of vehicles coupled together

8 which are used exclusively for the transportation of

```
    passenger vehicles, light delivery trucks, panel
    delivery trucks, pickup trucks, travel trailers,
    boats, farm and industrial tractors and self-
    propelled farm implements, nonself-propelled
    implements of husbandry, and self-propelled vehicles
    shall have an unladen length, inclusive of front
    and rear bumpers in excess of sixty feet, but
    the passenger vehicles, light delivery trucks,
    panel delivery trucks, pickup trucks, or boats being
    transported may extend up to three feet beyond the
    front and rear bumpers of the transporting vehicles
    when the overall length of the vehicle with load
    does not exceed sixty-five feet."
    2. Amend the title, line 1, by inserting after
the word "width" the words "and length".
```

Husak of Tama rose on a point of order that amendment $\mathrm{H}-3829$ was not germane.

The Speaker ruled the point well taken and amendment H-3829 not germane.

Branstad of Winnebago moved that the rules governing germaneness be suspended for the consideration of amendment H-3829.

A non-record roll call was requested.
The ayes were 34 , nays 44 .
The motion lost.
Jordan of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 843)
The ayes were, 84:

| Anderson | Daggett <br> Den Herder | Hennessey <br> Higenson | Lonergan <br> Baker |
| :--- | :--- | :--- | :--- |
| Dieleman | Hines | McElroy |  |
| Bennett | Doyle | Hinkhouse | Menke |
| Bina | Drake | Horn | Middleswart |
| Bortell | Dunton | Howell | Middleton |
| Brandt | Egenes | Hullinger | Millen |
| Branstad | Evans | Hiler, A. V. |  |
| Brockett | Fitzgerald | Hutchins | Miller, K. D. |
| Brunow | Fullerton | Jesse | Miller, O.L. |
| Byerly | Gentleman | Jordan | Nealson |
| Caffrey | Gilloon | Junker | Newhard |
| Cochran | Griffee | Koogler | Norland |
| Connors | Halvorson | Krause | Oakley |
| Crabb | Hansen | Lageschulte | Pavich |
| Crawford | Hargrave | Lindeen | Poncy |
| Cusack | Harper | Lipsky | Readinger |


| Rinas | Svoboda | Walter | Wulff |
| :---: | :---: | :---: | :---: |
| Scheelhaase | Tauke | Wells | Wyckoff |
| Schroeder | Tofte | West | Mr. Speaker |
| Small | Varley | Woods | (Nielsen) |
| Spear |  |  |  |
| The nays were, 2: |  |  |  |
| Harvey | Kreamer |  |  |
| Absent or not voting, 14: |  |  |  |
| Bittle | Jochum | Patchett | Stephens |
| Clark | Mennenga | Perkins | Stromer |
| Danker | Monroe | Spencer | Welden |
| Dyrland | O'Halloran |  |  |

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

> MOTION TO RECONSIDER
> (House File 843)

I move to reconsider the vote by which House File 843 passed the House on May 12, 1975.

> JORDAN of Linn

## RETURNED TO REGULAR CALENDAR <br> (House File 693)

House File 693, a bill for an act relating to the compensation of commissions of the department of environmental quality, was taken up for consideration.

Debate having exceeded the allowed time, House File 693 is returned to the regular calendar.

## HOUSE FILE 791 DEFERRED

Hutchins of Guthrie asked and received unanimous consent that House File 791 be deferred and that the bill retain its place on the calendar.

## RULES SUSPENDED <br> (House File 704)

Gilloon of Dubuque asked and received unanimous consent to suspend the rules governing the allowed time for debate to further consider House File 704, a bill for an act relating to operation of motorcycles by persons issued instruction permits.

Gilloon of Dubuque moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 704)
The ayes were, 87 :

| Anderson <br> Avenson | Dunton <br> Egenes | Koogler <br> Brause | Pavich <br> Pellett |
| :--- | :--- | :--- | :--- |
| Bennertt | Evans | Kreamer | Poncy |
| Binnetr | Fitgerald | Lageschulte | Readinger |
| Bina | Fullerton | Lindeen | Rinas |
| Bortell | Gentleman | Lipsky | Scheelhaase |
| Brandt | Gilloon | Lonergan | Schroeder |
| Branstad | Halvorson | McElroy | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Stephens |
| Byerly | Harper | Middleswart | Svoboda |
| Caffrey | Harvey | Middleton | Tauke |
| Cochran | Hennessey | Millen | Tofte |
| Connors | Higgins | Miller, A.V. | Varley |
| Crabb | Hines | Miller, K. D. | Walter |
| Crawford | Hinkhouse | Miller, O. L. | Wells |
| Cusack | Horn | Monroe | West |
| Daggett | Howell | Nealson | Woods |
| Den Herder | Hullinger | Newhard | Wulff |
| Dieleman | Husak | Norland | Wyckoff |
| Doyle | Hutchins | Oakley | Mr. Speaker |
| Drake | Jordan | O'Halloran | (Nielsen) |

The nays were, none.
Absent or not voting, 13:
Bittle Griffee
Clark
Danker
Jesse
Dyrland

Junker
Patchett
Perkins

Spencer
Stromer Welden

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

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

Senate File 147, a bill for an act amending the duties of the court administrator, with report of committee recommending passage, was taken up for consideration.

Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 147)
The ayes were, 83:

| Anderson |
| :--- | :--- |
| Avenson |$\quad$| Byerly |
| :--- |
| Caffrey |,


| Dunton | Harper |
| :--- | :--- |
| Egenes | Harvey |
| Evans | Hennessey |
| Fitzgerald | Higgins |
| Fullerton | Hines |
| Gentleman | Hinkhouse |
| Gilloon | Horn |
| Halvorson | Howell |
| Hansen | Hullinger |
| Hargrave | Husak |


| Hutchins | Menke | O'Halloran | Svoboda |
| :--- | :--- | :--- | :--- |
| Jesse | Mennenga | Pavich | Tauke |
| Jordan | Middleton | Pellett | Tofte |
| Junker | Millen | Poncy | Varley |
| Koogler | Miller, A.V. | Readinger | Walter |
| Krause | Miller, K.D. | Rinas | Wells |
| Kreamer | Miller, O. L. | Schelhaase | West |
| Lageschulte | Monroe | Schroeder | Wulff |
| Lindeen | Nealson | Small | Wyckoff |
| Lonergan | Newhard | Spear | Mr. Speaker |
| McElroy | Oakley | Stephens | (Nielsen) |

The nays were, 2:
Lipsky
Woods
Absent or not voting, 15 :

Bittle
Clark
Cusack
Danker

Den Herder
Dyrland
Griffee Jochum

Middleswart
Norland
Patchett Perkins

Svoboda
Tauke
Tofte
Varley
Walter
Wells
West
Wulff
Wyckoff
(Nielsen)

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

Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty, with report of committee recommending passage, was taken up for consideration.

Speaker Cochran in the chair at 11:12 a.m.
Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 309)
The ayes were, 85 :

| Anderson | Egenes | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | Pellett |
| Baker | Fitzgerald | Kreamer | Poncy |
| Bennett | Fullerton | Lageschulte | Readinger |
| Bina | Gentleman | Lindeen | Rinas |
| Bortell | Gilloon | Lipsky | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Branstad | Hansen | McElroy | Small |
| Brockett | Hargrave | Menke | Spear |
| Brunow | Harper | Mennenga | Stephens |
| Byerly | Harvey | Middleswart | Svoboda |
| Caffrey | Hennessey | Middleton | Tauke |
| Connors | Higgins | Millen | Tofte |
| Crabb | Hines | Miller, A.V. | Varley |
| Crawford | Hinkhouse | Miller, K. D. | Walter |
| Cusack | Horn | Miller, O. L. | Wells |
| Daggett | Hullinger | Nealson | West |
| Den Herder | Husak | Newhard | Woods |
| Dieleman | Jesse | Nielsen | Wulff |
| Dol! | Jordan | Oakley | Wyckoff |
| Drake | Junker | O'Halloran | Mr. Speaker |
| Dunton |  |  |  |

The nays were, 2 :
Hutchins Monroe
Absent or not voting, 13:

| Bittle | Griffee | Norland | Spencer |
| :--- | :--- | :--- | :--- |
| Clark | Howell | Patchett | Stromer |
| Danker | Jochum | Perkins | Welden |
| Dyrland |  |  |  |

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

## MOTION TO RECONSIDER <br> (Senate File 309)

I move to reconsider the vote by which Senate File 309 passed the House on May 12, 1975.

## CONNORS of Polk

SENATE FILE 475 SUBSTITUTED FOR HOUSE FILE 818
Wyckoff of Benton asked and received unanimous consent to substitute Senate File 475 for House File 818.

Senate File 475, a bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvements, was taken up for consideration.

Middleswart of Warren offered the following amendment $\mathrm{H}-3717$ filed by him and Wyckoff of Benton and moved its adoption:

```
H-3717
    1 Amend Senate File 475, as passed by the Senate,
    as follows:
            Page 1, by inserting after line 20 the follow-
    ing new section:
            "Sec. ..... This Act, being deemed of immediate
    importance, shall take effect and be in force from
    and after its publication in The Dysart Reporter,
    a newspaper published in Dysart, Iowa, and in The
    Chariton Leader, a newspaper published in Chariton,
    Iowa."
```

Amendment $\mathrm{H}-3717$ was adopted.
Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On question "Shall the bill pass?" (S.F. 475)

The ayes were, 87:

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Evans |  |
| Baker | Fitzgerald |
| Bennett | Fullerton |
| Bina | Gentleman |
| Bortell | Gilloon |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cuack | Horn |
| Daggett | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jesse |
| Dunton | Jordan |

The nays were, none.
Absent or not voting, 13:

| Bittle | Griffee | Millen | Perkins |
| :--- | :--- | :--- | :--- |
| Clark | Jochum | Norland | Spencer |
| Danker | Mennenga | Patchett | Stromer |
| Dyrland |  |  |  |

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

## HOUSE FILE 818 WITHDRAWN

Wyckoff of Benton asked and received unanimous consent to withdraw House File 818 from further consideration by the House.

The House resumed consideration of House File 411, a bill for an act relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict.

Wyckoff of Benton offered the following amendment H-3339 filed by him and Harper of Davis and moved its adoption:

H—3339
1 Amend House File 411 as follows:
2 1. Pages 3 and 4 by striking all of sections
4 and 5.
2. By renumbering the remaining sections.

Amendment H-3339 was adopted.
Wyckoff of Benton offered the following amendment H-3595 filed by him and Small of Johnson and moved its adoption:

H—3595
1 Amend House File 411 as follows:

1. Page 5 , line 20 , by inserting after the word
"hundred" the word "fifty".
2. Page 5 , line 29, by striking the words

5 "three and one-half" and inserting in lieu thereof
6 the words "[three and one-half] ten".
Amendment H—3595 was adopted.
Wyckoff of Benton offered the following amendment H-3503 filed by him and Harper of Davis and moved its adoption:
H-3503
1 Amend House File 411 as follows:

1. Page 8, by striking all of lines 21 through
2. 
3. Page 9, by striking all of lines 1 through 8.

Amendment H-3503 was adopted.
With the adoption of amendment H-3503, amendment H-3583, filed by Stromer of Hancock on April 17, 1975, and found on pages 1181 and 1182 of the House Journal, and amendment H-3571, filed by Bina of Scott on April 15, 1975, and found on page 1127 of the House Journal, are out of order.

Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 411)
The ayes were, 88:

| Anderson | Evans | Koogler | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Krause | Pellett |
| Baker | Fullerton | Kreamer | Poncy |
| Bennett | Gilloon | Lageschulte | Readinger |
| Bina | Griffee | Lindeen | Rinas |
| Bortell | Halvorson | Lipsky | Scheelhaase |
| Brandt | Hansen | Lonergan | Schroeder |
| Branstad | Hargrave | McElroy | Small |
| Brockett | Harper | Menke | Spear |
| Brunow | Harvey | Mennenga | Stephens |
| Byerly | Hennessey | Middleswart | Svoboda |
| Caffrey | Higgins | Middleton | Tauke |
| Connors | Hines | Miller, A. V. | Tofte |
| Crawford | Hinkhouse | Miller, K. D. | Varley |
| Cusack | Horn | Miller, O. L. | Walter |
| Daggett | Howell | Monroe | Welden |
| Den Herder | Hullinger | Nealson | Wells |
| Dieleman | Husak | Newhard | West |
| Doyle | Hutchins | Nielsen | Woods |
| Drake | Jesse | Norland | Wulff |
| Dunton | Jordan | Oakley | Wyckoff |
| Egenes | Junker | O'Halloran | Mr. Speaker |

The nays were, 1:
Gentleman

Absent or not voting, 11:

| Bittle | Darker | Millen | Spencer |
| :--- | :--- | :--- | :--- |
| Clark | Dyrland | Patchett | Stromer |
| Crabb | Jochum | Perkins |  |

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

IMMEDIATE MESSAGE
(House File 411)
Wyckoff of Benton asked and received unanimous consent that House File 411 be immediately messaged to the Senate.

On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Harper of Davis for the afternoon session on request of McElroy of Fremont.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation, was taken up for consideration.

Hullinger of Decatur moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 870)
The ayes were, 90 :

| Anderson | Branstad | Den Herder | Fitzgerald |
| :---: | :---: | :---: | :---: |
| Avenson | Brockett | Dieleman | Fullerton |
| Baker | Brunow | Doyle | Gentleman |
| Bennett | Byerly | Drake | Gilloon |
| Bina | Caffrey | Dunton | Griffee |
| Bittle | Connors | Dyrland | Halvorson |
| Bortell | Crawford | Egenes | Hansen |
| Brandt | Cusack | Evans | Hargrave |


| Harvey | Kreamer |
| :--- | :--- |
| Hennessey | Lageschulte |
| Higgins | Lindeen |
| Hines | Lipsky |
| Hinkhouse | Lonergan |
| Horn | MicErroy |
| Howell | Menke |
| Mullinger | Middleswart |
| Husak | Middleton |
| Hutchins | Millen |
| Jesse | Miller, A.V. |
| Jordan | Miller, K. D. |
| Junker | Miller, O. L. |
| Koogler | Monroe |
| Krause | Nealson |

Newhard
Nielsen
Norland
Oakley
O'Halloran
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

Spear
Stephens
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 10:

| Clark | Danker |
| :--- | :--- |
| Crabb | Harper |

Daggett Jochum

| Mennenga | Spencer <br> Stromer |
| :--- | :--- |

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

SENATE FILE 506 SUBSTITUTED FOR HOUSE FILE 871
Avenson of Fayette asked and received unanimous consent to substitute Senate File 506 for House File 871.

Senate File 506, a bill for an act making an appropriation to the state conservation commission and divisions of the commission, was taken up for consideration.

Koogler of Mahaska asked and received unanimous consent that amendment H-3809, filed by him on May 8, 1975, and found on page 1663 of the House Journal, be withdrawn.

Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 506)
The ayes were, 88:

| Anderson | Byerly <br> Avenson |
| :--- | :--- |
| Baker | Caffrey <br> Connors |
| Bennett | Crawford |
| Bina | Cusack |
| Bittle | Den Herder |
| Bortell | Dieleman |
| Brandt | Doyle |
| Branstad | Drake |
| Brockett | Dunton |
| Brunow | Egenes |

Evans
Fitzgerald
Fullerton
Gentleman
Gilloon
Griffee
Halvorson
Hansen
Hargrave
Harvey
Higgins

Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jesse
Jordan
Junker
Koogler

| Krause | Millen | Pavich | Svoboda |
| :--- | :--- | :--- | :--- |
| Kreamer | Miller, A.V. | Pellett | Tauke |
| Lageschulte | Miller, K. D. | Perkins | Tofte |
| Lindeen | Miller, O.L. | Poncy | Varley |
| Lipsky | Monroe | Readinger | Walter |
| Lonergan | Nealson | Rinas | Welden |
| McElroy | Newhard | Schelhaase | Wells |
| Menke | Nielsen | Schroeder | West |
| Mennenga | Norland | Small | Wulff |
| Middleswart | Oakley | Spear | Wyckoff |
| Middleton | O'Halloran | Stephens | Mr. Speaker |

The nays were, 3 :
Dyrland Hennessey Woods
Absent or not voting, 9 :
Clark Danker
Crabb Harper Daggett

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

## HOUSE FILE 871 WITHDRAWN

Avenson of Fayette asked and received unanimous consent to withdraw House File 871 from further consideration by the House.

## APPROPRIATIONS CALENDAR

Senate File 285, a bill for an act relating to the administration of state records and providing an appropriation, with report of committee recommending amendment and passage, was taken up for consideration.

Welden of Hardin offered the following amendment H-3750 filed by the committee on appropriations and moved its adoption:

H-3750

Amend Senate File 285, as amended and passed by
the Senate, as follows:

1. Page 2, lines 3, 4 and 5, by striking the
words "advise the director of the department of
general services in order that the director may".
2. Page 2, lines 21 and 22, by striking the
words "after consulting with" and inserting in lieu thereof the words "with the approval of".
3. Page 3, line 7, by inserting after the word "shall" the following: ", subject to the approval of the commission,".
4. Page 3, line 8, by inserting after the word "manual" the words "or manuals".
5. Page 3, line 9 , by inserting after the word
"manual" the words "or manuals".
6. Page 3 , line 15 , by inserting after the word "manual" the words "or manuals".
7. Page 3, line 16, by inserting after the word "manual" the words "or manuals".
8. Page 3, line 24, by inserting after the word "manual" the words "or manuals".
9. Page 3, by striking all of line 17 and inserting in lieu thereof the following: "decisions [made] approved by the commission."
10. Page 4, line 8, by striking the words
"[commission] director" and inserting in lieu thereof the word "commission".
11. Page 4, line 10 , by striking the words
"[commission] director" and inserting in lieu thereof the word "commission".
12. Page 4, line 26, by striking the words "[commission] director" and inserting in lieu thereof the word "commission".
Amendment $\mathrm{H}-3750$ was adopted.
Wells of Linn asked and received unanimous consent that amendment H-3389, filed by him on April 2, 1975, and found on page 864 of the House Journal, be withdrawn.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 285)
The ayes were, 88 :

| Anderson | Evans | Krause | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Kreamer | Pellett |
| Bennett | Fullerton | Lageschulte | Perkins |
| Bina | Gentleman | Lindeen | Poncy |
| Bittle | Gilloon | Lipsky | Readinger |
| Bortell | Griffee | Lonergan | Rinas |
| Brandt | Halvorson | McElroy | Scheelhasse |
| Branstad | Hansen | Menke | Schroeder |
| Brockett | Hargrave | Mennenga | Small |
| Brunow | Harvey | Middleswart | Spear |
| Byerly | Hennessey | Middleton | Svoboda |
| Caffrey | Higgins | Millen | Tauke |
| Connors | Hines | Miller, A. V. | Tofte |
| Crawford | Hinkhouse | Miller, K.D. | Varley |
| Cusack | Horn | Miller, O. L. | Walter |
| Den Herder | Howell | Monroe | Welden |
| Dieleman | Hullinger | Nealson | Wells |
| Doyle | Husak | Newhard | West |
| Drake | Hutchins | Nielsen | Woods |
| Dunton | Jesse | Norland | Wulff |
| Dyrland | Jordan | Oakley | Wyckoff |
| Egenes | Junker | O'Halloran | Mr. Speaker |

The nays were, 1:
Baker

Absent or not voting, 11:

| Clark | Danker |
| :--- | :--- |
| Crabb | Harper |
| Daggett | Jochum |

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

Senate File 464, a bill for an act making an appropriation to the Iowa development commission and energy policy council, with report of committee recommending passage, was taken up for consideration.

Baker of Buena Vista offered the following amendment $\mathrm{H}-3769$ filed by him and Koogler of Mahaska and moved its adoption:
H—3769
1 Amend Senate File 464, as amended and passed by
2 the Senate, as follows:
3 Page 1, line 10, by striking " $\$ 1,476,891$ " and
4 inserting in lieu thereof " $\$ 1,262.891$ ".
Roll call was requested by Perkins of Greene and Tofte of Winneshiek.

On the question "Shall amendment H-3769 be adopted ?"
The ayes were, 22:

| Baker | Gilloon <br> Bina <br> Byerly |
| :--- | :--- |
| Carvey |  |
| Caffrey | Higgins |
| Cusack | Hines |
| Dieleman | Horn |
| Koogler |  |


| Krause | Rinas |
| :--- | :--- |
| Lonergan | Small |
| Monroe | Svoboda |
| Nielsen | Tauke |
| Readinger | Woods |

The nays were, 64:

| Anderson | Evans |
| :---: | :---: |
| Avenson | Fitzgerald |
| Bennett | Fullerton |
| Bittle | Gentleman |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Hennessey |
| Connors | Hinkhouse |
| Crawford | Howell |
| Den Herder | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jesse |
| Dyrland | Jordan |

Absent or not voting, 14:

| Clark | Egenes |
| :--- | :--- |
| Crabb | Harper |
| Daggett | Jochum |
| Danker | Mennenga |


| Junker | Oakley |
| :--- | :--- |
| Kreamer | O'Halloran |
| Lageschulte | Pavich |
| Lindeen | Pellett |
| Lipsky | Perkins |
| McElroy | Poncy |
| Menke | Scheelhaase |
| Middleswart | Spear |
| Middleton | Tofte |
| Millen | Varley |
| Miller, A. V. | Walter |
| Miller, K. D. | Welden |
| Miller, O. L. | Wells |
| Nealson | West |
| Newhard | Wyckoff |
| Norland | Mr. Speaker |


| Patchett | Stephens |
| :--- | :--- |
| Schroeder | Stromer |
| Spencer | Wulff |

Amendment H—3769 lost.
Higgins of Scott offered the following amendment H—3788 filed by Higgins, et al., and moved its adoption:

H-3788
1 Amend Senate File 464, as amended and passed
2 by the Senate, as follows:
3 1. Page 1, line 10, by striking the numerals
4 " $1,476,891$ ", and inserting in lieu thereof " $1,451,444$ ".
5 2. Page 1, line 23, by striking the word "forty-
6 seven", and inserting in lieu thereof the word "forty-
7 six".
Roll call was requested by Perkins of Greene and Higgins of Scott.

On the question "Shall amendment H—3788 be adopted?"
The ayes were, 21:

| Anderson | Fitzgerald | Hines | Readinger |
| :--- | :--- | :--- | :--- |
| Baker | Gentleman | Koogler | Rinas |
| Bina | Gilloon | Monroe | Small |
| Caffrey | Hargrave | O'Halloran | Spear |
| Cusack | Higgins | Pavich | Walter |

Dieleman
The nays were, 69:

| Avenson | Fullerton |
| :--- | :--- |
| Bennett | Griffee |
| Bittle | Halvorson |
| Bortell | Hansen |
| Brandt | Harvey |
| Branstad | Hennessey |
| Brockett | Hinkhouse |
| Brunow | Horn |
| Byerly | Howell |
| Crabb | Hullinger |
| Crawford | Husak |
| Den Herder | Hutchins |
| Doyle | Jordan |
| Drake | Junker |
| Dunton | Krause |
| Dyrland | Kreamer |
| Egenes | Lageschulte |
| Evans |  |

Absent or not voting, 10:

| Clark | Danker | Jochum | Spencer |
| :--- | :--- | :--- | :--- |
| Connors | Harper | Patchett | Stromer |

Amendment H-3788 lost.
Perkins of Greene moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 464)

The ayes were, 83:

| Anderson | Egenes |
| :--- | :--- |
| Avenson | Evans <br> Bennett |
| Fitzgerald |  |
| Bina | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Hennessey |
| Caafrey | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Den Herder | Husak |
| Dieleman | Hutchins |
| Doyle | Jordan |
| Drake | Junker |
| Dunton | Krause |
| Dyrland | Kreamer |

The nays were, 7:

| Baker | Higgins |
| :--- | :--- |
| Harvey | Hines |

Absent or not voting, 10:

| Clark | Danker |
| :--- | :--- |
| Connors | Harper |
| Daggett | Jesse |

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

House File 880, a bill for an act appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council and the academy of science, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 880)
The ayes were, 91 :

| Anderson | Caffrey | Egenes | Hennessey |
| :---: | :---: | :---: | :---: |
| Avensou | Connors | Evans | Higgins |
| Baker | Crabb | Fitzgerald | Hines |
| Bennett | Crawford | Fullerton | Hinkhouse |
| Bina | Cusack | Gentleman | Horn |
| Bittle | Den Herder | Gilloon | Howell |
| Bortell | Dieleman | Griffee | Hullinger |
| Brandt | Doyle | Halvorson | Husak |
| Branstad | Drake | Hansen | Hutchins |
| Brunow | Dunton | Hargrave | Jesse |
| Byerly | Dyrland | Harvey | Jordan |


| Junker | Middleton |
| :--- | :--- |
| Koogler | Millen |
| Krause | Miller, A. V. |
| Kreamer | Miller, K. D. |
| Lageschulte | Miller, O. L. |
| Lindeen | Monroe |
| Lipsky | Nealson |
| Lonergan | Newhard |
| McElroy | Nielsen |
| Menke | Norland |
| Mennenga | Oakley |
| Middleswart | O'Halloran |

The nays were, none.
Absent or not roting, 9 :
Brockett Danker
Clark Harper

## Daggett

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

EXPLANATIONS OF VOTE
(Amendments $\mathrm{H}-3791, \mathrm{H}-3800$ and $\mathrm{H}-3804$ to House File 864, House Files 558 and 864)

I was necessarily absent from the House chamber on Friday, May 9, 1975. Had I been present, I would have voted "aye" on amendments $\mathrm{H}-3791$ and $\mathrm{H}-3804$ to House File 864 and "nay" on amendment H-3800 to House File 864. I would have voted "aye" on final passage of House Files 558 and 864.

OAKLEY of Clinton
(House Files 824 and 843)
I was necessarily absent from the House chamber when the vote was taken on House Files 824 and 843. Had I been present, I would have voted "aye".

## O'HALLORAN of Black Hawk

## REPORT OF THE ELECTION CONTEST COMMITTEE

On behalf of the committee, Norman G. Jesse of Polk County submits the following report in the contest filed by James Spradling vs. Lyle Stephens for the seat in the Second Legislative District in the Iowa House of Representatives.

Mr. Speakir: We, the members of the Contest Committee, to whom was referred the matter of the contest between James Spradling, contestant, versus Lyle Stephens, incumbent, for the seat in the Iowa House of Representatives, beg leave to report as follows:

The committee met pursuant to call of Norman G. Jesse, chairman, numerous times.

The evidence disclosed to the committee, by the sworn testimony of witnesses, the following facts:

1. That 135 persons cast absentee ballots in Plymouth County.
2. That those ballots were mailed by the County Auditor to those 135 persons, regardless of whether or not they were confined to a health care facility or a hospital.
3. That in fact 43 of those persons who cast absentee ballots in Plymouth County were confined in a hospital or health care facility.
4. That the absentee ballots to those persons in health care facilities and hospitals were not delivered personally by one member of each political party, as required by Section 53.17, Code of Iowa.
5. That some students from Westmar College in LeMars, Iowa, were discouraged from exercising the right to vote in the election.
6. That at least one of those students visited with the Plymouth County Auditor who discouraged that student from casting a ballot in the election.
7. That no one from the Auditor's office or the election board sought to advise the students of how they could cast a vote in the election, thus placing the burden on the students to know the law pertaining to voting a challenged ballot in an election.
8. That declaring the ballots in the absentee ballot precinct void as competent evidence in this election changes the results and makes James Spradling the winner by a vote of 4,537 to 4,530 .

Section 53.17, Code of Iowa, provides in part that:
"An applicant who is a resident or patient in a health care facility or hospital located in the county to which the application has been submitted shall have his absentee ballot delivered to him by one member of each of the political parties referred to in Section 49.13, who shall be appointed by the commissioner from the panel drawn up as provided by Section 49.15 for the special precinct established by Section 53.23. The persons so appointed by the commissioner shall be notaries public and shall be sworn in the manner provided by Section 49.75 for election board members. They may assist the qualified electors in filling out the ballot as provided in Section 49.90. The voted absentee ballots shall be deposited in a sealed container which shall be returned to the commissioner on the same day."
This issue therefore becomes whether the failure of the Plymouth County Auditor to comply with Section 53.17, Code of Iowa, renders the absentee ballots incompetent as evidence in the election between Lyle Stephens and James Spradling.

In past election contests in this House, the failure to comply with an election law written in mandatory language has been held to be sufficient reason to reject the ballots. The rejection has, in the past, caused a change in the result of the contested elections.

In Peyton v. Moore, 1937, and Randall v. Norland, 1941, the House rejected ballots that were not in the presence of at least two judges at all times because Section 898, Codes of Iowa 1937 and 1941 respectively stated:
"And at all times when they are in possession of the counting board they shall be under constant observation of at least two judges."
In those contests the House found Section 898 to be written in mandatory language and thus rejected the ballots as evidence despite an absence of ballot tampering in either instance.

In Naughton v. Munger, 1947, the House rejected ballots as evidence in an election because more ballots had been counted in one precinct than there were eligible voters in that precinct.

The committee has found that Section 53.17, Code of Iowa, 1975, is written in mandatory language, and that any failure to comply with same section shall render the ballots of the precinct wherein there was failure to observe said requirements, void and incompetent as evidence in the result of an election.

We also find that the rules of statutory construction require us to find that the specific provisions in Section 53.17, Code of Iowa, govern other more general provisions found elsewhere in the election laws.

It is the conclusion of this committee that there was a violation of the statute, Section 53.17, Code of Iowa, in the casting of absentee ballots in Plymouth County, and that the votes cast in the absentee ballot precinct cannot be considered in finally determining who was elected as State Representative of and for the second legislative district for the Iowa House of Representatives.

This committee originally considered declaring the seat vacant, believing that the most desirable solution would be to submit this contest back to the voters of the second legislative district for a decision. This solution, bowever, has been labeled as unacceptable by all parties affected. We therefore must limit our consideration to the merits of the contest.

Mr. Speaker, the rejection of the absentee ballots makes the final vote tally in the second legislative district:

$$
\begin{array}{ll}
\text { James Spradling } & 4,537, \text { and } \\
\text { Lyle Stephens } & 4,530
\end{array}
$$

and we therefore recommend that James Spradling be seated having received a plurality of seven votes in the second legislative district for the State of Iowa. The effective date of this report shall be the Monday following its adoption by the House of Representatives

Respectfully submitted
NORMAN G. JESSE
Election Contest Committee Chairman

## MINORITY REPORT OF COMMITTEE ON PLYMOUTH COUNTY ELECTION CONTEST

The following report is submitted by Edgar H. Bittle and Reid Crawford, members of the committee in the contest filed by James W. Spradling vs. Lyle R. Stephens from the Second Representative District.

Mr. Speaker: We, Edgar H. Bittle and Reid Crawford, members of the Contest Committee to whom was referred the matter of the contest between James W. Spradling, contestant, versus Lyle R. Stephens, incumbent, for the seat in the Iowa House of Representatives from the Second Representative District beg leave to report as follows:

The committee has met on numerous occasions, and on March 24, 1975, at 1:00 p.m. in Des Moines, Iowa, heard the testimony of the parties to this contest.

The contestant and incumbent appeared in person and each were represented by counsel. Counsel for the contestant conceded that he did not have
evidence to sustain the vote contest as alleged in Division 2, and that he would rely on Division 1 alone. On the basis of this statement by counsel, the committee dismisses Division 2 of the contestant's statement of contest.

The contestant called as an adverse witness, Mr. Clair Steele, Plymouth County Auditor. Steele testified that he received requests for absentee ballots from Nursing Homes and Hospitals and that all of these applications for absentee ballots were mailed to the applicant within 24 hours of receipt of the applications pursuant to the provisions of Section 53.8. Steele testified that he was aware of the provisions of Section 53.17, which provides for delivery of absentee ballots to applicants who were residents or patients in Health Care Facilities or Hospitals. He also testified that he did not pick persons to deliver absentee ballots as provided in Section 53.17, and that he had been of the opinion that the two sections were in conflict and was attempting to do everything he could to be certain that applicants for absentee ballots were not disfranchised.

Contestant conceded that there was no allegation of fraud, undue influence, intimidation in the procuring of the votes in question or illegality and there was no inference of fraud or wrong doing by the County Auditor. Counsel for the contestant stated that the only allegation was that Section 53.17 was not followed. There was no allegation that persons in Health Care Facilities or Hospitals were disfranchised by the actions of the County Auditor and there is no allegation that the vote results would have been questioned had the provisions of Section 53.17 been followed.

Contestant called no other witnesses.
Incumbent called Plymouth County Auditor, Clair Steele, who testified that he had been aware of an oral directive from the Attorney General that provisions of Section 53.8 would prevail and that absentee ballots should be mailed within 24 hours of the receipt of the application. Steele also testified that he became aware of a decision in the Polk County District Court prior to November 5, the date of the election. Steele testified that he was trying to let the most people vote, and that no Republican or Democrat challenged the procedure he was following prior to the election or at the time the absentee ballots were counted.

Incumbent presented no other testimony.
The issue is thus drawn whether failure to comply with the provision of Section 53.17 should cause the votes from the absentee ballot precinct to be disallowed.

The Iowa Courts and this House have stated that a vote will not be set aside in a precinct where election officials have violated a statute unless the contestant has proved that the violation cost him sufficient votes to change the results of the election. The theory behind this is that electors have nothing to do with the conduct of officials and the technical irregularity should not disfranchise or defeat the expressed wishes of the people.

The general rule is stated in 97 ALR 2d 266, 305 and 306:
"In most jurisdictions absentee voting laws have been liberally construed so as to further their evident purpose of protecting and furthering the right of suffrage".
This was the clear intent of the Legislature in adopting House File 745, First Session, Sixty-fifth General Assembly.

At page 306 of 97 ALR 2d, it is stated:
"The basic principle of construction in regard to the above provisions (which contain specific direction to election officers) is that erroneous or even unlawful handling of the ballots by the elec-
tion officers will be held not to disfranchise absentee voters who themselves fully complied with the provisions of the statute".
"The general rule that if ballots have been cast by voters who were, at the time, qualified to cast them, and such voters had at the time done all on their part that the law required the voters to do to make their voting effective, an erroneous or even unlawful handling of the ballots by the election officers charged with such responsibility will not be held to have disfranchised such voters by throwing out their votes on account of erroneous procedure had solely by the election officers, provided the votes were legal votes in their inception, and are still capable of being given proper effect as such, has been given effect or expressed in many decisions involving absentee voters' ballots."
This rule has been adopted by this House. In the case of Springer vs. Stoddard, the committee stated it was in favor of the more liberal rule of counting absentee ballots, at page 759 of the 1909 House Journal, which was a unanimous report.

The committee stated:
". . . Special attention should be called to the fact that Judges of elections seem to misapprehend or fail to follow the law either through ignorance or carelessness. Another committee, adopting a more strict rule, might have easily reached the conclusion that these ballots were not competent evidence and that a recount could not have been had because of the carelessness with which these ballots were returned by the election judges to the County Auditor. It is, therefore, recommended that this Honorable body adopt this report, and that it declare the incumbent, B. F. Stoddard, the duly elected Representative of the 67th Representative District of Iowa".
In the case of State of Iowa vs. Creston Mutual Telephone Company 195 (Iowa) 1368 at 1371-1372, the Iowa Supreme Court stated:
"Every intendment of the Legislature and every safe guard provided thereby for the securing of a fair election and the preservation of the ballots should be observed by election officers, and must be upheld by the court; but the clearly expressed will of the voters should not be thwarted or set aside by the courts because of irregularities and even illegalities which are not shown to have in any way affected the result or to have prejudiced anyone . . . We are firmly committed to the rule that prejudice must be shown".
In 1971 the Iowa Supreme Court stated the general rule governing election contests:
"The result of a school election is presumptively valid. Mere irregularities in the conduct of an election do not affect the result, but substantial material defects are fatal. It is the duty of the court to sustain an election if it has been so conducted as to give a free and fair expression of the popular will. Widmer, et al., v. Reitzler, et al., 182 N.W. 2d 177, Iowa, filed December 15, 1970, Harney v. Clear Creek Community School District (1967), 261 Iowa 315, 318-319, 154 N.W. 2d 88, 90 ; Headington v. North Winneshiek Community School District (1962), 254 Iowa 430, 438, 117 N.W. 2d 831, 836.
"An election which has resulted in a fair and free expression of the will of the legal voters upon the merits will not be invalidated because of a departure from the statutory regulations gov-
erning the conduct of the election, except in those cases where the legislature has clearly and unequivocally expressed an intent that a specific statutory provision is an essential jurisdictional prerequisite and that a departure therefrom shall have the drastic consequences of invalidity." Turnis v Board of Education in and for Jones County (1961), 252 Iowa 922, 927,109 N.W. 2d, 198, 201."
See Stanley v Southwestern Community College, Merged Area, Iowa, 184 N.W. 2d 29 (1971).

There was an election contest case involving County Supervisors decided by the Wisconsin Supreme Court in 1974 which is strikingly similiar in fact to the present case. The challenge went to the manner in which the city clerk delivered the 51 absentee ballots to the individuals who has applied for them.

The statute provided:
"6.87 Absent voting procedure.
"(3) The municipal clerk shall mail it postage prepaid to the elector's residence unless otherwise directed, or shall deliver it to the elector personally at the clerk's office."
The City Clerk directed a courier to deliver a box containing the 51 absentee ballots and ballot envelopes to Luther Manor. He delivered the box, containing what he believed to be absentee ballots, to Luther Manor. He did not know the number of absentee ballots in the box, nor did he recall the name of the woman to whom he gave the box. He took nothing else to Luther Manor and did not return with any of the material.

It was the position of the appellant that these 33 ballots were invalid because the city clerk did not mail the absentee ballots, postage prepaid, to the electors' residences or deliver the ballot to the elector personally in the clerk's office as provided by statute.

The Wisconsin Supreme Court noted:
"There is nothing in the record which would in any way indicate any connivance, fraud or undue influence, and the parties make no such assertion. Likewise, there is no suggestion that the absentee electors from Luther Manor themselves did not comply with the absentee voting requirements. The issue then resolves itself to a question of whether the specific delivery requirements placed upon the city clerk by sec. $6.87(3)$ Stats., are mandatory to the extent that these 33 absentee ballots should be declared invalid. In the case before us, there was substantial compliance with the absentee voting procedure in all respects and full compliance in so far as the electors are concerned."
The Court discussed the effect of noncompliance with a provision of the election law:
"The difference between mandatory and directory provisions of election statutes lies in the consequence of nonobservance. An act done in violation of a mandatory provision is void, whereas an act done in violation of a directory provision, while improper, may nevertheless be valid. Deviations from directory provisions of election statutes are usually termed "irregularities", and, as has been shown in the preceding subdivision, such irregularities do not vitiate an election. Statutes giving directions as to the mode and manner of conducting elections will be construed by the courts as directory, unless a noncompliance with their terms is expressly declared to be fatal, or will change or render doubtful the result,
as where the statute merely provides that certain things shall be done in a given manner and time without declaring that conformity to such provisions is essential to the validity of the election."
The Court concluded:
"We are fully cognizant of possible abuses of the absentee voter's law and share the concern of the legislature in preventing any such abuse. If the record in this case indicated the slightest evidence of any fraud, connivance or attempted undue influence, we would have no hesitance in declaring the absentee voters' ballots invalid. However, we are not inclined to disenfranchise (sic) these voters who acted in conformance with the statutory requirements. There is absolutely no evidence from which it could be inferred that the method of delivery by the municipal clerk in any way affected their vote.
"In Sommerfeld v. Board of Canvassers, supra, 269 Wis. pp. 303, 304, 69 N.W. 2d 238, it was stated
". . . We have held that the word 'shall' can be construed to mean 'may'. George Williams College v. Williams Bay, 242 Wis. 311, 7 N.W. (2d) 891. In passing upon statutes regulating absentee voting, the court should look to the whole and every part of the election laws, the intent of the entire plan, the reasons and spirit for their adoption, and try to give effect to every portion thereof."
"Considering all the facts of this case, we are of the opinion that the mandate of sec. 5.01, Stats., requires the conclusion that these absentee voters' ballots be counted."
This same liberal construction has been followed by the court in the case of Haggard vs. Misco (1957) 164 Nebraska 77883 NW 2d 483. In Haggard vs. Misco, a Nebraska School Bond Election case, election officials rejected 38 absentee and disabled voters' ballots because of irregularities in the conduct of the election. If the absentee ballots were rejected the election failed. The court ruled that ballots should be counted, stating:
"The 38 absentee and disabled voters whose ballots are here questioned, were legal voters of the District, they have complied with the mandatory provisions of the statute in the exercise of their right to vote. They have committed no fraud nor any other wrong action. Their right to vote under such circumstances cannot be defeated by the mistakes of election officials, nor by the leaders disregard for the directory provisions of the election laws. The question involved was the irregularity of delivery of the ballot to the voters".
In Parades vs. Martinez (Texas) 264 SW 2d 958 (1954), the County Clerk personally took absentee ballots to voters at their homes contrary to the election law. The Court stated:
"It is the irregularity that is complained about and not that there was . . . any undue persuasion, fraud, undue influence, or intimidation in the procuring of the votes in question".
In the Iowa case of McDunn vs. Roundy, 191 Iowa 976 (1921), the Iowa Supreme Court refused to render invalid a School Board Election which was conducted by two Judges instead of three as directed by the Statute. The Court noted that the attack was on the result of the election not upon the actions of the two Judges.

The Iowa Supreme Court noted:
"It would be a different attack if mandamus had been brought to compel the appointment of a third Judge, or if injunction had been
instituted to restrain the two Judges from proceeding with the election without a third Judge".
The Iowa Supreme Court further stated:
"The general rule seems to have been adopted by many of the jurisdictions of this country, and has the great weight of authority upholding it. The true rule, as thus adopted, is that mere irregularity in conducting an election does not vitiate such election and render the same a nullity, unless some prejudice or injustice is shown to have resulted therefrom. Applying this rule to similar cases, the failure to hold an election with the required number of Judges is an irregularity only, and does not vitiate the election".
The election in this Iowa case was upheld.
In this case, the only allegation and the only evidence was that the Auditor did not comply with the provisions of Section 53.17. The House must thus weigh and balance this circumstance against the disfranchisement of the voters because of a technical violation. The presumption is that the election is valid.

Contestant has admitted there was no evidence of misconduct, fraud, undue influence, corruption, or illegal conduct in the voting of absentee ballots other than the manner of delivery. There is no proof or allegation that any of the absentee ballots cast in this election were tainted in any way. The Auditor did what he thought was prudent. No voter has been disfranchised. The manner of delivery did not affect any votes. The absentee ballots should be counted.

The Statute in this circumstance is directory. The votes cast by absentee ballot from Health Care Facilities or Hospitals in Plymouth County should be counted. The contestant's claim should be dismissed and the incumbent should be seated and his election confirmed.

Respectfully submitted
BITTLE of Polk CRAWFORD of Story

## BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 12, 1975, the Governor approved and transmitted to the Secretary of State the following bills:

House File 99, an act relating to temporary closing of highways.
House File 332, an act to establish a service program for the deaf within the Department of Health.

House File 398, an act relating to the Board of Psychology Examiners.
House File 463, an act relating to remedial eye care.
Senate File 114, an act relating to payment by the Executive Council of court related costs and expenses.

Senate File 193, an act to amend Chapter 135C of the Code so as to change the defined term "adult foster home" to "adult foster family home" and to make certain related changes in the use of that term.

Senate File 329, an act relating to the disbursement of costs in actions on appeal to the Supreme Court.

Senate File 383, an act to authorize name changes for school districts.

Senate File 426, an act making an appropriation to the Department of Environmental Quality, providing for the issuance of temporary permits for certain solid waste disposal sites, and providing a civil penalty for violations.

## AMENDMENTS FILED

H-3834
1 Amend House File 217, page 1, by inserting after
2 line 31, the following:

HOWELL of Floyd
H-3831
1 Amend House File 484 as follows:
2 1. Page 4, lines 18 and 19, by striking the words
3 "approved by the council on social work education"

Amend the Senate amendment $\mathrm{H}-3782$, to page 8 of House File 723, as follows:

1. By striking lines 7,8 and 9 and inserting in lieu thereof the following:
"2. Amend the title page, line 2, by inserting after the word "Iowa" the words "and increasing the allowable levy for support of a symphony orchestra".

RINAS of Linn
3833
Amend House File 828 as follows:

1. Page 3, line 16, by striking the word "only" and inserting in lieu thereof the words "and per diem".
2. Page 3, line 29, by striking the word "only" and inserting in lieu thereof the words "and per diem".
3. Page 4, line 4, by striking the word "only"
and inserting in lieu thereof the words "and per diem".
4. Page 4, line 16, by striking the word "only" and inserting in lieu thereof the words "and per diem".
5. Page 5, line 1, by striking the word "only" and inserting in lieu thereof the words "and per diem".
6. Page 5, line 14, by striking the word "only" and inserting in lieu thereof the words "and per diem".
7. Page 5, line 32, by inserting after the word "expenses" the words ", per diem".
8. Page 6, line 22, by striking the word "only" and inserting in lieu thereof the words "and per diem".

# OAKLEY of Clinton 

H-3830
Amend House File 883, page 1, lines 20 and 21, by striking the words "each year of the biennium".

H-3832
1 Amend House Joint Resolution 22, page 2, line 5, 2 by inserting after the word "county" the following:
"or by a board of electors having not less than fifteen members nor more than twenty-five members which shall be appointed by the legislative authority of the county as provided in this section upon petition of electors of the county at least equal to five percent of the total number of votes cast for governor at the last general election at which a governor was elected,".

GILLOON of Dubuque
H-3835
1 Amend Senate File 397, as passed by the Senate,
2 on page 1, by striking lines 7 through 9 and inserting
3 in lieu thereof the following: "if the assessed valua-
4 tion of the property owned by the petitioners represents
5 at least twenty-five percent of the total assessed
6 value of the proposed district, or the board of super-
7 visors of any county with a population in excess of two
8 hundred fifty thousand persons shall, on the petition
9 of twenty-five percent of the resident property owners
10 in any proposed benefited lighting district, hold a public".
BYERLY of Polk
BAKER of Buena Vista
HUTCHINS of Guthrie
NIELSEN of Polk
SPEAR of Lee

H-3836
1 Amend Senate File 427, page 1, lines 4 and
25 by striking the words "thirty-two thousand eight
3 hundred sixty-four ( 232,864 )" and inserting in lieu
4 thereof the words "seventy-six thousand seven
5 hundred nineteen $(276,719)$ ".
MIDDLETON of Black Hawk LIPSKY of Linn
Note: For explatation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, May 13, 1975.

## JOURNAL OF THE HOUSE

One Hundred Twenty-first Calendar Day-Eightieth Session Day

> Hall of the House of Representatives Des Moines, Iowa, Tuesday, May 13, 1975

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

Prayer was offered by Sister Mary Philomenia, RSM, St. Nicholas Catholic Church, Evansdale, Iowa.

The Journal of Monday, May 12, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Stan Haugland, Des Moines, Iowa.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Perkins of Greene on request of Wyckoff of Benton; Harper of Davis on request of Fitzgerald of Webster; Danker of Pottawattamie on request of Stephens of Plymouth.

## PRESENTATION OF VISITORS

Hennessey of Delaware presented to the House the Honorable Roy Miller, former member of the House during the Sixtieth, Sixtieth Extra, Sixty-second and Sixty-third General Assemblies, representing Jones County.

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

Fourteen seventh and eighth grade students from All Saints School, Cedar Rapids, Iowa, accompanied by Judy Stova. By Lipsky of Linn and Patchett of Johnson.

Nineteen Marshalltown High School students from Marshalltown, Iowa, accompanied by Francis Burnham. By Brockett of Marshall.

Sixty-five seniors from West Monona Community School, Onawa, Iowa, accompanied by Donald Southwick and John Stroeh. By Crabb of Crawford.

Sixty-five fifth grade students from Denison Community School, Denison, Iowa, accompanied by Fred Wornell and Margaret Trierwieller. By Crabb of Crawford.

Twenty-one Junior Girl Scouts from Fort Dodge, Iowa, accompanied by Mrs. Robert Ostrander. By Cochran of Webster.

## INTRODUCTION OF BILL

House File 884, by committee on transportation, a bill for an act relating to the maximum length of combinations of three vehicles coupled together operated on certain highways in the state.

Read first time and placed on the calendar.
HOUSE RESOLUTION 35
By Wyckoff of Benton and Husak of Tama

Whereas, the city of Clutier, Iowa is nearing the seventyfifth anniversary of its founding as a city; and

Whereas, the citizens of Clutier, Iowa are preparing for a celebration to commemorate the seventy-fifth anniversary of the city's founding, Now Therefore,

Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Clutier, Iowa in commemoration of the seventy-fifth anniversary of its founding; and
Be It Further Resolved, That a copy of this resolution be forwarded to the citizens of Clutier who are in charge of making preparations for the seventy-fifth anniversary celebration.

Laid over under Rule 25.

## HOUSE RESOLUTION 36 <br> By Newhard of Jones and Hinkhouse of Cedar

Whereas, the city of Mechanicsville, Iowa is nearing the one hundred and twentieth anniversary of its founding as a city; and

Whereas, the citizens of Mechanicsville are preparing for a celebration to commemorate the one hundred and twentieth anniversary of the city's founding; and

Whereas, the celebration will be held on May 24th, 25th, and 26th, Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Mechanicsville, Iowa in commemoration of the one hundred and twentieth anniversary of its founding; and

> 16 Be It Further Resolved, that a copy of this resolution 17 be forwarded to the citizens of Mechanicsville who are 18 in charge of making preparations for the one hundred and
> 19 twentieth anniversary celebration.

Laid over under Rule 25.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 76, a bill for an act relating to the signature of persons with physical disabilities and providing penalties.

Also: That the Senate has on May 9, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 185, a bill for an act relating to the transporting of livestock and providing penalties.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 317, a bill for an act relating to the taxation of cigarettes by providing for the sale and exchange of cigarette stamps and defining cigarette and package of cigarettes.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 335, a bill for an act relating to exemptions from the state merit system.

Also: That the Senate has on May 9, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 488, a bill for an act to allow the state conservation commission to gather or remove certain plant life from parks.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 728, a bill for an act to legalize proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 741, a bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 748, a bill for an act relating to sales delivered within the state for corporation tax purposes:

Also: That the Senate has, on May 9, 1975, adopted the conference committee report and the amendments contained therein, and passed Senate File 5, a bill for an act relating to the board of review.

Also: That the Senate has on May 9, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 121, a bill for an act relating to the compensation of the clerk of the grand jury.

Also: That the Senate has on May 9, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 214, a bill for an act relating to the membership of the energy policy council.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 271, a bill for an act relating to reducing speeds when approaching slow moving vehicles and allowing garbage collection vehicles to display slow moving vehicle reflective devices.

Also: That the Senate has on May 12, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 314, a bill for an act relating to the regulation of surface coal mining.

Also: That the Senate has on May 9, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 371, a bill for an act relating to the elimination of the application form for state migratory waterfowl stamp.

Also: That the Senate has on May 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 494, a bill for an act authorizing the county recorder to combine separate index books.

Also: That the Senate has on May 8, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 499, a bill for an act relating to hospitalization of the mentally ill.

Also: That the Senate has on May 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 507, a bill for an act relating to the funding, compensation, expenses and membership of legislative members of committees and certain statutory or appointive boards, commissions, and councils.

Also: That the Senate has on May 9, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 24, a resolution providing that the Governor, Energy Policy Council and all other state agencies evaluate their programs to acheieve zero energy growth by January 1, 1976.

Also: That the Senate has on May 9, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 33, a resolution providing for the General Assembly to urge the federal government to make no further delays in construction of the new Alton Lock and Dam to insure continued navigation on the Mississippi.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 185

3847
Amend House File 185, as amended and passed by the House as follows:

1. Page 1, by striking lines 3 and 4 and inserting in lieu thereof the following:
"1. "Livestock" means and includes live cattle, swine, sheep or horses, and the carcasses of such animals whether in whole or in part."
2. Page 1, by striking line 27 and inserting in lieu thereof the words "execute in".
3. Page 2 , line 6 , by striking the first word " $a$ " and inserting in lieu thereof the word "another".
4. Page 3, by striking lines 27 through 35, and page 4 by striking lines 1 and 2 and inserting in lieu thereof the following:
"1. SHIPPER. A person who causes the transporting of livestock shall cause to be executed and to be delivered to the person transporting livestock, at the request of that person, duplicate copies of a transportation certificate.
5. TRANSPORTER. A person transporting livestock who has been given a receipt by a law enforcement officer shall retain that receipt until the person relinquishes custody of the livestock."
6. Page 5 , line 10 , by inserting after the word "time" the words "not to exceed thirty minutes".
7. Page 5, line 27, by striking the word "two" and by striking lines 28 through 30 and inserting in lieu thereof the following: "one hundred dollars, or to imprisonment in the county jail for a period not to exceed thirty days, or both the fine and imprisonment."

## SENATE CONCURRENT RESOLUTION 24

## By Murray

Whereas, energy waste is evident in most aspects of our industrial and residential environment; and

Whereas, energy conservation is an immediate remedy for impending energy shortages; and

Whereas, Iowa's energy consumption rose only two percent instead of the expected four percent increase for 1974, primarily because of decreased highway speeds; and

Whereas, significant energy savings can be achieved in other sectors of our economy without detracting from Iowa's economic well-being; Now Therefore

Be It Resolved by the Senate, the House Conourring, That

Iowa initiate a comprehensive energy program to inform the public of the need and intent to promote energy conservation as a state policy with the goal of achieving and maintaining a level of zero energy growth; and

Be It Further Resolved, That the governor, the Iowa Energy Policy Council and all other state agencies be instructed to evaluate their programs and policies in light of a zero energy growth objective and that they immediately initiate such measures as are required, through conservation and the development of renewable energy resources, including sun, wind, and wastes, to achieve a zero energy growth rate by January 1, 1976.

Laid over under Rule 25.

## SENATE CONCURRENT RESOLUTION 33 By Committee on Transportation

Whereas, the Mississippi River Locks and Dam 26 at Alton, Illinois are a vital link in the mid-continent waterway system; and

Whereas, over twenty million tons of coal, petroleum, grain, fertilizer, salt, molasses and other commodities are transported to Iowa via the Mississippi waterway, and it provides clear economic benefits to all of Iowa and, indirectly, the nation; and

Whereas, the locks and dam have deteriorated over the past 37 years and structural failure is now threatened by settlement and riverbed scour, and lock failure could halt navigation on both the Upper Mississippi and Illinois Rivers; and

Whereas, the Corps of Engineers began examining alternate solutions in 1957, proceeded with project development and advertised for initial construction bids in August, 1974; and

Whereas, the United States district court granted a preliminary injunction to stop the project until consent of Congress was obtained and defects in the environmental impact statement were remedied; and

Whereas, the Iowa state department of transportation has reviewed the General Design Memorandum, Final Environmental Statement, and litigation documents relating to the Alton Locks and Dam 26 project proposal; Now Therefore,

Be It Resolved by the Senate, the House Concurring, That the general assembly urges that the federal government and its agencles make no further delays in the construction of the new Alton Lock and Dam in order to insure continued navigation, remove capacity constraints on the present lock and dam, avoid further increases in construction cost, and maintain the economic competitiveness of the water transportation alternative; and

Be It Further Resolved, That copies of this resolution be
forwarded to the Iowa congressional delegation and the Iowa department of transportation and their support for the principles and objectives of this resolution is urged; and

Be It Further Resolved, That other midwestern states dependent upon water transportation on the Upper Mississippi

6 and Illinois Rivers be urged to unite in uniformly opposing
7 further delay in this critical project.
Laid over under Rule 25.

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR

House File 867, a bill for an act relating to the definition of real property which is held solely for sale, lease, or rent as a part of a business regularly engaged in selling, leasing, or renting such property and if the property is not yet sold, leased, rented, or used by any person, was taken up for consideration.

Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 867)
The ayes were, 85:

| Anderson <br> Avenson <br> Baker | Egenes <br> Evans <br> Bennett |
| :--- | :--- |
| Bina | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Henves |
| Connors | Higgins |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jochum |
| Dunton | Jordan |
| Dyrland | Junker |
|  |  |

The nays were, none.
Absent or not voting, 15:

| Bittle | Hargrave | Kreamer | Perkins |
| :--- | :--- | :--- | :--- |
| Clark | Harper | Menke | Readinger |
| Daggett | Hines | Newhard | Stephens |
| Danker | Jesse | Nielsen |  |

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

House File 881, a bill for an act relating to the taxation of individual retirement annuity premiums, was taken up for consideration.

Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 881)
The ayes were, 85 :

| Avenson | Fitzgerald | Krause | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fullerton | Lageschulte | Poncy |
| Bennett | Gentleman | Lindeen | Rinas |
| Bina | Gilloon | Lipsky | Scheelhaase |
| Bortell | Griffee | Lonergan | Schroeder |
| Brandt | Halvorson | N2Elroy | Small |
| Branstad | Hansen | Menke | Spear |
| Brockett | Hargrave | Menrenga | Spencer |
| Brunow | Harvey | Middleswart | Stromer |
| Byerly | Hennessey | Middleton | Svoboda |
| Caffrey | Higgins | Milien | Tauke |
| Connors | Hinkhouse | Miller, A. V. | Tofte |
| Crawford | Horn | Miller, K. D. | Varley |
| Cusack | Howell | Miller,O.L. | Walter |
| Den Herder | Hullinger | Monroe | Welden |
| Dieleman | Husak | Nealson | Wells |
| Doyle | Hutchins | Norland | West |
| Drake | Jochum | Oakley | Woods |
| Dunton | Jordan | O'Halloran | Wulff |
| Dyrland | Junker | Patchett | Wyckoff |
| Egenes | Koogler | Pavich | Mr. Speaker |

Evans
The nays were, 2:
Anderson Crabb
Absent or not voting, 13:

| Bittle | Harper | Kreamer | Perkins |
| :--- | :--- | :--- | :--- |
| Clark | Hines | Newhard | Readinger |
| Daggett | Jesse | Nielsen | Stephens |
| Danker |  |  |  |

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

## MOTION TO RECONSIDER <br> (House File 881)

I move to reconsider the vote by which House File 881 passed the House on May 18, 1975.

## SCHROEDER of Pottawattamie

House File 844, a bill for an act relating to the filing of consolidated returns for corporation income tax purposes and making the Act retroactive, was taken up for consideration.

Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 844)

The ayes were, 84:
Anderson
Baker
Bennett
Bina
Bortell
Brandt
Branstad
Brockett
Brunow
Byerly
Caffrey
Connors
Crabb
Crawford
Cusack
Den Herder
Dieleman
Doyle
Drake
Dunton
Dyrland

Egenes
Evans
Fitzgerald
Fullerton Gentleman
Gilloon
Griffee
Halvorson
Hansen
Harvey
Hennessey
Higgins
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan
Junker

The nays were, 1:
Schroeder
Absent or not voting, 15:

| Avenson | Danker | Jesse | Perkins |
| :--- | :--- | :--- | :--- |
| Bittle | Hargrave | Kreamer | Readinger |
| Clark | Harper | Newhard | Stephens |
| Daggett | Hines | Nielsen |  |

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

CONSIDERATION OF BILLS STEERING COMMITTEE CALENDAR<br>HOUSE FILE 754 DEFERRED

Howell of Floyd asked and received unanimous consent that House File 754 be temporarily deferred and that the bill retain its place on the calendar.

## HOUSE FILE 217 DEFERRED

House File 217, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which one-half or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations, with report of committee recommending passage, was taken up for consideration.

Svoboda of Iowa offered the following amendment $\mathrm{H}-3728$ filed by Svoboda, et al., and moved its adoption:

H
3728
Amend House File 217, page 1, as follows:

1. By inserting before line 1 the following:
"Sec. ..... Section five hundred sixty-seven point one (567.1), unnumbered paragraphs one (1) and three (3), Code 1975, are amended to read as follows:

Nonresident aliens, or [corporations incorporated under the laws of any foreign country, or corporations] persons organized in this country [one-half of the stock of which is owned or] and controlled by nonresident aliens, or persons who are trustees of trusts of which nonresident aliens or persons controlled by nonresident aliens are beneficiaries, are prohibited from acquiring title to or holding any real estate in this state, except as hereinafter provided.

Nothing in this section contained shall prevent nonresident aliens, or [corporations organized under the laws of any foreign country, or corporations] persons organized in this country[, one-half or more of the stock of which is owned or] and controlled by nonresident aliens, or persons who are trustees of trusts of which nonresident aliens or persons controlled by nonresident aliens are beneficiaries, from having title to or acquiring property of any kind within the corporate limits of any city in the state, and lands not to exceed six hundred forty acres outside the corporate limits of any city in the state, or from alienating, mortgaging or devising the same.

Sec. ..... Chapter five hundred sixty-seven (567), Code 1975, is amended by adding the following new section:

NEW SECTION. DEFINITIONS. As used in this chapter unless the context otherwise requires:

1. "Nonresident alien" means a person not maintaining residency in this state who is a citizen of, or which is organized or has its principal place of business in a country other than the United States.
2. With respect to a person other than an individual, "controlled by" means that one-half or more of the rights of ownership, control, or both, of that person are held or exercised by another person, including indirect ownership or control by means of effective ownership or control of intermediaries.
3. "Organized" means organized or created as a partnership, business trust, estate, trust, association, corporation, or other legal entity under the laws of any state, territory or country."
4. By striking lines 4 through 16 and inserting

## O <br> Page 2

1 in lieu thereof the following:
"1. A nonresident alien, or a person other than an individual who is organized under the laws of the

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    United States and who is controlled by nonresident
    aliens, or a person who is the trustee of a trust
    of which nonresident aliens or a person controlled
    by nonresident aliens, or both, are beneficiaries,
    owning land outside the corporate limits of any city
    of this state shall file with the secretary of state
    on or before January first of each year, a report con-
    taining the following information:
    a. The name and address of the individual owners,
or the name and address and place of organization of
owners other than individuals and the names and
addresses of their registered agents in this state.
    b. If an owner is a person other than an individual
the names and addresses of the partners, or of the
officers and members of the board of directors, which-
ever is applicable."
    3. Line 27, by striking the words "Conviction of
willful" and inserting in lieu thereof the word
"Willful".
    4. Line 29, by inserting after the word "owner-
ship" the words "by a person subject to this section".
    5. Line 30, by inserting after the word "and"
the words "upon conviction a person".
    6. Amend the title, by striking lines 1 through
6 and inserting in lieu thereof the following:
    "An Act relating to the ownership or control of
land by nonresident aliens and providing for the
filing of reports related thereto, and providing
penalties for violations."
```

A non-record roll call was requested.
The ayes were 60, nays 20.
Amendment $\mathrm{H}-3728$ was adopted.
Svoboda of Iowa asked and received unanimous consent that House File 217 be temporarily deferred.

CONSIDERATION OF BILLS

## STEERING COMMITTEE CALENDAR

Senate File 338, a bill for an act relating to the membership of the Iowa natural resources council, with report of committee recommending passage, was taken up for consideration.

Hullinger of Decatur moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 338)
The ayes were, 71:

| Anderson | Baker <br> Avenson | Bina | Brandt <br> Branstad |
| :--- | :--- | :--- | :--- | | Brunow |
| :--- |
| Byerly |


| Caffrey | Hargrave | Lageschulte | Readinger |
| :--- | :--- | :--- | :--- |
| Connors | Hennessey | Lindeen | Rinas |
| Crawford | Higgins | Lipsky | Scheelhaase |
| Cusack | Hines | Lonergan | Smaal |
| Den Herder | Hinkhouse | McElroy | Spear |
| Dieleman | Horn | Menke | Spencer |
| Doyle | Howell | Middleswart | Stephens |
| Drake | Hullinger | Middleton | Stromer |
| Dunton | Husak | Miller, A.V. | Svoboda |
| Dyrland | Hutchins | Miller, K. D. | Tauke |
| Egenes | Jesse | Miller, O. L. | Walter |
| Evans | Jochum | Nielsen | Wells |
| Fitzgerald | Jordan | O'Halloran | Woods |
| Gilloon | Junker | Patchett | Wyckoff |
| Griffee | Koogler | Pavich | Mr. Speaker |
| Hansen | Krause | Poncy |  |
| The nays were, | 20: |  |  |
| Bennett | Daggett | Kreamer | Tofte |
| Bittle | Fullerton | Millen | Varley |
| Bortell | Gentleman | Nealson | Welden |
| Brockett | Halvorson | Oakley | West |
| Crabb | Harvey | Pellett | Wulff |
| Absent or not voting, 9: |  |  |  |
| Clark | Mennenga |  | Newhard |
| Danker | Monroe | Norland | Perkins |
| Harper |  |  | Schroeder |

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

## HOUSE FILES 828 AND 823 DEFERRED

Fitzgerald of Webster asked and received unanimous consent that House Files 828 and 823 be deferred and that the bills retain their place on the calendar.

House File 817, a bill for an act relating to the periodic retesting of operators of motor vehicles, was taken up for consideration.

Harvey of Scott asked for unanimous consent that House File 817 be indefinitely postponed.

Objection was raised.
Harvey of Scott moved that House File 817 be indefinitely postponed.

Schroeder of Pottawattamie moved as a substitute motion that House File 817 be deferred and placed on the unfinished business calendar.

The motion lost.

Harvey of Scott asked and received unanimous consent to withdraw the motion to indefinitely postpone House File 817.

Lipsky of Linn offered the following amendment H-3839 filed by her from the floor:

H—3839
1 Amend House File 817 as follows:
2 By inserting the following new section :
3 "Sec. ..... Section three hundred twenty-
one point one hundred eighty-six (321.186), Code
1975, is amended by adding the following new
paragraph:
NEW PARAGRAPH. Any person who is convicted
of a moving violation shall justify the department
in requiring an examination under this section if
10 the violation was within the previous twelve month 11 period."

Junker of Woodbury rose on a point of order that amendment $\mathrm{H}-3839$ was out of order.

The Speaker ruled the point well taken and amendment H-3839 out of order.

Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.
On the question "Shall the bill pass?" (H.F. 817)
The ayes were, 43:

| Anderson | Fitzgerald | Koogler | Schroeder |
| :--- | :--- | :--- | :--- |
| Avenson | Hargrave | Menke | Spear |
| Baker | Hennessey | Mennenga | Stromer |
| Brandt | Hines | Miller, A. V. | Svoboda |
| Connors | Hinkhouse | Miler, O. L. | Tauke |
| Crawford | Horn | Monroe | Varley |
| Cusack | Howell | Nealson | Wells |
| Dieleman | Hullinger | Norland | Woods |
| Doyle | Jesse | Pavich | Wyckoff |
| Drake | Jochum | Rinas | Mr. Speaker |
| Dunton | Junker | Scheelhaase |  |
| The nays were, | 50: |  |  |
| Bennett | Crabb |  |  |
| Bina | Daggett | Hansen | Lonergan |
| Bittle | Den Herder | Harvey | McElroy |
| Bortell | Dyrland | Higgins | Middleswart |
| Branstad | Egenes | Jordan | Middleton |
| Brockett | Evans | Krause | Millen |
| Brunow | Fullerton | Kreamer | Miller, K. D. |
| Byerly | Gentleman | Lageschulte | Newhard |
| Caffrey | Gilloon | Nielsen |  |
| Clark | Halvorson | Lipsky | Oakley |
|  |  |  | O'Halloran |


| Patchett | Readinger | Tofte | Welden |
| :---: | :---: | :---: | :---: |
| Pellett | Spencer | Walter | West |
| Poncy | Stenhens |  |  |
| Absent or not voting, 7: |  |  |  |
| Danker | Harper | Perkins | Wulff |
| Griffee | Hutchins | Small |  |

The bill having failed to receive a constitutional majority was declared to have failed to pass the House.

## MOTIONS TO RECONSIDER <br> (House File 817)

I move to reconsider the vote by which House File 817 failed to pass the House on May 13, 1975.

KRAUSE of Palo Alto
I move to reconsider the vote by which House File 817 failed to pass the House on May 13, 1975.

HARVEY of Scott
The House resumed consideration of House File 217, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which onehalf or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations.

With the adoption of amendment $\mathrm{H}-3728$, the following amendments are out of order:

H-3684 filed by Miller of Buchanan on April 29, 1975, and found on page 1419 of the House Journal.

H- 3730 filed by Miller of Buchanan on May 2, 1975, and found on page 1517 of the House Journal.

H-3727, filed by Svoboda, et al., on May 1, 1975, and found on page 1500 of the House Journal.

Miller of Buchanan moved to reconsider the vote by which amendment $\mathrm{H}-3728$ was adopted by the House.

A non-record roll call was requested.
The ayes were 59 , nays 23 .
The motion prevailed and the House reconsidered amendment H-3728.

Miller of Buchanan offered the following amendment H-3840, to amendment $\mathrm{H}-3728$, filed by him from the floor and moved its adoption:

H-3840
1 Amend amendment H-3728, to House File 217, as
follows:
Page 2, line 10, by striking the words "of each year" and inserting in lieu thereof the words
"following the calendar year of purchase or acquisition".

A non-record roll call was requested.
The ayes were 43 , nays 45 .
Amendment H-3840 lost.
Gilloon of Dubuque offered amendment H-3842, to amendment $\mathrm{H}-3728$, filed by him from the floor and moved its adoption:

H-3842
1 Amend H-3728, to House File 217, as follows:
2 1. Page 2, line 8 by striking "outside the
3 corporate limits of any city and of" and
4 inserting in lieu thereof the term "in".
Amendment H-3842 lost.
Svoboda of Iowa moved the adoption of amendment H-3728.
Amendment H-_3728 was adopted.
(House File 217 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Bina of Scott for the afternoon session on request of Walter of Pottawattamie.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 39

Krause of Palo Alto called up for consideration House Concurrent Resolution 39, filed on April 18, 1975, and found on pages 1191 and 1192 of the House Journal, and moved its adoption.

Roll call was requested by Oakley of Clinton and Tauke of Dubuque.

On the question "Shall the resolution be adopted?"

## The ayes were, 52 :

| Baker | Evans |
| :--- | :--- |
| Bortell | Griffee |
| Brunow | Halvorson |
| Byeriy | Harvey |
| Crabb | Hennessey |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Den Herder | Horn |
| Dieleman | Howell |
| Doyle | Hutchins |
| Drake | Jesse |
| Dyrland | Jordan |
| Egenes | Junker |

The nays were, 37:

| Anderson | Crawford |
| :--- | :--- |
| Avenson | Dunton |
| Bennett | Fitzgerald |
| Bittle | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Hansen |
| Caffrey | Hargrave |
| Clark | Higgins |
| Connors |  |

Absent or not voting, 11:

| Bina | Hullinger |
| :--- | :--- |
| Danker | Husak |
| Harper | Middleton |

Monroe
Nielsen
Perkins

Pellett
Rinas
Scheelhaase
Small
Stephens
Svoboda
Varley
Walter
West
Woods
Wulff
Wvekoff
Mr. Speaker

| Jochum | Pavich <br> Kreamer |
| :--- | :--- |
| Poncy |  |
| Lindeen | Readinger |
| Lipsky | Schroeder |
| Lonergan | Spear |
| McElroy | Stromer |
| Norland | Tauke |
| Oakley | Tofte |
| Patchett | Wells |

Spencer
Welden

The motion prevailed and the resolution was adopted.

## BUSINESS PENDING

The House resumed consideration of House File 217, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which onehalf or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations.

Gilloon of Dubuque asked and received unanimous consent that amendment H-3713, filed by him on April 30, 1975, and found on page 1458 of the House Journal, be withdrawn.

Howell of Floyd offered the following amendment H-3834 filed by him and moved its adoption:

H-3834
1 Amend House File 217, page 1, by inserting after line 31, the following:
"NEW SECTION. AGENTS. Any person who for consideration acts as an agent on behalf of any person required
by this Act to file an annual report shall file the required annual report on behalf of that person. A person shall not be required to file an annual report if the annual report has been filed on behalf of that person by an agent. Willful failure of an agent to file the report as required by this section, or willful filing of false information by an agent, or the use by an agent of any device to conceal true ownership constitutes a public offense punishable by a fine not to exceed one thousand dollars.

NEW SECTION. CIVIL PENALTY. The failure by any person to cause the filing of the report required by this Act, or the inclusion in any report filed of a material misrepresentation, inaccuracy or omission constitutes a civil violation of this Act. The attorney general or the county attorney of a county in which the land involved or any part thereof is situated may bring a civil action on behalf of that county. Upon proof of a civil violation the court shall award to the county and against the record owner of the property a civil penalty in an amount up to ten percent of the reasonable value of the property which is subject to the reporting requirement. The judgment shall constitute a lien against the property and the lien may be attached in the same manner as a lien against property for delinquent property taxes under chapter four hundred forty-five (445) of the Code.

A civil action may not be brought pursuant to this section if a criminal action has been commenced pursuant to this Act, which relates to the same property, whether or not a conviction has been obtained. Original notice in a civil action brought pursuant to this section shall be sufficient if personally served upon any record owner of the property involved. If there is no record owner who is a resident of this state, service of original notice may be made by publication as provided in the rules of civil procedure."

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 46 , nays 45 .
Amendment $\mathrm{H}-3834$ was adopted.
Miller of Calhoun moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 217)

## The ayes were, 88:

| Anderson | Baker | Bortell | Branstad <br> Avenson |
| :--- | :--- | :--- | :--- |
| Bennett | Brandt | Brunow |  |


| Bverly | Hansen | Lindeen | Readinger |
| :--- | :--- | :--- | :--- |
| Clark | Hargrave | Lipsky | Rinas |
| Crabb | Harvey | Lonergan | Scheelhaase |
| Crawford | Hennessey | McELroy | Schroeder |
| Cusack | Higgins | Menke | Small |
| Daggett | Hines | Mennenga | Spear |
| Den Herder | Hinkhouse | Middleswart | Stephens |
| Dieleman | Horn | Millen | Stromer |
| Doyle | Howell | Miller, A.V. | Svoboda |
| Drake | Hullinger | Miller, K. D. | Tauke |
| Dunton | Husak | Miller, O. L. | Tofte |
| Dyrland | Hutchins | Monroe | Varley |
| Egenes | Jesse | Nealson | Walter |
| Evans | Jochum | Newhard | Welden |
| Fitzgerald | Jordan | Norland | Wells |
| Fullerton | Junker | O'Halloran | West |
| Gentleman | Koogler | Patchett | Woods |
| Gillon | Krause | Pavich | Wulff |
| Griffee | Kreamer | Pellett | Wyckoff |
| Halvorson | Lageschulte | Poncy | Mr. Speaker |
| The nays were, | 4: |  |  |
| Bittle | Brockett | Nielsen | Oakley |
| Absent or not voting, 8: |  |  |  |
| Bina | Connors | Harper | Perkins |
| Caffrey | Danker | Middleton | Spencer |

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

## MOTION TO RECONSIDER <br> (House File 217)

I move to reconsider the vote by which House File 217 passed the House on May 18, 1975.

MILLER of Calhoun

## CONSIDERATION OF BILLS

## STEERING COMMITTEE CALENDAR

House File 754, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies, was taken up for consideration.

Kreamer of Polk asked and received unanimous consent that amendment H-3685, filed by him and Crabb of Crawford on April 29, 1975, and found on page 1433 of the House Journal, be withdrawn.

Amendment H-3806, to amendment H-3685, filed by Evans of Grundy and West of Marshall on May 8, 1975, and found on page 1659 of the House Journal, is out of order.

Jordan of Linn offered the following amendment H-3735 filed by Jordan, et al.:

H
3735

1

Amend House File 754 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred ninety point twenty-six (490.26), Code 1975, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPHS:
A pipeline company shall pay, to the owners of land upon which a pipeline has been constructed, for all damages to crops, grasses, trees, shrubbery, livestock, fences and buildings, not previously provided for herein, caused by its construction, operation and maintenance of a pipeline. A pipeline company shall also pay such owners for damage to their drainage systems caused by the construction, operation and maintenance of a pipeline, if the company fails, at its expense, to repair and restore the drainage systems to their condition of operation prior to damage by the pipeline company.

The pipeline company shall have 30 days to respond after receipt of a letter by certified mail with return receipt requested submitted by an owner of land on which a pipeline has been constructed, informing said company of construction, operation or maintenance damage. The company shall also within said 30 days cause a representative to meet with the landowners or authorized agents and view the damages. Failure to comply with the provisions of this paragraph shall require the pipeline company to pay a sum of one hundred dollars to the owners.

Owners of lands who, as a result of the failure of a pipeline company to timely comply with this section, shall be injured in their property, may sue therefor in the district court for the county in which the affected property is located, and the pipeline company shall pay the reasonable attorney's fees and costs incurred by such owner if the award of the district court exceeds one hundred ten percent of the final offer of settlement of damages made by the pipeline company prior to commencement of litigation; provided, however, that no such litigation shall be brought hereunder unless the pipeline company is first given thirty days written notice by certified mail with return receipt requested of its failure to comply with this section.

When litigation is commenced, as provided herein, the pipeline company shall file with the clerk of the district court an affidavit setting forth the final offer of settlement made by the pipeline company prior to litigation; provided, however, that if such litiga-

## Page 2

1 tion is tried before a jury, then the jury shall not
2 be informed of the amount of such final offer."
Stromer of Hancock offered the following amendment H-3845, to amendment $\mathrm{H}-3735$, filed by him from the floor:

H-3845

Amend the Jordan, et al., amendment, H-3735, page 1, by striking all of such amendment after line 2 and inserting in lieu thereof the following: "thereof the following:

Section 1. Section four hundred seventy-two point fourteen (472.14), Code 1975, is amended by adding the following new unnumbered paragraphs:
"NEW UNNUMBERED PARAGRAPH. Whenever an easement or other interest in property is acquired for the construction of facilities under chapters four hundred eighty-eight (488), four hundred eighty-nine (489), and four hundred ninety (490) of the Code, by condemnation or by purchase where condemnation is available, upon agricultural land, payment for the easement or other interest in the property which is acquired, shall be made to the landowner in the form of a reasonable annual payment, or a single payment, at the option of the landowner. Such annual payments shall be paid on or before January tenth of each year.

The provisions in this section allowing renegotiation of damages shall be applicable whether the landowner receives an annual payment, or single payment for the use of the property. As used in this section "landowner" means a person, company or corporation listed in the tax assessment rolls as responsible for payment of real estate taxes imposed on the affected property. If the ownership of the affected property changes, it shall be the responsibility of the new landowner to provide the condemnor or purchaser evidence of ownership prior to January tenth of the year following such transfer of ownership.

The initial appraisement shall be for a ten-year period after which time the condemnor or purchaser and the landowner may renegotiate the original single payment or adjust annual payments for the next and each succeeding ten-year period. Notice of such renegotiation shall be sent to the other party by registered mail within sixty days prior to the anniversary date of the original settlement. If the landowner and condemnor or purchaser of the easement are unable to reach agreement within ninety days of receipt of notice the dispute shall go to the compensation commission of the county in which the property is situated. If either party is not satisfied with the decision of the compensation commission, they may within thirty days from the date of that decision appeal to the district court of the district in which the property is situated. Payments resulting from such renegotiation

49 or adjustment shall be proportional to the change in 50 assessed valuation of the tract which has been subject

## Page 2

1 to the easement during the prior ten-year period.
2 Anything in this section to the contrary notwith3 standing, any easement granted for the construction 4 of a facility under chapters four hundred eighty5 eight (488), four hundred eighty-nine (489), or four 6 hundred ninety (490), of the Code, shall continue for 7 the period of the easement granted and shall in no
8 way be interrupted during negotiations between the
9 landowner and the condemnor or purchaser in establish-
10 ing the new payment base for each of the succeeding
11 ten-year periods." "
Howell of Floyd rose on a point of order that amendment $\mathrm{H}-3845$ was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3845$ not germane.

Stromer of Hancock moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3845$.

A non-record roll call was requested.
The ayes were 36 , nays 48 .

## The motion lost.

Jordan of Linn offered the following amendment H-3846, to amendment H-3735, filed from the floor by Jordan, Welden, Stromer, Kreamer and Crabb:

H-3846

Amend amendment H-3735 to House File 754 as follows:

1. By striking all of lines 3 through 50 on page 1 and lines 1 and 2 on page 2 and inserting in lieu thereof the following:
"thereof the following:
Section 1. Section four hundred ninety point twenty-six (490.26), Code 1975, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPHS:
Whenever an interest in land is acquired under Chapter 472 of the Code, the condemnor shall pay to the landowner a reasonable annual rental fee or a single payment, the choice to be at the option of the landowner.

The rental charge shall be based upon the per acre valuation of the property taken by the condemnor. When the rental charge has been determined by the county compensation commission, the award for each parcel listed in the assessment roles

## Page 2

subject to the easement during the prior twenty (20) year period. The party requesting such review and reassessment shall pay all costs occasioned by the review and reassessment.

All costs associated with the administration and payment of the annual rental charge shall be borne exclusively by the consumers or users of the product or facility as the case may be.

This section shall be of prospective application only and shall apply only to persons, companies or corporations seeking permits to construct, operate and maintain facilities after June 30, 1975."
Gilloon of Dubuque rose on a point of order that amendment $\mathrm{H}-3846$ was not germane.

The Speaker ruled the point not well taken and amendment H-3846 germane.

Welden of Hardin moved the adoption of amendment H-3846, to amendment H-3735.

Roll call was requested by Avenson of Fayette and Newhard of Jones.

On the question "Shall amendment $\mathrm{H}-3846$, to amendment H-3735, be adopted?"

The ayes were, 43:

| Bennett | Drake | Lindeen | Steohens |
| :--- | :--- | :--- | :--- |
| Bittle | Dunton | Lipsky | Stromer |
| Bortell | Egenes | McElroy | Tauke |
| Branstad | Evans | Millen | Tofte |
| Brockett | Fullerton | Miller, K. D. | Varley |
| Brunow | Halvorson | Nealson | Welden |
| Byerly | Hansen | Nielsen | Wells |
| Caffrey | Harvey | Pellett | West |
| Clark | Higgins | Readinger | Woods |
| Crabb | Jordan | Rinas | Wulff |
| Daggett | Junker | Schroeder |  |
| The nays were, | 44: |  |  |
| Anderson | Fitzgerald | Jochum | Norland |
| Avenson | Gentleman | Koogler | O'Halloran |
| Baker | Gilloon | Lageschulte | Pavich |
| Brandt | Griffee | Lonergan | Poncy |
| Connors | Hennessey | Menke | Scheelhaase |
| Crawford | Hines | Mennenga | Small |
| Cusack | Hinkhouse | Middleton | Spear |
| Den Herder | Howell | Miller, A.V. | Svoboda |
| Dieleman | Hullinger | Miller, O. L. | Walter |
| Doyle | Husak | Monroe | Wyckoff |
| Dyrland | Hutchins | Newhard | Mr. Speaker |
| Absent or not | voting, 13: |  |  |
| Bina | Horn |  |  |
| Danker | Jesse | Kreamer | Patchett |
| Hargrave | Krause | Middleswart | Perkins |
| Harper |  | Oakley | Spencer |
|  |  |  |  |

Amendment H—3846 lost.
Howell of Floyd offered the following amendment H-3843, to amendment $\mathrm{H}-3735$, filed from the floor by him and Husak of Tama and moved its adoption:

H-3843
1 Amend amendment H-3735, page 1, by inserting
after line 3 the following new section:
point fourteen (472.14), Code 1975, is amended by adding the following new unnumbered paragraphs:
"NEW UNNUMBERED PARAGRAPH. Whenever an easement or other interest in property is acquired for the construction of a pipeline facility under chapter four hundred ninety (490) of the Code, by condemnation or by purchase where condemnation is available, upon agricultural land, payment for the easement or other interest in the property which is acquired, shall be made to the landowner in the form of a reasonable annual payment, or a single payment, at the option of the landowner. Such annual payments shall be paid on or before January tenth of each year.

The provisions in this section allowing renegotiation of damages shall be applicable whether the landowner receives an annual payment, or single payment, for the use of the property. As used in this section "landowner" means a person, company or corporation listed in the tax assessment rolls as responsible for payment of real estate taxes imposed on the affected property. If the ownership of the affected property changes, it shall be the responsibility of the new landowner to provide the condemnor or purchaser evidence of ownership prior to January tenth of the year following such transfer of ownership.

The initial appraisement shall be for a ten-year period after which time the condemnor or purchaser and the landowner may renegotiate the original single payment or adjust annual payments for the next and each succeeding ten-year period. Notice of such renegotiation shall be sent to the other party by registered mail within sixty days prior to the anniversary date of the original settlement. If the landowner and condemnor or purchaser of the easement are unable to reach agreement within ninety days of receipt of notice the dispute shall go to the compensation commission of the county in which the property is situated. If either party is not satisfied with the decision of the compensation commission, they may within thirty days from the date of that decision appeal to the district court of the district in which the property is situated. Payments resulting from such renegotiation or adjustment shall be proportional to the change in assessed valuation of the tract which has been subject to the easement during the prior ten-year period.

Anything in this section to the contrary not-

## Page 2

1 withstanding, any easement granted for the construc-
2 tion of a pipeline facility under chapter four hundred 3 ninety (490), of the Code, shall continue for the period 4 of the easement granted and shall in no way be interrupt5 ed during negotiations between the landowner and the 6 condemnor or purchaser in establishing the new payment 7 base for each of the succeeding ten-year periods."
Roll call was requested by Wyckoff of Benton and Avenson of Fayette.

On the question "Shall amendment H-3843, to amendment H-3735 be adopted?"

The ayes were, 40:

| Avenson | Drake |
| :--- | :--- |
| Bennett | Dunton |
| Connors | Dyrland |
| Cusack | Fitzgerald |
| Daggett | Gilloon |
| Doyle | Griffee |


| Hargrave | Husak <br> Hennessey |
| :--- | :--- |
| Hutchins |  |
| Hines | Jesse |
| Hinkhouse | Krause |
| Horn | Lageschulte |
| Howell | McElroy |


| Mennenga | Miller, O. L. | Scheelhaase | Varley |
| :--- | :--- | :--- | :--- |
| Middleswart | Newhard | Small | Wells |
| Miller, A. V. | Patchett | Spear | Wyckoff |
| Miller, K. D. | Pellett | Svoboda | Mr. Speaker |
| The nays were, | 52: |  |  |
| Anderson | Den Herder | Koogler | Poncy |
| Baker | Dieleman | Lindeen | Readinger |
| Bittle | Egenes | Lipsky | Rinas |
| Bortell | Evans | Lonergan | Schroeder |
| Brandt | Fullerton | Menke | Stephens |
| Branstad | Gentleman | Middleton | Stromer |
| Brockett | Halvorson | Millen | Tauke |
| Brunow | Hansen | Nealson | Tofte |
| Byerly | Harvey | Nielsen | Walter |
| Cafrey | Higgins | Norland | Welden |
| Clark | Jochum | Oakley | West |
| Crabb | Jordan | O'Halloran | Woods |
| Crawford | Junker | Pavich | Wulff |
| Absent or not voting, 8: |  |  |  |
| Bina | Harper | Kreamer | Perkins |
| Danker | Hullinger | Monroe | Spencer |

Amendment H-3843 lost.
Caffrey of Polk asked and received unanimous consent that amendment $\mathrm{H}-3841$, to amendment $\mathrm{H}-3735$, filed by him from the floor as follows, be withdrawn:
H-3841
1 Amend amendment H- $\mathbf{3 7 3 5}$ to House File 754 by
2 inserting before line 4 the following new paragraph:
3 "The party requesting such review and reassessment
4 by the district court shall pay all court costs
5 occasioned by the review and reassessment."
(House File 754 and amendment H-3735 pending at adjournment and placed under unfinished business.)

## EXPLANATIONS OF VOTES

I was absent from the House chamber on May 12, 1975. Had I been present I would have voted as follows on the following bills: "Aye" on House Files 411, 704, 824, 843, 870, 880; "aye" on Senate Files 147, 285, 309, 475 and 506; "aye" on amendments $\mathrm{H}-3769$ and $\mathrm{H}-3788$ to Senate File 464; and "nay" on Senate File 464.

JOCHUM of Dubuque
I was necessarily absent from the House chamber when the vote was taken on House Files 870, 880, 844, 867, 881, and Senate Files 506, 285 and 464. Had I been present, I would have voted "aye".

DAGGETT of Adams

## AMENDMENTS FILED

H-3837
1 Amend amendment H-3735 to House File 754 as follows:
2 1. By striking all of lines 4 through 50 on page 1 ,
3 all of lines 1 and 2 on page 2, and inserting in lieu
thereof the following:
"Section 1. Section four hundred seventy-two point fourteen (472.14), Code 1975, is amended by adding the following new unnumbered paragraph :
" $N E W$ UNNUMBERED PARAGRAPH. When the power of eminent domain is exercised by a utility company for right-of-way easements the commissioners may, at the option of the owner of the land in lieu of assessing monetary damage, award to the owners of the land upon which a utility is constructed, an annual rental charge for the use of said land. The annual rental charge shall be based upon the per acre valuation of the affected property. The annual rental charge shall be paid on or before the tenth day of the yearly anniversary month of each year. Upon failure of a utility company to render timely payment the affected landowner may sue therefor in the district court for the county in which such affected property is located. The utility company shall pay the attorney's fees and cost incurred by such owner. However, no such litigation shall be brought hereunder unless the utility company is first given thirty days written notice by certified mail of its failure to render annual payment when due. The affected landowner shall be responsible for keeping the utility company apprised of their current address at all times.

Either the land owner or the utility company may within sixty days prior to the anniversary date of the original assessment, but not more often than once in each ten year period thereafter, petition the district court for the county in which the affected property is located for a review and reassessment of the rental charges provided for in this section. The court shall determine and assess the reasonable ensuing annual rental charge to be paid by the utility company. The party requesting such review and reassessment by the district court shall pay district court costs occasioned by the review or reassessment. If review or reassessment is not requested by either party within the specified time period the annual rental charge as originally established shall be automatically continued for another ten year period.

No action shall be taken by the land owner or his representative to enjoin the continued use of affected property by a utility company for the
benefit of and in the interests of the public. For the purposes of this section "utility company" shall mean any person, firm, co-partnership, association corporation or syndicate, private or public, engaged in or organized for the purpose of owning, operating or controlling pipe lines, water lines, sewer lines, electrical transmission or distribution lines and telephone or telegraph lines for
the purpose of transporting consumer products and wastes or for furnishing communications service, electricity, water and gas to the public.

This section shall apply only to eminent domain proceedings instituted by written application and filed after June 30, 1975, with the chief judge of the judicial district of the county in which the affected property is located."
2. Amend the title by striking all of lines

2 and 3 and inserting in lieu thereof the following:
"land owner in lieu of monetary damage in eminent domain proceedings."

KOOGLER of Mahaska

H-3844

1
2

Amend House File 828 as follows:

1. Page 2, by adding after line 4 the following:
"Sec. ..... NEW SECTION. The speaker of the house shall appoint a steering committee of fifteen members upon the twentieth legislative day of the session. The steering committee shall have charge of all bills that are on the calendar and shall daily arrange the bills for consideration of the house. Each two weeks thereafter the speaker shall appoint a new steering committee."
2. By renumbering the sections and correcting internal references to conform with this amendment.

MILLER of Buchanan
3848
Amend Senate File 476 as follows:

1. Page 2, line 6, by inserting after the word "dealer" the words "or holder of a temporary permit".
2. Page 2, line 15 , by striking the words "in hospitals, clinics, offices,".
3. Page 2, line 16, by striking the words "and other health facilities".
4. Page 2, by adding the following new subsection after line 21:
"NEW SUBSECTION. Audiometric tests administered pursuant to the United States Occupational Safety and Health Act of 1970 or chapter eighty-eight (88) of the Code, and in accordance with regulations issued thereunder, by employees of a person engaged in business, including the state of Iowa, its various departments, agencies, and political subdivisions, solely to employees of such employer, while acting within the scope of their employment."
5. Page 2, line 25, by striking the words "However, a".
6. Page 2, by striking lines 26 through 30 and inserting in lieu thereof the following:
"NEW UNNUMBERED PARAGRAPH. A person exempted from the provisions of this Act by this section shall not use the title speech pathologist or audiologist or any title or device indicating or representing in

27 any manner that the person is a speech pathologist
28 or is an audiologist; provided, a hearing aid dealer
29 licensed under chapter one hundred fifty-four A (154A)
30 of the Code may use the title "certified hearing aid
31 audiologist" when granted by the national hearing
32 aid society; and provided, persons who meet the
33 requirements of subsection one (1) of section three
34 (3) of this Act who are certified by the department
35 of public instruction as speech clinicians may use
36 the title speech pathologist and persons who meet
37 transferee from that purchaser, but the lien shall
38 three (3) of this Act who are certified by the
39 department of public instruction as hearing clinicians
40 may use the title audiologist, while acting within
41 the scope of their employment."
42 7. By renumbering subsection as necessary.
MONROE of Des Moines SMALL of Johnson

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, May 14, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Twenty-second Calendar Day-Eighty-first Session Day
hall of the House of Representatives Des Moines, Iowa, Wedenesday, May 14, 1975
The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by Father Matthew Beelner, pastor of the St. Patrick's Catholic Church, Ryan, Iowa.

The Journal of Tuesday, May 13, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Soll, Denison, Iowa.

## Leave of absence

Leave of absence was granted as follows:
Stromer of Hancock for a portion of the day and Schroeder of Pottawattamie on request of Millen of Van Buren; Cochran of Webster on request of Avenson of Fayette; Spencer of Clay on request of Tofte of Winneshiek; Woods of Polk on request of Byerly of Polk.

## PRESENTATION OF VISITORS

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

Thirty-six ninth grade social studies students from John Adams Junior High School, Mason City, Iowa, accompanied by Don Brown. By Miller of Cerro Gordo and Norland of Worth.

One hundred twenty fourth, fifth and sixth grade students from Cresthaven School, Waterloo, Iowa, accompanied by Mr. Hamlin, Mrs. Dietz, Mrs. Fulton, Miss Johnson and Miss Myers. By Middleton of Black Hawk.

Twenty-three junior and senior debaters from Newton High School, Newton, Iowa, accompanied by Frank Kruse. By Anderson of Jasper.

Thirty-nine juniors from Panora-Linden High School, Panora, Iowa, accompanied by Mrs. Kettleson and Mrs. Feilmeyer. By Varley of Adair.

Fifty-six fourth grade students from South Tama-Intermediate Building, Tama, Iowa, accompanied by Annabelle Garwood and Patty Miller. By Husak of Tama.

Twenty-five Methodist Youth Fellowship members from Trinity United Methodist Church, Waverly, Iowa, accompanied by Mr. and Mrs. Winer, Rev. Streyffeler, Mrs. Ken Harlan and Mr. Eichmann. By Lageschulte of Bremer.

Twenty-eight students from St. Bernard's of Breda, Iowa, accompanied by Sister Marian. By Miller of Calhoun and Perkins of Greene.

Seventy sixth grade students from Marshalltown, Iowa, accompanied by Mr. Crow, Mr. Thompson, Miss Bartlett and Mrs. Wharton. By Brockett of Marshall.

## PETITIONS FILED

The following petitions were received and placed on file:
By Patchett of Johnson from twenty-eight residents of Johnson County urging the approval of the budget recommended by Governor Ray for funding of secondary, vocational-technical, community colleges, and the regent institutions.

By Walter of Pottawattamie and Pavich of Pottawattamie from forty residents of Pottawattamie County protesting the operation of an adult book store in Council Bluffs.

By Danker of Pottawattamie from forty constituents protesting the operation of an adult book store in their area.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 14, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 558, a bill for an act relating to elementary, secondary and prekindergarten education and providing an advance to compensate for increasing enrollment.

Also: That the Senate has on May 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 501, a bill for an act relating to the assessment and equalization of certain industrial property.

CLARK R. RASMUSSEN, Secretary

## CONSIDERATION OF BILLS

## STEERING COMMITTEE CALENDAR

House File 825, a bill for an act relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations, was taken up for consideration.

Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 825)

## The ayes were, 83:

| Anderson <br> Avenson <br> Baker | Egenes <br> Evans <br> Bennett <br> Bina |
| :--- | :--- |
| Fitzgerald |  |
| Bittle | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Crawford | Harvey |
| Daggett | Hennessey |
| Danker | Higgins |
| Dieleman | Hines |
| Doyle | Hinkhouse |
| Drake | Horn |
| Dunton | Howell |
| Dyrland | Hullinger |
|  | Husak |
|  | Hutchins |

The nays were, 8:

| Bortell | Middleswart |
| :--- | :--- |
| Lipsky | Millen |

Absent or not voting, 9 :
Cochran Cusack
Connors Den Herder
Crabb
Jochum
Jordan
Junker
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lonergan
McElroy
Menke
Mennenga
Middleton
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
Oakley

Nealson Tauke

Schroeder Spencer

O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Small
Spear
Stephens
Svoboda
Varley
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker
(Jesse)

Tofte
Walter

Stromer
Woods

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

## SENATE FILE 217 DEFERRED

Senate File 217, a bill for an act relating to agency meetings in closed session, with report of committee recommending amendment and passage, was taken up for consideration.

Brunow of Appanoose offered the following amendment H-3849 filed by him:

H-3849
1 Amend Senate File 217, as passed by the Senate and reprinted, as follows:

1. Page 1 , line 11, by inserting after the word three
the following; and unnumbered paragraph one (1)
2. Page 1, by inserting after line 14 the following:
"Wherever used in this chapter, "public agency" or
"public agencies" includes all of the foregoing, and "meeting" or "meetings" includes all meetings of every kind, regardless
of where the meeting is held, and whether formal or informal
10 and "individual" means the employee or prospective employee
11 of a "public agenoy".
Brunow of Appanoose asked and received unanimous consent that Senate File 217 be deferred and that the bill retain its place on the calendar.

## HOUSE FILE 866 DEFERRED

Higgins of Scott asked and received unanimous consent that House File 866 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS

STEERING COMMITTEE CALENDAR
House File 623, a bill for an act providing for the approval of the transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state, was taken up for consideration.

Krause of Palo Alto offered the following amendment H-3787 filed by Schroeder, et al., and moved its adoption:

Amend House File 623, page 1, by striking lines
24 through 18 and inserting in lieu thereof the follow-
3 ing new subsection: 9 subdivision of the state prior to July 1, 1975 which 10 has not been approved by the Iowa state commerce comm11 ission shall be referred to the board by the political 12 subdivision and shall be in full force and effect upon 13 approval of the ordinance or resolution by the board.
14 Nothing in this subsection shall be construed to abrogate,

```
modify, or alter any historical or contractual agree-
ment between a political subdivision of the state and a
railroad corporation in existence on the effective date
of this Act.
```

Amendment $\mathrm{H}-3787$ was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 623)
The ayes were, 89 :

| Anderson | Egenes |
| :---: | :---: |
| Baker | Evans |
| Bennett | Fitzgerald |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Brandt | Gilloon |
| Branstad | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jochum |
| Dyrland | Jordan |

The nays were, 6:

| Avenson <br> Bina | Daggett <br> Lonergan | Patchett | Wulff |
| :--- | :---: | :--- | :--- |
| Absent or not voting, 5: |  |  |  |
| Cochran <br> Schroeder | Spencer | Stromer | Woods |

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

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Koogler of Mahaska for the remainder of the day on request of Baker of Buena Vista.

House File 801, a bill for an act relating to the requirement for special education programs and services in the school standards, was taken up for consideration.

Bina of Scott in the chair at 11:05 a.m.
Dyrland of Clayton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 801)

The ayes were, 02 :

| Anderson | Dyrland | Jordan | Patchett |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Junker | Pavich |
| Baker | Evans | Krause | Pellett |
| Bennett | Fitzgerald | Kreamer | Perkins |
| Bittle | Gentleman | Lageschulte | Poncy |
| Bortell | Gilloon | Lindeen | Readinger |
| Brandt | Griffee | Linsky | Rinas |
| Branstad | Halvorson | Lonergan | Scheelhaase |
| Brockett | Hansen | McElroy | Small |
| Brunow | Hargrave | Menke | Spear |
| Byerly | Harper | Mennenga | Stephens |
| Caffrey | Harvey | Middleton | Svoboda |
| Clark | Hennessey | Millen | Tauke |
| Connors | Higgins | Miller, A. V. | Tofte |
| Crabb | Hines | Miller, K. D. | Varley |
| Crawford | Hinkhouse | Miller, 0. L. | Walter |
| Cusack | Horn | Monroe | Welden |
| Daggett | Howell | Nealson | Wells |
| Danker | Hullinger | Newhard | West |
| Den Herder | Husak | Nielsen | Wulff |
| Dieleman | Hutchins | Norland | Wyckoff |
| Doyle | Jesse | Oakley | Mr. Speaker |
| Drake | Jochum | O'Halloran | (Bina) |

The nays were, none.
Absent or not voting, 8:
Cochran Koogler
Fullerton

Middleswart

Schroeder Spencer

Stromer
Woods

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

## IMMEDIATE MESSAGE <br> (House File 801)

Patchett of Johnson asked and received unanimous consent that House File 801 be immediately messaged to the Senate.

## SENATE AMENDMENT CONSIDERED

Middleton of Black Hawk called up for consideration House File 90, a bill for an act relating to emergency vehicles, amended by the Senate, as follows:

## H-8620

1 Amend House File 90, as amended and passed by the
2 House, as follows:

1. Page 1, line 1 , by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point two hundred thirty-one (321.231), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
321.231 AUTHORIZED EMERGENCY VEHICLES.
2. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not returning from a fire alarm, may exercise the privileges set forth in this section.
3. The driver of any authorized emergency vehicle may:
a. Park or stand an authorized emergency vehicle, irrespective of the provisions of this chapter.
b. Disregard laws or regulations governing direction of movement or turning in specified directions.
4. The driver of a fire department vehicle, police vehicle or ambulance may:
a. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
b. Exceed the maximum speed limits so long as the driver does not endanger life or property.
5. The exemptions granted to an authorized emergency vehicle shall apply only when such vehicle is making use of an audible signaling device meeting the requirements of section three hundred twenty-one point four hundred thirty-three (321.433) of the Code, or a visual signaling device approved by the department except that use of an audible or visual signaling device shall not be required under the following circumstances:
a. The vehicle is not equipped with such device, and is not required to be so equipped.
b. The vehicle is operated by a peace officer, pursuing a suspected violator of the speed restrictions imposed by or pursuant to this chapter, for the purpose of determining the speed of travel of such suspected violator.
c. The vehicle is stopped, standing, or parked.
6. The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of
all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

Sec. 2. Sections three hundred twenty-one point two hundred thirty-two (321.232) and three hundred twenty-one point two hundred ninety-six (321.296), Code 1975, are repealed."

Speaker pro tempore Jesse in the chair at 11:16 a.m.
Hargrave of Johnson offered amendment H-3731, to the Senate amendment $\mathrm{H}-3620$, filed by him and requested division as follows:

H-3781
1 Amend the Senate amendment H-3620, to House
2 File 90, as amended and passed by the House as
3 follows:
H-3731A

1. Page 1, lines 13 and 14, by striking the

5 words "violator of the law" and inserting in lieu
6 thereof the words "perpetrator of a felony".
H-3731B
7 2. Page 1, lines 22 and 23, by striking the
3 words "or turning in specified directions." and
inserting in lieu thereof the following: "for the
10 minimum distance necessary before an alternative
11 route that conforms to the traffic laws and regu-
12 lations is available or disregard laws or regula-
13 tions governing turning in specified directions."
H-3731C
14 3. Page 1, by striking lines 37 through 47 and
15 inserting in lieu thereof a period.
H-3731D
16 4. Page 2, line 2, by inserting after the word
17 "reckless" the words "or negligent".
Hargrave of Johnson moved the adoption of amendment $\mathrm{H}-3731 \mathrm{~A}$, to the Senate amendment H-3620.

Amendment $\mathrm{H}-3731 \mathrm{~A}$ was adopted.
Hargrave of Johnson moved the adoption of amendment $\mathrm{H}-3731 \mathrm{~B}$, to the Senate amendment H-3620.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 43, nays 36.
Amendment $\mathrm{H}-3731 \mathrm{~B}$ was adopted.
(House File 90 and Senate amendment H-3620 pending at recess.)

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## SENATE AMENDMENT FURTHER CONSIDERED

The House resumed consideration of the Senate amendment H-3620 to House File 90, a bill for an act relating to emergency vehicles, and amendment H-3731C, to the Senate amendment H-3620, by Hargrave of Johnson.

Hargrave of Johnson moved the adoption of amendment $\mathrm{H}-3731 \mathrm{C}$, to the Senate amendment $\mathrm{H}-3620$.

Amendment H-3731C was adopted.
Hargrave of Johnson moved the adoption of amendment $\mathrm{H}-3731 \mathrm{D}$, to the Senate amendment $\mathrm{H}-3620$.

Amendment H—3731D was adopted.
Junker of Woodbury moved to reconsider the vote by which amendment H-3731B, to the Senate amendment H-3620, was adopted by the House.

Avenson of Fayette in the chair at $2: 12$ p.m.
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 46, nays 45 .
The motion prevailed and the House reconsidered amendment $\mathrm{H}-3731 \mathrm{~B}$, to the Senate amendment $\mathrm{H}-3620$.

Fitzgerald of Webster moved the previous question on House File 90 and all amendments and motions filed thereto.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 53 , nays 35 .
The motion prevailed.
Speaker pro tempore Jesse in the chair at 2:30 p.m.
Hargrave of Johnson moved the adoption of amendment $\mathrm{H}-3731 \mathrm{~B}$, to the Senate amendment H-3620.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 34 , nays 52 .
Amendment H-3731B lost.

Byerly of Polk offered the following amendment H-3732, to the Senate amendment $\mathrm{H}-3620$, filed by him and moved its adoption:

H-3732
Amend the Senate amendment to House File 90
( $\mathrm{H}-3620$ ), as House File 90 was amended and passed
by the House, page 1, line 23, by inserting after
the word "directions" the following: "only when
the driver of the emergency vehicle has unobstructed
vision to the front of the emergency vehicle for a
distance that will permit the driver to view the point of termination of movement contrary to the laws and regulations from the point movement contrary to the laws and regulations is begun".

A non-record roll call was requested.
The ayes were 64 , nays 21.
Amendment H-3732 was adopted.
Middleton of Black Hawk moved that the House concur in the Senate amendment H-3620, as amended.

A non-record roll call was requested.
The ayes were 72 , nays 8 .
The motion prevailed and the House concurred in the Senate amendment H-3620, as amended.

Middleton of Black Hawk moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 90)

## The ayes were, 88:

| Anderson | Cusack | Harper | Lageschulte |
| :--- | :--- | :--- | :--- |
| Avenson | Dieleman | Harvey | Lindeen |
| Baker | Doyle | Hennessey | Lipsky |
| Bennett | Drake | Higgins | Lonergan |
| Bina | Dunton | Hines | McElroy |
| Bittle | Dyrland | Hinkhouse | Menke |
| Bortell | Egenes | Horn | Mennenga |
| Brandt | Evans | Howell | Middleswart |
| Branstad | Fitzgerald | Hullinger | Middleton |
| Brunow | Fullerton | Husak | Millen |
| Byerly | Gentleman | Hutchins | Miller, A.V. |
| Caffe | Gilloon | Jochum | Miller, O. L. |
| Clark | Griffee | Jordan | Nealson |
| Connors | Halvorson | Junker | Newhard |
| Crabb | Hansen | Krause | Nielsen |
| Crawford | Hargrave | Kreamer | Norland |


| Oakley | Readinger | Stromer | Wells |
| :---: | :---: | :---: | :---: |
| O'Halloran | Rinas | Svoboda | West |
| Patchett | Scheelhaase | Tauke | Wulff |
| Pavich | Small | Tofte | Wyckoff |
| Pellett | Spear | Varley | Mr. Speaker |
| Perkins | Stephens | Welden | (Jesse) |
| Poncy <br> The nays were, 4: |  |  |  |
| Brockett | Daggett | Danker | Walter |
| Absent or not voting, 8: |  |  |  |
| Cochran | Koogler | Monroe | Spencer |
| Den Herder | Miller, K. D. | Schroeder | Woods |

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

## SPECIAL REQUEST

Millen of Van Buren asked and received unanimous consent that the Chief Clerk be directed to obtain a court reporter for the purpose of recording consideration of the election contest committee reports, the cost of the transcripts to be incurred by those requesting same.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker pro tempore Jesse in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Hinkhouse of Cedar for the remainder of the day, May 15 and 16 on request of Scheelhaase of Woodbury; Norland of Worth for the remainder of the day and May 15 on request of Avenson of Fayette.

MOTIONS TO RECONSIDER
(Amendment H-3843 to Amendment
$\mathrm{H}-3735$ to House File 754)
I move to reconsider the vote by which amendment $\mathrm{H}-3843$ to amendment H-3735 to House File 754 failed to be adopted by the House on May 13, 1975.

WEST of Marshall
(Senate File 338)
I move to reconsider the vote by which Senate File 338 passed the House on May 13, 1975.

LIPSKY of Linn
COMMUNICATION FROM THE STATE APPEAL BOARD
The following communication was received from the State Appeal Board:

May 13, 1975
Mr. David L. Wray
Chief Clerk
House of Representatives
State House
Local
Dear Mr. Wray:
There are transmitted herewith claims against the State of Iowa, to be filed with the Claims Committee of the House of Representatives.

These include twenty (20) claims of a general nature. This supplements our filing on January 14, 1975.

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

Very truly yours,<br>MAURICE E. BARINGER, Chairman<br>State Appeal Board

## OFFICE <br> STATE COMPTROLLER

| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 2376-64-25 | Watson Brothers Van Lines Omaha, Nebraska License fee refund | \$ 281.47 | Disapproved |
| 2396-I-64-25 | Crete Carrier Corp. Wurtele Brothers Nebraska City, Nebraska Transfer credit | 284.35 | Disapproved |
| 2396-J-64-25 | Crete Carrier Corp. William Shuffty Omaha, Nebraska Transfer credit | 78.12 | Disapproved |
| 2705-65-25 | William Edward Kreamalmyer Niota, Illinois Property damage | 38.00 | Disapproved |
| 363-66-25 | Norgaard Hay Company <br> Dickens, Iowa <br> Registration refund | 58.18 | Disapproved |
| 782-66-25 | Pulley Freight Lines, Inc. Des Moines, Iowa License fee refund | 2,023.62 | Disapproved |
| 936-66-25 | State Dept. of Social Services <br> Louisa County <br> Wapello, Iowa <br> Outdated invoice for foster care | 194.49 | Disapproved |
| 1172-66-25 | Heinz W. Hormel Clarinda, Iowa Property damage | 53.00 | Disapproved |
| 1173-66-25 | Ronald Siedelman Clarinda, Iowa Property damage | 48.00 | Disapproved |


| Claim | Name of Claimant | Amount | Amount |
| :---: | :---: | :---: | :---: |
| Number | Nature of Claim | of Claim | Approved |
| 1185-66-25 | Randy Cermak Mt. Pleasant, Iowa Property damage | 10.00 | Disapproved |
| 1187-66-25 | Wayne Albert Peterson Des Moines, Iowa Overtime compensation | 240.00 | Disapproved |
| 1216-66-25 | Exceptional Opportunities, Inc. Burt, Iowa <br> License fee refund | 137.50 | Disapproved |
| 1234-66-25 | Carl D. Casey <br> Corydon, Iowa <br> Merit Employment claim | 12.88 | Disapproved |
| 1305-66-25 | Darrell R. Morris Keosauqua, Iowa Property damage | 300.00 | Disapproved |
| 1325-66-25 | Beryl Cottington <br> Ames, Iowa <br> Revenue stamp refund | 32.59 | Disapproved |
| 1356-66-25 | Kelly Cole Kassel Perry, Iowa Broken eyeglasses | 40.00 | Disapproved |
| 1380-66-25 | Victor L. Preisser Ames, Iowa Outdated invoice | 1,815.46 | Disapproved |
| 1421-66-25 | William Franklin Fort Madison, Iowa Property damage | 42.00 | Disapproved |
| 1425-66-25 | Charles C. Miller <br> Des Moines, Iowa Tow auto | 10.30 | Disapproved |
| 1462-66-25 | Mrs. Jacqueline J. Hall Woodward, Iowa Property damage | 12.95 | Disapproved |

## COMMUNICATION FROM THE OFFICE FOR PLANNING AND PROGRAMMING

There is on file in the Chief Clerk's office the report of the Office for Planning and Programming for the Fiscal Year 1974, pursuant to Chapter 7A.3.17 of the Code of Iowa.

## COMMUNICATION FROM THE ENERGY POLICY COUNCIL

The third quarterly energy report published by the Energy Policy Council pursuant to the statutory requirements imposed by Section 93.7 (4), Code of Iowa (1975), is on file in the office of the Chief Clerk.

## EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on the afternoon of May 13, 1975. Had I been present, I would have voted "aye" on House Concurrent Resolution 39 and House File 217. I would have voted "nay" on amendments $\mathrm{H}-3846$ and $\mathrm{H}-3843$ to amendment $\mathrm{H}-3735$ of House File 754.

BINA of Scott
I was necessarily absent from the House chamber on Monday afternoon, May 12, and Tuesday, May 13, while attending a family funeral. Had I been present I would have voted "aye" on House Files 217, 844, 867, 870, 880 and 881; House Concurrent Resolution 39; Senate Files 338, 464, and 506. "Aye" to amendments H-3769, H-3788 and H-3843. "Nay" on amendment $\mathrm{H}-3846$.

## HARPER of Davis

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 14th day of May, 1975: House Files 69, 127, 160, 177, 424, 451, 459, 501 and 760.

DAVID L. WRAY<br>Chief Clerk of the House

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3852
Amend Senate File 504, as amended and passed by
2 the Senate, as follows:
3 1. Page 1, line 16, by striking the word and
4 figure "December si" and inserting in lieu thereof
5 the word and figure "November 30 ".
2. Page 1 , line 18 , by striking the word and
figures "March 1, 1976" and inserting in lieu
thereof the word and figures "December 31, 1975".

## DUNTON of Keokuk, Chairman

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 505, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission, begs leave to report it has had the same under consideration and has instructed me to report
the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3854
Amend House File 802 as follows:
Page 5, line 33, by inserting after the word "thousand" the words "five hundred".

HARPER of Davis
H—3855
1 Amend House File 803 as follows:
2 1. Page 12, by adding the following new section 3 after line 7:
"Sec. ..... Chapter one hundred forty-seven (147), Code 1975, is amended by adding thereto the following new section:
$N E W$ SECTION. A consent in writing to any medical or surgical procedure or course of procedures in patient care which meets the requirements of this section shall be conclusively presumed to be valid and effective, in the absence of clear proof that execution of the consent was induced by fraudulent misrepresentation of material facts. Unless fraudulent misrepresentation of material facts is established, no evidence shall be admissible to impeach, modify or limit the authorization for performance of the procedure or procedures set forth in that written consent. A consent in writing meets the requirements of this section if it:

1. Sets forth in general terms the nature and purpose of the procedure or procedures, together with the known risks, if any, of death, brain damage, quadriplegia, paraplegia, the loss or loss of function of any organ or limb, or disfiguring scars associated with such procedure or procedures, with the probability of each such risk if reasonably determinable.
2. Acknowledges that the disclosure of that information has been made and that all questions asked about the procedure or procedures have been answered in a satisfactory manner.
3. Is signed by the patient for whom the procedure is to be performed, or if the patient for any reason lacks legal capacity to consent, is signed by a person who has legal authority to consent on behalf of that patient in those circumstances."
4. Page 12, line 17, by striking the word "any".
5. Page 12, by striking lines 18 through 35 and inserting in lieu thereof the words "the court shall have jurisdiction over any contingent fee contract between the plaintiff and the plaintiff's attorney."
6. Page 13, by striking lines 1 through 3.
7. Page 13, by adding the following new section
and surgeon, dentist, podiatrist, optometrist, chiropractor, or nurse, licensed under chapter one hundred forty-seven (147) of the Code, or a hospital licensed under chapter one hundred thirty-five B (135B) of the Code, arising out of patient care, within two years after the date on which the claimant knew, or through the use of reasonable diligence should have known, or received notice in writing of the existence of, the injury or death for which damages are sought in the action, whichever of the dates occurs first, but in no event shall any action be brought more than four years after the date on which occurred the act or omission or occurrence alleged in the action to have been the cause of the injury or death."
8. Page 13, by striking lines 17 through 35.
9. By striking all of pages 14 and 15.
10. Page 16, by striking lines 1 through 11.

> JESSE of Polk
> BINA of Scott
> WEST of Marshall
> DRAKE of Muscatine MIDDLETON of Black Hawk BYERLY of Polk PELLETT of Cass
> MILLEN of Van Buren
> NIELSEN of Polk
> BRUNOW of Appanoose
> VARLEY of Adair
> HARPER of Davis
> STROMER of Hancock
> SCHROEDER of Pottawattamie
> KREAMER of Polk
> HORN of Linn HUSAK of Tama WYCKOFF of Benton HULLINGER of Decatur DIELEMAN of Marion CAFFREY of Polk NEWHARD of Jones McELROY of Fremont DUNTON of Keokuk

## H-3858

1 Amend House File 817 as follows:
2 1. Page 2, by striking all after the period in
3 line 32 , all of lines 33,34 and 35 , and all of lines
41 through 3 on page 8, and inserting in lieu thereof
5 the following: "[The director may, in his discretion,
authorize the renewal of a valid license upon application without an examination provided that, a person holding such license has not more than three convictions of moving traffic violations during the previous two years and, provided that such person
satisfactorily passes a vision test as prescribed by the department.]"

HANSEN of O'Brien

## 3856 <br> Amend House File 823 as follows:

1. Page 1, strike lines 27 through 30.
2. Page 1, line 31, insert after the word "includes" the words "but is not limited to".
3. Page 1, line 35 , insert after the word "includes" the words "but is not limited to".
4. Page 3, line 26, strike the word "development" and insert in lieu thereof the word "program".
5. Page 3, line 32, strike the word "development" and insert in lieu thereof the word "program".
6. Page 3, line 35 , strike the word "development" and insert in lieu thereof the word "program".
7. Page 4, line 16, strike the word "development" and insert in lieu thereof the word "program".
8. Page 4, line 21, strike the word "development" and insert in lieu thereof the word "unit".
9. Page 4, insert after line 21 the following:
"..... "Dilapidated" means decayed, deteriorated
or fallen into partial disuse through neglect or misuse.

The authority shall establish by rule further definitions applicable to this Act, and clarification of the definitions in this section, as necessary to assure eligibility for funds available under federal housing laws."
10. Page 7, strike lines 2 through 9 and renumber the remaining subsections of that section.
11. Page 7, line 11, insert after the word "housing" the words "and the rehabilitation of existing housing".
12. Page 7, line 26, strike the word "should" and insert in lieu thereof the word "shall".
13. Page 7, line 31, strike the word "should" and insert in lieu thereof the word "shall".
14. Page 9, insert after line 2 the following:
"..... Those designed to serve elderly families, families which include one or more persons who are handicapped or disabled, lower income families or very low-income families."
15. Page 9 , line 12, strike the words "necessary or convenient" and insert in lieu thereof the word "needed".
16. Page 12, strike lines 11,12 and 13 and insert in lieu thereof the words "of the authority."
17. Page 12, line 18 , insert after the word "origin," the words "age, physical or mental
impairment,".
18. Page 12, line 18, insert after the word "religion" the words "except that preference may be given to elderly families, families which include

## Page 2

one or more persons who are handicapped or disabled,
lower income families or very low-income families".
19. Page 15, line 15, strike the words "provide for or" and insert in lieu thereof the words "encourage and".
20. Page 15, line 16, insert after the comma the words "elderly families, and families which include one or more persons who are handicapped or disabled,".
21. Page 15, line 24, insert after the word "for" the word "material".
22. Page 17, line 3, strike the word "or" and insert in lieu thereof the word "and".
23. Page 17, line 4, strike the words "whichever is smaller,".
24. Page 19, strike lines 16 through 20 and renumber the remaining paragraphs of that subsection.
25. Page 20, line 19, insert after the period
the words "However, the two-year period may be extended for reasonable cause."
26. Page 33, line 29, strike the words "need not" and insert in lieu thereof the word "shall".
27. Page 37, line 18, strike the words "not less than par plus accrued interest".
28. Page 40, strike lines 1 through 8 and insert
in lieu thereof the following:
"7. A copy of each pledge agreement by or to the authority, including without limitation each bond resolution, indenture of trust or similar agreement, or any revisions or supplements to it shall".
29. Page 40, line 15, strike the words "of the authority".
30. Page 40, line 17, strike the words "for the benefit of the authority".
31. Page 40, line 20, strike the word "pledgar" and insert in lieu thereof the word "pledgor".
32. Page 47, strike lines 11 through 13.
33. Page 47, line 15, insert after the word "it"
the words "in carrying out its public and essential
governmental functions under sections twelve (12)
through sixteen (16), eighteen (18), twenty (20) and
twenty-one (21) of this Act,".
34. Page 47, strike line 18 and insert in lieu
thereof the words "with such contracts."
35. Renumber sections and correct internal references in accordance with this amendment.

H-3859
Amend House File 823, page 36, by striking line
225 and inserting in lieu thereof the following:
3 "3. The maximum amount of bonds and notes
4 issued by the authority which may be outstanding
5 at any time shall be set by statute. Bonds and
6 notes must be authorized by a resolution"
WELDEN of Hardin
WYCKOFF of Benton
EVANS of Grundy
MENKE of O'Brien

H-3860
1 Amend House File 863 as follows:

JOCHUM of Dubuque BRANSTAD of Winnebago PAVICH of Pottawattamie CONNORS of Polk word "employer" the following: ",".
2. Page 10, by striking lines 3 through 6 and inserting in lieu thereof the following: "[dollars per week] an amount equal to thirty-five percent of the state average weekly wage paid employees as determined by the Iowa employment security commission under the provisions of section ninety-six point three (96.s) of the Code, and in effect at the time of the injury."
3. Page 12, by inserting after line 26 the following:
"10. "Payroll taxes" means the following:"
4. Page 12, line 28, by inserting after the word "effect" the word "on".
5. Page 13, line 1, by inserting after the word "effect" the word "on".

1. Page 2, line 5, by inserting after the comma the words "on its own initiative or".
2. Page 2, line 34, by inserting after the word "available" the words "to the teacher and to the board".
3. Page 3, by striking all of lines 16 thru 29, and inserting in lieu thereof the words "shall be attended by members of the board, the superintendent, the teacher, and the teacher's immediate supervisor. The discussion at the conference shall be limited to the specific reasons stated in the notice to consider termination. Any material removed from the teacher's personnel file or other material to be introduced at the conference shall be provided the teacher no less than five days preceding the conference. No one attending shall be liable for any damages to any other person in attendance if any statement at the
conference is determined to be erroneous as long as
the statement was made in good faith.
4. Page 4, line 30 , by inserting after the word "terminated" the words "at the end of the contract period".
5. Page 4, line 30 , by striking the words "sixty days".
6. Page 4 , line 31 , by inserting after the word "teacher" the words "not less than sixty days".
7. Page 4, line 32, by striking the words "termination of the contract" and inserting in lieu thereof the words "end of the contract period".
8. Page 6 , line 15 , by striking the words "except that superintendents,".
9. Page 6, by striking lines 16 thru 21 and inserting in lieu thereof the words ". A complete transcript of the".

> HULLINGER of Deeatur MIDDLESWART of Warren DAGGETT of Adams

H- 8850
Amend Senate File 217, as passed by the Senate and reprinted, as follows:

1. Page 1, by striking from lines 10 and 11 the words "paragraph three, Code 1975, is" and inserting in lieu thereof the words "subsection three, and unnumbered paragraph two, Code 1975, are".
2. Page 1, by inserting after line 14 the following:
"Wherever used in this chapter, "public agency" or "public agencies" includes all of the foregoing, and "meeting" or "meetings" includes all meetings of every kind, regardless of where the meeting is held, and whether formal or informal and "individual" means the employee or prospective employee of a "public agency"."

BRUNOW of Appanoose
H-8851
Amend Senate File 217, as amended and passed by the Senate and reprinted, as follows:

1. Page 1, by inserting before line 1 the following and by renumbering the following sections accordingly:
"Sec. ..... Section twenty point seventeen (20.17), subsection three (3), Code 1975, is amended to read as follows:
2. Negotiating sessions, [including strategy meetings of public employers or employee organizations,] mediation and the deliberative process of arbitrators shall not be exempt from the provisions of chapter 28A. [Hearings] Such sessions and hearings conducted by arbitrators shall be open to the public at all times and the provisions of section twenty-eight $A$ point three (28A.S) shall not be applicable under any circumstances."

18 2. Page 1 , line 25, by inserting after the word
19 "for" the words "strategy meetings in preparation for".
KREAMER of Polk
WELDEN of Hardin
BRANSTAD of Winnebago

## H-3858

1 Amend Senate File 217 as passed and reprinted
2 by the Senate, page 1, by striking all of lines
310 through 14.
OAKLEY of Clinton DRAKE of Muscatine

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, May 15, 1975.

## JOURNAL OF THE HOUSE

One Hundred Twenty-third Calendar Day-Eighty-second Session Day

## Harl of the House of Representatives <br> Des Monnss, Iowa, Thursday, May 15, 1975

The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend Robert Howerda, pastor of the Calvary Christian Reformed Church, Pella, Iowa.

The Journal of Wednesday, May 14, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Marvin Moles, Newton, Iowa.

## PRESENTATION OF VISITORS

Pellett of Cass presented to the House the Honorable William Ewing, former member of the House during the Sixty-fifth General Assembly, representing Cedar County.

Doyle of Woodbury presented to the House the Honorable Edward Koch, former member of the House during the Sixtysecond and Sixty-third General Assemblies, representing Woodbury County.

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

Twenty-six seventh and eighth grade students from Clearfield, Iowa, accompanied by Mildred Matthews. By Daggett of Adams.

Fifteen government students from Monticello High School, Monticello, Iowa, accompanied by Mr. Stamp. By Hennessey of Delaware and Newhard of Jones.

Thirty-four eighth grade students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mr. Sheridan. By Gilloon of Dubuque and Newhard of Jones.

Twenty-one junior high students from Morningside Christian Elementary School, Sioux City, Iowa, accompanied by Mr. McKenney and Mr. Baver. By Doyle of Woodbury and Junker of Woodbury.

Forty-three sixth grade students from Oakland Community School, Oakland, Iowa, accompanied by Mrs. Coleman, Mrs. Houston and Mr. Finnegan. By Schroeder of Pottawattamie and Danker of Pottawattamie.

Forty-two eighth grade students from Independence, Iowa, accompanied by Lucille McGrath. By Miller of Buchanan.

Thirty-seven eighth grade students from Prescott Community School, Prescott, Iowa, accompanied by Mrs. McKee. By Daggett of Adams.

## PETITION FILED

The following petition was received and placed on file:
By Den Herder of Sioux from thirty-three residents of Sioux County opposing legislation extending the time of Sunday liquor sales and permitting the sale of wine in grocery stores.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 504 and 505, under Rule 36.

## INTRODUCTION OF BILLS

House File 885, by committee on ways and means, a bill for an act to exempt the equalization of property from the provisions of the Iowa administrative procedure act.

Read first time and placed on ways and means calendar.
House File 886, by committee on ways and means, a bill for an act relating to changes in dates and clarification of dates for a fiscal year beginning July first of each calendar year.

Read first time and placed on ways and means calendar.
House File 887, by committee on appropriations, a bill for an act making an appropriation to the state department of health to finance programs subject to administration by the department.

Read first time and placed on appropriations calendar.
House File 888, by Spencer, Woods, Evans, Halvorson, Lageschulte, Nealson of Muscatine, Tofte, Tauke, Hinkhouse, Stephens, Perkins, Junker, Fullerton, Wyckoff, Mennenga, Scheelhaase, Daggett, Bortell, Wells, Kreamer, Pellett, Hansen, Branstad, Husak, Danker, Harper, Koogler, Howell, Caffrey and Jordan, a
bill for an act relating to obscene material and providing a penalty.

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

## SENATE MESSAGES CONSIDERED

Senate File 271, a bill for an act relating to reducing speeds when approaching slow moving vehicles and allowing garbage collection vehicles to display slow moving vehicle reflective devices.

Read first time and referred to committee on transportation.
Senate File 494, a bill for an act authorizing the county recorder to combine separate index books.

Read first time and referred to committee on county government.

Senate File 499, a bill for an act relating to hospitalization of the mentally ill.

Read first time and referred to commitee on human resources.
Senate File 501, a bill for an act relating to the assessment and equalization of certain industrial property.

Read first time and referred to committee on ways and means.
Senate File 507, a bill for an act relating to the funding, compensation, expenses and membership of legislative members of committees and certain statutory or appointive boards, commissions, and councils.

Read first time and passed on file.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 228, a bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties.

Also: That the Senate has on May 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 487, a bill for an act relating to the regulation of savings and loan associations organized under the laws of the state.

CLARK R. RASMUSSEN, Secretary

## SPONSOR WITHDRAWN <br> (Amendment $\mathrm{H}-3671$ to House File 802)

Howell of Floyd requests he be withdrawn as a sponsor of amendment H-3671 to House File 802.

## CONSIDERATION OF BILLS <br> STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

The House resumed consideration of House File 776, a bill for an act relating to the authority of the commissioner of social services to grant easement rights to municipal corporations and public utilities to land under the jurisdiction of the department of social services.

Newhard of Jones offered the following amendment H-3773 filed by him and moved its adoption:

H-3773

Amend House File 776 as follows:

1. Page 1, by striking all of lines 1 through

10 and inserting in lieu thereof the following:
"Section 1. The commissioner of social services may, subject to the approval of the executive council, grant sewage easement rights to the municipal corporation of the city of Anamosa, Iowa, for the installation of a lift station and sanitary sewer line in and over a portion of the Iowa State Men's Reformatory grounds at Anamosa, Iowa, for the purpose of installing, repairing, maintaining, and improving sanitary sewer service to portions of said city and the Iowa State Men's Reformatory."
2. Amend the title by striking all after the word "Act" in line 1, all of lines 2,3 and 4, and inserting in lieu thereof the following: "permitting the commissioner of social services to grant an easement for sewage lines across certain land belonging to the state."
3. Page 1, by striking all of lines 18,19 and 20 and inserting in lieu thereof the following: "of social services to grant a sewer easement to the municlpal corporation of the city of Anamosa, Iowa, with the approval of the executive council."

Amendment H-3773 was adopted.
Newhard of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 776)

The ayes were, 83:

| Anderson | Dyrland | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Junker | Pellett |
| Baker | Evans | Koogler | Perkins |
| Bennett | Fitzgerald | Krause | Poncy |
| Bina | Fullerton | Kreamer | Readinger |
| Bortell | Gentleman | Lageschulte | Rinas |
| Brandt | Gilloon | Lindeen | Scheelhaase |
| Branstad | Griffee | Lonergan | Small |
| Brunow | Halvorson | McElrov | Spear |
| Byerly | Hansen | Menke | Spencer |
| Caffrey | Hargrave | Mennenga | Stromer |
| Clark | Harper | Middleswart | Svoboda |
| Crabb | Harvey | Middleton | Tofte |
| Crawford | Hennessey | Millen | Walter |
| Daggett | Higgins | Miller, A.V. | Welden |
| Danker | Horn | Miller, K. D. | Wells |
| Den Herder | Howell | Miller, O. L. | Woods |
| Dieleman | Hullinger | Moroe | Wulff |
| Doyle | Husak | Newhard | Wyckoff |
| Drake | Hutchins | Oakley | Mr.Speaker |
| Dunton | Jochum | Patchett | (Jesse) |

The nays were, 1:
Nealson
Absent or not voting, 16:

| Bittle | Cusack | Nielsen | Stephens |
| :--- | :--- | :--- | :--- |
| Brockett | Hines | Norland | Tauke |
| Cochran | Hinkhouse | O'Halloran | Varley |
| Connors | Lipsky | Schroeder | West |

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

## HOUSE FILE 421 DEFERRED

Krause of Palo Alto asked and received unanimous oonsent that House File 421 be temporarily deferred and that the bill retain its place on the calendar.

## SENATE AMENDMENTS CONSIDERED

Dunton of Keokuk called up for consideration House File 486, a bill for an act to appropriate funds to defray expenses of the inaugural ceremonies and to limit such expenses in the future, amended by the Senate, and moved that the House concur in the following Senate amendment:

[^45]The motion prevailed and the House concurred in the Senate amendment.

Dunton of Keokuk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 486)
The ayes were, 67 :

| Anderson | Egenes <br> Avenson | Evandan <br> Baker |
| :--- | :--- | :--- |
| Fitzgerald | Junker |  |
| Bennett | Fullerton | Krause |
| Branstad | Genteman | Kreamer |
| Brockett | Griffee | Lindeen |
| Brunow | Halvorson | Lipsky |
| Byerly | Hansen | McElron |
| Caffrey | Harper | Menke |
| Clark | Harvey | Mennenga |
| Connors | Hennessey | Middleswart |
| Crawford | Higgins | Middleton |
| Daggett | Horn | Miller, A.V. |
| Danker | Howell | Miler, K. D. |
| Dieleman | Hullinger | Miller, O. L. |
| Doyle | Husak | Newhard |
| Dunton | Hutchins | Oakley |

The nays were, 18:

| Bina | Gilloon | Millen | Small |
| :--- | :--- | :--- | :--- |
| Bortell | Hargrave | Monroe | Stephens |
| Brandt | Jochum | Nealson | Walter |
| Drake | Koogler | Patchett | Welden |
| Dyrland | Lageschulte |  |  |
| Absent or not voting, 15: |  |  |  |
| Bittle | Den Herder | Norland | Stromer |
| Cochran | Hines | O'Halloran | Tauke |
| Crabb | Hinkhouse | Readinger <br> Cusack | Nielsen |

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

Hutchins of Guthrie called up for consideration House File 195, a bill for an act relating to statewide fire protection, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3780
1 Amend House File 195, as amended and passed by
2 the House, and reprinted, as follows:

1. Page 8 , line 23, by inserting after the word

6 "property" the words "within a benefited fire district or".
3. Page 5 , line 32, by inserting after the word "township" the words "as an employer of volunteer firemen only".

The motion prevailed and the House concurred in the Senate amendment.

Hutchins of Guthrie moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 195)
The ayes were, 88:

| Anderson | Dyrland <br> Egenes | Junker <br> Avenson | Koogler |
| :--- | :--- | :--- | :--- |

The nays were, none.
Absent or not voting, 12 :

| Bittle | Hines | Oakley | Stromer |
| :--- | :--- | :--- | :--- |
| Cochran | Hinkhouse | O'Halloran | Tauke |
| Cusack | Norland | Schroeder | Varley |

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

Rinas of Linn called up for consideration House File 723, a bill for an act correcting and clarifying provisions in the city code of Iowa, amended by the Senate as follows:

## H-3782

1 Amend House File 723 as follows:
2 1. Page 4, line 32, by inserting after the comma the

3 words "or a special charter city governed, on the effective
4 date of this section, by the mayor-councul form composed of a
5 mayor and a council consisting of two councilmen elected at
6 large and one councilman elected from each of eight wards,".
7 2. Page 8, lines 21 and 22 by striking the words "[three
8 and three-eighths] thirteen and one-half" and inserting in
9 lieu thereof the words "three and three-eighths".
Rinas of Linn offered the following amendment H-3828, to the Senate amendment $\mathrm{H}-3782$, filed by him and moved its adoption:
H-3828
1 Amend the Senate amendment H-3782, to page 8 of House File 723, as follows:

1. By striking lines 7, 8 and 9 and inserting in lieu thereof the following:
"2. Amend the title page, line 2, by inserting after the word "Iowa" the words "and increasing the allowable levy for support of a symphony orchestra".
Amendment H—3828 was adopted.
Rinas of Linn moved that the House concur in the Senate amendment, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Rinas of Linn moved that the bill, as amended by the Senate further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 723)
The ayes were, 90 :

| Anderson | Dunton | Junker | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Koogler | Poncy |
| Baker | Egenes | Krause | Readinger |
| Bennett | Evans | Kreamer | Rinas |
| Bina | Fitzgerald | Lageschulte | Scheelhaase |
| Bortell | Fullerton | Lindeen | Small |
| Brandt | Gentleman | Lipsky | Spear |
| Branstad | Gilloon | Lonergan | Snencer |
| Brockett | Griffee | McElroy | Stephens |
| Brunow | Halvorson | Menke | Stromer |
| Byerly | Hansen | Middleswart | Svoboda |
| Caffrey | Hargrave | Middleton | Tofte |
| Clark | Harper | Millen | Varley |
| Connors | Harvey | Miller, A. V. | Walter |
| Crabb | Hennessey | Miller, K. D. | Welden |
| Crawford | Higgins | Miller, O. L. | Wells |
| Cusack | Horn | Monroe | West |
| Daggett | Howell | Nealson | Woods |
| Danker | Hullinger | Newhard | Wulff |
| Den Herder | Husak | Nielsen | Wyckoff |
| Dieleman | Hutchins | Patchett | Mr. Speaker |
| Doyle | Jochum | Pavich | (Jesse) |
| Drake | Jordan | Pellett |  |

The nays were, none.
Absent or not voting, 10:
Bittle Hinkhouse
Cochran Hines Mennenga

Oakley O'Halloran
Schroeder Tauke

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

Avenson of Fayette called up for consideration House File 780, a bill for an act making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and providing for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture, amended by the Senate, and moved that the House concur in the following Senate amendment:
H—3778
1 Amend House File 780 as amended and passed by the House as follows:

1. Page 2, line 18, after the word "funds" insert the words ", except as provided in subsection two (2) of this section,".
2. Page 2, line 30, after the word "division"
insert the words ", however if House File 785 is enacted by the 1975 session of the Sixty-sixth General Assembly the following amount shall be appropriated from the general fund of the state to the regulatory division in addition to funds appropriated by section one (1) of this Act".
The motion prevailed and the House concurred in the Senate amendment.

Avenson of Fayette moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 780)

## The ayes were, 92:

| Anderson | Byerly | Doyle | Halvorson |
| :--- | :--- | :--- | :--- |
| Avenson | Caffrey | Drake <br> Baker | Clark |


| Husak | Menke | Patchett | Svoboda |
| :--- | :--- | :--- | :--- |
| Hutchins | Mennenga | Pavich | Tofte |
| Jochum | Middleswart | Pellett | Varley |
| Jordan | Middleton | Perkins | Walter |
| Junker | Millen | Poncy | Welden |
| Koogler | Miller, A. V. | Readinger | Wells |
| Krause | Miller, K.D. | Rinas | West |
| Kreamer | Miller, O.L. | Scheelhaase | Woods |
| Lageschulte | Monroe | Spear | Wulff |
| Lindeen | Nealson | Spencer | Wyckoff |
| Lipsky | Newhard | Stephens | Mr. Speaker |
| Lonergan | Nielsen | Stromer | (Jesse) |
| McElroy |  |  |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Cochran | Norland | O'Halloran | Small |
| Hinkhouse | Oakley | Schroeder | Tauke |

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

## ADOPTION OF HOUSE MEMORIAL RESOLUTION 10

Spencer of Clay offered the following House Memorial Resolution 10 and moved its adoption:

## HOUSE MEMORIAL RESOLUTION 10

Whereas, The Honorable Charles G. Johnson of Buena Vista County, who was a member of the Forty-sixth, Forty-sixth Extra and Fortyseventh General Assemblies, passed away on April 30, 1975; Now Therefore,

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

The motion prevailed and the Speaker appointed as such committee Spencer of Clay, Baker of Buena Vista and Hansen of O'Brien.

## SENATE AMENDMENT CONSIDERED

Husak of Tama called up for consideration House File 185, a bill for an act relating to the transporting of livestock and providing penalties, amended by the Senate as follows:

H-3847

1

8 2. Page 1, by striking line 27 and inserting in

```
    lieu thereof the words "execute in".
    3. Page 2, line 6, by striking the first word
    " \(a\) " and inserting in lieu thereof the word "another"
        4. Page 3, by striking lines 27 through 35 , and
    page 4 by striking lines 1 and 2 and inserting in
    lieu thereof the following:
    "1. SHIPPER. A person who causes the transporting
    of livestock shall cause to be executed and to be
    delivered to the person transporting livestock, at
    the request of that person, duplicate copies of a
    transportation certificate.
        2. TRANSPORTER. A person transporting livestock
    who has been given a receipt by a law enforcement
officer shall retain that receipt until the person
relinquishes custody of the livestock."
    5. Page 5 , line 10 , by inserting after the word
"time" the words "not to exceed thirty minutes".
        6. Page 5, line 27, by striking the word "two" and
    by striking lines 28 through 30 and inserting in lieu
    thereof the following: "one hundred dollars, or to
    imprisonment in the county jail for a period not to
    exceed thirty days, or both the fine and imprisonment."
```

Husak of Tama offered the following amendment $\mathrm{H}-3861$, to the Senate amendment H-3847, filed by him from the floor and moved its adoption:

H-3861
1 Amend the Senate amendment H-3847, to House
2 File 185, as follows:
3 By striking all of lines 3 through 7.
Amendment H-3861 was adopted.
Husak of Tama moved that the House concur in the Senate amendment H-3847, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Husak of Tama moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 185)
The ayes were, 85:

| Anderson | Branstad | Crawford | Dunton |
| :--- | :--- | :--- | :--- |
| Avenson | Brockett | Cusack | Egenes |
| Baker | Brunow | Daggett | Evans |
| Bennett | Byerly | Danker | Fitzgerald |
| Bina | Caffrey | Den Herder | Fullerton |
| Bittle | Clark | Dieleman | Gentleman |
| Bortell | Connors | Dovle | Gilloon |
| Brandt | Crabb | Drake | Griffee |


| Halvorson | Jordan |
| :--- | :--- |
| Hansen | Junker |
| Hargrave | Koogler |
| Harper | Krause |
| Harvey | Lageschulte |
| Hennessey | Lindeen |
| Higgins | Lipsky |
| Hines | Lonergan |
| Horn | McEIroy |
| Howell | Menke |
| Hullinger | Mennenga |
| Husak | Middleswart |
| Hutchins | Middleton |
| Jochum | Millen |


| Miller, A. V. | Spencer |
| :--- | :--- |
| Miller, K. D. | Stephens |
| Miller, O. L. | Stromer |
| Monroe | Svoboda |
| Newhard | Varley |
| Nielsen | Walter |
| Patchett | Wells |
| Pavich | West |
| Pellett | Woods |
| Perkins | Wulff |
| Poncy | Wyckoff |
| Rinas | Mr. Speaker |
| Spear | (Jesse) |

The nays were, 7:

| Dyrland | Nealson <br> Kreamer |
| :--- | :--- |
| Readinger |  |

Absent or not voting, 8:

| Cochran | Norland | O'Halloran | Small |
| :--- | :--- | :--- | :--- |
| Hinkhouse | Oakley | Schroeder | Tauke |

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

## HOUSE REFUSES TO CONCUR (House File 421)

Krause of Palo Alto called up for consideration House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3602
Amend House File 421 as amended, passed and reprinted by the House, page 1, by inserting after line 11 the
following:
"c. The head lamps of the vehicle are lighted."
Roll call was requested by Jordan of Linn and Bina of Scott.
On the question "Shall the House concur in the Senate amendment H-3602?"

The ayes were, 43:

| Bennett | Egenes <br> Bittle | Hutchins <br> Frunow <br> Grifferald | Jochum |
| :--- | :--- | :--- | :--- |
| Caffrey | Googler | Patchett <br> Poncy |  |
| Cark | Halvorson | Koogle | Small |
| Clark | Hansen | Lipsky | Stromer |
| Crabb | Hargrave | Lonergan | Svoboda |
| Crawford | Harvey | Tauke |  |
| Dieleman | Hennessey | Miller, A.V. | Varley |
| Drake | Hines | Miller, O.L. | Wulter |
| Dunton | Howell | Nealson | Mr. Speaker |
| Dyrland | Hullinger | Oakley | (Jesse) |

The nays were, 51:

| Anderson | Doyle <br> Avenson | Evans | McElroy <br> Middleswart |
| :--- | :--- | :--- | :--- |
| Baker | Fullerton | Rinas <br> Scheelhaase |  |
| Bina | Gentleman | Middleton | Schroeder |
| Bortell | Gilloon | Miller, K. D. | Spear |
| Brandt | Spencer |  |  |
| Branstad | Harper | Monroe | Stephens |
| Brockett | Husak | Newhard | Tofte |
| Byerly | Jordan | Nielsen | Welden |
| Cusack | Junker | O'Halloran | Wells |
| Daggett | Kreamer | Pavich | West |
| Danker | Lageschulte | Pellett | Perkins |
| Den Herder | Lindeen | Readinger | Wyckoff |
| Absent or not voting, 6: |  |  |  |
| Cochran | Higgins | Mennenga | Norland |
| Connors | Hinkhouse |  |  |

The motion lost and the House refuses to concur in the Senate amendment.

Avenson of Fayette in the chair at 11:03 a.m.

## MOTION TO RECONSIDER LOST

(House File 848)
Brunow of Appanoose called up for consideration the motion to reconsider House File 848, filed on May 8, 1975, and moved to reconsider the vote by which House File 848, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments, passed the House on May 8, 1975.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 19, nays 73 .
The motion lost.

## MOTION TO RECONSIDER LOST <br> (House File 217)

Miller of Calhoun called up for consideration the motion to reconsider House File 217, filed on May 13, 1975, and moved to reconsider the vote by which House File 217, a bill for an act relating to the filing of reports relating to land ownership by nonresident aliens, corporations incorporated in any foreign country, or corporations organized in this country of which one-half or more of the stock is owned or controlled by nonresident aliens,
and providing penalties for violations, passed the House on May 13, 1975.

A non-record roll call was requested.
The ayes were 8 , nays 74 .
The motion lost.

## MOTION TO RECONSIDER PREVAILS (House File 777)

Middleswart of Warren called up for consideration the motion to reconsider House File 777, filed on April 28, 1975, and moved to reconsider the vote by which House File 777, a bill for an act to include cave and caverns in the limitation of liability for allowing public use of private land, passed the House on April 28, 1975.

A non-record roll call was requested.
The ayes were 85 , nays none.
The motion prevailed.
Middleswart of Warren moved to reconsider the vote by which House File 777 was placed on its last reading.

The motion prevailed and the House reconsidered House File 777.

## SENATE FILE 422 SUBSTITUTED FOR HOUSE FILE 777

Middleswart of Warren asked and received unanimous consent to substitute Senate File 422 for House File 777.

Senate File 422, a bill for an act to include caves and caverns in the limitations of liability for allowing public use of private land, was taken up for consideration.

Middleswart of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 422)
The ayes were, 91 :

| Anderson | Branstad <br> Baker | Crabb <br> Brockett | Crawford <br> Cusack |
| :--- | :--- | :--- | :--- |
| Bina | Brunow | Drake <br> Dunton <br> Dyrland |  |
| Byerly | Daggett | Egenes |  |
| Bittle | Brtell | Caffrey | Danker |
| Brandt | Clark | Dieleman | Evans |
| Connors | Doyle | Fitzgerald |  |
| Gentleman |  |  |  |


| Gilloon | Koogler |
| :--- | :--- |
| Halvorson | Krause |
| Hansen | Kreamer |
| Harper | Lageschulte |
| Harvey | Lindeen |
| Hennessey | Lipsky |
| Higgins | Lonergan |
| Hines | McElroy |
| Horn | Menke |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Husak | Middleton |
| Hutthins | Millen |
| Jochum | Miller, A.V. |
| Jordan | Miller, K.D. |
| Junker | Miller, O. L. |


| Monroe | Spear |
| :--- | :--- |
| Nealson | Spencer |
| Newhard | Stephens |
| Nielsen | Stromer |
| Oakley | Tauke |
| O'Halloran | Tofte |
| Patchett | Varley |
| Pavich | Walter |
| Pellett | Welden |
| Perkins | Wells |
| Poncy | West |
| Readinger | Woods |
| Rinas | Wulff |
| Scheelhaase | Wyckoff |
| Schroeder | Mr. Speaker |
| Small | (Avenson) |

The nays were, 1:
Svoboda
Absent or not voting, 8 :

| Cochran | Fullerton | Hargrave | Jesse |
| :--- | :--- | :--- | :--- |
| Den Herder | Griffee | Hinkhouse | Norland |

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

## HOUSE FILE 777 WITHDRAWN

Middleswart of Warren asked and received unanimous consent to withdraw House File 777 from further consideration by the House.

## CONSIDERATION OF BILLS

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

 SENATE FILE 397 SUBSTITUTED FOR HOUSE FILE 791Hutchins of Guthrie asked and received unanimous consent to substitute Senate File 397 for House File 791.

Senate File 397, a bill for an act relating to benefited street lighting districts, with report of committee recommending passage, was taken up for consideration.

Byerly of Polk offered the following amendment H-3835 filed by Byerly, et al., and moved its adoption:

H-3835
1 Amend Senate File 397, as passed by the Senate,
2 on page 1 , by striking lines 7 through 9 and inserting
3 in lieu thereof the following: "if the assessed valua-
4 tion of the property owned by the petitioners represents
5 at least twenty-five percent of the total assessed
6 value of the proposed district, or the board of super-

7 visors of any county with a population in excess of two
8 hundred fifty thousand persons shall, on the petition
9 of twenty-five percent of the resident property owners
10 in any proposed benefited lighting district, hold a public".
Amendment $\mathrm{H}-3835$ was adopted.
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 397)

The ayes were, 86:
Anderson
Baker
Bennett
Bina
Bittle
Bortell
Brandt
Branstad
Brockett
Brunow
Byerly
Caffrey
Clark
Connors
Crabb
Crawford
Cusack
Daggett
Danker
Den Herder
Dieleman
Doyle

Drake
Dunton
Dyrland
Egenes
Evans
Fitzgerald
Gentleman
Gilloon
Griffee
Halvorson
Hansen
Harper
Hennessey
Higgins
Hines
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan

The nays were, 5:
Harvey Miller, K. D. Monroe Wulff
Menke

Absent or not voting, 9 :

| Cochran | Hinkhouse | Lindeen | Norland |
| :--- | :--- | :--- | :--- |
| Fullerton | Jesse | Lipsky | Stephens |

Hargrave
Junker
Koogler
Krause
Kreamer
Lageschulte
Lonergan
McElroy
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, O. L.
Nealson
Newhard
Nielsen
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins

Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wyckoff
Mr. Speaker
(Avenson)

Wulff

Norland
Stephens

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

## HOUSE FILE 791 WITHDRAWN

Hutchins of Guthrie asked and received unanimous consent to withdraw House File 791 from further consideration by the House.

## RULE 32 INVORED

REFERRED TO COMMITTEE ON WAYS AND MEANS (House File 874)
House File 874, a bill for an act to exempt jurors and members of the county board of review of assessments from parking meter regulation, was taken up for consideration.

The Speaker announced that debate had exceeded the allowed time.

Connors of Polk asked for unanimous consent to suspend the rules for further consideration of House File 874.

Objection was raised.
Connors of Polk moved to suspend the rules for further consideration of House File 874.

A non-record roll call was requested.
The ayes were 52 , nays 35 .
The motion prevailed and the House continued consideration of House File 874.

Byerly of Polk rose on a point of order and invoked Rule 32.
The Speaker ruled the point well taken and House File 874 was referred to the committee on ways and means.

## MOTION TO RECONSIDER (Senate File 338)

Lipsky of Linn called up for consideration the motion to reconsider Senate File 338, filed on May 14, 1975, and moved to reconsider the vote by which Senate File 338, a bill for an act relating to the membership of the Iowa natural resources council, passed the House on May 13, 1975.

Millen of Van Buren moved that Senate File 338 be deferred.
A non-record roll call was requested.
The ayes were 37 , nays 54 .
The motion lost.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
(Senate File 338 and the Lipsky motion to reconsider pending at recess.)

On motion by Fitzgerald of Webster, the House was recessed until 2:15 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.
A roll call to determine that a quorum was present was requested by Fitzgerald of Webster and Bittle of Polk.

Rule 70 was invoked.
Roll call revealed the following:
Present were, 91 :

| Anderson | Dyrland <br> Egenes | Jordan <br> Avenson |
| :--- | :--- | :--- |
| Baker | Evans | Kooger |
| Bennett | Fitzgerald | Krause |
| Bina | Fullerton | Kreamer |
| Bittle | Gentleman | Lageschulte |
| Bortell | Gilloon | Lindeen |
| Brandt | Griffee | Lonergan |
| Branstad | Halvorson | Menke |
| Brockett | Hansen | Mennenga |
| Brunow | Hargrave | Middleswart |
| Caffrey | Harper | Millen |
| Clark | Harvey | Miller, A. V. |
| Connors | Hennessey | Monroe |
| Crabb | Higgins | Nealson |
| Crawford | Hines | Newhard |
| Cusack | Horn | Nielsen |
| Daggett | Howell | Oakley |
| Danker | Hullinger | O'Halloran |
| Den Herder | Husak | Patchett |
| Dieleman | Hutchins | Pavich |
| Drake | Jesse | Pellett |
| Dunton | Jochum | Perkins |

Absent, 9 :
Byerly
Doyle
Hinkhouse

Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Stephens
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

Miller, O. L. Norland

## CALL OF THE HOUSE <br> (Election Contest Committee Report)

Pursuant to Rule 73, the following members respectfully request a Call of the House on the Election Contest Committee Report and all amendments and motions filed thereto: Brunow of Appanoose, Krause of Palo Alto, Higgins of Scott, Patchett of Johnson and Hargrave of Johnson.

Roll call revealed all members present with the exception of Hinkhouse of Cedar and Norland of Worth, who had been previously excused for the day.

## MOTION TO RECONSIDER LOST <br> (Senate File 338)

Fitzgerald of Webster asked and received unanimous consent to resume consideration of Senate File 338, a bill for an act relating to the membership of the Iowa natural resources council, and the Lipsky motion to reconsider the vote by which Senate File 338 passed the House on May 13, 1975.

On the motion to reconsider, roll call was requested by Readinger of Polk and Lipsky of Linn.

On the question "Shall Senate File 338 be reconsidered?"
The ayes were, 40:

| Bennett | Drake | Lageschulte | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Egenes | Lindeen | Schroeder |
| Bortell | Evans | Lipsky | Stephens |
| Branstad | Fullerton | McElroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Crabb | Halvorson | Mennenga | Tofte |
| Crawford | Hansen | Millen | Varley |
| Daggett | Harvey | Nealson | Welden |
| Danker | Junker | Oakley | West |
| Den Herder | Kreamer | Pellett | Wulff |
| The nays were, 56: |  |  |  |
| Anderson | Fitzgerald | Jochum | Pavich |
| Avenson | Gilloon | Jordan | Perkins |
| Baker | Griffee | Koogler | Poncy |
| Bina | Hargrave | Krause | Rinas |
| Brandt | Harper | Lonergan | Scheelhaase |
| Brunow | Hennessey | Middleswart | Small |
| Byerly | Higgins | Middleton | Spear |
| Caffrey | Hines | Miller, A. V. | Spencer |
| Clark | Horn | Miller, O. L. | Svoboda |
| Connors | Howell | Monroe | Walter |
| Cusack | Hallinger | Newhard | Wells |
| Dieleman | Husak | Niclsen | Woods |
| Dunton | Hutchins | O'Halloran | Wyckoff |
| Dyrland | Jesse | Patchett | Mr. Speaker |
| Absent or not voting, 4: |  |  |  |
| Doyle | Hinkhouse | Miller, K. D. | Norland |

The motion lost.

## ADOPTION OF THE REPORT OF THE ELECTION CONTEST COMMITTEE (Spradling vs. Stephens)

Jesse of Polk called up for consideration the report of the Election Contest Committee in the matter of Spradling vs. Stephens, filed on May 12, 1975, and found on pages 1714 through 1716 of the House Journal.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
Jesse of Polk moved the adoption of the Election Contest Committee Report.

Bittle of Polk moved that the minority report of the committee on the Plymouth County Election Contest be substituted for the Majority Election Contest Committee Report.

Roll call was requested by Crawford of Story and Crabb of Crawford.

Rule 70 was invoked.
On the question "Shall the minority report be substituted for the majority report?"

The ayes were, 41:

| Bennett | Drake | Lageschulte | Pellett |
| :--- | :--- | :--- | :--- |
| Bittle | Egenes | Lindeen | Readinger |
| Bortell | Evans | Lipsy | Schroeder |
| Branstad | Fullerton | McEIroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Clark | Halvorson | Mennenga | Tofte |
| Crabb | Hansen | Millen | Varley |
| Crawford | Harvey | Miller, K.D. | Welden |
| Daggett | Junker | Nealson | West |
| Danker | Kreamer | Oakley | Wulf |

Den Herder
The nays were, 56:

| Anderson | Fitzgerald | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Jordan | Perkins |
| Baker | Griffee | Koogler | Poncy |
| Bina | Hargrave | Krause | Rinas |
| Brandt | Harper | Lonergan | Scheelhaase |
| Brunow | Hennessey | Middleswart | Small |
| Byerly | Higgins | Middleton | Spear |
| Caffrey | Hines | Miller, A.V. | Spencer |
| Connors | Horn | Miller, O. L. | Svoboda |
| Cusack | Howell | Monroe | Walter |
| Dieleman | Hullinger | Newhard | Wells |
| Doyle | Husak | Nielsen | Woods |
| Dunton | Hutchins | O'Halloran | Wyckoff |
| Dyrland | Jesse | Patchett | Mr. Speaker |

Dyrland Jesse

Absent or not voting, 8:
Hinkhouse Norland
Stephens
The motion lost.
Jesse of Polk moved the adoption of the Election Contest Committee Report.

Roll call was requested by Jesse of Polk and Bittle of Polk.

Rule 70 was invoked.
On the question "Shall the Election Contest Committee Report be adopted?"

The ayes were, 53:

| Anderson | Fitzgerald | Jochum |
| :--- | :--- | :--- |
| Avenson | Gilloon | Koogler |
| Baker | Griffee | Krause |
| Bina | Hargrave | Lonergan |
| Brandt | Harper | Middleswart |
| Brunow | Higgins | Middleton |
| Byerly | Hines | Miller, A. V. |
| Caffrey | Horn | Miller, O. L. |
| Connors | Howell | Monroe |
| Cusack | Hullinger | Newhard |
| Dieleman | Husak | Nielsen |
| Doyle | Hutchins | O'Halloran |
| Dunton | Jesse | Patchett |
| Dyrland |  |  |

The nays were, 44:

| Bennett <br> Bittle | Drake <br> Egenes | Kreamer <br> Lageschulte | Pellett <br> Readinger |
| :--- | :--- | :--- | :--- |
| Bortell | Evans | Lindeen | Schroeder |
| Branstad | Funlerton | Lipsky | Stromer |
| Brackett | Gentleman | McElroy | Tauke |
| Clark | Halvorson | Menke | Tofte |
| Crabb | Hansen | Mennenga | Varley |
| Crawford | Harvey | Millen | Welden |
| Daggett | Hennessey | Miller, K. D. | West |
| Danker | Jordan | Nealson | Wulf |
| Den Herder | Junker | Oakley | Wyckoff |

Absent or not voting, 3:
Hinkhouse Norland Stephens
The motion prevailed and the report was adopted.
Jesse of Polk moved to reconsider the vote by which the Election Contest Committee Report was adopted.

Branstad of Winnebago rose on a point of order and invoked Rule 2.

Fitzgerald of Webster moved that Rule 2 be suspended to continue debate after 10:00 p.m.

Roll call was requested by Branstad of Winnebago and Hines of Story.

On the question "Shall Rule 2 be suspended?"
The ayes were, 56:

| Anderson | Brandt | Cusack | Dyrland |
| :--- | :--- | :--- | :--- |
| Avenson | Brunow | Dieleman | Fitzgerald |
| Baker | Caffrey | Doyle | Gilloon |
| Bina | Connors | Dunton | Griffee |


| Hargrave | Jochum | Miller, O. L. | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Harper | Jordan | Monroe | Small |
| Higgins | Koogler | Newhard | Spear |
| Hines | Krause | Nielsen | Spencer |
| Horn | Lonergan | O'Halloran | Svoboda |
| Howell | Mennenga | Patchett | Walter |
| Hullinger | Middleswart | Pavich | Wells |
| Husak | Middleton | Perkins | Woods |
| Hutchins | Miller, A.V. | Poncy | Wyckoff |
| Jesse | Miller, K. D. | Rinas | Mr. Speaker |

The nays were, 38 :

| Bennett | Den Herder | Kreamer | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Drake | Lageschulte | Schroeder |
| Bortell | Egenes | Lindeen | Stromer |
| Branstad | Evans | Lipsky | Tauke |
| Brockett | Fullerton | McElroy | Tofte |
| Clark | Gentleman | Menke | Varley |
| Crabb | Halvorson | Millen | Welden |
| Crawford | Hansen | Nealson | West |
| Daggett | Harvey | Oakley | Wulff |
| Danker | Junker |  |  |
| Absent or not voting, 6: |  |  |  |
| Byerly | Hinkhouse | Pellett | Stephens |
| Hennessey | Norland |  |  |

The motion prevailed and the rules were suspended.
On the Jesse motion to reconsider the vote, a non-record roll call was requested.

The ayes were 42 , nays 54 .
The motion lost.

> MOTION TO RECONSIDER (Senate Amendment H- 3602 to House File 421)

I move to reconsider the vote by which the House refused to concur in the Senate amendment H-3602 to House File 421.

MONROE of Des Moines

## REMOVED FROM UNANIMOUS CONSENT CALENDAR <br> (House Resolution 34)

I hereby request that House Resolution 34 be removed from the Unanimous Consent Calendar.

## SCHROEDER of Pottawattamie

## COMMUNICATION FROM THE OFFICE FOR PLANNING AND PROGRAMMING

There is on file in the Chief Clerk's office the Report on Federal Funds Received in Iowa, Fiscal Year 1974, in compliance with Chapter 7A.3.17, Code of Iowa, received from the Office for Planning and Programming.

## SPECIAL VISITORS

To commemorate the up-coming Ankeny Centennial July 9 through 13, 1975, Representative Byerly rose on a point of personal privilege and introduced ten ladies from the Ankeny Centennial Chamber Maids. Headed by Mrs. Mary Lou Hermann and Mrs. Dorothy Donaghy, the group presented Representative Byerly and Speaker Cochran with the Ankeny centennial medallions and invited the Representatives to attend the festivities in July.

## EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber for part of the day May 14, 1975. Had I been present, I would have voted "aye" on House File 801, H-3731A, H-3731B, H-3731C, H-3731D to Senate amendment $\mathrm{S}-3620 ; \mathrm{H}-3732$ to Senate amendment $\mathrm{S}-3620$; Senate amendment S-3620 and House File 90.

## KOOGLER of Mahaska

I was absent from the House when the vote on House Files 776, 195, 723, 780,185 and 486 was taken, in order to give a speech to a group of Waukee sixth grade students. Had I been present I would have voted "aye" on House Files 776, 195, 723, 780 and 185, and "nay" on House File 486.

O'HALLORAN of Black Hawk

## IN OPPOSITION TO CONTEST COMMITTEE MAJORITY REPORT

Today, we are supposed to sit as a judicial body as we deliberate the election contest in House District Two. We must act, not as partisan pawns supporting a political viewpoint, but rather as judges who are charged with studying and reviewing the facts of the election last November. We are charged with rising above political considerations and making an impartial, just decision. That is what we are supposed to do, but I fear that the Lyle Stephens election contest has fallen victim to political consideration.

I am concerned that the majority of the members of this body today will act irresponsibly and vote to unseat Lyle Stephens. Those who vote in this manner will ignore their responsibility to the people of Iowa who entrusted them with the responsibility as caretakers of government. In-stead-they will put political considerations ahead of the rights of the disfranchised 92 voters in House District Two.

Let me ask-how many of you whose names were placed before the electorate last November would like it if 92 voters were removed from your totals without regard for the rights of the individuals involved? How would you like it if 92 people who are your constituents were told that, although they had taken the time to vote, their rights had been removed?

We are not dealing with a bill which can be repealed or changed later. In this election contest we are dealing with the rights of 92 people in Plymouth County to vote. If the House acts to erase those votes, they can never be recovered. If the majority party, through a political vote in this chamber, votes to disqualify those voters, they have been denied the right to vote.

If such a vote is cast this evening, I can tell you that we have set a dangerous precedent. Our entire system of government is based on majority rule-but that fundamental right guarantees that the majority of the people will decide who will represent them.

It does not imply that the majority party has the right to ignore the rights of the voters and seat their candidate. Therefore, you are dealing with a basic Constitutional right and you have every reason to resist the efforts of the majority leaders to decide the outcome of this judicial matter as a political decision.

We are all aware of the action by the Democratic State Central Committee of some two weeks ago, virtually directing the Democratic members of this House to act like puppets and unseat Lyle Stephens. Like good soldiers, the House leadership worked toward this objective and many members of the Democratic caucus succumbed to the pressure. Now, we are on the verge of voting to remove Lyle Stephens from the House as if he never existed.

The fact is that Lyle Stephens does exist, and for the majority of the residents of his district he is their elected representative in this body. Who wants the task of explaining to his constituents how he won the election but has been removed from this body? Who wants to explain that the Democratic State Central Committee has greater wallop in this House than the people who legally elected Lyle Stephens?

In the past several years we have heard a lot of talk from the Democratic side of the aisle about opening the political process. We have heard more recently about an election revision bill they are championing to encourage people to vote. The Cedar Rapids Gazette of May 12 stated that "It is a section dear to the heart of Fitzgerald-to permit open voter registration at the polls on election days to make sure every eligible Iowan has a chance to vote." But now we see these same so-called champions of encouraging people to vote, turning around and denying people the right to vote.

How hypocritical can some members of this House be? In the StephensSpradling election contest, the champions of encouraging people to vote only faced one problem. The people in House District Two voted for the wrong person and the wrong person, as far as the Democratic majority is concerned, is Lyle Stephens. The conclusion is clear-the Democrats want election reform to open the election process only if it helps them.

It is totally irresponsible that a group of elected representatives must put politics ahead of everything else. As you are aware, the Republicians, when they have controlled the House, have voted to seat 15 Republicans and 12 Democrats, with one tie which was decided by lot. It is a tradition in this House that when we are dealing with the rights of people, we give top priority to seeing that a fair and just decision is reached.

This is not, I fear, going to happen today. You are, despite the evidence, going to unseat Lyle Stephens in a sheer political decision. You are not going to listen to the debate and you are not going to change your votes because the great voice of the Democratic State Central Committee has rendered you helpless to act on your own. This House is being intimidated into a political decision and I resent it.

Now, in closing, I would like for each of you to come up with a valid reason for unseating Lyle Stephens. Certainly Lyle has done nothing wrong. Certainly there has been no evidence that there was fraud or wrongdoing. The fact is that Lyle Stephens is being unseated because he
appeared to be an easy target-his margin of victory was only 24 votesand you cannot exercise the restraint necessary to resist the political pressure. You would rather discredit the political system than to stand up for what is right and honest. When you consider the facts, that is what it all boils down to. It is easier for you to vote for Lyle Stephens' removal than to go against the tide. I am confident that there are some Democrats who will stand by the right decision and I salute them for their independence.

I would submit that everyone in this chamber has some black mark on your record--possibly you just failed to file a disclosure report on time or your disclosure report contained some inaccuracies-or maybe your auditor also mailed out the ballots, like they did in Plymouth County. For each of us, there is something that detracts from our election to this chamber.

Therefore, let the one who is without error and who has not made a mistake cast the first vote against Lyle Stephens. I urge you to vote "no" on the majority committee report.

## MILLEN of Van Buren

In giving thought to the substance of this extraordinary proceeding, we would be well advised to perceive the process, the mechanism which has brought it to our collective conscience to resolve. We should not lightly regard our role as surrogates of the Second Legislative District, ninetyseven electors thrown to the task of choosing a representative for 28,000 people. As to their provincial dreams, aspirations, prejudices, jealousies, I do not by direct knowledge know which of the choices before us best suits that district. But, I do know their efforts to express the collective will by ballot. I do know my obligation to preserve the integrity of that ballot. I do know that election frauds will, in the words of the Brookings Institution, "undermine public morale and interest in civic affairs more quickly than any other condition," whether that fraud occurs in a county courthouse or in the lofty chamber of a House of Representatives!

This question does not necessitate party loyalty, no budget to balance, no competition of special interest priorities, no balancing of power between the branches of government. It requires the recognition of truth, each alone, with and by ourselves.

And, thus, we bring into this Chamber today the honor of ourselves and our people to perform surely one of the gravest responsibilities we have. What each of us does today as we vote reveals our individual perception of our moral ethic. Collectively, those decisions become the commonweal of this state. To be representative, a legislature must be an accurate map of the whole state, a mirror which reflects accurately the various parts of the public. As Mirabeau in 1789 observed, "A presentative body is to a nation what a chart is for the physical configuration of its soil."

What then will be our collective statement? It can be a statement which gives us defensible satisfaction of knowing what we did strengthened our system of government. Or, a statement which brings to our several millions of constituents a scene of furtive glances, hushed questions, mumbled replies and a selfish hope the whole sordid affair will recede in memory.

The gentlemen from Polk, Story, and Muscatine have articulated the process which brought us here. To state it in the words of Hamilton writing in The Federalist Papers on the necessity for Congress to pass on its members, he said: "Every government ought to contain in itself the means of its own preservation. They have submitted the regulation of elections for the federal government, in the first instance, to the local administra-
tions, which in ordinary cases and when no improper views prevail, may be more convenient and more satisfactory; but, they have reserved to the national authority a right to interpose whenever extraordinary circumstances might render that interposition necessary to its safety.
"Let us now see what would be the danger on the other side; that is, from confiding the ultimate right of regulating its own elections to the Union itself. It is not pretended that this right would ever be used for the exclusion of any State from its share in the representation. The interest of all would, in this respect at least, be the security of all. But it is alleged that it might be employed in such a manner as to promote the election of some favorite class of men in exclusion of others, by confining the places of election to particular districts, and rendering it impracticable to the citizens at large to partake in the choice. Of all chimerical suppositions this seems to be the most chimerical. On the one hand, no rational calculation of probabilities would lead us to imagine that the disposition which a conduct so violent and extraordinary would imply, could ever find its way into the national councils; and on the other, it may be concluded with certainty that if so improper a spirit should ever gain admittance into them, it would display itself in a form altogether different and far more decisive.
"The improbability of the attempt may be satisfactorily inferred from this single reflection, that it could never be made without causing an immediate revolt of the great body of the people, headed and directed by the State governments. It is not difficult to conceive that this characteristic right of freedom may in certain turbulent and factious seasons be violated, in respect to a particular class of citizens, by a victorious and overbearing majority; but that so fundamental a privilege in a country so situated and enlightened, should be invaded to the prejudice of the great mass of the people, by the deliberate policy of the government, without occasioning a popular revolution, is altogether inconceivable and incredible."

Are we here going to manufacture the stain of contrived illegality and brush it cavalierly over the obvious will of those people? Are we going to join the Roman Senate and on the Ides of May seize the dagger and strike down one among us? Upon whose conscience shall the anguish of Brutus fall? By what backroom manipulation is born such disregard for simple truth?

There abides in the sanctum of party politics throughout the land a selfish hope the whole thing will go away.

Let me tell you something. It will not go away. If that majority report is adopted, that seat will never be filled during the Sixty-sixth General Assembly. Its mere occupancy by the contestant will not fill it. Only the spirit of the Second District can fill it. Only the spirit of Iowa can fill it. And fill it they will. They will fill it with the spirit of '76.

## OAKLEY of Clinton

We have come today in justice and in judgment for the singular purpose of determining if one of our member is to remain a member. I would say to you that sitting in judgment is an awesome and terrible thing and certainly is vastly different from that which we generally do. When performing our roles as legislators, our own personal philosophy, our own prejudices, our constituents desires and our political instincts and ambitions set a reference framework for our activities. But today, ladies and gentlemen, we cannot allow ourselves these luxuries but must be divorced from them so that we will think clearly and objectively about what we are doing.

We must be honest with ourselves as to what our final judgment will be based on, the law and the facts. However, we must constantly bear in mind the writers admonition relating to the letter and the spirit of the law. We cannot indulge in pharacaical hypocricy and expect to be true to ourselves and the oath which we have taken. For in fact, today we sit in judgment of ourselves and how we judge ourselves is how we will be remembered. We can be remembered as men with right consciences who placed political ambition and partisan bickering aside for the sake of justice, or we can be remembered as a body which was motivated by political opportunism. A few years from now only those of us in this Assembly will truly remember what happens here today. But those of us who remember, will ponder, except for the most callous the outcome and our personal part in that outcome. A bad judgment will not be forgotten because it cannot be erased. That indelible mark will remain and although time dims the memory it will continue to remain. How well many of you sleep tonight and succeeding nights to come will depend entirely on what price you place on the maintenace of your integrity and your honor. For some of those who would prostitute their integrity and honor for one reason or another, it will not take long to realize their error, just as it did not take Judas Iscariot long to comprehend his error. Others, it will take a bit longer and they, like Augustine, will try to shove the inevitable aside, but it is inevitable.

Ladies and gentlemen, I would ask of you to clearly and honestly consider what you have heard in the assembly and then vote your conscience, vote your honest convictions-then I am certain there can be but one result and that is a resounding no to the majority report. However, if partisanloyalty and discipline are more important than honor and integrity to you, you have only my pity, for you deserve to be pitied.

JUNKER of Woodbury

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 15th day of May, 1975: House Files 728 and 741.

DAVID L. WRAY
Chief Clerk of the House
Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 15, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 69, an act to change the name of the Iowa Soldiers Home and relating to eligibility requirements for admission thereto.

House File 127, an act to revise and repeal obsolete provisions of the railroad laws.

House File 160, an act relating to canvass of vote for Governor.
House File 177, an act relating to the membership of the State Historical Board.

House File 424, an act to appropriate and authorize expenditures for centralized printing, centralized purchasing and the vehicle dispatcher.

House File 451, an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations.

House File 459, an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery.

House File 501, an act relating to the requirement for admission to the School for the Deaf.

House File 728, an act to legalize proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land.

House File 741, an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declaring said cooperative association to be legally established and its acts to have been legally taken.

House File 760, an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the General Assembly.

Senate File 121, an act relating to compensation of the clerk of the grand jury.

Senate File 214, an act relating to the membership of the Energy Policy Council.

Senate File 314, an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the act.

Senate File 371, an act relating to the issuance of migratory waterfowl stamps and providing a penalty.

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations has considered House File 887, a bill for an act making an appropriation to the state department of health to finance programs subject to administration by the department, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON OF KEOKUK, Chairman

## AMENDMENTS FILED

## H-3864

1 Amend House File 803 as follows:
2 1. Page 5, line 25, by inserting after the word
3 "administrative" the following: "and underwriting".
4 2. Page 6, by striking the word "one" in line 13,
5 by striking lines 14 through 19.

6 3. Page 6, line 20, by striking the words "b.
7 Deducting", and inserting in lieu thereof the word
8 "deducting".
9 4. Page 6, by striking lines 22 through 24 and by
10 striking the words "described above." on line 25.
11
5. Page 6, line 28 , by striking the word "procedure".

KREAMER of Polk
H—3865
1 Amend House File 803, page 7, line 19, by strik-
2 ing the word " $a$ " and inserting in lieu thereof the
3 words "an annual".
KREAMER of Polk

## H-3866

Amend House File 803 as follows:

1. Page 1 , line 8 , by striking the word "liability".
2. Page 1, by striking lines 18 and 19 and inserting in lieu thereof the following: "to by the insured and through the participation of the insurance carriers, whose deficits would be deductible from premium taxes."
3. Page 2, by striking lines 7 through 12 and inserting in lieu thereof the following:
"4. "Net direct premiums" means net taxable insurance premiums as reported in the annual premium tax returns filed by the insurers with the commissioner in compliance with chapter four hundred thirty-two (432) of the Code."
4. Page 2, by striking lines 15 through 19 and inserting in lieu thereof the following:
"1. A temporary joint underwriting association is created, consisting of all insurers required to file premium tax returns with the commissioner in compliance with chapter four hundred thirty-two (432) of the Code. Every such insurer shall be a member of the".
5. Page 2, line 21 by striking the word "such".
6. Page 9, line 8, by striking "statements and other reports" and inserting "premium tax returns".

KREAMER of Polk
KRAUSE of Palo Alto
H—3863
1 Amend House File 823, page 12, line 9, by inserting
2 after the period the words "A minimum of twenty-five
3 percent of this thirty percent must be units
4 specifically designed for and directed to very low-
5 income families at rents not in excess of twenty-five
6 percent of their adjusted income."

## MIDDLETON of Black Hawk

## H-3867

Amend Senate File 309 as amended and passed by
2 the Senate as follows:
3 1. Page 1, by striking lines 1 through 9, and
inserting in lieu thereof the following:
"Section 1. DEFINITIONS. For the purposes of this Act:

1. "Person" shall mean person as defined in section four point one (4.1), subsection thirteen (13) of the Code.
2. "Owner" means any person who owns the original fixation of sound embodied in the master phonograph record, master disc, master tape, master film or other device used for reproducing sounds on phonograph records, discs, tapes, films, or other articles upon which sound is recorded, and from which the transferred recorded sounds are derived.

Sec. 2. Chapter seven hundred thirteen (713), Code 1975, is amended by adding the following new section:

NEW SECTION. REPRODUCTION OF SOUND RECORDINGS.

1. Except as provided in subsection three (3)
of this section, it is unlawful for a person knowingly to:
a. Transfer or cause to be transferred any sounds recorded on a phonograph record, disc, wire, tape, film or other article without the consent of the owner; or".
CONNORS of Polk
HENNESSEY of Delaware
WOODS of Polk

H-3862

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Amend Senate File 338, page 1, by striking all of lines 22 through 30 and inserting in lieu thereof the following:
"Sec. 2. The term of office of a council member appointed pursuant to section one (1) of this Act shall not be terminated, nor the member removed from office, in order to achieve the political balance required under the provisions of section one (1) of this Act."

## LIPSKY of Linn

## 3868

Amend Senate File 507, as passed by the Senate, as follows:

1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section two point ten (2.10), subsection six (6), Code 1975, is amended to read as follows:
2. In addition to the salaries and expenses [herein] authorized by this section, members of the general assembly shall be paid forty dollars per day, except the speaker of the house who shall be paid sixty dollars per day, and necessary travel and actual expenses incurred in attending meetings for which per diem or expenses are authorized by law for members

## Page 2

of the general assembly who serve on statutory boards, commissions, or councils, and for standing or interim committee or subcommittee meetings subject to the provisions of section 2.14, or when on [official state] authorized legislative business[,] when the general assembly is not in session. However, if a member of the general assembly or the lieutenant governor is engaged in authorized legislative business at a location other than at the seat of government during the time the general assembly is in session, payment may be made for the actual transportation and lodging costs incurred because of the business. Such [salaries] per diem or expenses shall be paid promptly from funds appropriated pursuant to section 2.12 [, unless otherwise provided by law].

Sec. 2. Section two point twelve (2.12), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

There is hereby appropriated out of any funds in the state treasury not otherwise appropriated, such sums as may be necessary, for each house of the general assembly for the payment of any unpaid expense [filed after adjournment of each annual session] of the general assembly [or] incurred during or in the interim between sessions of the general assembly, including but not limited to salaries and necessary travel and actual expenses of members and expenses of standing and interim committees or subcommittees and per diem or expenses for members of the general assembly who serve on statutory boards, commissions, or councils for which per diem or expenses are authorized by law. The state comptroller is hereby authorized and directed to issue warrants for such items of expense upon requisition of the president and secretary of the senate for senate expense or the speaker and chief clerk of the house for house expense.

Sec. 3. Section two point forty-four (2.44), Code 1975, is amended to read as follows:
2.44 EXPENSES OF COUNCIL AND SPECIAL INTERIM COMMITTEES. Members of the legislative council shall be reimbursed for actual and necessary expenses incurred in the performance of their duties, and shall receive a per diem of forty dollars for each day in which engaged in the performance of such duties. However, such per diem compensation and expenses shall not be paid when the general assembly is actually in session at the seat of government. Such expenses and per diem shall be paid in the manner provided for in section [2.66] two point twelve (2.12) of the Code.

Members of special interim study committees which may from time to time be created and members of the legislative fiscal committee who are not members of the legislative council shall be entitled to receive

Pag
the same expenses and compensation provided for the menabers of the legislative council. [Such expenses shall be paid in the manner provided for in section 2.66 within the limit of available funds. Upon motion approved by the legislative council, members of such special interim study committees may be paid for their expenses and per diem pursuant to the provisions of section 2.12.]

Sec. 4. Section two point sixty-six (2.66), Code 1975, is amended to read as follows:
2.66 OFFICE AND SUPPLIES-EXPENSES. The office of the service bureau shall be located in the statehouse. Supplies, postage, and equipment may be requisitioned from the [executive council] department of general services. [Per diem and expenses] Expenses of the legislative [council, special interim study committees, and] service bureau shall be paid upon the approval of the director of the bureau and, if an extraordinary expense, upon the approval of the legislative council or its chairman.

Sec. 5. Section eighteen A point five (18A.5), Code 1975, is amended to read as follows:

18A. 5 COMPENSATION AND EXPENSES. The nonlegislative members of the commission shall be reimbursed for their actual and necessary expenses and shall be paid a forty-dollar per diem while in attendance at any meeting of the commission held at the seat of government and shall be reimbursed for their expenses for going to and from the seat of government to attend a meeting. All per diem and expense moneys paid to the nonlegislative commissioners shall be paid from funds appropriated to the

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commission. Service of the director of the department of general services and the state architect upon this commission shall be an additional duty conferred by statute. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 6. Section eighty B point eight (80B.8), Code 1975, is amended to read as follows:

80B. 8 COMPENSATION AND EXPENSES. The nonlegislative members of the council, who are not employees of the state or a political subdivision, shall be paid a forty-dollar per diem. All members of the council shall be reimbursed for necessary and actual expenses incurred in attending meetings and in the performance of their duties. All per diem and expense moneys paid to nonlegislative members shall be paid from funds appropriated to the Iowa law enforcement academy. Legislative members of the council shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

## Page 4

Sec. 7. Section ninety-three point five (93.5), Code 1975, is amended to read as follows:
93.5 COMPENSATION AND EXPENSES. [Council]

Nonlegislative council members who are not employees
of the state shall receive a per diem at the rate of forty dollars for each day devoted to council business and all nonlegislative members shall be reimbursed for actual expenses incurred in carrying out their duties as members of the council. Legislative members shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 8. Section two hundred thirty-five A point twenty-four (235A.24), subsection two (2), Code 1975, is amended to read as follows:
2. The council shall meet at least annually and at any other time upon the call of the chairman of the council, or any three of its members. Each nonlegislative council member shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties from funds appropriated to the department of social services. Each legislative member shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 9. Section two hundred forty-nine A point four (249A.4), subsection eight (8), unnumbered paragraph two (2), Code 1975, is amended by striking

## the paragraph and inserting in lieu thereof the

 following:For attending each council meeting the nonlegislative members shall be reimbursed for their actual and necessary expenses and shall receive a forty-dollar per diem. The legislative members shall receive per diem and expenses pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 10. Section two hundred forty-nine $B$ point six (249B.6), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

249B. 6 EXPENSES. Nonlegislative members of the commission while engaged in their official duties shall be reimbursed for their actual and necessary expenses and be paid a forty-dollar per diem. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 11. Section two hundred sixty-one point four (261.4), Code 1975, is amended to read as follows:
261.4 FUNDS-COMPTROLLER-COMPENSATION AND EXPENSES OF COMMISSION. The state comptroller shall keep an accounting of all funds received and expended by the commission. The nonlegislative members of
the commission, except those members who are employees of the state, shall be paid a forty-dollar per diem and shall be reimbursed for actual and necessary expenses. All per diem and expense moneys paid to nonlegislative members shall be paid from funds appropriated to the commission. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.
Sec. 12. Section two hundred seventy-two $B$ point two (272B.2), Code 1975, is amended to read as follows:

272B. 2 EDUCATION COMMISSION OF THE STATES. The provisions of article III, paragraph 1 , of the compact notwithstanding, the members of the education commission of the states representing this state shall consist of the governor, two nonlegislative members appointed by the governor, two members of the senate appointed by the president of the senate, and two members of the house of representatives appointed by the speaker of the house of representatives. The members shall serve four-year terms and for the initial appointments, half of the membership shall be appointed to two-year terms and half shall be appointed to fouryear terms. [Members] Nonlegislative members shall serve on the education commission of the states without
compensation, but shall receive their actual and necessary expenses and travel. Legislative members shall receive actual and necessary expenses and travel pursuant to section two point ten (2.10) and two point twelve (2.12) of the Code. Vacancies on the commission shall be filled for the unexpired portion of the term in the same manner as the original appointment. If a member ceases to be a member of the general assembly, he shall no longer serve as a member of the education commission of the states.

Sec. 13. Section three hundred four point four (304.4), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

The nonlegislative members of the commission shall serve without compensation but may receive their actual expenses incurred in the performance of their duties. Legislative members shall receive per diem and expenses pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 14. Section seven hundred forty-nine $B$ point nineteen (749B.19), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The council shall meet at least annually and at any other time upon the call of the governor, the chairman of the council, or any three of its members. Each nonlegislative council member shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties from funds appropriated to the department of public safety.

30 Each legislative member shall receive expenses only
31 pursuant to section two point ten (2.10) and section
32 two point twelve (2.12) of the Code."
MONROE of Des Moines
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 10:00 a.m., Monday, May 19, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Twenty-seventh Calendar Day-Eighty-third Session Day

> Hall of the House of Representatives Des Moines, Iowa, Monday, May 19,1975

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

Prayer was offered by the Reverend Victor Baderschneider, pastor of the Immanuel Lutheran Church, Grafton, Iowa.

The Journal of Thursday, May 15, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Moessner, North Liberty, Iowa.

## LeAve of absence

Leave of absence was granted as follows:
Danker of Pottawattamie on request of Pellett of Cass; Avenson of Fayette on request of Norland of Worth; Perkins of Greene on request of Hutchins of Guthrie; Middleton of Black Hawk on request of Wells of Linn; Scheelhaase of Woodbury on request of Hinkhouse of Cedar; Spencer of Clay on request of Tofte of Winneshiek; Drake of Muscatine and Stromer of Hancock on request of Varley of Adair.

## PRESENTATION OF VISITORS

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

Thirty-three seventh and eighth grade students from Collins Community School, Collins, Iowa, accompanied by Miss Trende and Mr. McNeill. By West of Marshall.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on House File 887, under Rule 36.

## HOUSE RESOLUTION 37

By Koogler
1 Whereas, strict compliance with the election laws of this state 2 is of manifest importance; and

Whereas, there was a violation of Section 53.17 of the Code, as it pertains to absentee ballots made available to and voted by residents in a health care facility in Plymouth County, Iowa, in the general election of 1974; and

Whereas, it was deemed necessary to void those ballots cast in the absentee precinct, whereby all absentee voters were disfranchised as a result of the violation of Section 53.17 of the Code; and

Whereas, this violation of Section 53.17 of the Code and subsequent voiding of absentee ballots resulted in a reversal of the election results for the House of Representatives of this state; and

Whereas, it is the intent of the General Assembly that all election laws of this state be administered and enforced with uniform application on all persons regardless of political affiliation; and

Whereas, violations of the election laws in any manner pose serious problems and have profound effects upon the citizens of the state; and

Whereas, the commissioners of elections are acting in that capacity as a result of laws enacted by the General Assembly of this state; Now Therefore,

Be It Resolved by the House of Representatives, That commissioners of elections shall thoroughly acquaint themselves with all laws pertaining to elections including new enactments; and

Be It Further Resolved, That all election laws shall be strictly complied with to preclude the necessity of disfranchising any qualified elector; and

Be It Further Resolved, That copies of this resolution be forwarded to the state commissioner of elections; to the county commissioners of elections; and to the Attorney General of the state of Iowa.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 51

> By Halvorson, Millen, Baker, Wulff, Branstad, Nielsen, Byerly, Stromer, Schroeder, Clark, Crawford, Krause, Hutchins, Norland, Tofte, Hansen, Fullerton, Drake, Varley, McElroy, Crabb, Jordan, Kreamer, Welden, Lipsky, Oakley, Hennessey, Miller of Cerro Gordo, Harvey, Tauke, Lageschulte, Pellett, Lindeen, Egenes, West, Daggett, Miller of Buchanan, Bortell, Den Herder, Junker, Gentleman, Bennett, Koogler, Hinkhouse, Svoboda, Mennenga, Readinger, Danker, Bittle, Brockett, Wyckoff, Evans, Menke, Hines, Nealson and Woods
> Whereas, the 1974 election results for the House of Representatives in seating a Representative from District 2 has been contested, and
> Whereas, the House of Representatives has made a decision that the results of this election were in error, and
> Whereas, the Representative who was seated at the beginning of the Sixty-sixth General Assembly has served for 123 days stands to be unseated and a new Representative seated for the remainder of the term, and
> Whereas, the question of salary and expense allowance to be paid is of utmost importance, and a decision must be made regarding this, and
> Whereas, it is the intent of the General Assembly that the

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laws of this state be enforced with uniformity, and
Whereas, neither the time limit for determining election contests, or the means and methods of that determination are not specifically written in the laws of this state; Now Therefore,
Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is urged to appoint a bipartisan interim study committee composed of members of both houses of the General Assembly to study during the 1975 interim the problems resulting from contested elections, and especially if a decision of reversal of election results is
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## Page 2

1 made; and
Be It Further Resolved, That the study committee shall prepare a report of its findings and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 session, accompanied by legislative bill drafts designed to carry out the recommendations of
7 the study committee.
Laid over under Rule 25.

## UNANIMOUS CONSENT CALENDAR (House Resolution 35)

We hereby request that House Resolution 35, filed on May 13, 1975 and found on page 1726 of the House Journal, be placed on the unanimous consent calendar.

> WYCKOFF of Benton HUSAK of Tama CRABB of Crawford

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 625, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter.

Also: That the Senate has on May 15, 1975, adopted the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution 12, providing for an interim study of the causes and effects of malpractice insurance.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 192, a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 358, a bill for an act relating to neglected, dependent, and delinquent children.

Also: That the Senate has on May 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 367, a bill for an act relating to the location and operation of livestock feed lots, and defining nuisance.

Also: That the Senate has on May 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 378, a bill for an act providing for identification of boars, sows and stags designated for slaughter.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 382, a bill for an act relating to the payment of pay to correctional employees for work performed in excess of eight hours per day.

Also: That the Senate has on May 15, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 475, a bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvement.

Also: That the Senate has on May 14, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 496, a bill for an act relating to gambling and providing penalties.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 503, a bill for an act relating to the maximum interest rate payable by persons purchasing securities on credit.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 511, a bill for an act relating to vessels.
Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 521, a bill for an act providing for expenses for persons seeking or employed in professional positions with the state.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 522, a bill for an act providing for an appropriation to state board of veterinary examiners fund.

Also: That the Senate has on May 15, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 523, a bill for an act relating to and appropriating funds to legislative agencies.

CLARK R. RASMUSSEN, Secretary
SENATE AMENDMENT TO HOUSE FILE 625
H-3881
1 Amend House File 625, as amended and passed
2 by the House, as follows:

1. Page 1 , line 28 , by striking the word "his" and inserting in lieu thereof the words "[his] the dealer's or broker's'.
2. Page 1, line 29, by striking the word "his" and inserting in lieu thereof the words "[his] the dealer's or broker's".
3. Page 1, line 34, by striking the word "his" and inserting in lieu thereof the words "[his] the agent's."
4. Page 2, line 30, by striking the word "twice".
5. Page 3, line 4, by striking the words "not be" and inserting in lieu thereof the words "be not".
6. Page 3 , line 5 , by striking the word "twice".
7. Page 3, line 15, by striking the word "twice".
8. Page 7, by striking in line 21a the words ", or, if the livestock" and by striking all of the lines 21b and 21c and inserting in lieu thereof the following: ". If livestock is bought on a yield or grade and yield basis, a dealer or broker shall upon the express request in writing of the seller, transmit or deliver to the seller or the seller's duly authorized agent before the close of the next business day following such purchase or delivery, whichever is later, up to eighty per cent of the estimated purchase price, and pay the remaining balance on the next business day following the determination of the purchase price.".
9. Page 7, line 21f, by inserting after the word "state" the words "or on a bank located in an adjacent state and in the nearest city to Iowa in which a check processing center of a federal reserve bank district is located".
10. Page 10, by inserting after line 1 the following:
"Sec. ..... Chapter one hundred seventy-two A (172A), Code 1975, is amended by adding the following new section:

172A. 14 NEW SECTION. LIVESTOCK LIEN.

1. Any person who sells livestock for slaughter shall have a lien on the livestock, its carcasses, all products therefrom, and all proceeds thereof, to secure payment of the sale price.
2. The lien created by subsection one (1) of this section attaches and is perfected upon delivery of the livestock to the purchaser, and the lien shall continue in the livestock, its carcasses, all products therefrom, and all proceeds thereof, with-

## ge 2

out regard to possession thereof by the seller and without further action or perfection on the part of the seller.
3. If the livestock or its carcasses or the products therefrom are commingled with other livestock, carcasses, or products such that identity

7 is lost, then the lien created by subsection one
8 (1) of this section shall extend to the same effect
9 as if originally perfected in all the animals,
10 carcasses, and products with which the livestock,
11 carcasses or products have become commingled. All
12 liens extended by this subsection to attach to 13 commingled livestock, carcasses, and products shall
14 be on a parity with one another. A lien which has
15 been extended by this subsection, shall not be
enforceable as against either a purchaser without
actual knowledge of the lien purchasing one or
more of the carcasses or products in the ordinary
course of trade or business from the person who
commingled the carcasses or products, or a subsequent
transferee from that purchaser, but the lien shall
extend to the proceeds of that sale.
4. The lien provided for in this section shall have priority over any other lien or perfected security interest in the livestock, its carcasses, all products therefrom, and proceeds thereof."
On motion by Fitzgerald of Webster, the House was recessed until 2:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Howell of Floyd for the afternoon session on request of Middleswart of Warren.

The Speaker called for the subscribing of the oath of office for James Spradling.

Bittle of Polk rose on a point of order and, in view of the lawsuit filed in Polk County District Court, moved that the House defer the subscribing of the oath of office to Mr. Spradling until the hearing of this action on Thursday.

The Speaker ruled the motion out of order.
Bittle of Polk moved to appeal the ruling of the Chair.
Roll call was requested by Bittle of Polk and Kreamer of Polk.

On the question "Shall the ruling of the Chair be sustained?"
The ayes were, 51 :

| Anderson | Bina <br> Baker | Branow <br> Byerly | Caffrey <br> Connors |
| :--- | :--- | :--- | :--- |


| Cusack | Hines | Mennenga | Poncy |
| :--- | :--- | :--- | :--- |
| Dieleman | Hinkhouse | Middleswart | Rinas |
| Doyle | Horn | Miller, A. V. | Small |
| Dunton | Husak | Miller, K. D. | Spear |
| Dyrland | Hutchins | Mille, O. L. | Svoboda |
| Fitzgerald | Jesse | Newhard | Walter |
| Gillon | Jochum | Nielsen | Wells |
| Griffee | Jordan | Norland | Woods |
| Hargrave | Koogler | O'Halloran | Wyckoff |
| Harper | Krause | Patchett | Mr. Speaker |
| Higgins | Lonergan | Pavich |  |
| The nays were, | 36: |  |  |
| Bennett | Den Herder | Kreamer | Pellett |
| Bittle | Egenes | Lageschulte | Readinger |
| Bortell | Evans | Lindeen | Schroeder |
| Branstad | Fullerton | Lipsky | Tauke |
| Brockett | Gentleman | McElroy | Tofte |
| Clark | Halvorson | Menke | Varley |
| Crabb | Hansen | Millen | Welden |
| Crawford | Harvey | Nealson | West |
| Daggett | Junker | Oakley | Wulff |
| Absent or not voting, 12: |  |  |  |
| Avenson | Hennessey | Middleton | Scheelhaase |
| Danker | Howell | Monroe | Spencer |
| Drake | Hullinger | Perkins | Stromer |

The ruling of the Chair was sustained.

## MEMBER'S OATH OF OFFICE

The following member took and subscribed to the oath of office as follows:


#### Abstract

"I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa to the best of my ability, so help me God."


JAMES SPRADLING

## RULE 32 INVOKED

Rinas of Linn rose on a point of order and invoked Rule 32 on House Files 873 and 878, presently on the regular calendar. House Files 873 and 878 are referred to the committee on ways and means.

## CONSIDERATION OF BILLS

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

House File 774, a bill for an act relating to the contents of a certificate of marriage, was taken up for consideration.

Lageschulte of Bremer moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 774)
The ayes were,77:

| Anderson | Egenes | Jordan | Patchett |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Junker | Pavich |
| Bennett | Fitzgerald | Koogler | Readinger |
| Bina | Fullerton | Krause | Rinas |
| Bittle | Gentleman | Lageschulte | Schroeder |
| Brandt | Gilloon | Lindeen | Small |
| Branstad | Halvorson | Lipsky | Spear |
| Brockett | Hansen | Lonergan | Spradling |
| Brunow | Hargrave | Menke | Svoboda |
| Byerly | Hennessey | Mennenga | Tauke |
| Clark | Higgins | Middleswart | Tofte |
| Connors | Hines | Millen | Varley |
| Crawford | Hinkhouse | Miller, A. V. | Walter |
| Cusack | Horn | Miller, K. D. | Welden |
| Daggett | Hullinger | Miller, O. L. | Wells |
| Den Herder | Husak | Newhard | West |
| Dieleman | Hutchins | Norland | Wulff |
| Doyle | Jesse | Oakley | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr. Speaker |
| Dyrland |  |  |  |
| The nays were, 18: |  |  |  |
| Bortell | Harper | McElroy | Pellett |
| Caffrey | Harvey | Nealson | Poncy |
| Crabb | Kreamer | Nielsen | Woods |

Griffee
Absent or not voting, 10:

| Avenson | Howell | Perkins | Spencer <br> Danker |
| :--- | :--- | :--- | :--- |
| Drake | Middleton | Scheelhaase | Stromer |

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

Senate File 419, a bill for an act relating to the planning and implementation of resource recovery systems, with report of committee recommending passage, was taken up for consideration.

O'Halloran of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 419)
The ayes were, 84:

| Anderson | Branstad <br> Baker <br> Bennett <br> Bina |
| :--- | :--- |
| Brockett <br> Brunow <br> Bortell <br> Brandt | Byerly |


| Crawford | Dyrland |
| :--- | :--- |
| Cusack | Egenes |
| Daggett | Evans |
| Den Herder | Fitzgerald |
| Dieleman | Fullerton |
| Doyle | Gentleman |
| Dunton | Gilloon |


| Griffee | Jordan | Miller, O. L. | Small |
| :---: | :---: | :---: | :---: |
| Halvorson | Koogler | Nealson | Spear |
| Hansen | Krause | Newhard | Spradling |
| Hargrave | Lageschulte | Nielsen | Svoboda |
| Harper | Lindeen | Norland | Tauke |
| Hennessey | Lipsky | Oakley | Tofte |
| Higgins | Lonergan | O'Halloran | Varley |
| Hines | McElroy | Patchett | Walter |
| Hinkhouse | Menke | Pavich | Welden |
| Horn | Mennenga | Pellett | West |
| Hullinger | Middleswart | Poncy | Woods |
| Hutchins | Millen | Readinger | Wulff |
| Jesse | Miller, A. V. | Rinas | Wyckoff |
| Jochum | Miller, K. D. | Schroeder | Mr. Speaker |
| The nays were, 4: |  |  |  |
| Crabb | Harvey | Junker | Kreamer |
| Absent or not voting, 12: |  |  |  |
| Avenson | Howell | Monroe | Spencer |
| Danker | Husak | Perkins | Stromer |
| Drake | Middleton | Scheelhaase | Wells |

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

## STEERING COMMITTEE CALENDAR

The House resumed consideration of Senate File 217, a bill for an act relating to agency meetings in closed session.

Kreamer of Polk offered the following amendment H-3851 filed by Kreamer, et al., and moved its adoption:

H-3851

1
2
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4
5

6
7

Amend Senate File 217, as amended and passed by the Senate and reprinted, as follows:

1. Page 1, by inserting before line 1 the following and by renumbering the following sections accordingly:
"Sec. ..... Section twenty point seventeen (20.17), subsection three (3), Code 1975, is amended to read as follows:
2. Negotiating sessions, [including strategy meetings of public employers or employee organizations,] mediation and the deliberative process of arbitrators shall not be exempt from the provisions of chapter 28A. [Hearings] Such sessions and hearings conducted by arbitrators shall be open to the public at all times and the provisions of section twenty-eight $A$ point three (28A.3) shall not be applicable under any circumstances."
3. Page 1 , line 25 , by inserting after the word "for" the words "strategy meetings in preparation for".
Roll call was requested by Kreamer of Polk and Crabb of Crawford.

On the question "Shall amendment $\mathrm{H}-3851$ be adopted?"
The ayes were, 28:


| Lageschulte | Nealson |
| :--- | :--- |
| Lindeen | Pellett |
| McElroy | Tofte |
| Menke | Welden |
| Middleswart | West |
| Millen | Wulff |
| Miller, O. L. | Wyckoff |

Jordan
Junker
Koogler
Krause
Lipsky
Lonergan
Mennenga
Miller, A. V.
Miller, K. D.
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich

Poncy
Readinger
Rinas
Schroeder
Small
Spear
Spradling
Svoboda
Tauke
Varley
Walter
Wells
Woods Mr. Speaker

Absent or not voting, 13:

| Avenson | Husak |
| :--- | :--- |
| Danker | Jesse |
| Drake | Middleton |

Monroe
Nielsen
Perkins

Nealson
Tofte
Welden
Wulff
Wyckoff

Scheelhaase
Spencer
Stromer
Amendment H-3851 lost.
Oakley of Clinton offered the following amendment H-3858 filed by him and Drake of Muscatine:

H-3858
1 Amend Senate File 217 as passed and reprinted
2 by the Senate, page 1, by striking all of lines
310 through 14.
By unanimous consent the following corrective amendment $\mathrm{H}-3876$, to amendment $\mathrm{H}-3858$, filed by Oakley of Clinton from the floor, was adopted:

H-3876
1 Amend the Oakley, Drake amendment H-3858, to
2 Senate File 217, as passed by the Senate and re-
printed, as follows:
Line 3, by striking the figures " 10 " and
inserting in lieu thereof the figures " 12 ".
Oakley of Clinton asked and received unanimous consent that action on amendment $\mathrm{H}-3858$, as amended, be temporarily deferred.

Brunow of Appanoose asked and received unanimous consent that amendment H-3849 filed by him on May 14, 1975, and found on page 1756 of the House Journal, be withdrawn, and amendment $\mathrm{H}-3850$ be temporarily deferred.

Oakley of Clinton moved the adoption of amendment $\mathrm{H}-3858$, as amended.

Roll call was requested by Harvey of Scott and Nealson of Muscatine.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3858, as amended, be adopted?"

The ayes were, 45:

| Anderson | Evans | Mennenga | Rinas |
| :--- | :--- | :--- | :--- |
| Bennett | Fitzgerald | Middleswart | Schroeder |
| Bittle | Gentleman | Millen | Small |
| Brandt | Gilloon | Miler, A. V. | Spear |
| Brockett | Griffee | Miller, O. L. | Spradling |
| Byerly | Halvorson | Newhard | Tofte |
| Caffrey | Hines | Nielsen | Varley |
| Clark | Horn | Oakley | Walter |
| Connors | Junker | Pavich | Wells |
| Cusack | Koogler | Poncy | Wulff |
| Dieleman | Lipsky | Readinger | Mr. Speaker |

The nays were, 43:

| Baker | Egenes | Hutchins | Nealson |
| :--- | :--- | :--- | :--- |
| Bina | Fullerton | Jochum | O'Halloran |
| Bortell | Hansen | Jordan | Patchett |
| Branstad | Hargrave | Krause | Pellett |
| Brunow | Harper | Kreamer | Svoboda |
| Crabb | Harvey | Lageschulte | Tauke |
| Crawford | Hennessey | Lindeen | Welden |
| Daggett | Higgins | Lonergan | West |
| Den Herder | Hinkhouse | McElroy | Woods |
| Doyle | Hullinger | Menke | Wyckoff |
| Dunton | Husak | Miller, K. D. |  |
| Absent or not voting, 12: |  |  |  |
| Avenson | Howell | Monroe | Scheclhaase |
| Danker | Jesse | Middleton | Porland |
| Drake |  |  | Spencer |

Amendment H-3858, as amended, was adopted.
Brunow of Appanoose offered the following amendment $\mathrm{H}-3850$ filed by him:

H—3850
1 Amend Senate File 217, as passed by the Senate
2 and reprinted, as follows:
3 1. Page 1, by striking from lines 10 and 11
4 the words "paragraph three, Code 1975, is" and
5 inserting in lieu thereof the words "subsection

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three, and unnumbered paragraph two, Code 1975, are".
    2. Page 1 , by inserting after line 14 the
following:
    "Wherever used in this chapter, "public agency"
or "public agencies" includes all of the foregoing,
and "meeting" or "meetings" includes all meetings
of every kind, regardless of where the meeting is
held, and whether formal or informal and "individual"
means the employee or prospective employee of a
"public agency"."
```

Tauke of Dubuque offered the following amendment $\mathrm{H}-3875$, to amendment H-3850, filed by him from the floor and moved its adoption:

H-3875
Amend H-3850 to Senate File 217, as passed by the Senate and reprinted, as follows:

By striking lines 9 through 15 and insert in lieu thereof the following:
"Wherever used in this chapter, 'public agency' or 'public agencies' includes all of the foregoing[,]. 'Individual' means the employee or prospective
employee of a 'public agency.' For purposes of this chapter, 'meetings' shall mean any assemblage of any of the members of the public agencies subject to
this chapter for the purpose of discussing, deliberating, or acting upon some matter or matters within the scope of their policy-making duties other than purely ministerial duties. Nothing in this section shall be construed to mean gatherings of public officials in social or casual events.

Amendment H-3875 was adopted.
Brunow of Appanoose moved the adoption of amendment H-3850, as amended.

Amendment H-3850, as amended, was adopted.
Byerly of Polk offered the following amendment H-3874 filed by him and Nielsen of Polk from the floor and moved its adoption:
H-3874
1 Amend Senate File 217, as amended and passed by the Senate and reprinted, as follows:

Page 1, by inserting after line 14 the following and by renumbering the following bill sections accordingly:
"Sec. ..... Section twenty-eight A point one (28A.1), Code 1975, is amended by adding the following new subsection:
$N E W S U B S E C T I O N$. The general assembly, its committees, and any member of the general assembly and of the same political party, as defined in section forty-three point two (43.2) of the Code, meeting for the purpose of affecting legislative action."

Roll call was requested by Byerly of Polk and Halvorson of Clayton.

Rules 69 and 70 were invoked.
On the question "Shall amendment H- 3874 be adopted?"
The ayes were, 43:

| Baker <br> Bennett | Evans <br> Gentleman |
| :--- | :--- |
| Bortell | Halvorson |
| Branstad | Hansen |
| Brockett | Harvey |
| Byerly | Hines |
| Clark | Horn |
| Crawford | Jochum |
| Daggett | Junker |
| Den Herder | Koogler |
| Doyle | Lageschulte |

The nays were, 44:

| Anderson | Dyrland <br> Bina <br> Egenes |
| :--- | :--- |
| Bittle | Fitzgerald |
| Brandt | Fullerton |
| Brunow | Griffee |
| Caffrey | Hargrave |
| Connors | Harper |
| Crabb | Hennessey |
| Cusack | Higgins |
| Dieleman | Hinkhouse |
| Dunton | Hullinger |

Norland
Patchett
Pavich
Poncy
Small
Spear
Spradling
Svoboda
Welden
Wells
Mr. Speaker

Absent or not voting, 13:

| Avenson | Howell | Middleton | Scheelhase |
| :--- | :--- | :--- | :--- |
| Danker | Jesse | Monroe | Spencer |
| Drake | Kreamer | Perkins | Stromer |

Gilloon
Husak
Hutchins
Jordan
Krause
Loungen
Miennenga
Middleswart
Millen
Miller, A. V.
Miller,
Newhard.
Lindeen
Lipsky
McElroy
Menke
Miller, K. D.
Nealson
Nielsen
Oakley
O'Halloran
Pellett
Readinger

Middleton
Perkins

Amendment H- 3874 lost.
(Senate File 217 pending at adjournment and placed under unfinished business.)

GOVERNOR'S VETO MESSAGE
(Senate File 338)
A copy of the following communication was received and placed on file:

May 15, 1975
The Honorable Arthur A. Neu
Lieutenant Governor and President of the Senate
Sixty-sixth General Assembly
State Capitol Building
Local
Dear Governor Neu:
I am returning herewith Senate File 338, an Act relating to the membership of the Iowa Natural Resources Council, disapproved and without
my signature to the Senate in accordance with Article III, Section 16, of the Constitution of the State of Iowa.

Senate File 338 would prohibit more than five of the Governor's nine appointees to the Natural Resources Council from being members of the same political party. In addition the difficulty with this bill is that it would apply this limitation on a retroactive basis to appointments that have already been made and are awaiting confirmation and to present members.

Iowa law calls for appointments to the Natural Resources Council to be made within sixty days following the organization of each biennial regular session of the General Assembly. On March 12, 1975, I complied with that requirement by submitting to the Iowa Senate four names for confirmation to the Natural Resources Council. Those appointees fully meet the requirements for membership on the Natural Resources Council established in Chapter 455A of the Code of Iowa.

Questions have since been raised by some legislators concerning, not their qualifications, but the fact that they are Republicans. Some have advocated that a balance in the political affiliation of Council members be required. Senate File 338 was introduced following the submission of my appointments to accomplish that balance-unfortunately on a retroactive basis.

I have indicated that I would accept a change should the legislators decide that they want a partisan balance for the Natural Resources Council, and that I would make future appointments in such a manner until such time that the desired partisan balance is achieved. I have also voiced my willingness to cooperate with the legislators in working with them to restructure the Natural Resources Council among several other departments.

While I can support changed requirements for future appointments to the Natural Resources Council, I believe it is eminently unfair to apply this kind of restriction to persons serving on an existing council on a retroactive basis.

If approved, Senate File 338 would completely nullify the appointments I made to the Council this spring. The appointments were made in full compliance with existing law. The appointments were accepted in good faith by responsible and competent Iowans willing to serve in our state government.

It is interesting to note that we haven't heard any one question the legality of the appointments or the competency of the appointees. Yet the supporters of this measure would arbitrarily prevent the two reappointees and the two new appointees from serving on the Council merely because of their party affiliation. This measure has become nothing less than an attempt to replace competent, legally appointed Republicans with Democrats.

The blatant partisan motive behind Senate File 338 is evident. No concern for political balance among Council members was expressed prior to these appointments. Only after the appointments were made was the bill introduced and passed. In a herculean burst of effort, the Legislature processed this bill out of order to rush it down to me only one day after final passage. In the rush, the Legislature violated its own procedures by not providing sufficient time for motions to reconsider to be filed. As a result the House of Representatives had to request that the bill be withdrawn from the Governor's consideration and then resubmitted.

I urge the Legislature to reconsider Senate File 338 to provide for restrictions only on future appointments-not on those where good Iowans have in good faith accepted their appointments. Until then, I believe I have no alternative except to veto the measure.

For the reasons I have outlined above, I hereby respectfully disapprove of this Senate File 338.

Sincerely, ROBERT D. RAY Governor

## REPORT OF COMMITTEE

Norland of Worth, from the committee on ways and means, submitted the following report:

Mr. Speaker: Your committee on ways and means to whom was referred Sencte File 38, a bill for an act relating to the tax rate for nonowned cemetery property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass.
H-3880
Amend Senate File 38, as amended and passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred thirty-two point three (332.3), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. To provide for the maintenance and improvement of cemeteries within the county."
2. Title page, line 1 , by striking the words "tax rate for nonowned" and inserting in lieu thereof the words "maintenance and improvement of".

NORLAND of Worth, Chairman

## AMENDMENTS FILED

3871
Amend House File 576 by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Chapter three hundred twentyone (321), Code 1975, is amended by adding the following new section:

NEW SECTION. A person shall not drive or operate a new car or used car upon a public high-
way which has had the road clearance or center of
gravity altered or modified in any manner which is prohibited by rules adopted by the director. The director shall adopt rules for determining which vehicles may be granted an exemption from the provisions of this section.

Sec. 2. The provisions of the Act shall become effective July 1, 1976."

H-3884
1 Amend House File 815, page 13, line 6, by
2 striking " $y$ " and inserting in lieu thereof the
8 word "by".
H-3879
Amend House File 823, page 36, line 24, by
2 striking the period and inserting in lieu thereof
8 the following:
", nor shall any appropriations made by the
5 General Assembly be used to pay principal or in-
6 terest of any bonds or notes issued by the author-
7 ity unless issuance of said bonds or notes has
8 been approved by a vote of the people as set out
9 in Sec. 5, Article VII of the Constitution of the
10 State of Iowa."

## H-8872

WELDEN of Hardin
KREAMER of Polk
MILLEN of Van Buren
HALVORSON of Clayton
NIELSEN of Polk
BENNETT of Ida
WYCKOFF of Benton
JORDAN of Linn
HARPER of Davis
MENKE of O'Brien
DUNTON of Kekuk
HULLINGER of Decatur
BAKER of Buena Vista
BRANSTAD of Winnebago
PERKINS of Greene
MILLER of Buchanan
NEALLSON of Muscatine
CRABB of Crawford
DEN HERDER of Sioux
BORTELL of Madison
EVANS of Grundy
HANSEN of O'Brien
HUSAK of Tama

1 Amend House File 883 as follows:
2 Page 1, line 21, by striking the figures
8 " 599,405 " and inserting in lieu thereof the figures
4 "608,532".
GRIFFEE of Chickasaw

| H- | 8870 |
| :--- | :--- |
| 1 | Amend Senate File 217, as amended, passed and |
| 2 | reprinted by the Senate as follows: |
| 8 | 1. Page 1, line 30, by striking the words |
| 4 | "any prospective". |
| 5 | 2. Page 1, line 31, by striking the word "or". |

HIGGINS of Scott

[^46]1. Page 2, by striking from lines 12 and 13 the following: "detailed minutes of all discussion and" and inserting in lieu thereof the words "a summary record of all".
2. Page 2, by striking from line 14 the words "detailed minutes" and inserting in lieu thereof the words "summary record".
3. Page 2, by striking from line 18 the words "detailed minutes" and inserting in lieu thereof the words "summary record".
4. Page 2, by striking from line 20 the word "minutes" and inserting in lieu thereof the word "record".
5. Page 2, by striking from line 25 the words "detailed minutes" and inserting in lieu thereof the words "summary record".
6. Page 2, by striking from line 27 the words "detailed minutes" and inserting in lieu thereof the words "summary record".

BYERLY of Polk

H-3877
Amend Senate File 217 as passed and reprinted by the Senate as follows:

1. Page 2, by striking from line 12 the word "detailed".
2. Page 2, by striking from line 14 the word "detailed".
3. Page 2, by striking from line 18 the word "detailed".
4. Page 2, by striking from line 25 the word "detailed".
5. Page 2, by striking from line 27 the word "detailed".

BYERLY of Polk

H-3878

## H- $\mathbf{3 8 8 5}$

Amend Senate File 499, as amended and passed by the Senate as follows:

Page 11, line 29, by striking the word "shall" and inserting in lieu thereof the word "may".

HIGGINS of Scott

Amend Senate File 499 as follows:

1. Page 23, line 11, by inserting after the word "physician" the words "or attorney".
2. Page 28 , line 18 , by striking the word ". Information" and inserting in lieu thereof the words ", however information".
3. Page 23 , line 20 , by striking the word "identity." and inserting in lieu thereof the following: "identity; or
4. The person who is hospitalized or that person's guardian, if the person is a minor or is not legally competent to do so, signs an informed consent to release information. Each signed consent shall designate specifically the person or agency to whom

15 the information is to be sent, and the information
may be sent only to that person or agency."
NEWHARD of Jones

OAKLEY of Clinton
H-3882
Amend House amendment $\mathbf{H}-3868$ amending Senate File 507, as passed by the Senate, as follows:

1. Page 1, by inserting after line 50 the
following:
"Sec. ..... NEW SECTION. The speaker of the house shall appoint a steering committee of fifteen members upon the twentieth legislative day of the session.
The steering committee shall have charge of all bills that are on the calendar and shall daily arrange the bills for consideration of the house. Each two weeks thereafter the speaker shall appoint a new steering committee."
2. By renumbering the sections and correcting internal references to conform with this amendment.

MILLER of Buchanan

3883
Amend House amendment H-3868 amending Senate File 507, as passed by the Senate, as follows:

1. Page 1 , by inserting after line 50 the following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint to an interim study committee a member of internal references to conform with this amendment.

## MILLER of Buchanan

H-3886
the general assembly who sponsored the resolution authorizing that interim study committee nor shall the council appoint a member of the general assembly who has previously served on an interim study committee
until every member of the general assembly who has
not previously served on an interim study committee
has been offered an opportunity to so serve.
Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
2. By renumbering the sections and correcting

Amend House amendment H-3868 amending Senate File 507 as passed by the Senate, as follows:

1. Page 1, by inserting after line 50 the
following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legisaltive council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint a member of the general assembly who has previously served on an interim study committee or who is serving on the council or its committees and subcommittees or a study committee and subcommittee of a standing committee, until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

MILLER of Buchanan

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Tuesday, May 20, 1975.

## JOURNAL OF THE HOUSE

One Hundred Twenty-eighth Calendar Day-Eighty-fourth Session Day
Hanc of thim Housi of Riphisentatives Des Moines, Iowa, Tumsday, May 20, 1875
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Byron Ayres, pastor of the United Methodist Church, West Union, Iowa.

The Journal of Monday, May 19, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Aaron Randolph, Anamosa, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Spencer of Clay on request of Crawford of Story; Howell of Floyd on request of Fitzgerald of Webster.

## PRESENTATION OF VISITORS

Perkins of Greene presented to the House the Honorable Henry Stevens, former member of the House during the Forty-first through Forty-seventh General Assemblies, representing Greene County.

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

Forty-five eighth and ninth grade students from C and M Junior-Senior High School, Massena, Iowa, accompanied by Mike Ashton. By Pellett of Cass.

Fifty-two eighth grade students from West Central Junior High School, Maynard, Iowa, accompanied by Pat Grennan and Ron Miller. By Avenson of Fayette.

Thirty-three students from South Tama Intermediate School, Tama, Iowa, accompanied by Miss Groff. By Husak of Tama.

Thirty-one seventh grade students from Rodman Elementary, Rodman, Iowa, accompanied by Mrs. Scally. By Krause of Palo Alto.

Sixty sixth grade students from Manson Community School, Manson, Iowa, accompanied by Frances Netz, Harold Troyer and Dan Ramaeker. By Miller of Calhoun.

Sixty-five fifth and sixth grade students from Amana Consolidated School, Amana, Iowa, accompanied by Mrs. Merritt, Mrs. Burgher and Mrs. Hutchinson. By Svoboda of Iowa.

## PETITIONS FILED

The following petitions were received and placed on file:
By Dyrland of Clayton from forty-three citizens of Dubuque County urging legislation to enact stringent obscenity laws.

By Gentleman of Polk from three hundred seventy-three residents of Polk County favoring House File 803, pertaining to medical malpractice.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 38, under Rule 36.

HOUSE RESOLUTION 38
By Bennett and Miller of Calhoun
Whereas, the city of Lytton, Iowa is nearing
the seventy-fifth anniversary of its founding as
a city; and
Whereas, the citizens of Lytton are preparing
for a celebration to commemorate the seventy-fifth
anniversary of the city's founding; and
Whereas, the Diamond Jubilee will be held on
June 13, 14 and 15,$1975 ;$ Now Therefore,
Be It Resolved by the House of Representatives,
that the membership of the House of Representatives
of the Sixty-sixth General Assembly of the State of
Iowa extends its heartiest congratulations to the
city of Lytton, Iowa in commemoration of the
seventy-fifth anniversary of its founding; and
Be It Further Resolved, that a copy of this
resolution be forwarded to the citizens of Lytton
who are in charge of making preparations for the
seventy-fifth anniversary celebration.

Laid over under Rule 25.

## SENATE MESSAGES CONSIDERED

Senate File 192, a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages.

Read first time and passed on file.
Senate File 228, a bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties for violations.

Read first time and referred to committee on transportation.
Senate File 358, a bill for an act relating to neglected, dependent, and delinquent children.

Read first time and referred to committee on human resources.
Senate File 367, a bill for an act relating to the location and operation of livestock feedlots, and defining nuisance as the term relates thereto.

Read first time and referred to committee on agriculture.
Senate File 378, a bill for an act providing for identification of boars, sows and stags designated for slaughter.

Read first time and referred to committee on agriculture.
Senate File 382, a bill for an act relating to the payment of pay to correctional employees for work performed in excess of eight hours per day.

Read first time and referred to committee on state government.
Senate File 487, a bill for an act relating to the regulation of savings and loan associations organized under the laws of the state of Iowa.

Read first time and referred to committee on commerce.
Senate File 496, a bill for an act relating to gambling, and providing penalties.

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

Senate File 503, a bill for an act relating to the maximum interest rate payable by persons purchasing securities on credit.

Read first time and referred to committee on commerce.
Senate File 511, a bill for an act relating to vessels.
Read first time and referred to committee on natural resources.

Senate File 521, a bill for an act relating to expenses for persons seeking or employed in professional positions with the state.

Read first time and referred to committee on appropriations.
Senate File 522, a bill for an act making an appropriation to supplement funds appropriated to the state board of veterinary examiners fund.

Read first time and referred to committee on appropriations.
Senate File 523, a bill for an act relating to and appropriating funds to legislative agencies and agencies involved in the legislative process.

Read first time and referred to committee on appropriations.
Senate Joint Resolution 12, a joint resolution to provide for an interim study of the causes and effects of and solution to the unavailability and high cost of malpractice insurance to health care providers and to provide an appropriation.

Read first time and referred to committee on commerce.

## ADOPTION OF HOUSE RESOLUTIONS 29, 33, 31 AND 32

Pursuant to House Rule 26, the Speaker announced that the following House resolutions are adopted by unanimous consent:

House Resolution 29, filed on May 5 and found on pages 1534 and 1535 of the House Journal.

House Resolution 33, filed on May 7 and found on page 1616 of the House Journal.

House Resolution 31, filed on May 6 and found on page 1567 of the House Journal.

House Resolution 32, filed on May 7 and found on pages 1615 and 1616 of the House Journal.

## CONSIDERATION OF BILLS <br> STEERING COMMITTEE CALENDAR <br> SENATE FILE 499 SUBSTITUTED FOR HOUSE FILE 815

Newhard of Jones asked and received unanimous consent to substitute Senate File 499 for House File 815.

Senate File 499, a bill for an act relating to hospitalization of the mentally ill, was taken up for consideration.

Higgins of Scott offered the following amendment H-3878 filed by him and moved its adoption:

H-3878
1 Amend Senate File 499, as amended and passed
2 by the Senate as follows:
3 Page 11, line 29, by striking the word "shall"
4 and inserting in lieu thereof the word "may".
Amendment H-3878 was adopted.
Higgins of Scott offered the following amendment H-3887 filed by him from the floor and moved its adoption:

## H-3887

1 Amend Senate File 499, as amended and passed
2 by the Senate as follows:
3 Page 12, line 1, by striking the word "shall"
4 and inserting in lieu thereof the word "may".
Amendment $\mathrm{H}-3887$ was adopted.
Newhard of Jones offered the following amendment H-3885 filed by him and moved its adoption:

```
H-3885
    Amend Senate File 499 as follows:
    1. Page 23, line 11, by inserting after the word
    "physician" the words "or attorney".
        2. Page 23, line 18, by striking the word ".
    Information" and inserting in lieu thereof the words
    ", however information".
        3. Page 23, line 20, by striking the word
    "identity." and inserting in lieu thereof the
    following: "identity; or
        4. The person who is hospitalized or that person's
    guardian, if the person is a minor or is not legally
    competent to do so, signs an informed consent to
    release information. Each signed consent shall
    designate specifically the person or agency to whom
    the information is to be sent, and the information
    may be sent only to that person or agency."
```

Amendment $\mathrm{H}-3885$ was adopted.
Newhard of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (S.F. 499)
The ayes were, 92 :

| Anderson | Bennett | Bortell | Brockett |
| :--- | :--- | :--- | :--- |
| Avenson | Bina | Brandt | Brunow <br> Baker |
| Bittle | Branstad | Byerly |  |


| Caffrey | Hansen | Lindeen | Perkins <br> Clark |
| :--- | :--- | :--- | :--- |
| Cancy |  |  |  |
| Cannors | Hargrave | Lipsky | Poncy |
| Crabb | Harver | McElroy | Readinger |
| Crawford | Hennessey | Menke | Rinas |
| Cusack | Higgins | Middlenga | Scheelhase |
| Daggett | Hines | Middleton | Schroeder |
| Den Herder | Hinkhouse | Middall |  |
| Dieleman | Horn | Millen | Spear |
| Doyle | Hullinger | Miler, A. V. | Spradling |
| Drake | Husak | Miller, K. D. | Stromer |
| Dunton | Hutchins | Miller, O. L. | Svoboda |
| Dyrland | Jesse | Monroe | Tauke |
| Egenes | Jochum | Nealson | Tofte |
| Evans | Jordan | Norland | Walter |
| Fitzgerald | Junker | Oakley | Wells |
| Fullerton | Koogler | OTIalloran | West |
| Gentleman | Krause | Poods |  |
| Griffee | Kreamer | Pavichett | Wulff |
| Halvorson | Lageschulte | Pellett | Wyckoff |
|  |  | Mr. Speaker |  |

The nays were, 1:

Absent or not voting, 7:

| Gilloon | Lonergan <br> Howell | Spencer <br> Nielsen | Varley |
| :--- | :--- | :--- | :--- |

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

## HOUSE FILE 815 WITHDRAWN

Newhard of Jones asked and received unanimous consent to withdraw House File 815 from further consideration by the House.

Avenson of Fayette in the chair at 10:18 a.m.

## Leave of absence

Leave of absence was granted as follows:
Baker of Buena Vista for the remainer of the day on request of Koogler of Mahaska.

## CONSIDERATION OF BILLS

House File 863, a bill for an act relating to workmen's compensation laws, was taken up for consideration.

Miller of Buchanan offered the following amendment $\mathrm{H}-3747$ filed by him:
H—3747
1 Amend House File 863, as follows:
2 Page 5, by striking lines 16 through 31, and in-

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serting in lieu thereof the following:
    "For purposes of this section, the employer is
obliged to furnish reasonable services and supplies
to treat an injured employee. The employee has
the right to choose the care. The employer's
physician can require periodic observation to
follow medical progress of the employee and correspond
with the employee's designated practitioner in any
area which could facilitate better treatment. If the
employer's physician disagrees with the manner of
treatment and progress of the employee, the employer
may request alternate care. If the employer and
employee cannot agree on such alternate care, the
commissioner may, upon application and reasonable
proof of the necessity therefor, allow and order
other care."
```

Connors of Polk asked and received unanimous consent that Robert Landess, Industrial Commissioner, be seated in the House chamber during consideration of House File 863.

Miller of Buchanan moved the adoption of amendment $\mathrm{H}-3747$.

Roll call was requested by Byerly of Polk and Wyckoff of Benton.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3747 be adopted?"
The ayes were, 43 :

| Bina | Griffee | Jordan | O'Halloran |
| :---: | :---: | :---: | :---: |
| Bortell | Halvors.n | McElroy | Patchett |
| Brandt | Hansen | Middleswart | Perkins |
| Brunow | Hargrave | Middleton | Readinger |
| Byerly | Harvey | Miller, A. V. | Rinas |
| Cusack | Higgins | Miller, K. I. | Svoboda |
| Daggett | Hines | Miller, 0. L. | Tauke |
| Danker | Hullinger | Monroe | Woods |
| Doyle | Husak | Newhard | Wulff |
| Dunton | Hutchins | Nielsen | Wyckoff |
| Dy=land | Jochum | Norland |  |
| The nays were, 48: |  |  |  |
| Anderson | Egenes | Kreamer | Small |
| Bennett | Evans | Lageschulte | Spear |
| Bittle | Fitzgerald | Lirdeen | Spradling |
| Branstad | Fullerton | Lipsky | Stromer |
| Brockett | Gentleman | Menn $n$ na | Tofte |
| Caffrey | Harper | Millen | Varley |
| Clark | Hennessey | Nealson | V7alter |
| Cochran | Hinkhouse | Pavich | Welden |
| Connors | Horn | Pellett | Wells |
| Crawford | Junker | Poncy | West |
| Den Herder | Koogler | Scheelhaase | Mr. Speaker |
| Dieleman | Krause | Schroeder | (Avenson) |

Absent or not voting, 9:

| Baker | Howell | Lonergan | Oakley |
| :--- | :--- | :--- | :--- |
| Crabb | Jesse | Menke | Spencer |
| Gilloon |  |  |  |

Amendment H—3747 lost.
Jochum of Dubuque offered the following amendment H-3860 filed by Jochum, et al., and moved its adoption:

H-3860
1 Amend House File 863 as follows:

1. Page 5 , line 23, by inserting after the word "employer" the following: ",".
2. Page 10, by striking lines 3 through 6 and inserting in lieu thereof the following: "[dollars per week] an amount equal to thirty-five percent of the state average weekly wage paid employees as determined by the Iowa employment security com-
mission under the provisions of section ninetu-six
point three (96.3) of the Cous.
the time of the injury."
3. Page 12, by inserting after line 26 the
following:
"10. "Payroll taxes" means the following:"
4. Page 12, line 28, by inserting after the word "effect" the word "on".
5. Page 13, line 1, by inserting after the word "effect" the word "on".
Amendment $\mathrm{H}-3860$ was adopted.
Jochum of Dubuque moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 863)
The ayes were, 78:

| Anderson | Evans | Junker | Readinger |
| :--- | :--- | :--- | :--- |
| Bina | Fitzgerald | Koogler | Rinas |
| Bittle | Gentleman | Krause | Scheelhaase |
| Brandt | Gilloon | Lageschulte | Schroeder |
| Branstad | Griffee | Lipsky | Small |
| Brockett | Halvorson | Menke | Spear |
| Brunow | Hansen | Mennenga | Spradling |
| Byerly | Hargrave | Midlleton | Stromer |
| Caffrey | Harper | Millen | Svoboda |
| Clark | Harvey | Miller, A. V. | Tauke |
| Cochran | Hennessey | Miller, K. D. | Varley |
| Connors | Higgins | Monroe | Walter |
| Crawford | Hines | Nealson | Wells |
| Cusack | Horn | Newhard | West |
| Den Herder | Hullinger | Nielsen | Woods |
| Dieleman | Husak | Norland | Wulff |
| Doyle | Hutchins | O'Halloran | Wyckoff |
| Drake | Jesse | Patchett | Mr. Speaker |
| Dyrland | Jochum | Pavich | (Avenson) |
| Egenes | Jordan | Poncy |  |

The nays were, 16:

| Bennett | Danker | Kreamer | Pellett |
| :--- | :--- | :--- | :--- |
| Bortell | Dunton | Lindeen | Perkins |
| Crabb | Fullerton | McEIroy | Tote |
| Daggett | Hinkhouse | Miller, 0. L. | Welden |
| Absent or not voting, 6: |  |  |  |
| Baker Lonergan <br> Howell Middleswart | Oakley | Spencer |  |

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

## MOTION TO RECONSIDER LOST <br> (House File 863)

Jochum of Dubuque moved to reconsider the vote by which House File 863 passed the House.

A non-record roll call was requested.
The ayes were 19, nays 61 .
The motion lost.
House File 823, a bill for an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs, was taken up for consideration.

Cusack of Scott offered the following amendment H-3856 filed by Cusack, et al., and moved its adoption:

[^47]
## Page

The authority shall establish by rule further definitions applicable to this Act, and clarification of the definitions in this section, as necessary to assure eligibility for funds available under federal housing laws."
10. Page 7, strike lines 2 through 9 and renumber the remaining subsections of that section.
11. Page 7, line 11, insert after the word "housing" the words "and the rehabilitation of existing housing".
12. Page 7, line 26, strike the word "should" and insert in lieu thereof the word "shall".
13. Page 7, line 31, strike the word "should" and insert in lieu thereof the word "shall".
14. Page 9 , insert after line 2 the following:
"..... Those designed to serve elderly families, families which include one or more persons who are handicapped or disabled, lower income families or very low-income families."
15. Page 9, line 12, strike the words "necessary or convenient" and insert in lieu thereof the word "needed".
16. Page 12 , strike lines 11,12 and 13 and insert in lieu thereof the words "of the authority."
17. Page 12, line 18, insert after the word "origin," the words "age, physical or mental impairment,".
18. Page 12, line 18, insert after the word "religion" the words "except that preference may be given to elderly families, families which include
ge 2
one or more persons who are handcapped or disabled, lower income families or very low-income families".
19. Page 15, line 15, strike the words "provide for or" and insert in lieu thereof the words "encourage and".
20. Page 15, line 16 , insert after the comma the words "elderly families, and families which include one or more persons who are handicapped or disabled,".
21. Page 15, line 24, insert after the word "for" the word "material".
22. Page 17, line 3, strike the word "or" and
insert in lieu thereof the word "and".
23. Page 17, line 4, strike the words "whichever is smaller,".
24. Page 19, strike lines 16 through 20 and renumber the remaining paragraphs of that subsection.
25. Page 20, line 19, insert after the period
the words "However, the two-year period may be extended
for reasonable cause."
26. Page 33 , line 29 , strike the words "need not"
and insert in lieu thereof the word "shall".
27. Page 37, line 18, strike the words "not less than par plus accrued interest".
28. Page 40, strike lines 1 through 8 and insert

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in lien thereof the following:
"7. A copy of each pledge agreement by or to the authority, including without limitation each bond resolution, indenture of trust or similar agreement, or any revisions or supplements to it shall".
29. Page 40, line 15, strike the words "of the authority".
30. Page 40 , line 17 , strike the words "for the benefit of the authority".
31. Page 40 , line 20 , strike the word "pledgar" and insert in lieu thereof the word "pledgor".
32. Page 47, strike lines 11 through 13.
33. Page 47, line 15 , insert after the word "it"
the words "in carrying out its public and essential governmental functions under sections twelve (12) through sixteen (16), eighteen (18), twenty (20) and twenty-one (21) of this Act,".
34. Page 47, strike line 18 and insert in lieu thereof the words "with such contracts."
35. Renumber sections and correct internal references in accordance with this amendment.
Amendment H-3856 was adopted.
Middleton of Black Hawk offered the following amendment H- 3863 filed by him and moved its adoption:

H-3863
1 Amend House File 823, page 12, line 9, by inserting
after the period the words "A minimum of twenty-five
percent of this thirty percent must be units
4 specifically designed for and directed to very low-
5 income families at rents not in excess of twenty-five
6 percent of their adjusted income."
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 12 , nays 65 .
Amendment H-3863 lost.
(House File 823 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## QUORUM CALL

A non-record roll call was requested by Oakley of Clinton.

Rule 70 was invoked.
Roll call revealed seventy-six members present, twenty-four absent.

## BUSINESS PENDING

The House resumed consideration of House File 823, a bill for an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs.

Schroeder of Pottawattamie offered amendment H-3888 filed by him from the floor and requested division as follows:
H-3888
1 Amend House File 823 as follows:
$\mathrm{H}-3888 \mathrm{~A}$
$2 \quad$ 1. Pages 6 and 7 , by striking all of section 3. H-3888B
3 2. Page 13, by striking all of lines 5 through 12. H-3888C
4 3. Page 45, by striking all of lines 11 through 15. H-3888D
5 4. By renumbering the sections to conform with
6 this amendment.
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3888A be withdrawn.

Schroeder of Pottawattamie moved the adoption of amendment H—3888B.

A non-record roll call was requested.
The ayes were 26 , nays 49.
Amendment H—3888B lost.
Schroeder of Pottawattamie moved the adoption of amendment H-3888C.

A non-record roll call was requested.
The ayes were 47, nays 38 .
Amendment $\mathrm{H}-3888 \mathrm{C}$ was adopted.
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-3888D be withdrawn.

Hines of Story offered amendment H-3889 filed by him from the floor and requested division as follows:

H-3889
1 Amend House File 823 as follows:
H-3889A
2 1. Page 14, line 32, by striking the
3 word "sponsor," and inserting in lieu thereof
4 "sponsor."
5 2. Page 14, by striking lines 33 and 34.
H-3889B
6 3. Page 16, line 13 , by inserting after
7 the word "destruction", "due to negligence
8 of the lessee".
Hines of Story moved the adoption of amendment H—3889A.
A non-record roll call was requested.
The ayes were 24 , nays 56 .
Amendment H—3889A lost.
Hines of Story asked and received unanimous consent that amendment H-3889B be withdrawn.

Avenson of Fayette in the chair at 2:56 p.m.
Bennett of Ida offered the following amendment H-3891 filed by Bennett, Kreamer and Wyckoff from the floor:

H-3891
1 Amend House File 823, page 23, by striking
2 lines 17 through 35, and page 24, by striking
3 lines 1 through 10, and by renumbering sections
4 and correcting internal references in accordance
5 with this amendment.
Varley of Adair asked for unanimous consent to temporarily defer action on amendment $\mathrm{H}-3891$.

Objection was raised.
Speaker pro tempore Jesse in the chair at 3:06 p.m.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Cochran of Webster for the remainder of the day and Newhard of Jones for the remainder of the day on request of Fitzgerald of Webster.

Bennett of Ida moved the adoption of amendment H-3891.
Roll call was requested by Cusack of Scott and Readinger of Polk.

Rule 69 was invoked.

On the question "Shall amendment H—3891 be adopted?"
The ayes were, 23 :

| Bennett | Fullerton | Lageschulte | Schroeder |
| :--- | :--- | :--- | :--- |
| Bortell | Halvorson | Lindeen | Welden |
| Branstad | Hansen | Menke | West |
| Crabb | Harvey | Nealson | Wulff |
| Daggett | Hutchins | Pellett | Wyckoff |
| Danker | Kreamer | Perkins |  |

The nays were, 64:

| Anderson | Dyrland | Koogler | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Evans <br> Bina | Fitzgerald | Krause |

Absent or not voting, 13:

| Baker | Griffee |
| :--- | :--- |
| Cochran | Howell |
| Den Herder | Junker |
| Egenes |  |

Middleswart Middleton Millen

Newhard
Nielsen
Spencer

Amendment H—3891 lost.
Cusack of Scott offered amendment H-3890 filed by Cusack, Tofte, Monroe, Readinger, Anderson, Crawford and Varley from the floor and moved its adoption:

H-3890
1 Amend House File 823, page 23, by striking lines 19 through 34 and inserting in lieu thereof the following:
"local public or private agencies an eighteen month demonstration program of rent supplements designed for very low-income and lower income families, to provide for payment of a maximum of the difference between twenty-five percent of an eligible family's income and the fair market rental of a unit of housing, as established by the authority. Eligibility of a housing unit for participation in the demonstration rent supplement program is subject to approval by the authority based on compliance with the definition
of adequate housing in this Act, and agreement by the owner to comply with authority rules pertaining: to equal housing opportunity, maintenance, occupancy,

17 and other authority policies. The authority shall,
18 by rule, establish criteria for participation in the
19 demonstration project, based upon the provisions of
20 this section and section four (4) of this Act,
21 including but not limited to the selection of target
22 groups, determined by geographical location or special
23 needs, to receive the benefits of the program under
24 the demonstration project. It shall then receive
25 applications for participation in the demonstration
26 project from agencies or organizations described in
27
28
29 subsection two (2) of this section, prepare a detailed plan for the total demonstration project including a statement of funding needs, and submit the plan to the general assembly with its budget request."
Amendment H-3890 was adopted.
Welden of Hardin offered the following amendment H-3879 filed by Welden, et al., and moved its adoption:

H-3879
1 Amend House File 823, page 36, line 24, by
2 striking the period and inserting in lieu thereof
3 the following:
4 ", nor shall any appropriations made by the
5 General Assembly be used to pay principal or in-
6 terest of any bonds or notes issued by the author-
7 ity unless issuance of said bonds or notes has
8 been approved by a vote of the people as set out
9 in Sec. 5, Article VII of the Constitution of the
10 State of Iowa."
Roll call was requested by Welden of Hardin and Danker of Pottawattamie.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3879 be adopted?"
The ayes were, 30:

| Bennett | Fullerton | Lageschulte | Pellett |
| :---: | :---: | :---: | :---: |
| Bortell | Halvorson | Lindeen | Perkins |
| Branstad | Hansen | McEElroy | Schroeder |
| Brockett | Harper | Menke | Welden |
| Crabb | Harvey | Millen | West |
| Daggett | Husak | Nealson | Wulff |
| Danker | Jordan | Nielsen | Wyckoft |
| Evans | Kreamer |  |  |
| The nays were, 62: |  |  |  |
| Anderson | Connors | Dyrland | Hines |
| Avenson | Crawford | Egenes | Hinkhouse |
| Bina | Cusack | Fitzgerald | Horn |
| Bittle | Den Herder | Gentleman | Hullinger |
| Brandt | Dieleman | Gilloon | Hutchins |
| Brunow | Doyle | Hargrave | Jochurı |
| Caffirey | Drake | Hennessey | Junker |
| Clark | Dunton | Higgins | Koogler |


| Krause | Monroe |
| :--- | :--- |
| Lipsky | Norland |
| Lonergan | Oaklev |
| Mennenga | O'Halloran |
| Middleton | Patchett |
| Miller, A. V. | Pavich |
| Miller, K. D. | Poncy |
| Miller, O. L. | Readinger |

## Absent or not voting, 8: <br> Baker Cochran Byerly

| Rinas | Tofte |
| :--- | :--- |
| Scheelhaase | Varley |
| Small | Walter |
| Spear | Wells |
| Spradling | Woods |
| Stromer | Mr. Speaker |
| Svoboda | (Jesse) |
| Tauke |  |


| Howell | Newhard <br> Middleswart <br> Spencer |
| :--- | :--- |

Amendment $\mathrm{H}-3879$ lost.
Welden of Hardin offered the following amendment $\mathrm{H}-3859$ filed by Welden, et al., and moved its adoption:

H-3859
Amend House File 823, page 36, by striking line
25 and inserting in lieu thereof the following:
"3. The maximum amount of bonds and notes
issued by the authority which may be outstanding
at any time shall be set by statute. Bonds and
notes must be authorized by a resolution".
Amendment $\mathrm{H}-3859$ was adopted.
Norland of Worth offered the following amendment $\mathrm{H}-3897$ filed by him from the floor and moved its adoption:

H-3897
1 Amend House File 823 as follows:
2 1. Page 45, by striking all of lines 2 through 10.
3 2. By renumbering the sections to conform with
4 this amendment.
Amendment $\mathrm{H}-3897$ was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Evans of Grundy for the remainder of the day on request of Brockett of Marshall.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Bittle of Polk and Harvey of Scott refrained from voting.

On the question "Shall the bill pass?" (H.F. 823)

The ayes were, 70:

| Anderson | Gentleman | Lipskv | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Lonergan | Schroeder |
| Bina | Hargrave | Mennenga | Small |
| Brandt | Harper | Middleswart | Spear |
| Brunow | Hennessey | Middleton | Spradling |
| Caffrey | Higgins | Miller, A.V. | Stromer |
| Clark | Hines | Miller, K. D. | Svoboda |
| Connors | Hinkhouse | Miller, O. L. | Tauke |
| Crawford | Horn | Monree | Tofte |
| Cusack | Hullinger | Norland | Varley |
| Den Herder | Husak | Oakley | Walter |
| Dieleman | Hutchins | O'Halloran | Wells |
| Doyle | Jochum | Patchett | West |
| Drake | Jordan | Pavich | Woods |
| Dunton | Junker | Perkins | Wulff |
| Dyrland | Koogler | Poncy | Mr. Speaker |
| Egenes | Krause | Readinger | (Jesse) |
| Fitzgerald | Lindeen | Rinas |  |

The nays were, 19:

| Bennett | Daggett |
| :--- | :--- |
| Bortell | Danker <br> Branstad |
| Brockett | Fullerton |
| Crabb | Halvorson |
|  | Hansen |


| Lageschulte | Nielsen |
| :--- | :--- |
| McElroy | Pellett |
| Menke | Welden |
| Millen | Wyckoff |

Absent or not voting, 11:

| Baker | Cochran | Harvey | Newhard |
| :--- | :--- | :--- | :--- |
| Bittle | Evans | Howell | Spencer |
| Byerly | Griffee | Kreamer |  |

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

## MOTION TO RECONSIDER LOST <br> (House File 823)

Cusack of Scott moved to reconsider the vote by which House File 823 passed the House.

A non-record roll call was requested.
The ayes were 24 , nays 58 .
The motion lost.

## SENATE FILE 507 SUBSTITUTED FOR HOUSE FILE 828

Fitzgerald of Webster asked and received unanimous consent to substitute Senate File 507 for House File 828.

MOTION TO RECONSIDER
(Amendment H-3874 to Senate File 217)
I hereby move to reconsider the vote by which the Byerly, Nielsen amendment H-3874 to Senate File 217 failed to be adopted by the House on May 19, 1975.

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Monday, May 19, 1975. Had I been present I would haye voted "aye" on House File 774 and Senate File 419.

SCHEELHAASE of Woodbury

## AMENDMENTS FILED

H-3899

1
2
3 [th 15 and inserting in lieu thereof the words,
3 [the]. When the petition has been filed, the board
4 of supervisors shall review the project proposed
5 by the petition and may accept or reject the
6 proposed project. If the board of supervisors
7 [shall, in the order]
HULLINGER of Decatur KOOGLER of Mahaska KRAUSE of Palo Alto

H-3912
1 Amend House File 787 as follows:
2 1. Page 1, line 4, by striking the words
3 "phosphorus (P) or" and inserting in lieu thereof
4 the words "phosphoric acid".

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MILLER of Cerro Gordo VARLEY of Adair HUSAK of Tama

Amend House File 803, page 3, line 4 by inserting after the word "market" the words "at a reasonable price".

H-3895
1 Amend House File 803, page 16 as follows:
2 1. By inserting the following new section:
3 "Sec. ..... NEW SECTION. LIMIT ON LIABILITY.
4 In an action for damages for personal injury or death
5 against a physician and surgeon, osteopath, osteopathic
6 physician and surgeon, dentist, podiatrist, optometrist,
7 chiropractor or nurse licensed to practice their profession
8 in this state, or against a hospital licensed for operation
9 in this state, based on the alleged negligence of the
10 practitioner in the practice of the profession or
11 occupation, or upon the alleged negligence of the hospital
12 in patient care in which liability is admitted or
13 established, the limit of total liability shall be
14 five hundred thousand dollars."
2. By numbering section to conform to this amendment.

BROCKETT of Marshall EVANS of Grundy

H-3896
1 Amend House File 803 as follows:
2 1. Page 6, line 13, by striking the word "one".
3 2. Page 6, by striking all of line 14, all of lines
415 through 24 , and through the period in line 25 and in-
5 serting in lieu thereof the following:
"the following procedure:
7 a. Deducting their share of the deficit
8 from past or future premium taxes due the state of Iowa."
BROCKETT of Marshall EVANS of Grundy

H-3905
1 Amend the Jesse, et al., amendment, H-3855, to House
2 File 803, page 2, by inserting in line 14 after the
3 word "death" the words "unless a foreign object
4 unintentionally left in the body caused the injury
5 or death".
WALTER of Pottawattamie
TAUKE of Dubuque
SCHROEDER of Pottawattamie
HIGGINS of Scott
JOCHUM of Dubuque
CRAWFORD of Story
DOYLE of Woodbury
HARVEY of Scott
PAVICH of Pottawattamie
WEST of Marshall
BINA of Scott
H-3907
Amend House File 803, page 12, by inserting after
2 line 7 the following sections:
"Sec. ..... Section five hundred nineteen point
4 five (519.5), Code 1975, is amended to read as follows:
5 519.5 CONDITIONS. No such certificate shall be
issued by the commissioner of insurance until two hundred fifty applications have been received, [representing, in the aggregate, one million dollars of insurance,] and until the commissioner of insurance has satisfied himself that such mutual insurance corporation has bona fide applications representing the number of applicants [and the amount of insurance herein] required, and that there is in the possession of such mutual insurance corporation cash assets amounting to not less than ten [thousand dollars] times the maximum single retained risk.

Sec. ..... Section five hundred nineteen point six (519.6), Code 1975, is amended to read as follows:
519.6 REPORTS. Such mutual insurance corporations doing business under the provisions of this chapter shall, annually, [in the month of January] before the first day of March, report to the commissioner of insurance, upon blanks furnished by him, the same facts, so far as applicable, as are required to be furnished by mutual insurance associations under the statutes of Iowa, which report shall be tabulated by the commissioner of insurance and published by him in the annual report on insurance.

Sec. ..... Section five hundred nineteen point eight (519.8), Code 1975, is amended to read as follows:
519.8 CANCELLATION OF POLICY. Any certificate of membership, or policy, issued by such a mutual insurance corporation may be canceled by the corporation by giving [five] thirty days' written notice thereof to the insured; or such cancellation may be upon demand of the insured; and such cancellation, when so made, either by the corporation or by the insured, shall be upon a pro rata basis, and the cancellation of such certificate or policy shall release the member from all other future obligations to such corporation.

Sec. ..... Section five hundred nineteen point nine (519.9), Code 1975, is amended to read as follows:
519.9 FEES. Such a mutual insurance corporation shall pay the same fees for admission into the state, for annual reports, and for annual certificates of authority as are required to be paid by domestic mutual companies organized and doing business under chapter 515; such certificate shall expire [March 1]

## 2

May first of the year following the date of its issue. Sec. ..... Section five hundred nineteen point twelve (519.12), Code 1975, is amended to read as follows:
519.12 FOREIGN COMPANIES. Any mutual insurance association organized under the laws of any other state, for the purpose of transacting the kind of business described in this chapter, and which has [been in business not less than one year, and has] on

## 10 hand [cash assets in an amount of] surplus amounting

11 to not less than ten [thousand dollars] times the maximum
12 single retained risk, and has not less than [three]
18 two hundred fifty members, [shall] may upon application,
14 be admitted to do business in this state if the
15 commissioner finds such admission is in the public
16 interest; and shall thereafter make all reports and
17 be subject to taxation, examination, and supervision
18 by the commissioner of insurance to the same extent
19 and in the same manner as are domestic corporations
20 organized under the provisions of this chapter."

SMALL of Johnson

H-3908
Amend House File 803, page 12, by inserting after line 35, the following new paragraph:
"However, the court may approve a contingent fee contract which provides for payment to the attorney of a sum in excess of the maximum fee permitted by this section if the attorney submits to the court an affidavit establishing that the attorney incurred extraordinary expenses or provided extraordinary services in this action."

SMALL of Johnson HENNESSEY of Delaware BROCKETT of Marshall

through 35, and page 16 by striking lines 1 through 11, and inserting in lieu thereof the following:
"Sec. 19. Chapter six hundred five (605), Code 1975, is amended by adding sections twenty (20) through twenty-nine (29) of this Act.

Sec. 20. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. "Examining board" means and includes each of the agencies responsible by law for the examination or licensure of health care providers.
2. "Health care practitioner" means and includes every licensed health care provider, except a hospital and except a person licensed only to engage in a limited practice of a profession under the supervision of another licensed person.
3. "Health care provider" means and includes hospitals subject to licensing under chapter one hundred thirty-five $B$ (135B) of the Code, and persons subject to licensing under chapter one hundred fortyseven (147) of the Code as physicians, surgeons, osteopaths, osteopathic physicians and surgeons, dentists, podiatrists, optometrists, chiropractors or nurses, including students or other persons licensed to exercise limited functions within one of those professions under the supervision of another licensed person.
4. "Medical evaluation panel" means each of the panels of health care practitioners created by this Act and charged with the review of medical malpractice actions.

Sec. 21. NEW SECTION. MEDICAL EVALUATION PANEL. There are established in the district court medical evaluation panels to review as provided in this Act all claims of malpractice against health care providers. An action against a health care provider alleging malpractice shall not be brought to trial in a court in this state until the claimant's allegations have been submitted to a medical evaluation panel and a decision has been rendered by that panel and filed with the court. This section shall not apply to any action commenced prior to January 1, 1976.

Sec. 22. NEW SECTION. MEMBERSHIP OF PANELS.

1. A medical evaluation panel shall consist of three health care practitioners and one attorney to be selected as provided in this section. The attorney shall act in an advisory capacity and as chairman of the panel, but shall have no vote.

## e 2

2. All health care practitioners licensed in this state shall be subject to selection for service on a medical evaluation panel as a condition of retaining licensure. An examining board shall submit upon request to the clerk of the district court having jurisdiction of the action a list containing the names

## Page 3

1 remaining person shall serve as the third panel member. 5. The attorney member of the panel shall be selected from a list of five attorneys submitted to the clerk of court by the clerk of the supreme court. The attorney member may be selected by agreement of the parties. In the absence of an agreement each side alternately shall strike two names, the plaintiff striking the first, and the remaining person shall serve on the evaluation panel. An attorney who actually serves on a panel shall not serve on another
panel for a period of one year thereafter. The supreme court shall provide for the compiling of the lists of attorneys, which shall not include any attorney who is not experienced in trial practice.

Sec. 23. NEW SECTION. HEARINGS AND EVIDENCE.

1. The chairman of the medical evaluation panel shall convene the panel for a hearing of the claims in the action assigned to that panel as soon as is practicable after the selection of the panel. The hearing shall be held within the jurisdiction of the court, and at a place and time convenient to the parties, subject to any rules of the court. The chairman shall preside at hearings.
2. The evidence to be considered shall be in written form only, and may consist of medical charts, X-rays, laboratory tests, excerpts of treatises, depositions or interrogatories of witnesses including parties, and any other type of evidence allowed by the panel. The chairman of the panel shall advise the panel on legal questions involved in the proceeding, but a hearing shall be informal and shall not be subject to strict rules of evidence.
3. The panel shall have the right and duty to request and obtain all necessary information. The panel may consult with medical authorities at any time, and may obtain, introduce and examine other evidence not submitted by the parties when necessary to fully inform itself regarding the issues to be decided. All parties shall be given full access to any material submitted to or considered by the panel.
4. A party or legal counsel shall have the right to ask questions of and to address the panel concerning any matters relevant to issues before the panel. The panel may limit the duration of questioning and statements when necessary to preserve order.

Sec. 24. NEW SECTION. OPINION OF PANEL.

1. The panel shall have the sole duty to express its expert opinion respecting the issues charged in the complaint. Within thirty days following the conclusion of the hearing the panel shall render one
or more of the following expert opinions respecting each defendant which shall be in writing and signed by each of the panelists:
a. That the evidence supports the conclusion that the defendant failed to comply with the appropriate standard of care as charged in the complaint.
b. That the evidence does not support the conclusion that the defendant failed to meet the applicable standard of care as charged in the complaint.
c. That there is a material issue of fact, not requiring expert opinion, bearing on liability for consideration by the court or jury.
d. That the conduct complained of was or was not a cause of the resultant damages.
e. Whether the plaintiff suffered any disability and the extent and duration of the disability, and whether the plaintiff suffered any permanent impairment and the percentage of the impairment.
2. The chairman of the panel shall have the duty to prepare the written opinion of the panel and to submit the opinion to the court. The clerk of court shall file the opinion in the action and shall mail a copy of the opinion to each party. Concurring and dissenting opinions shall not be separately submitted, but any absence of unanimity in the opinion respecting any finding or conclusion expressed in the opinion shall be identified as to both the panel members and the issues involved.
3. In a separate written opinion the panel shall have the duty to express its opinion as to whether or not the claim warrants arbitration. The opinion also shall be filed by the clerk of court and mailed to the parties, but shall not be admissible as evidence.
4. The clerk of court shall forward a certified copy of the opinion filed pursuant to subsection two (2) of this section to the state department of health for review. No fee shall be imposed by the clerk for the certification of the opinion.

Sec. 25. NEW SECTION. EVIDENCE AT TRIAL-PROOFCOSTS.

1. At any subsequent trial of the action, the expert opinion rendered by the medical evaluation panel shall be admissible as evidence. The opinion shall not be conclusive and either party shall have the right to call a member of the panel and other experts as witnesses at that party's expense. If called as a witness a medical evaluation panel member shall be required to appear and testify.
2. In the event that the expert opinion of the panel is unanimous respecting all issues material to the controversy, the party in whose favor the opinion was rendered shall be entitled, upon being awarded a verdict or judgment, to recover the actual total costs expended by that party in proving those issues at trial, notwithstanding any limitations on recoverable witness fees or expenses otherwise provided by law.

Sec. 26. NEW SECTION. COURT RULES.

1. The district court shall provide by local rule for the convening of a pretrial conference in each malpractice action for the purposes of the selection of the panel, the scheduling of discovery prior to hearing by the panel, and the general scheduling of panel hearings.
2. The district court shall provide for the swearing in of panel members prior to the convening of any panel.

## Page 6

3. The supreme court shall adopt rules from time to time to implement and administer the operation of medical evaluation panels. The panels and the procedures relating to their use shall be subject to the superintending and administrative control of the supreme court. The supreme court shall promulgate an oath which shall be undertaken by each person serving on a medical evaluation panel.

Sec. 27. $N E W$ SECTION. IMMUNITY. A member of a medical evaluation panel shall have absolute immun-
ity from civil liability for all communications, findings, opinions and conclusions made in the course and scope of duties prescribed by this Act.

Sec. 28. NEW SECTION. COMPENSATION. Each member of a medical evaluation panel shall be paid a per diem of forty dollars for each day of service performed as a member of the panel, and shall be reimbursed for necessary and reasonable expenses actually incurred; provided that this section shall not apply to appearances of a panel member when called as a witness. Compensation and expenses of panel members shall be taxed as costs as provided in chapter six hundred twenty-five (625) of the Code, except as provided in subsection four (4) of section twentynine (29) of this Act.

Sec. 29. NEW SECTION. ARBITRATION.

1. In the event that a majority of the medical evaluation panel recommends arbitration pursuant to subsection three (3) of section twenty-four (24) of this Act, the action may be resubmitted to that panel upon the written agreement of the parties. Any arbitration agreed to shall be subject to the following conditions:
a. The parties shall submit to arbitration all of the issues involved in the action.
b. No party shall have the power to revoke the agreement, either with or without the consent of the other parties.
c. Upon filing with the court of an arbitration agreement the court immediately shall mail a notice of arbitration to the chairman and each member of the medical evaluation panel. The panel shall reconvene not later than thirty days thereafter for the purpose of taking further proceedings in that action. Witnesses shall be sworn before offering evidence. The chairman shall be authorized to place a person upon oath. Questions previously decided relating to liability shall not be reconsidered in arbitration.
d. An award of the panel shall be filed with the court not later than sixty days following the date the notice of arbitration was mailed by the clerk of court.
2. The provisions of chapter six hundred seventynine (679) of the Code shall be applicable to
arbitration pursuant to this section to the extent not inconsistent with this section, and in the event of conflict the provisions of this section shall supersede the provisions of that chapter.
3. Each member of the panel shall receive compensation and reimbursement for expenses for services in arbitration in the amounts and to the extent provided in section twenty-eight (28) of this Act.
4. In the event any action is submitted to arbitration as provided in this section, the amounts otherwise taxable as costs pursuant to section twentyfive (25) of this Act and the amounts paid to the panel for service in arbitration as provided in this section shall be paid by the state and the parties to the agreement shall be exempted from any payment thereof. The costs shall be payable out of appropriations to the supreme court upon certification by the chief judge of the district court to the court administrator of the judicial department.

Sec. 30. Section one hundred thirty-five $B$ point seven (135B.7), Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The state department of health shall review every opinion of a medical evaluation panel received from the clerk of the district court which relates to an action in which a hospital was a party defendant. If the opinion
indicates noncompliance with rules or standards established by the department, proceedings for the suspension or revocation of the license of that hospital may be commenced as provided in this chapter. If there has not been any failure to comply with rules or standards, the department shall review the opinion for the purpose of determining whether or not changes in rules or standards are needed to accomplish the purposes of this chapter. The annual report of the department shall include discussion of the actions and inactions of the department with respect to this paragraph.

Sec. 31. Section one hundred forty-seven point fifty-five (147.55), subsection two (2), Code 1975, is amended to read as follows:
2. Incompetency in the practice of his or her profession, including but not limited to the provision of services which are unnecessarily harmful to the patient or which are of grossly inferior quality, or the repeated use of surgery or other modalities of treatment not reasonably necessary to the health and well-being of patients.

Sec. 32. Section one hundred forty-seven point eighty-seven (147.87), Code 1975, is amended by adding the following new unnumbered paragraph :
$N E W$ UNNUMBERED PARAGRAPH. The department shall review every opinion of a medical evaluation panel
received from the clerk of the district court which relates to a person subject to licensure under this chapter, and shall cause a copy of each opinion to be delivered to the chairman of the examining board for the profession involved. If the opinion indicates a violation of this chapter the department, either independently or in conjunction with the examining board, may initiate proceedings for the suspension or revocation of the license involved, or may initiate such other proceedings as are provided by this chapter or this title for violations.

Sec. 33. Chapter one hundred forty-seven (147), Code 1975, is amended by adding sections thirty-four (34) through thirty-seven (37) of this Act.

Sec. 34. NEW SECTION. REVOCATION OF LICENSES.

1. In addition to the provisions of sections one hundred forty-seven point fifty-eight (147.58) to one hundred forty-seven point seventy-one (147.71) of the Code, an examining board after due notice and hearing may direct the commissioner of health to issue an order to revoke or suspend a license to practice, or to discipline a person licensed to practice for any of the grounds set forth in sections one hundred
forty-seven point fifty-five (147.55) and one hundred forty-seven point fifty-six (147.56) of the Code or if, after a hearing, the examining board determines that a person licensed to practice is guilty of any of the following acts or offenses:
a. Knowingly making misleading, deceptive, untrue or fraudulent representation in the practice of his or her profession.
b. Being convicted of a felony in the courts of this state or another state, territory, or country. Conviction as used in this paragraph shall include a conviction of an offense which if committed in this state would be deemed a felony without regard to its designation elsewhere, or a criminal proceeding in which a finding or verdict of guilt is made or returned, but the adjudication of guilt is either withheld or not entered. A certified copy of the final order or judgment of conviction or plea of guilty in this state or in another state shall be conclusive evidence.
c. Violating a statute or law of this state, another state, or the United States, without regard to its designation as either felony or misdemeanor, which statute or law relates to the practice of a medically related profession.
d. Having his or her license to practice revoked or suspended, or having other disciplinary action taken by a licensing authority of another state, territory, or country. A certified copy of the record or order of suspension, revocation, or disciplinary action is conclusive or prima facie evidence.
e. Knowingly aiding, assisting, procuring, or advising a person to unlawfully practice a medically related profession.
f. Being adjudged mentally incompetent by a court of competent jurisdiction. Such adjudication shall automatically suspend a license for the duration of the license unless the board orders otherwise.
g. Being guilty of a willful or repeated departure from, or the failure to conform to, the minimal standard of acceptable and prevailing practice of the profession for which licensed in which proceeding actual injury to a patient need not be established; or the committing by the licensed person of an act contrary to honesty, justice, or good morals, whether the same is committed in the course of practice or otherwise, and whether committed within or without this state.
h. Inability to practice with reasonable skill and safety by reason of illness, drunkenness, excessive

## 9

use of drugs, narcotics, chemicals, or other type of material or as a result of a mental or physical condition. The examining board shall, upon probable cause, have authority to compel a licensed person to submit to a mental or physical examination by designated physicans. Failure to submit to an examination shall constitute admission to the allegations made against the licensed person and the finding of fact and decision of the examining board may be entered without the taking of testimony or presentation of evidence. At reasonable intervals, the person shall be afforded an opportunity to demonstrate that he or she can resume the competent practice of the profession with reasonable skill and safety to patients.

A person licensed to practice who makes application for the renewal of his or her license, as required by section one hundred forty-seven point ten (147.10) of the Code gives consent to submit to a mental or physical examination as provided by this paragraph when directed in writing by the examining board. All objections shall be waived as to the admissibility of the examining physicians' testimony or examination reports on the grounds that they constitute privileged communication. The medical testimony or examination reports shall not be used against a person in another proceeding and shall be confidential, except for other actions filed against the person to revoke or suspend his or her license.
i. Willful or repeated violation of lawful rule or regulation promulgated by the examining board or violating a lawful order of the board, previously entered by the board in a disciplinary hearing.

Sec. 35. NEW SECTION. DISCIPLINARY PROCEEDINGS.

1. A proceeding for the revocation or suspension
of a license to practice or to discipline a person
licensed to practice shall be substantially in accord with the procedure provided in this section.
2. The examining board may, upon their own motion or upon verified complaint in writing, and shall, if such complaint is filed by the commissioner of public health, issue an order fixing the time and place for hearing thereon. A written notice of the time and place of the hearing together with a statement of the charges shall be served upon the licensee at least ten days before said hearing in the manner required for the service of notice of the commencement of an ordinary action.
3. If the licensee has absented or removed himself from the state, the notice and statement of the charges 10 shall be so served at least twenty days before the date of the hearing, wherever he or she may be found. If the whereabouts of the licensee is unknown, service may be had by publication as provided in the rules of civil procedure upon filing the affidavit required by said rules. In case the licensee fails to appear, either in person or by counsel at the time and place designated in said notice, the examining board shall proceed with the hearing as hereinafter provided.
4. The hearing shall be before a member or members designated by the board or before a hearing officer appointed by the board. The presiding board member or hearing officer is empowered to issue subpoenas, administer oaths and take or cause depositions to be taken in connection with the hearing. He or she shall issue subpoenas at the request and on behalf of the licensee. The hearing shall be open to the public.

The hearing officer shall be vested with full authority of the board to schedule and conduct hearings. The hearing officer shall prepare and file with the board of examiners findings of fact and conclusions of law, together with a complete written transcript of all testimony and evidence introduced at the hearing and all exhibits, pleas, motions, objections and rulings of the hearing officer.
5. A stenographic record of the proceedings shall be kept. The licensee shall have the opportunity to appear personally and by counsel, with the right to produce evidence in his or her own behalf, to examine and cross-examine witnesses and to examine documentary evidence produced against him or her.
6. If a person refuses to obey a subpoena issued by the presiding member or hearing officer or to answer a proper question put to him or her during the hearing, the presiding member or hearing officer may invoke the aid of a court of competent jurisdiction or judge of this court in requiring the attendance and testimony of such person and the production of papers. A failure to obey such order of the court may be punished by the court as a civil contempt may

## Page 11

be punished.
7. Unless the hearing is before the entire board, a transcript of the proceeding, together with exhibits presented, shall be considered by the entire board at the earliest practicable time. The licensee and counsel shall have the opportunity to appear personally to present the licensee's position and arguments to the board. The board shall determine the charge or charges upon the merits on the basis of the evidence
in the record before it.
8. If a majority of the members of the board vote in favor of finding the licensee guilty of an act or offense specified in section one hundred fortyseven point fifty-five (147.55) or one hundred fortyseven point fifty-six (147.56) of the Code or section thirty-four (34) of this Act, the board shall prepare written findings of fact and its decision imposing one or more of the following disciplinary measures:
a. Suspend the person's license to practice his or her profession for a period to be determined by the board.
b. Revoke the person's license to practice his or her profession.
c. Suspend or revoke the privilege of the person to engage in specified activities or practices within the profession as a condition of permitting the person otherwise to retain his or her privilege to practice.
d. Suspend imposition of judgment and penalty or impose the judgment and penalty, but suspend enforcement and place the person on probation. The probation ordered may be vacated upon noncompliance. The examining board may direct the commissioner of health to restore and reissue a license to practice but may impose a disciplinary or corrective measure which it originally might have imposed. Such findings of fact and decision shall be filed with the commissioner of public health who shall within ten days from such filing enter an order revoking or suspending the license to practice or discipline the person as directed by the board in its decision. A copy of the commissioner's order shall immediately be sent by registered mail to the licensee's last known post-office address accompanied by a copy of the board's findings of fact and decision.
9. Judicial review of an examining board's action may be sought in accordance with the terms of the Iowa administrative procedure Act.
10. The commissioner's order revoking or suspending a license to practice or to discipline a licensee shall remain in force and effect until the appeal is finally determined and disposed of upon its merits.

Sec. 36. NEW SECTION. VOLUNTARY SURRENDER OF LICENSE. The commissioner of public health is hereby authorized to accept the voluntary surrender of a

## Page 12

license if accompanied by a written statement of intention. Such voluntary surrender, when so accepted, shall have the same force and effect as an order of revocation.

Sec. 37. NEW SECTION. REINSTATEMENT. Any person
whose license has been suspended, revoked or placed on probation may apply to the appropriate examining board for reinstatement at any time and the board may hold hearings on any such petition and may order reinstatement and impose terms and conditions thereof and issue a certificate of reinstatement to the commissioner of public health who shall thereupon issue a license as directed by the board.

Sec. 38. Section one hundred forty-eight point seven (148.7), subsection seven (7), Code 1975, is amended by adding the following new paragraph:
$N E W$ PARAGRAPH. d. Suspend or revoke the privilege of the person to engage in specified activities or practices within the profession as a condition of the person's retaining his or her license to practice."

SMALL of Johnson
LIPSKY of Linn 3911
Amend House File 803, page 12, by inserting after line 7 the following:
"Sec. ..... Chapter one hundred forty-seven (147), Code 1975, is amended by adding the following new sections:
NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:

1. "Medical profession examining board" means and includes the following boards:
a. Board of medical examiners.
b. Board of podiatry examiners.
c. Board of chiropractic examiners.
d. Board of dental examiners.
e. Board of optometry examiners.
2. "Continuing education" means that education which is obtained by a medical profession licensee in order to maintain, improve, or expand skills and knowledge or to develop new and relevant skills and knowledge.
NEW SECTION. CONTINUING EDUCATION REQUIRED.
Each medical profession examining board shall promulgate rules pursuant to chapter seventeen A (17A) of the Code for the continuing education of each medical profession licensee subject to examination or licensure by that examining board. The general purpose of continuing education shall be to improve the quality of the profession for the ultimate goal of safeguarding and improving the health, safety and welfare of the citizens of this state.
NEW SECTION. RULE-MAKING AUTHORITY.
3. Each medical profession examining board is delegated the authority to create, by rule, pursuant to

32 chapter seventeen A. (17A) of the Code, continuing educa-

## Page 2

1 regard to the monitoring of licensee participation, for the approval of continuing education programs that qualify under the continuing education requirements prescribed.
e. Not be implemented for the purpose of limiting the size of the profession or occupation.
f. Define the statutes of active licensure and reinstatement, and establish appropriate guidelines for the reinstatement of persons previously licensed.
g. Be promulgated solely for the purpose of assuring that a licensee maintain or improve professional skills and knowledge directly related to and commensurate with the level of competency which is generally recognized as appropriate and acceptable in the licensee's profession or board certified specialty. Rules shall be amended from time to time as necessary in order to reflect changes in the state of the art.

NEW SECTION. FAILURE TO COMPLY-PENALTY. A
licensee who fails to comply with applicable continuing education requirements established by rule of an examining board commits a violation of this chapter and shall be subject to disciplinary action including suspension or revocation of the license to practice that profession.

LIPSKY of Linn<br>SMALL of Johnson BINA of Scott BROCKETT of Marshall HENNESSEY of Delaware

## H-3894

1 Amend House File 840 as follows:
2 1. Page 4, lines 2 and 3, by striking the words
3 "unnumbered paragraph one (1), Code 1975, is" and
4 inserting in lieu thereof the words "unnumbered

KRAUSE of Palo Alto DRAKE of Muscatine

## H-3898

paragraphs one (1) and two (2), Code 1975, are".
2. Page 4, by inserting after line 14 the
following:
"Any person on first application for a license to operate a motor vehicle, except for a school
license, who meets the requirements of section 321.186, shall be issued a temporary driver's permit for a period not to exceed one year. [The permit shall be canceled upon the conviction for a moving traffic violation and reapplication may be made thirty days after the date of cancellation.]

Upon recipt of a record of conviction for a moving traffic violation committed during the period for which the temporary driving permit is issued, the department may suspend the permit for a period not to exceed thirty days. A suspension under this paragraph shall not require the permittee to maintain proof of financial responsibility under the provisions of chapter three hundred twenty-one A (321A) of the Code unless the conviction would otherwise result in a suspension or revocation of the person's license. A suspension under this paragraph shall require the permittee to pay the reinstatement fee required for the reinstatement of a chauffeur's or operator's license under the provisions of section three hundred twenty-one point one hundred ninety-one (821.191) of the Code."

Amend House File 866 as follows:

1. Page 1 , line 28 , by striking the word "age," and inserting in lieu thereof the word "[age,]".
2. Page 2, line 16, by striking the word "age," and inserting in lieu thereof the word "[age,]".
3. Page 2 , line 32 , by striking the word "age,".
4. Page 4, by inserting after line 16 the following new subsection:
" . "Nursing care" means those services which can be provided only under the direction of a registered nurse or a licensed practical nurse."
5. Page 15, line 7, by inserting after the period the following:
"The commissioner may grant successive thirty-day extensions of the time for compliance where evidence of a good faith attempt to achieve compliance is furnished, if the extensions will not place in undue jeopardy the residents of the facility to which the extensions are granted."
6. Page 15, by striking line 21 and inserting in lieu thereof the following:
"135C. 16 INSPECTIONS.
7. [The] In addition to the inspections".
8. Page 16, by inserting after line 9 the
following:
[^48]H-3893
1 Amend Senate File 496, as passed by the Senate and reprinted, as follows:

1. Page 7, line 1, by striking the words "unless all of the" and inserting in lieu thereof a period.
2. Page 7, by striking all of lines 2 through 35.
3. Page 8, by striking all of lines 1 through 35.
4. Page 9 , by striking all of lines 1 through 14.

## DIELEMAN of Marion

H-3900
1 Amend Senate File 507, as passed by the Senate, as follows:

1. Page 2, by inserting after line 4 the following:
"Sec....." Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint to an interim study committee a member of the general assembly, who sponsored the resolution authorizing that interim study committee nor shall the council appoint a member of the general assembly who has previously served on an interim study committee until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

## MILLER of Buchanan

H-3901
Amend Senate File 507, as passed by the Senate, as follows:

1. Page 2, by inserting after line 4 the following:
"Sec. ..... NEW SECTION. The speaker of the house
shall appoint a steering committee of fifteen members upon the twentieth legislative day of the session.
The steering committee shall have charge of all bills that are on the calendar and shall daily arrange the bills for consideration of the house. Each two weeks thereafter the speaker shall appoint a new steering committee."
2. By renumbering the sections and correcting internal references to conform with this amendment.

## MILLER of Buchanan

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H-3902
1 Amend Senate File 507 as passed by the Senate,
2 as follows:
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1. Page 2, by inserting after line 4 the following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint a member of the general assembly who has previously served on an interim study committee or who is serving on the council or its committees and subcommittees or a study committee and subcommittee of a standing committee, until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

MILLER of Buchanan

H 3903

Amend Senate File 507, as passed by the Senate, page 4, by striking all of lines 5 through 23 and inserting in lieu thereof the following:
"Sec. 8. Section ninety-three point two (93.2), Code 1975, as amended by Senate File 214, Acts of the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
93.2 ESTABLISHMENT. There is established an energy policy council which shall consist of [fifteen] seventeen members. Two members shall be appointed by the president of the senate from the membership of the senate with no more than one member being appointed from the same political party. Two members shall be appointed by the speaker of the house of representatives from the members of the house with no more than one member being appointed from the same political party. The governor shall appoint [five] seven members who shall be reasonably knowledgeable in the field of energy. Not more than [three] four of the governor's appointees shall be of the same political party. They shall be subject to confirmation by two-thirds of the membership of the senate. The state geologist, the secretary of agriculture, the chairman of the Iowa state commerce commission, the administrative officer of the state soil conservation committee, the director of transportation, [and] the executive director of environmental quality and legislative members shall serve as ex officio nonvoting members of the council. If a nonlegislative ex officio nonvoting member is unable to attend a meeting of

## 31

the council, the member shall designate a replacement who shall be authorized to represent the member at the meeting."

OAKLEY of Clinton
H-3904
Amend the Monroe amendment $\mathrm{H}-3868$ to Senate File 507, as passed by the Senate, as follows:

1. Page 3, by inserting after line 22 the
following:
"Sec. ..... Section ninety-three point two (93.2), Code 1975, as amended by Senate File 214, Acts of the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
93.2 ESTABLISHMENT. There is established an energy policy council which shall consist of [fifteen] seventeen members. Two members shall be appointed by the president of the senate from the membership of the senate with no more than one member being appointed from the same political party. Two members shall be appointed by the speaker of the house of representatives from the members of the house with no more than one member being appointed from the same political party. The governor shall appoint [five] seven members who shall be reasonably knowledgeable in the field of energy. Not more than [three] four of the governor's appointees shall be of the same political party. They shall be subject to confirmation by two-thirds of the membership of the senate. The state geologist, the secretary of agriculture, the chairman of the Iowa state commerce commission, the administrative officer of the state soil conservation committee, the director of transportation, [and] the executive director of environmental quality and legislative members shall serve as ex officio nonvoting members of the council. If a nonlegislative ex officio nonvoting member is unable to attend a meeting of the council, the member shall designate a replacement who shall be authorized to represent the member at the meeting."
2. Page 3, line 32, by striking the word "only" and inserting in lieu thereof the words "and per diem".
3. By renumbering the sections and correcting internal references to conform with this amendment.

OAKLEY of Clinton
H—3906

Amend Senate File 507, as passed by the Senate,

1. Page 4, by striking lines 5 through 23 and inserting in lieu thereof the following:
"Sec. ..... Section ninety-three point two (93.2), Code 1975, as amended by Senate File 214, Acts of the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
$9 \quad 93.2$ ESTABLISHMENT. There is established an
10 energy policy council which shall consist of [fifteen]
11 eleven members. [Two members shall be appointed by
12 the president of the senate from the membership of
13 the senate with no more than one member being appointed
14 from the same political party. Two members shall
15 be appointed by the speaker of the house of
16 representatives from the members of the house with
17 no more than one member being appointed from the same
18 political party.] The governor shall appoint five
19 members who shall be reasonably knowledgeable in the
20 field of energy. Not more than three of the governor's
21 appointees shall be of the same political party.
22 They shall be subject to confirmation by two-thirds
23 of the membership of the senate. The state geologist,
24 the secretary of agriculture, the chairman of the
25 Iowa state commerce commission, the administrative
26 officer of the state soil conservation committee,
27 the director of transportation and the executive
28 director of environmental quality shall serve as ex
29 officio nonvoting members of the council. If an ex
30 officio nonvoting member is unable to attend a meeting
31 of the council, the member shall designate a
32 replacement who shall be authorized to represent the
33 member at the meeting."
OAKLEY of Clinton
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Wednesday, May 21, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Twenty-ninth Calendar Day-Eighty-fifth Session Day
Hall of the House of Representatives
Des Moines, Iowa, Wmonesday, May 21, 1975
The House met pursuant to adjournment, Speaker pro tempore Jesse in the chair.

Prayer was offered by the Reverend Warren Bintz, pastor of the United Methodist Church, Rolfe, Iowa.

The Journal of Tuesday, May 20, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Seidler, Jamaica, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Cochran of Webster on request of Avenson of Fayette.

## PRESENTATION OF VISITORS

Avenson of Fayette presented to the House Ales Susteric, an AFS student from Maribor, Yugoslavia, staying in Oelwein with Dr. and Mrs. Robert Jaggard.

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

Sixty-five fifth grade students from Manning Community School, Manning, Iowa, accompanied by Margaret Ohde, Irma Bromert and Marjorie Bartholomew. By Hutchins of Guthrie.

Fifty fifth grade students from Chariton Community School, Chariton, Iowa, accompanied by Miss Shelton and Mrs. Lucas. By Middleswart of Warren.

Sixty-five eighth grade students from Clarke Community Junior High School, Osceola, Iowa, accompanied by Bruce McKean. By Hullinger of Decatur.

Sixty-one students from Mingo Community School, Mingo, Iowa, accompanied by Miss Nuehing and Miss Meyers. By West of Marshall.

Thirty-five eighth grade students from Defiance-Westphalia School, Defiance, Iowa, accompanied by Sister Amelia. By Hutchins of Guthrie.

## PETITION FILED

The following petition was received and placed on file:
By Husak of Tama from four citizens of the State of Iowa opposing the sale of beer or liquor on Sundays.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 19, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 395, a bill for an act relating to the civil service systems of cities.

Also: That the Senate has on May 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 575, a bill for an act relating to eligibility for low-rent housing.

Also: That the Senate has on May 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 679, a bill for an act relating to the final return, payment and refund, and appeal procedures for the state inheritance tax.

Also: That the Senate has on May 19, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 253, a bill for an act relating to exchange of inmates with federal bureau of prisons.

Also: That the Senate has on May 19, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 285, a bill for an act relating to the administration of state records and providing an appropriation.

CLARK R. RASMUSSEN, Secretary

SENATE AMENDMENT TO HOUSE FILE 395
H—3915
1 Amend House File 395, as amended and passed by the House, as follows:

Page 3, by striking everything in lines 3 through
7, inclusive, and inserting in lieu thereof the
following:
"civil service rights [therein] in the position.
If, however, [no] a current employee [passes a] does not

8 pass one of two successive promotional [examination]
9 examinations and otherwise [qualifies] qualify for the
10 vacated position, an entrance examination for [such]
11 the vacated position may be used to fill [such vacancy
12 within one year after such promotional examination]
13 it.

## MOTION TO RECONSIDER WITHDRAWN (House File 881)

Schroeder of Pottawattamie asked and received unanimous consent that the motion to reconsider House File 881 filed by him on May 13, 1975, be withdrawn.

## MOTION TO RECONSIDER PREVAILS <br> (Senate File 309)

Connors of Polk called up for consideration the motion to reconsider Senate File 309, filed on May 12, 1975, and moved to reconsider the vote by which Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty, passed the House on May 12, 1975.

A non-record roll call was requested.
The ayes were 74 , nays none.
The motion prevailed.
Connors of Polk moved to reconsider the vote by which Senate File 309 was placed on its last reading.

The motion prevailed.
Connors of Polk offered the following amendment $\mathrm{H}-3867$ filed by Connors, et al., and moved its adoption:

H-3867

Amend Senate File 309 as amended and passed by the Senate as follows:

1. Page 1 , by strikirg lines 1 through 9 , and inserting in lieu thereof the following:
"Section 1. DEFINITIONS. For the purposes of this Act:
2. "Person" shall mean person as defined in section four point one (4.1), subsection thirteen (13) of the Code.
3. "Owner" means any person who owns the original fixation of sound embodied in the master phonograph record, master dise, master tape, master film or other device used for reproducing sounds on phonograph records, discs, tapes, films, or other articles upon

15 which sound is recorded, and from which the transferred
recorded sounds are derived.

Sec. 2. Chapter seven hundred thirteen (713), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. REPRODUCTION OF SOUND RECORDINGS.

1. Except as provided in subsection three (3)
of this section, it is unlawful for a person knowingly to:
a. Transfer or cause to be transferred any sounds recorded on a phonograph record, disc, wire, tape, film or other article without the consent of the owner; or".

Amendment H--3867 was adopted.
Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 309)
The ayes were, 88:

| Anderson | Evans | Lipsky | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Lonergan | Readinger |
| Baker | Gentleman | McElroy | Rinas |
| Bennett | Gilloon | Menke | Scheelhaase |
| Bina | Halvorson | Mennenga | Schroeder |
| Bortell | Hansen | Middleswart | Small |
| Brandt | Hargrave | Middleton | Spear |
| Branstad | Harper | Millen | Spencer |
| Brockett | Harvey | Miller, A.V. | Spradling |
| Brunow | Hennessey | Miller, K. D. | Stromer |
| Byerly | Higgins | Miller, O. L. | Svoboda |
| Caffrey | Hinkhouse | Monroe | Tauke |
| Clark | Horn | Nealson | Tofte |
| Connors | Howell | Newhard | Varley |
| Crawford | Hullinger | Nielsen | Walter |
| Danker | Husak | Norland | Wells |
| Den Herder | Jochum | Oakley | Wes |
| Dieleman | Jordan | O'Halloran | Woods |
| Doyle | Koogler | Patchett | Wulff |
| Drake | Krause | Pavich | Wvckoff |
| Dunton | Lageschulte | Pellett | Mr (Speaker |
| Dyrland | Lindeen | Perkins | (Jesse) |
| Egenes |  |  |  |

The nays were, 1:

## Kreamer

Absent or not voting, 11:

| Bittle | Cusack | Griffee | Junker |
| :--- | :--- | :--- | :--- |
| Cochran | Daggett | Hines | Welden |
| Crabb | Fullerton | Hutchins |  |

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

## HOUSE FILE 568 WITHDRAWN

Connors of Polk asked and received unanimous consent to withdraw House File 568 from further consideration by the House.

CONSIDERATION OF BILLS
WAYS AND MEANS CALENDAR
House File 886, a bill for an act relating to changes in dates and clarification of dates for a fiscal year beginning July first of each calendar year, was taken up for consideration.

Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 886)
The ayes were, 90 :

| Anderson | Fitzgerald | Lipsky | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Fullerton | Lonergan | Rinas |
| Bennett | Gentleman | McElroy | Scheelhaase |
| Bina | Gilloon | Menke | Schroeder |
| Bittle | Halvorson | Mennenga | Small |
| Bortell | Hargrave | Middleswart | Spear |
| Brandt | Harper | Middleton | Spencer |
| Branstad | Harvey | Millen | Spradling |
| Brockett | Hennessey | Miller, A.V. | Stromer |
| Brunow | Higgins | Miller, K. D. | Svoboda |
| Byerly | Hinkhouse | Miller, O. L. | Tauke |
| Caffrey | Horn | Monroe | Tofte |
| Clark | Howell | Nealson | Varley |
| Connors | Hullinger | Newhard | Walter |
| Crawford | Husak | Nielsen | Welden |
| Danker | Jochum | Norland | Wells |
| Den Herder | Jordan | Oakley | West |
| Dieleman | Junker | O'Halloran | Woods |
| Doyle | Koogler | Patchett | Wulf |
| Drake | Krause | Pavich | Wyckoff |
| Dyrland | Kreamer | Pellett | Mr. Speaker |
| Egenes | Lageschulte | Perkins | (Jesse) |
| Evans | Lindeen | Poncy |  |

The nays were, none.
Absent or not voting, 10:

| Baker | Cusack  <br> Cochran Daggett <br> Crabb Dunton |
| :--- | :--- |

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

House File 885, a bill for an act to exempt the equalization of property from the provisions of the Iowa administrative procedure act, was taken up for consideration.

Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 885)
The ayes were, 87:

| Anderson | Evans | Lageschulte | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Lindeen | Readinger |
| Baker | F:llerton | Lipsky | Rinas |
| Bennett | Gentleman | Lonergan | Scheelhase |
| Bina | Gilloon | McElroy | Schroeder |
| Bittle | Halvorson | Mennenga | Small |
| Brandt | Hansen | Middleswart | Spear |
| Branstad | Hargrave | Middleton | Spencer |
| Brockett | Harper | Millen | Spradling |
| Brunow | Harvey | Miller, A. V. | Stromer |
| Byerly | Hennessey | Miller, K. D. | Svoboda |
| Caffrey | Higgins | Miller, O.L. | Tofte |
| Clark | Hinkhouse | Monroe | Varley |
| Connors | Horn | Newhard | Walter |
| Crawford | Howell | Nielsen | Welden |
| Den Herder | Husak | Norland | Wells |
| Dieleman | Jochum | Oakley | West |
| Doyle | Jordan | O'Halloran | Woods |
| Drake | Junker | Katchett | Wulff |
| Dunton | Koogler | Pavich | Wyckoff |
| Dyrland | Krause | Pellett | Mr. Speaker |
| Egenes | Kreamer | Perkins | (Jesse) |
| The nays were, | 6: |  |  |
| Bortell | Hiallinger | Menke | Nealson |
| Danker |  |  | Tauke |
| Absent or not voting, 7: | Cusack |  |  |
| Cochran | Daggett | Griffee |  |
| Crabb | Hines | Hutchins |  |

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

## STEERING COMMITTEE CALENDAR

House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice, was taken up for consideration.

Gilloon of Dubuque rose on a point of order and invoked Rule 32 on House File 803.

Small of Johnson moved that Rule 32 be suspended for the consideration of House File 803.

Roll call was requested by Husak of Tama and Junker of Woodbury.

On the question "Shall Rule 32 be suspended?"

## The ayes were, 83 :

| Anderson | Dunton <br> Dyrland <br> Avenson <br> Baker |
| :--- | :--- |
| Bennett | Egenes <br> Bina |
| Evans |  |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Crawford | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Jochum |
|  | Jordan |

Junker
Koogler
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Monroe
Nealson
Newhard
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins

Poncy
Readinger
Rinas
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker (Jesse)

The nays were, 1:
Gilloon
Absent or not voting, 16:

| Cochran | Griffee <br> Crabb |
| :--- | :--- |
| Cusack | Hines |
| Daggett | Hutchins |


| Middleton | Nielsen |
| :--- | :--- |
| Millen | Norland |
| Miller, K. D. | Scheelhaase |
| Miller, O. L. | Tofte |

The motion prevailed.
Kreamer of Polk offered amendment H-3866 filed by him and Krause of Palo Alto. Division was requested as follows:

H-3866
1 Amend House File 803 as follows:
H-3866B
2 1. Page 1, line 8, by striking the word "liability".
H-3866A
3 2. Page 1, by striking lines 18 and 19 and insert-
4 ing in lieu thereof the following: "to by the insured
5 and through the participation of the insurance carriers,
6 whose deficits would be deductible from premium taxes."
H-3866B
7 3. Page 2, by striking lines 7 through 12 and insert-
8 ing in lieu thereof the following:
9 "4. "Net direct premiums" means net taxable insurance
10 premiums as reported in the annual premium tax returns
11 filed by the insurers with the commissioner in compliance
12 with chapter four hundred thirty-two (432) of the Code."
13 4. Page 2, by striking lines 15 through 19 and insert-
14 ing in lieu thereof the following:
15 "1. A temporary joint underwriting association is
16 created, consisting of all insurers required to file

17 premium tax returns with the commissioner in compliance with
18 chapter four hundred thirty-two (432) of the Code. Every
19 such insurer shall be a member of the".
20 5. Page 2, line 21 by striking the word "such".
H-3866A
21 6. Page 9 , line 8, by striking "statements and other
22 reports" and inserting "premium tax returns".
Kreamer of Polk moved the adoption of amendment H-3866A.
Roll call was requested by Bina of Scott and Walter of Pottawattamie.

On the question "Shall amendment H-3866A be adopted?"
The ayes were, 12:

| Danker | Halvorson | Lindeen | Schroeder <br> Evans |
| :--- | :--- | :--- | :--- |
| Fullerton | Junker | Nealson | Tofte |
|  | Kreamer | Pellett | Welden |

The nays were, 72:

| Anderson | Dunton <br> Dyrland | Jordan |
| :--- | :--- | :--- |
| Avenson | Koogler |  |
| Baker | Egenes | Lageschulte |
| Bennett | Fitzgerald | Lipsky |
| Bina | Gentleman | Lonergan |
| Bittle | Gilloon | McElroy |
| Bortell | Hansen | Menke |
| Brandt | Hargrave | Middleswart |
| Branstad | Harper | Miller, A. V. |
| Brockett | Harvey | Miller, O. L. |
| Brunow | Hennessey | Monroe |
| Byerly | Hinkhouse | Newhard |
| Caffrey | Horn | Oakley |
| Clark | Howell | O'Halloran |
| Connors | Hullinger | Patchett |
| Crawford | Husak | Pavich |
| Dieleman | Hutchins | Perkins |
| Doyle | Jochum | Poncy |

Readinger Scheelhaase Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Varley
Walter
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
(Jesse)
Drake
Absent or not voting, 16:

Cochran
Crabb
Cusack
Daggett

Den Herder
Griffee
Higgins Hines

Krause
Mennenga
Middleton
Millen
Krause
Mennenga
Middleton
Millen

Miller, K. D.
Nielsen
Norland Rinas

Amendment H—3866A lost.
Kreamer of Polk moved the adoption of amendment H-3866B.
A non-record roll call was requested.
The ayes were 17, nays 72.
Amendment H-3866B lost.
Small of Johnson offered the following amendment H-3916 filed by him from the floor:

Amend House File 803 as follows:

1. Page 1, line 17, by striking the words "a stabilization reserve fund contributed".
2. Page 1, line 18 , by striking the words "to be insured," and inserting in lieu thereof the words "an assessment of the policyholders,".
3. Page 5 , line 17 , by striking the word "giving".
4. Page 5, by striking line 18.
5. Page 5, line 19, by striking the words "the stabilization reserve fund,".
6. Page 5 , line 22 , by striking the words "a nonprofit group retrospective rating plan to be", and inserting in lieu thereof the words "an annual assessment upon the policyholders as required to recoup any deficit sustained by the association in any one year, such assessment not to exceed one additional premium at the then current rate. Failure to pay such assessment when due shall result in the suspension of the licensed health care provider's license to practice his or her profession in this state."
7. Page 5, by striking all of lines 23 through 35.
8. Page 6 , by striking lines 1 through 6.
9. Page 6 , line 8 , by striking the words "the stabiliza-", and inserting in lieu thereof the words "assessment of the policyholders as provided in subsection five (5)."
10. Page 6, by striking lines 9 and 10.
11. Page 7, by striking all of lines 2 through 35.
12. Page 8, by striking lines 1 through 16.
13. By renumbering sections of the Act as required.

Avenson of Fayette in the chair at 11:50 a.m.
Nielsen of Polk offered the following amendment $\mathrm{H}-3920$, to amendment $\mathrm{H}-3916$, filed by him from the floor and moved its its adoption:

H-3920
1 Amend the Small amendment H-3916 to House File
2803 by striking the word "Failure" in line 18 and
3 all of lines 19 thru 21 and the word "state." in
4 line 22.
A non-record roll call was requested.
The ayes were 37 , nays 45 .
Amendment H-3920 lost.

Small of Johnson offered the following amendment H-3921, to amendment H-3916 filed by him from the floor and moved its adoption:

H-3921
1 Amend the Small amendment, H-3916, to House
2 File 803, by inserting after line 6 the following:
"..... Page 4, by striking lines 32 through
34 and inserting in lieu thereof the following:
"Act. All policies shall be subject to assess-
ment as provided in subsection (5) of this section.
No policy form shall be used by the".
Amendment $\mathrm{H}-3921$ was adopted.
Small of Johnson moved the adoption of amendment H-3916, as amended.

Roll call was requested by Monroe of Des Moines and Bina of Scott.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-3916, as amended, be adopted?"

The ayes were, 56:

| Anderson | Evans |
| :--- | :--- |
| Baker | Fitzgerald |
| Brandt | Gilloon |
| Branstad | Hargrave |
| Brockett | Hennessey |
| Brunow | Higgins |
| Byerly | Hinkhouse |
| Caffrey | Hullinger |
| Connors | Hutchins |
| Crawford | Jochum |
| Cusack | Jordan |
| Den Herder | Krause |
| Dunton | Lageschulte |
| Dyrland | Lindeen |
| Egenes |  |

The nays were, 81 :

| Bennett | Fullerton <br> Bina |
| :--- | :--- |
| Bentleman |  |

Absent or not voting, 13:

| Bittle | Griffee |
| :--- | :--- |
| Cochran | Hines |
| Crabb | Jesse |
| Doyle |  |


| Lipsky | Small |
| :--- | :--- |
| Lonergan | Spear |
| Mennenga | Spradling |
| Miller, K. D. | Stromer |
| Nielsen | Svoboda |
| Oakley | Tauke |
| O'Halloran | Varley |
| Patchett | Walter |
| Pavich | Wells |
| Pellett | West |
| Perkins | Woods |
| Poncy | Wulff |
| Readinger | Mr. Speaker |
| Rinas | (Avenson) |

Husak Monroe
Junker Norland Kreamer Scheelhaase McElroy Spencer
Menke Tofte
Millen Welden
Miller, A. V. Wyckoff
Miller, O. L.

Koogler
Middleswart Middleton

Nealson
Newhard Schroeder

Amendment H-3916, as amended, was adopted.
With the adoption of amendment $\mathrm{H}-3916$, as amended, amendment H-3865, filed by Kreamer of Polk on May 15, 1975, and found on page 1797 of the House Journal, is out of order.
(House File 803 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Halvorson of Clayton for the remainder of the day, May 22 and 23 on request of Evans of Grundy; Junker of Woodbury for the remainder of the day on request of Rinas of Linn.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Small of Johnson. Roll call revealed seventy members present, thirty absent.

## BUSINESS PENDING

The House resumed consideration of House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice.

Monroe of Des Moines offered amendment H-3795 filed by him and requested division as follows:

H-3795
1 Amend House File 803 as follows:
H-3795A
2 1. Page 2, line 21, by striking the word "such"
3 and inserting in lieu thereof the word "liability". H-8795B
4 2. Page 2, line 23, by striking the words "not
5 exceeding" and inserting in lieu thereof the words
6 "of at least".
H-3795C
7 3. Page 3, line 3, by striking the words "can
8 be made" and inserting in lieu thereof the word "is". H-3795D
9 4. Page 3, line 4, by inserting after the word
10 "market" the words "on a competitive basis".

## H-3795B

11 5. Page 3, line 5, by striking the word "shall" 12 and inserting in lieu thereof the word "may".
H-3795E
13 6. Page 3, line 7, by inserting after the period
14 the following:

22 7. Page 3, by striking line 30, and by inserting 23 in lieu thereof the following:

32 8. Page 3, line 32, by striking the word "twenty33 five" and inserting in lieu thereof the word "sixty".
H-3795F
34 9. Page 3, line 35, by striking the word ", after
35 notice and opportunity for hearing,".
10. Page 4, by inserting after line 4 the following:
"Any initial plan adopted by the commissioner pursuant to this paragraph shall be exempt from the provisions of section seventeen A point four (17A.4) of the Code, and may, in the discretion of the commissioner, become effective upon filing with the secretary of state pursuant to subparagraph one (1) of paragraph $b$ of subsection two (2) of section seventeen A point five (17A.5) of the Code." 3795B
11. Page 4, line 29, by striking the word "automatically at" and inserting in lieu thereof the words "not sooner than". 3795H
12. Page 4, line 32, by inserting after the word

50 "Act" the words ", or unless terminated because of

## Page 2

1 failure of the policyholder to pay any premium or
2 stabilization reserve fund charge or portion of either
3 when due".
H-3795I
4 13. Page 6, line 2, by striking the word "Since", 5 and by striking lines 3 through 6.

6 14. Page 6, line 13, by striking the word "one".
8 16. Page 6, line 15, by striking the words " $a$. Applying" and inserting in lieu thereof the word "applying".
11. 17. Page 6, by striking lines 20 through 29.

H—3795D
12 18. Page 8, line 20, by striking the word
13 "reasonable" and inserting in lieu thereof the word
14 "competitive".
H-3795J
15 19. Page 11, line 26, by inserting after the word
16 "optometrist," the word "pharmacist,".
H-3795K
17 20. Page 11, line 33, by inserting after the word
18 "include" the words "any amount representing loss
19 of earned income, whether part or future, in excess
20 of five hundred thousand dollars, and the damages
21 awarded shall not include".
H-3795J
21. Page 12, line 12, by inserting after the word "optometrist," the word "pharmacist,".
22. Page 13, line 8 , by inserting after the word

24 22. Page 13, line 8, by inserting afte
Monroe of Des Moines moved the adoption of amendment H-3795A.

Amendment $\mathrm{H}-3795 \mathrm{~A}$ was adopted.
Monroe of Des Moines moved the adoption of amendment H—3795B.

Amendment H—3795B lost.
Monroe of Des Moines asked and received unanimous consent that amendments $\mathrm{H}-3795 \mathrm{C}$ and $\mathrm{H}-3795 \mathrm{D}$ be withdrawn.

Brockett of Marshall offered the following amendment H-3892 filed by him and Evans of Grundy and moved its adoption:

H—3892
1 Amend House File 803, page 3, line 4 by inserting
2 after the word "market" the words "at a reasonable price".
Amendment H--3892 was adopted.
Monroe of Des Moines moved the adoption of amendment H—3795E.

Amendment H—3795E lost.
The following corrective amendment H-3925, to amendment $\mathrm{H}-3795 \mathrm{~F}$, filed by Monroe of Des Moines from the floor was adopted by unanimous consent:

H—3925
1 Amend the Monroe amendment $\mathrm{H}-3795$, to page 3
2 of House File 803, as follows:
3 Page 1, line 30, by striking the letter " $h$ "
4 and inserting in lieu thereof the letter " $b$ ".
Monroe of Des Moines moved the adoption of amendment H-3795F, as amended.

Amendment H—3795F, as amended, was adopted.
Avenson of Fayette in the chair at 2:20 p.m.
Monroe of Des Moines asked and received unanimous consent that amendment $\mathrm{H}-3795 \mathrm{G}$ be withdrawn.

Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-3795 \mathrm{H}$.

Amendment $\mathrm{H}-3795 \mathrm{H}$ was adopted.
Speaker pro tempore Jesse in the chair at 2:25 p.m.
Monroe of Des Moines asked and received unanimous consent that amendment H-3795I be withdrawn.

Brockett of Marshall offered the following amendment H-3896 filed by him and Evans of Grundy and moved its adoption:

H-3896
1 Amend House File 803 as follows:
2 1. Page 6, line 13, by striking the word "one".
3 2. Page 6, by striking all of line 14, all of lines
15 through 24 , and through the period in line 25 and in-
5 serting in lieu thereof the following:
6 "the following procedure:
7 a. Deducting their share of the deficit
8 from past or future premium taxes due the state of Iowa."
A non-record roll call was requested.
The ayes were 27 , nays 51 .
Amendment H-3896 lost.
The Speaker ruled amendment H-3864 filed by Kreamer of Polk on May 15, 1975 and found on page 1797 of the House Journal, out of order.

Monroe of Des Moines moved the adoption of amendment H-3795J.

Amendment H-3795J was adopted.
The House resumed consideration of amendment $\mathrm{H}-3795 \mathrm{~K}$.

By unanimous consent, the following corrective amendment $\mathrm{H}-3926$, to amendment $\mathrm{H}-3795 \mathrm{~K}$, filed by Monroe of Des Moines from the floor was adopted:
H—3926
1 Amend the Monroe amendment $\mathrm{H}-3795 \mathrm{~K}$, to page 11
2 of House File 803, as follows:
3 Page 2, line 19, by striking the word "part"
4 and inserting in lieu thereof the word "past".
Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-3795 \mathrm{~K}$, as amended.

Roll call was requested by Monroe of Des Moines and Small of Johnson.

On the question "Shall amendment H-3795K as amended, be adopted?"

The ayes were, 37:

| Avenson | Egenes | Jordan | Poncy |
| :--- | :--- | :--- | :--- |
| Bennett | Evans | Krause | Readinger |
| Bortell | Griffee | Kreamer | Rinas |
| Brockett | Hansen | Lageschulte | Spear |
| Byerly | Hines | Lindeen | Spencer |
| Connors | Horn | Lonergan | Spradling |
| Daggett | Howell | Middleswart | Welden |
| DenHerder | Hullinger | Miller, K. D. | Woods |
| Drake | Jochum | Monroe | Wulff |

The nays were, 54:

| Anderson | Dyrland |
| :--- | :--- |
| Baker | Fitzgerald |
| Bina | Fullertoi |
| Bittle | Gentleman |
| Brandt | Gilloon |
| Branstad | Hargrave |
| Brunow | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Crabb | Higgins |
| Crawford | Hinkhhouse |
| Cusack | Lipsky |
| Dieleman | McElroy |
| Doyle | Menke |

Absent or not voting, 9 :

| Cochran | Husak | Junker | Miller, A. V. |
| :--- | :--- | :--- | :--- |
| Danker | Hutchins | Koogler | Pellett |

Amendment $\mathrm{H}-3795 \mathrm{~K}$, as amended, lost.
Tauke of Dubuque offered the following amendment H-3914 filed by him and Walter of Pottawattamie from the floor:

## H-3914

1 Amend House File 803 as follows:
2 Page 11, by striking the words "or to be incurred

3 in the future" from line 34.
Harper of Davis in the chair at $3: 32$ p.m.
Speaker pro tempore Jesse in the chair at $3: 38$ p.m.
Tauke of Dubuque moved the adoption of amendment $\mathrm{H}-3914$.
A non-record roll call was requested.
The ayes were 10 , nays 68 .
Amendment H—3914 lost.
Bina of Scott offered amendment H-3855 filed by Jesse, et al., and requested division as follows:

H-3855
1 Amend House File 803 as follows:
$\mathrm{H}-3855 \mathrm{~A}$

1. Page 12, by adding the following new section after line 7:
"Sec. ..... Chapter one hundred forty-seven (147), Code 1975, is amended by adding thereto the following new section:

NEW SECTION. A consent in writing to any medical
or surgical procedure or course of procedures in
patient care which meets the requirements of this
section shall be conclusively presumed to be valid and effective, in the absence of clear proof that execution of the consent was induced by fraudulent misrepresentation of material facts. Unless fraudulent misrepresentation of material facts is established, no evidence shall be admissible to impeach, modify or limit the authorization for performance of the procedure or procedures set forth in that written consent. A consent in writing meets the requirements of this section if it:

1. Sets forth in general terms the nature and purpose of the procedure or procedures, together with the known risks, if any, of death, brain damage, quadriplegia, paraplegia, the loss or loss of function of any organ or limb, or disfiguring scars associated with such procedure or procedures, with the probability of each such risk if reasonably determinable.
2. Acknowledges that the disclosure of that information has been made and that all questions asked about the procedure or procedures have been answered in a satisfactory manner.
3. Is signed by the patient for whom the procedure is to be performed, or if the patient for any reason lacks legal capacity to consent, is signed by a person who has legal authority to consent on behalf of that patient in those circumstances."

37 2. Page 12, line 17, by striking the word "any".
38 3. Page 12, by striking lines 18 through 35 and

## Page 2

 practor, or nurse, licensed under chapter one hundred forty-seven (147) of the Code, or a hospital licensed under chapter one hundred thirty-five B (135B) of the Code, arising out of patient care, within two years after the date on which the claimant knew, or through the use of reasonable diligence should have known, or received notice in writing of the existence of, the injury or death for which damages are sought in the action, whichever of the dates occurs first, but in no event shall any action be brought more than four years after the date on which occurred the act or omission or occurrence alleged in the action to have been the cause of the injury or death." H-3855D15 6. Page 13, by striking lines 17 through 35.
16 7. By striking all of pages 14 and 15.
17 8. Page 16, by striking lines 1 through 11.
Harper of Davis in the chair at 3:42 p.m.
Speaker pro tempore Jesse in the chair at 3:45 p.m.
Bina of Scott moved the adoption of amendment H-3855A.
Amendment H -3855A was adopted.
Small of Johnson offered the following amendment H-3907 filed by him:
H-3907

1

7 hundred fifty applications have been received,
[representing, in the aggregate, one million dollars of insurance,] and until the commissioner of insurance
has satisfied himself that such mutual insurance corporation has bona fide applications representing the number of applicants [and the amount of insurance herein] required, and that there is in the possession of such mutual insurance corporation cash assets amounting to not less than ten [thousand dollars] times the maximum single retained risk.

Sec. ..... Section five hundred nineteen point six (519.6), Code 1975, is amended to read as follows: 519.6 REPORTS. Such mutual insurance corporations doing business under the provisions of this chapter shall, annually, [in the month of January] before the first day of March, report to the commissioner of insurance, upon blanks furnished by him, the same facts, so far as applicable, as are required to be furnished by mutual insurance associations under the statutes of Iowa, which report shall be tabulated by the commissioner of insurance and published by him in the annual report on insurance.

Sec. ..... Section five hundred nineteen point eight (519.8), Code 1975, is amended to read as follows:
519.8 CANCELLATION OF POLICY. Any certificate
of membership, or policy, issued by such a mutual insurance corporation may be canceled by the corporation by giving [five] thirty days' written notice thereof to the insured; or such cancellation may be upon demand of the insured; and such cancellation, when so made, either by the corporation or by the insured, shall be upon a pro rata basis, and the cancellation of such certificate or policy shall release the member from all other future obligations to such corporation.

Sec. ..... Section five hundred nineteen point nine (519.9), Code 1975, is amended to read as follows:
519.9 FEES. Such a mutual insurance corporation shall pay the same fees for admission into the state, for annual reports, and for annual certificates of authority as are required to be paid by domestic mutual companies organized and doing business under chapter 515; such certificate shall expire [March 1]
${ }^{2}$
May first of the year following the date of its issue. Sec. ..... Section five hundred nineteen point twelve (519.12), Code 1975, is amended to read as follows:
519.12 FOREIGN COMPANIES. Any mutual insurance association organized under the laws of any other state, for the purpose of transacting the kind of business described in this chapter, and which has [been in business not less than one year, and has] on hand [cash assets in an amount of] surplus amounting to not less than ten [thousand dollars] times the maximum

> single retained risk, and has not less than [three] two hundred fifty members, [shall] may upon application, be admitted to do business in this state if the commissioner finds such admission is in the public interest; and shall thereafter make all reports and be subject to taxation, examination, and supervision by the commissioner of insurance to the same extent and in the same manner as are domestic corporations organized under the provisions of this chapter."

Small of Johnson offered the following amendment H-3924, to amendment H-3907, filed by him from the floor and moved its adoption:
H-3924

Amend the Small amendment, H-3907, to House File 803, at page 1, by inserting after line 2 the following:
"Sec. ..... Section five hundred nineteen point one (519.1), Code 1975, is amended to read as follows:
519.1 AUTHORIZATION. Any number of physicians, druggists, dentists, and graduate nurses, licensed to practice their profession in this state, and hospitals licensed under chapter one hundred thirtyfive $B$ (135B) of the Code, may, by complying with the provisions of this chapter and without regard to other statutory provisions, enter into contracts with each other for the purpose of protecting themselves by insurance against loss by reason of actions at law on account of their alleged error, mistake, negligence, or carelessness in the treatment and care of patients, including the performance of surgical operations, or in the prescribing and dispensing of drugs and medicines, or for loss by reason of damages in other respects, and to reimburse any member in case of such loss.

Sec. ..... Section five hundred nineteen point two (519.2), Code 1975, is amended to read as follows:
519.2 INCORPORATION-POWERS. All corporations, organized for the purpose of transacting such insurance business under the provisions of this chapter, shall incorporate under the provisions of chapter 491, and be known as mutual corporations; and are hereby empowered to collect such assessments, or premium payments, provided for in their articles of incorporation or bylaws, as are required to pay losses and expenses incurred in the conduct of their business and to cede reinsurance. Such mutual insurance corporations may issue certificates of membership, or policies; and may provide that all assessments, or premium payments, payable thereunder, be made in cash, or on the installment, or assessment plan."
Amendment H-3924 was adopted.
Small of Johnson moved the adoption of amendment H-3907, as amended.

Amendment $\mathrm{H}-3907$, as amended, was adopted.

## Lipsky of Linn offered the following amendment H-3911 filed

 by Lipsky, et al.:H-3911

Amend House File 803, page 12, by inserting after line 7 the following:
"Sec. ..... Chapter one hundred forty-seven (147), Code 1975, is amended by adding the following new sections:

NEW SECTION. DEFINITIONS. As used in this Act unless the context otherwise requires:

1. "Medical profession examining board" means and includes the following boards:
a. Board of medical examiners.
b. Board of podiatry examiners.
c. Board of chiropractic examiners.
d. Board of dental examiners.
e. Board of optometry examiners.
2. "Continuing education" means that education which
is obtained by a medical profession licensee in order
to maintain, improve, or expand skills and knowledge
or to develop new and relevant skills and knowledge.
$N E W$ SECTION. CONTINUING EDUCATION REQUIRED.
Each medical profession examining board shall promulgate rules pursuant to chapter seventeen A (17A) of the Code for the continuing education of each medical profession licensee subject to examination or licensure by that examining board. The general purpose of continuing education shall be to improve the quality of the profession for the ultimate goal of safeguarding and improving the health, safety and welfare of the citizens of this state.

NEW SECTION. RULE-MAKING AUTHORITY.

1. Each medical profession examining board is delegated the authority to create, by rule, pursuant to chapter seventeen $A$ (17A) of the Code, continuing education requirements as a condition to license renewal or reinstatement.
2. Rules may create continuing education requirements and additionally may establish continuing education programs to assist a licensee in meeting continuing education requirements. Such rules shall:
a. Give due consideration to the effect of continuing education requirements on interstate and international practice.
b. Place the responsibility for arrangement of financing continuing education on the licensee, while allowing the board or a continuing education provider to receive available funds or resources that aid in supporting continuing education programs.
c. Attempt to express continuing education requirements in terms of uniform and recognized measurement units.
d. Establish guidelines, including guidelines in

## Page 2

regard to the monitoring of licensee participation, for the approval of continuing education programs that qualify under the continuing education requirements prescribed.
e. Not be implemented for the purpose of limiting the size of the profession or occupation.
f. Define the statutes of active licensure and reinstatement, and establish appropriate guidelines for the reinstatement of persons previously licensed.
g. Be promulgated solely for the purpose of assuring that a licensee maintain or improve professional skills and knowledge directly related to and commensurate with the level of competency which is generally recognized as appropriate and acceptable in the licensee's profession or board certified specialty. Rules shall be amended from time to time as necessary in order to reflect changes in the state of the art.

NEW SECTION. FAILURE TO COMPLY-PENALTY. A licensee who fails to comply with applicable continuing education requirements established by rule of an examining board commits a violation of this chapter and shall be subject to disciplinary action including suspension or revocation of the license to practice that profession.
Oakley of Clinton rose on a point of order that amendment $\mathrm{H}-3911$ was not germane.

The Speaker ruled the point well taken and amendment H-3911 not germane.

Lipsky of Linn moved to suspend the rules governing germaneness for the consideration of amendment $\mathrm{H}-3911$.

A non-record roll call was requested.
The ayes were 21, nays 51 .
The motion lost.
Wells of Linn in the chair at 4:50 p.m.
The House resumed consideration of amendment H-3855B.
Speaker pro tempore Jesse in the chair at 4:55 p.m.
Bina of Scott moved the adoption of amendment H-3855B.
Roll call was requested by Evans of Grundy and Bina of Scott.
Rules 69 and 70 were invoked.
On the question "Shall amendment H-3855B be adopted?"

The ayes were, 57:

| Baker | Dunton |
| :--- | :--- |
| Bennett | Fitzgerald <br> Bina |
| Bittle | Fullerton |
| Bortell | Gilloon |
| Brandt | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Connors | Horn |
| Crabb | Hullinger |
| Daggett | Husak |
| Danker | Lageschulte |
| Dieleman | McElroy |
| Doyle | Menke |
|  | Middleton |

## The nays were, 86:

| Anderson | Dyrland <br> Avenson <br> Branstad |
| :--- | :--- |
| Egenes |  |
| Brockett | Evans |
| Clark | Gentleman |
| Crawford | Griffee |
| Cusack | Hennessey |
| Den Herder | Higgins |
| Drake | Hines |
| Hinkhouse |  |

Absent or not voting, 7:

## Cochran <br> Halvorson <br> Junker <br> Nealson

Millen
Miller, A. V.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
Oakley
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Howell
Hutchins
Jochum
Jordan
Koogler
Krause
Kreamer
Lindeen
Lipsky

O'Halloran Wulff

Amendment $\mathrm{H}-3855 \mathrm{~B}$ was adopted.
With the adoption of amendment $\mathrm{H}-3855 \mathrm{~B}$, amendment H-3908, filed by Small, et al., on May 20, 1975, and found on page 1848 of the House Journal, is out of order.

Walter of Pottawattamie offered the following amendment $\mathrm{H}-3905$, to amendrnent $\mathrm{H}-3855 \mathrm{C}$, filed by Walter, et al.:
H-3905
1 Amend the Jesse, et al., amendment, H-3855, to House
2 File 803, page 2, by inserting in line 14 after the
3 word "death" the words "unless a foreign object
4 unintentionally left in the body caused the injury
5 or death".
Small of Johnson asked for unanimous consent to defer action on amendments $\mathrm{H}-3905$ and $\mathrm{H}-3855 \mathrm{C}$ for the consideration of amendment H-3909.

Objection was raised.
Small of Johnson moved that amendments H-3905 and $\mathrm{H}-3855 \mathrm{C}$ be deferred for the consideration of amendment H-3909.

A non-record roll call was requested.
The ayes were 45, nays 23 .
The motion prevailed.
Small of Johnson offered amendment H—3909 filed by him:
H-3909
1 Amend House File 803, page 13, by inserting after line 3 the following:
3 "Sec. ..... Section six hundred fourteen point one (614.1), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. MALPRACTICE. Those founded on injuries to the person or wrongful death against any physician and surgeon, osteopath, osteopathic physician and surgeon, dentist, podiatrist, optometrist, chiropractor, or nurse, licensed under chapter one hundred forty-seven (147) of the Code, or a hospital licensed under chapter one hundred thirty-five B (135B) of the Code, arising out of patient care, within two years after the date on which the claimant knew, or through the use of reasonable diligence should have known, or received notice in writing of the existence of, the injury or death for which damages are sought in the action, whichever of the dates occurs first, but in no event shall any action be brought more than six years after the date on which occurred the act or omission or occurrence alleged in the action to have been the cause of the injury or death unless a foreign object unintentionally left in the body caused the injury or death."
(Amendment H-3909 and House File 803 pending at adjournment and placed under unfinished business.)

## MOTION TO RECONSIDER <br> (Amendment H-3855B to House File 803)

I move to reconsider the vote by which amendment H-3855B to House File 803 was adopted by the House.

HARGRAVE of Johnson

## COMMUNICATION FROM THE SECRETARY OF STATE

May 19, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 202 was published in The Sioux City Journal, Sioux City, Iowa, May 6, 1975, and in the Citizen Herald, Jesup, Iowa, May 7, 1975.

I further certify that House File 286 was published in The Algona Upper Des Moines, Algona, Iowa, April 24, 1975, and in The Humboldt Republican, Humboldt, Iowa, April 23, 1975.

I further certify that Senate File 233 was published in The Independent, Hawarden, Iowa, May 1, 1975, and in The Lyon County Reporter, Rock Rapids, Iowa, May 5, 1975.

I further certify that Senate File 351 was published in the Pella Chronicle, Pella, Iowa, April 30, 1975, and in the Carroll Daily Times-Herald, Carroll, Iowa, April 25, 1975.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

## EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Tuesday, May 20, 1975. Had I been present I would have voted "aye" on House File 863 and Senate File 499.

## SPENCER of Clay

I was necessarily absent from the House chamber Tuesday, May 20, 1975. Had I been present I would have voted "aye" on House Files 863 and 828.

BAKER of Buena Vista

## AMENDMENTS FILED

## H-3927

1 Amend House File 484 as follows:
2 1. Page 1, by striking lines 20 through 30 and 3 inserting in lieu thereof the following:
"Sec. ..... NEW SECTION. CONDITIONS FOR REGISTRATION. The provisions of this Act shall not prevent any person from engaging in the practice of social work. Registration is mandatory under this Act for persons seeking to use the title of registered social worker."
2. Page 1, line 35 , by striking the words "licensed to practice" and inserting in lieu thereof the word "registered".
3. Page 2, line 1, by striking the words "licensed to practice" and inserting in lieu thereof the word "registered".
4. Page 2, line 2, by striking the words "The three licensed".
5. Page 2, by striking lines 3, 4, and 5 .
6. Page 2, line 6, by striking the word "Licensed" and inserting in lieu thereof the word "Registered".
7. Page 2, lines 6 and 7, by striking the word "practiced" and inserting in lieu thereof the words "been registered".
8. Page 2, line 9, by striking the word "licensed" and inserting in lieu thereof the word "registered".
9. Page 2, line 10 , by striking the word "licensing" and inserting in lieu thereof the word
"registration".
10. Page 2, line 29, by striking the word
"UNLICENSED" and inserting in lieu thereof the word
"UNREGISTERED".
11. Page 3, by striking lines 32 through 35 and inserting in lieu thereof the following: "of all persons who are registered social workers."
12. Page 4, by striking lines 1 and 2.
13. Page 4, line 4, by striking the word "licensed"
and inserting in lieu thereof the word "registered".
14. Page 4, line 5, by striking the comma and
inserting in lieu thereof a period.
15. Page 4, by striking lines 6 through 12.
16. Page 4 , line 14 , by striking the word
"licenses" and inserting in lieu thereof the word "registration".
17. Page 4, by striking lines 15 through 29 and inserting in lieu thereof the following section:
"Sec. ..... NEW SECTION. REGISTRATION OF SOCIAL
WORKERS. The board shall issue a certificate of
registration as a social worker to an applicant who:

1. Possesses a master's degree in social work

## from a college or university accredited by a regional

## Page 2

accrediting agency.
2. Has passed an examination approved by the board."
18. Page 4, line 31, by striking the word
"licensure" and inserting in lieu thereof the word "registration".
19. Page 4, line 34, by striking the word
"licensure" and inserting in lieu thereof the word "registration".
20. Page 5, lines 5 and 6, by striking the words "licensed social workers or licensed master" and inserting in lieu thereof the word "registered".
21. Page 5, line 7, by striking the word "Licenses" and inserting in lieu thereof the words "The certificate of registration".
22. Page 5 , line 9, by striking the word "licensed" and inserting in lieu thereof the word "registered".
23. Page 5, line 10, by striking the word "license"
and inserting in lieu thereof the words "certificate of registration".
24. Page 5, line 13, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
25. Page 6, line 5, by striking the word
"licensure" and inserting in lieu thereof the word "registration".
26. Page 6, line 8, by atriking the word "licenses"
and inserting in lieu thereof the words "certificates
of registration".
27. Page 6, line 19, by striking the word
"licensure" and inserting in lieu thereof the word
"registration".
28. Page 6 , lines 19 and 20 , by striking the word
"licensure" and inserting in lieu thereof the word
"registration".
29. Page 6, lines 21 and 22, by striking the word
"licensure" and inserting in lieu thereof the word "registration".
30. Page 6, by striking line 28 and inserting in lieu thereof the words " $a$ valid certificate of registration as a registered".
31. Page 6, line 29, by striking the words "practice and".
32. Page 6, by striking lines 30 through 35 and page 7, by striking line 1, and inserting in lieu thereof the following:
"title, "registered social worker", and the abbreviation RSW. No other person shall assume such title, use such abbreviation, or any similar word or letters, signs, figures, or devices to indicate

## 3

that the person using the same is a registered social worker."
33. Page 7, by striking lines 9 through 26.
34. Page 7, line 27, by striking the word "LICENSE" and inserting in lieu thereof the words "CERTIFICATE OF REGISTRATION".
35. Page 7, line 28, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
36. Page 7, line 29, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
37. Page 7, line 30 , by striking the word
"licensee" and inserting in lieu thereof the word "registrant".
38. Page 8 , line 1, by striking the word "licensed" and inserting in lieu thereof the word "registered".
39. Page 8, line 2, by striking the words "social worker or a master".
40. Page 8 , line 3, by striking the word "licensed" and inserting in lieu thereof the word "registered".
41. Page 8, line 10, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
42. Page 8 , line 16 , by striking the word
"licensee" and inserting in lieu thereof the word "registrant".
43. Page 8 , by striking line 30 and inserting in lieu thereof the words "A registered social worker,".
44. Page 8 , line 31 , by striking the word "licensee" and inserting in lieu thereof the word "registrant".
45. Page 8 , lines 82 and 33, by striking the words "or any person who participates in delivery of social work services".
46. Page 8, line 33, by striking the word
"licensee" and inserting in lieu thereof the word "registrant".
47. Page 9, line 7, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
48. Page 9 , line 11, by striking the word
"licensee" and inserting in lieu thereof the word "registrant".
49. Page 9 , line 13, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
50. Page 9, line 18, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
51. Page 9, lines 19 and 20, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
52. Amend the title, line 1, by striking the word "licensing" and inserting in lieu thereof the word "registration".
53. Amend the title, line 2, by striking the words "and master social workers".
64. Amend the title, line 2, by striking the word "license".
55. By renumbering sections and subsections as necessary in accordance with this amendment.

HIGGINS of Scott

H-3928
Amend House File 694 as follows:

1. Page 1, line 14, by inserting after the period the following:
"To avoid duplication in audits, a certified or registered public accountant employed to audit a county or memorial hospital may use appropriate parts of an audit of such hospital conducted by another certified or registered public accountant for the same audit period."
2. Amend the title, line 1 , by inserting after the word "counties" the words "and public hospitals".

## HENNESSEY of Delaware

H-3913
1 Amend the Small, Lipsky amendment H-3910, to
2 page 13 of House File 803, page 4, line 2, by
3 striking the words "writing and" and inserting in
4 lieu thereof the words "the form of written findings
and conclusions".
SMALL of Johnson LIPSKY of Linn

H-3918
1 Amend the Small and Lipsky amendment, H-3910, to
2 page 13 of House File 803, as follows:
3 1. Page 2, by striking lines 4 through 12 and
inserting in lieu thereof the following:
"licensure. Each examining board from time to time shall submit upon request to the clerk of the district court a roster containing the names of fifteen
health care practitioners subject to examination or licensure by the respective examining board. Upon receipt of these rosters, the clerk of district court shall prepare for use in any action for which a medical evaluation panel is to be convened a list of nine names selected at random by the clerk from the rosters submitted by the examining boards, and containing as nearly as possible an equal number of selections from each roster. Members of an evaluation panel shall be selected by the parties from the list prepared by the clerk of court. The list prepared by the clerk shall not contain the".
2. Page 2, by striking lines 32 and 33 and inserting in lieu thereof the words "to select one practitioner from the list prepared by the clerk of court, and the two members thus selected".
3. Page 3, by inserting after line 1 the following paragraph:
"In no event shall a panel contain more than one health care practitioner who is of the same board certified medical specialty or branch of the medical profession as one or more of the defendants."

BINA of Scott<br>WALTER of Pottawattamie TAUKE of Dubuque

H-3919
1 Amend the Small and Lipsky amendment, H-3910, to page 13 of House File 803, at page 1, by striking lines 38 through 42, and inserting in lieu thereof the following:
"may be submitted to a medical evaluation panel upon the written agreement of all of the parties to that action. Upon the filing with the court of that agreement that action shall not be scheduled for trial until after a written opinion of the panel has been filed with the court as provided in this Act. This section shall not".

BINA of Scott
WALTER of Pottawattamie TAUKE of Dubuque
H-3929
1 Amend House File 803, page 13, by striking all
2 of lines 4 through 16.

## H-3930

1 Amend Senate File 487 as amended and passed by
2 the Senate as follows:

H-3923

1. Page 1, by inserting after line OT the following :
"Sec. ..... Section five hundred twenty-four point one thousand two (524.1002), subsection two (2), Code 1975, is amended to read as follows:
2. Funds of a fiduciary account may be deposited in the state bank which is acting as fiduciary, either as demand deposits, savings deposits or [, for a period not exceeding one year, in single maturity time deposits or automatically renewable time deposits for the same lengths of time as originally issued] time deposits having a single or multiple maturity."
3. By renumbering the sections and correcting internal references to conform with this amendment.
4. Title page, line 2 , by inserting after the word "associations" the words "and banks".

NEWHARD of Jones

Amend Senate File 501 as follows:

1. Page 1, line 6, by inserting after the word "of" the words "special purpose".
2. Page 1 , line 9 , by inserting after the word "comparable" the words "special purpose".
3. Page 1 , line 10 , by inserting after the word "such" the words "special purpose".
4. Page 1, line 14, by inserting before the word "industrial" the words "special purpose".
5. Page 1, line 20, by inserting after the period the following: "For the purposes of this paragraph, special purpose industrial property includes structures which are designed and erected for operation of a special use, are not rentable in existing condition and are incapable of conversion to ordinary commercial or industrial use at a nominal cost."
6. Amend the title, line 2, by inserting before the word "industrial" the words "special purpose".
HENNESSEY of Delaware
JUNKER of Woodbury
MIDDLETON of Black Hawk

H-3922
Amend the Monroe amendment H-3868, to Senate
2 File 507 as passed by the Senate, as follows:

1. Page 1, by inserting after line 4 the
following new section:
"Section 1. Section two point ten (2.10), subsection one (1), Code 1975, is amended to read as follows:
2. Every member of the general assembly except the speaker of the house and majority and minority floor leaders of the senate and house shall receive an annual salary of eight thousand dollars for each year while serving as a member of the general assembly. The majority and minority floor leaders

14 of the senate and house shall receive an annual salary 15 of nine thousand five hundred dollars for each year 16 while serving in such capacity. In addition, each 17 such member shall receive the sum of twenty dollars 18 per day for expenses of office, except travel, for 19 each day the general assembly is actually in session 20 [commencing with the first day of a legislative session 21 and ending with the day of final adjournment of each 22 legislative session as indicated by the journals of 23 the house and senate]. However, members from Polk 24 county shall receive ten dollars per day. The 25 expenses of office shall not be paid for more than 26 one hundred days for each regular session and a total 27 of two hundred days for a biennium. Travel expenses 28 shall be paid at the rate established by section 79.9
29 for actual travel in going to and returning from the 30 seat of government by the nearest traveled route
31 for not more than one time per week during a legis-
32 lative session. However, any increase from time to
time in the mileage rate established by section 79.9 shall not become effective for members of the general assembly until the convening of the next general assembly following the session in which the increase is adopted; and this provision shall prevail over any inconsistent provision of any present or future statute."
2. Page 5 , by inserting after line 32 the following:
"2. By renumbering the sections to conform with this amendment."

HALVORSON of Clayton BENNETT of Ida WELDEN of Hardin

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned until 9:00 a.m., Thursday, May 22, 1975.

## JOURNAL OF THE HOUSE

One Hundred Thirtieth Calendar Day-Eighty-sixth Session Day
Hanl of the Houge of Rerpresentatives Dis Moines, Iowa, Thursday, May 22, 1975

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

Prayer was offered by the Reverend Richard Gaul, pastor of the Sacred Heart Catholic Church, Oelwein, Iowa.

The Journal of Wednesday, May 21, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. J. Ottilie, Oelwein, Iowa.

## PRESENTATION OF VISITORS

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

Fifty-two students from Van Meter Community School, Van Meter, Iowa, accompanied by Mr. Anderson and Mrs. Morris. By Varley of Adair.

Twenty-eight students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mr. Sheridan. By Newhard of Jones.

Sixty-seven fifth and sixth grade students from Harris-Lake Park Community School, Lake Park, Iowa, accompanied by Mrs. Erickson, Mrs. Zahren, Mr. and Mrs. Steele, Mr. Schmaucher and Mr. Dodd. By Hansen of O'Brien.

## PETITION FILED

The following petition was received and placed on file:
By Tauke of Dubuque from eight thousand three hundred ten residents of Dubuque County favoring Senate File 454 and legislation regulating obscenity.

## HOUSE RESOLUTION 39 <br> By Branstad

> Whereas, the city of Rake, Iowa is nearing the seventyfifth anniversary of its founding as a city; and
> Whereas, the citizens of Rake are preparing for a celebration to commemorate the seventy-fifth anniversary of the city's founding; and
> Whereas, the Diamond Jubilee will be held on August 8,9 , and 10,$1975 ;$ Now Therefore,
> Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Rake, Iowa in commemoration of the seventy-fifth anniversary of its founding; and
> Be It Further Resolved, that a copy of this resolution be forwarded to the Chairman of the Jubilee and the Mayor of Rake who are in charge of making preparations for the seventy-fifth anniversary celebration.

Laid over under Rule 25.

## REREFERRED TO COMMITTEE ON APPROPRIATIONS

The Speaker announced that Senate Joint Resolution 12, previously referred to the committee on commerce, is rereferred to the committee on appropriations.

Leave of absence was granted as follows:
Kreamer of Polk for the remainder of the day and May 23 on request of Welden of Hardin.

## UNFINISHED BUSINESS

The House resumed consideration of House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice, and amendment $\mathrm{H}-3909$ filed by Small of Johnson, as follows:

Amend House File 803, page 13, by inserting after line 3 the following:
"Sec. ..... Section six hundred fourteen point one (614.1), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. MALPRACTICE. Those founded on injuries to the person or wrongful death against
8 any physician and surgeon, osteopath, osteopathic
9 physician and surgeon, dentist, podiatrist,
10 optometrist, chiropractor, or nurse, licensed under

11 chapter one hundred forty-seven (147) of the Code,

12
13
14 15 16 17 or a hospital licensed under chapter one hundred thirty-five B (135B) of the Code, arising out of patient care, within two years after the date on which the claimant knew, or through the use of reasonable diligence should have known, or received notice in writing of the existence of, the injury or death for which damages are sought in the action, whichever of the dates occurs first, but in no event shall any action be brought more than six years after the date on which occurred the act or omission or occurrence alleged in the action to have been the cause of the injury or death unless a foreign object unintentionally left in the body caused the injury or death."
Brunow of Appanoose offered the following amendment $\mathrm{H}-3931$, to amendment $\mathrm{H}-3909$, filed by him from the floor and moved its adoption:

H-3931
Amend the Small amendment, H-3909, to
House File 803, page 1, by striking from line 20
3 the word "six" and inserting the word "four"
Roll call was requested by Brunow of Appanoose and Tauke of Dubuque.

On the question "Shall amendment $\mathrm{H}-3931$, to amendment H-3909, be adopted?"

The ayes were, 31:

| Bennett | Danker | Hullinger | Pellett |
| :---: | :---: | :---: | :---: |
| Bina | Den Herder | Husak | Schroeder |
| Bortell | Dunton | Lindeen | Spencer |
| Brunow | Fullerton | Menke | Welden |
| Byerly | Harvey | Miller, A. V. | West |
| Caffrey | Hinkhouse | Nealson | Woods |
| Crabb | Horn | Newhard | Wyckoff |
| Daggett | Howell | Nielsen |  |
| The nays were, 64: |  |  |  |
| Anderson | Evans | Lageschulte | Poncy |
| Avenson | Fitzgerald | Lipsky | Readinger |
| Baker | Gentleman | Lonergan | Rinas |
| Bittle | Gilloon | McElroy | Scheelhaase |
| Brandt | Griffee | Mennenga | Small |
| Branstad | Hansen | Middleswart | Spear |
| Brockett | Hargrave | Millen | Spradling |
| Clark | Harper | Miller, K. D. | Stromer |
| Connors | Hennessey | Miller, O. L. | Svoboda |
| Crawford | Higgins | Monroe | Tauke |
| Cusack | Hines | Norland | Tofte |
| Dieleman | Hutchins | Oakley | Varley |
| Doyle | Jochum | O'Halloran | Walter |
| Drake | Jordan | Patchett | Wells |
| Dyrland | Junker | Pavich | Wulff |
| Egenes | Krause | Perkins | Mr. Speaker |

## Absent or not voting, 5:

Halvorson Koogler Kreamer Middleton
Amendment H—3931 lost.
Small of Johnson moved the adoption of amendment H-3909.
Amendment $\mathrm{H}-3909$ was adopted.
With the adoption of amendment H-3909, amendment H-3855C filed by Jesse, et al., on May 14, 1975, and found on pages 1767 and 1768 of the House Journal, and amendment $\mathrm{H}-3905$, to amendment $\mathrm{H}-3855 \mathrm{C}$, filed by Walter, et al., on May 20, 1975, and found on page 1846 of the House Journal, are out of order.

Oakley of Clinton offered the following amendment H-3929 filed by him and Tauke of Dubuque and moved its adoption:

H-3929
Amend House File 808, page 18, by striking all 2 of lines 4 through 16.

Roll call was requested by Bina of Scott and Walter of Pottawattamie.

On the question "Shall amendment H-3929 be adopted?"

The ayes were, 19:

| Baker | Harvey |
| :--- | :--- |
| Byerly | Husak |
| Crawford | Junker |
| Doyle | Lindeen |
| Gilloon | Mennenga |

## The nayw were, 78:

| Anderson |  |
| :--- | :--- |
| Avenson |  |
| Bennett | Drake <br> Bina |
| Dittle | Dyrland <br> Egenes |
| Bortell | Evans |
| Brandt | Fullerton |
| Branstad | Gentleman |
| Brockett | Griffee |
| Brunow | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Crabb | Hennessey |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
|  | Hutchins |
|  | Jochum |

Tauke
Tofte
Walter
Woods
Scheelhaase Svoboda

| Jordan | Pellett |
| :--- | :--- |
| Krause | Perkins |
| Lageschulte | Poncy |
| Lipsky | Readinger |
| Lonergan | Rinas |
| McElroy | Schroeder |
| Menke | Small |
| Middleswart | Spear |
| Middleton | Spencer |
| Millen | Spradling |
| Miller, A. V. | Stromer |
| Miller, K. D. | Varley |
| Miller, O. L. | Welden |
| Monroe | Wells |
| Nealson | West |
| Newhard | Wulff |
| O'Halloran | Wyckoff |
| Patchett | Mr. Speaker |

Absent or not voting, 9:

| Connors | Halvorson | Jesse | Kreamer |
| :--- | :--- | :--- | :--- |
| Dunton | Higgins | Koogler | Norland | Fitzgerald

Halvorson Higgins

Koogler
Norland

Amendment H—3929 lost.
(House File 803 pending at recess.)
On motion by Avenson of Fayette, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Poncy of Wapello. Roll call revealed eightythree members present, seventeen absent.

## BUSINESS PENDING

The House resumed consideration of House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice.

Hargrave of Johnson called up for consideration his motion to reconsider amendment H-3855B filed by him on May 21, 1975, and moved to reconsider the vote by which amendment H-3855B was adopted by the House on May 21, 1975.

A non-record roll call was requested.
The ayes were 52 , nays 42 .
The motion prevailed and the House reconsidered amendment H-3855B as follows:

H-3855B
37 2. Page 12, line 17, by striking the word "any".

42 4. Page 13, by striking lines 1 through 3.
Bina of Scott moved the adoption of amendment H-3855B.
Roll call was requested by Bina of Scott and Bittle of Polk.
Rules 69 and 70 were invoked.

On the question "Shall amendment H-3855B be adopted?"
The ayes were, 47:

| Baker | Doyle | McElroy | Scheelhaase |
| :--- | :--- | :--- | :--- |
| Bina | Dunton | Menke | Schroeder |
| Bittle | Fitzgerald | Millen | Stromer |
| Bortell | Gilloon | Miller, A. V. | Tauke |
| Brandt | Hansen | Miller, O. L. | Tofte |
| Brunow | Harper | Newhard | Varley |
| Byerly | Harvey | Nielsen | Walter |
| Caffrey | Higgins | Norland | West |
| Connors | Horn | Oakley | Woods |
| Crabb | Husak | Patchett | Wvckoff |
| Den Herder | Jesse | Pavich | Mr. Speaker |
| Dieleman | Junker | Rinas |  |

The nays were, 48:

| Anderson | Evans | Jordan | O'Halloran |
| :--- | :--- | :--- | :--- |
| Bennett | Fullerton | Koogler | Pellett |
| Branstad | Gentleman | Krause | Perkins |
| Brockett | Griffee | Lageschulte | Readinger |
| Clark | Hargrave | Lindeen | Small |
| Crawford | Hennessey | Lipsky | Spear |
| Cusack | Hines | Lonergan | Spencer |
| Daggett | Hinkhouse | Mennenga | Spradling |
| Danker | Howell | Middleswart | Svoboda |
| Drake | Hullinger | Miller, K. D. | Welden |
| Dyrland | Hutchins | Monree | Wells |
| Egenes | Jochum | Nealson | Wulff |

Absent or not voting, 5:
Avenson Kreamer
Halvorson
Amendment H-3855B lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Menke of 0 'Brien for the remainder of the day and May 23 on request of Hansen of O'Brien.

Amendment H-3855B having lost, the Speaker ruled amendment H-3908 in order.

Small of Johnson offered the following amendment H-3908 filed by Small, et al.:

H—3908
1 Amend House File 803, page 12, by inserting after line 35, the following new paragraph:
"However, the court may approve a contingent fee contract which provides for payment to the attorney of a sum in excess of the maximum fee permitted by this section if the attorney submits to the court an affidavit establishing that the attorney incurred extraordinary expenses or provided extraordinary services in this action."

Gilloon of Dubuque offered amendment H-3934, to amendment H-3908, filed by him from the floor:

H-3934
1 Amend the Small amendment, H-3908, to page 12 of House File 803, as follows:

Inserting after line 9 the following:
"Any fee, retainer, or hourly compensation charged by the defendent's attorney or attorneys shall be disclosed to the court and shall be subject to approval by the court. The court shall approve payment of any such fee, retainer, or hourly compensation only to the extent the court finds it to be reasonable."
Welden of Hardin rose on a point of order that amendment $\mathrm{H}-3934$, to amendment $\mathrm{H}-3908$, was not germane.

The Speaker ruled the point not well taken and amendment H-3934 germane.

Gilloon of Dubuque moved the adoption of amendment $\mathrm{H}-3934$, to amendment $\mathrm{H}-3908$.

Amendment H-3934 lost.
Small of Johnson moved the adoption of amendment H-3908.
Amendment H—3908 was adopted.
Small of Johnson offered amendment H-3910, filed by him and Lipsky of Linn on May 20, 1975, and found on pages 1848 through 1859 of the House Journal, and requested division as follows: All of pages 1 through 6 and lines 1 through 38 of page 7 to be amendment H-3910A and lines 39 through 50 of page 7 and all of pages 8 through 12 to be amendment $\mathrm{H}-3910 \mathrm{~B}$.

Small of Johnson asked and received unanimous consent that amendment $\mathrm{H}-3910 \mathrm{~B}$ be withdrawn.

Bina of Scott offered the following amendment H-3919, to amendment H-3910A, filed by Bina, et al., and moved its adoption:

H-3919

1

Amend the Small and Lipsky amendment, H-3910, to page 13 of House File 803, at page 1, by striking lines 38 through 42, and inserting in lieu thereof the following:
"may be submitted to a medical evaluation panel upon the written agreement of all of the parties to that action. Upon the filing with the court of that agreement that action shall not be scheduled for trial until after a written opinion of the panel has been filed with the court as provided in this Act. This section shall not".

Roll call was requested by Bina of Scott and Walter of Pottawattamie.

On the question "Shall amendment H-3919, to amendment H-3910A, be adopted?"

The ayes were, 36 :

| Avenson | Doyle <br> Fitzgerald |
| :--- | :--- |
| Bina | Gentleman |
| Bittle | Gilloon |
| Brandt | Harper |
| Branstad | Harvey |
| Brunow | Higgins |
| Caffrey | Higford |
| Crawn | Horn |
| Dieleman | Hullinger |

The nays were, 51:

| Anderson | Dyrland <br> Eaken |
| :--- | :--- |
| Bennett | Evans |
| Bortell | Fullerton |
| Brackett | Griffee |
| Clark | Hansen |
| Crabb | Hargrave |
| Cusack | Hennessey |
| Daggett | Hines |
| Danker | Hinkhouse |
| Den Herder | Howell |
| Drake | Hutchins |
| Dunton | Jochum |

Absent or not voting, 13:

| Byerly | Kreamer |
| :--- | :--- |
| Connors | Menke |
| Halvorson | Middleton |

Jordan
Amendment H—3919 lost.
Bina of Scott asked and received unanimous consent that amendment H-3918, to amendment H-3910A, filed by Bina, et al., on May 21, 1975, and found on pages 1893 and 1894 of the House Journal, be withdrawn.

Small of Johnson offered the following amendment $\mathrm{H}-3913$, to amendment H-3910A, filed by him and Lipsky of Linn, and moved its adoption:

H-3913
1 Amend the Small, Lipsky amendment H-3910, to
2 page 13 of House File 803, page 4, line 2, by
3 striking the words "writing and" and inserting in
4 lieu thereof the words "the form of written findings
5 and conclusions".
Amendment H-3913 was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Tauke of Dubuque for the remainder of the day on request of Crawford of Story; Daggett of Adams for the remainder of the day on request of Nielsen of Polk.

## PERMISSION TO VOTE

Bittle of Polk asked and received unanimous consent that those members attending the hearing on the election contest be permitted to vote on legislation considered during their absence and the votes were recorded accordingly as requested.

Small of Johnson asked for unanimous consent to withdraw amendment $\mathrm{H}-3910 \mathrm{~A}$, as amended.

Objection was raised.
Small of Johnson moved that amendment H-3910A, as amended, be withdrawn.

A non-record roll call was requested.
The ayes were 72 , nays 11 .
The motion prevailed and amendment $\mathrm{H}-3910 \mathrm{~A}$ was withdrawn.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
Baker of Buena Vista offered amendment H-3938 filed by him from the floor and moved its adoption:

H-3938
1 Amend House File 803 as follows:
2 1. Page 10, by striking line 35.
3 2. Page 11, by striking lines 1 through 35.
4 3. Page 12, by striking lines 1 through 35.
5 4. Page 13, by striking lines 1 through 35.
6 5. Page 14, by striking lines 1 through 35.
7 6. Page 15, by striking lines 1 through 35.
8 7. Page 16, by striking lines 1 through 11.
$9 \quad$ 8. By renumbering the remaining sections to 10 conform with this amendment.

Roll call was requested by Baker of Buena Vista and Wyckoff of Benton.

On the question "Shall amendment $\mathrm{H}-3938$ be adopted?"
The ayes were, 19:
Baker Bittle Byerly Doyle

| Dunton | Jesse | Oakley | Welden |
| :--- | :--- | :--- | :--- |
| Gentleman | Millen | Perkins | Woods <br> Gilloon |
| Horn | Monrree | Tofte | Wyckoff |
| The nays were, | 68: | Walter |  |
| Anderson | Drake |  |  |
| Avenson | Dyrland | Hutchins | O'Halloran |
| Bennett | Egenes | Jochum | Patchett |
| Bina | Evanker | Pavich |  |
| Bortell | Fitzgerald | Krause | Pellett |
| Brandt | Fullerton | Lageschulte | Poncy |
| Branstad | Hansen | Lindeen | Readinger |
| Brockett | Hargrave | Lipsky | Rinas |
| Brunow | Harper | McElrgan | Scheelhaase |
| Caffrey | Harvey | Menneyga | Small |
| Clark | Hennessey | Middleswart | Spear |
| Connors | Higgins | Miller, A.V. | Spencer |
| Crabb | Hines | Miller, K. D. | Svoboding |
| Crawford | Hinkhouse | Miller, O. L. | Wells |
| Danker | Howell | Nealson | West |
| Den Herder | Hullinger | Newhard | Wulff |
| Dieleman | Husak | Norland | Mr. Speaker |
| Absent or not voting, 13: |  |  |  |
| Cusack | Jordan |  | Menke |
| Daggett | Koogler | Middleton | Stromer |
| Griffee | Kreamer | Schroeder | Tauke |
| Halvorson |  |  |  |

Amendment H--3938 lost.
Schroeder of Pottawattamie offered the following amendment H-3939, filed by him and Walter of Pottawattamie from the floor:

```
H-3939
    Amend House File 803 as follows:
    1. Page 12, by striking lines 8 through 35.
    2. Page 13, by striking lines }1\mathrm{ through }3\mathrm{ and
    inserting in lieu thereof the following:
    "Sec. ..... Chapter one hundred forty-seven
    (147), Code 1975, by adding the following new
    section:
        NEW SECTION. In any action for personal injury
    or wrongful death against any health care
    practitioner licensed under this chapter or a
    hospital licensed for operation in this state,
    based upon the alleged negligence of the licensee
    in the practice of that profession or occupation,
    or upon the alleged negligence of the hospital in
    patient care, the court shall determine the
    reasonableness of any contingent fee arrangement
    between the plaintiff and the plaintiff's attorney."
```

O'Halloran of Black Hawk rose on a point of order that amendment H-3939 was not in order.

The Speaker ruled the point not well taken and amendment H-3939 in order.

Oakley of Clinton rose on a point of order that amendment H-3939 was not germane.

The Speaker ruled the point not well taken and amendment H-3939 germane.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Mennenga of Clinton for the remainder of the day on request of Miller of Buchanan.

Schroeder of Pottawattamie moved the adoption of amendment H-3939.

Roll call was requested by Small of Johnson and Bina of Scott.
Rule 70 was invoked.
On the question "Shall amendment H—3939 be adopted?"
The ayes were, 52:

| Baker | Dieleman <br> Bennett |
| :--- | :--- |
| Bina | Foyle |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Brunow | Gilloon |
| Byerly | Hansen |
| Caffrey | Harper |
| Connors | Harvey |
| Crabb | Husak |
| Crawford | Hutchins |
| Danker | Jesse |
|  | Junker |

Lageschulte
McElroy
Millen
Miller, A. V.
Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Oakley
Patchett
Pavich
Perkins

Rinas
Scheelhaase
Schroeder
Stromer
Tofte
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
The nays were, 36:

| Anderson | Dyrland | Hullinger | O'Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Jochum | Pellett |
| Branstad | Evans | Krause | Poncy |
| Brockett | Hennessey | Lindeen | Readinger |
| Clark | Higgins | Lipsky | Small |
| Cusack | Hines | Lonergan | Spear |
| Den Herder | Hinkhouse | Middleswart | Spencer |
| Drake | Horn | Miller, K.D. | Spradling |
| Dunton | Howell | Monroe | Svoboda |
| Absent or not voting, 12: |  |  |  |
| Daggett | Hargrave |  |  |
| Griffee | Jordan | Kreamer | Middleton |
| Halvorson | Koogler | Menke | Tauke |
|  |  | Mennenga | Varley |

Amendment H—3939 was adopted.

The House resumed consideration of amendment H-3855D filed by Jesse, et al., as follows:

H-3855D
15 6. Page 13, by striking lines 17 through 35.
16 7. By striking all of pages 14 and 15.
17 8. Page 16, by striking lines 1 through 11.
Bina of Scott moved the adoption of amendment H-3855D.
Roll call was requested by Small of Johnson and Bina of Scott.
On the question "Shall amendment H-3855D be adopted?"
The ayes were, 52 :

| Avenson | Dieleman <br> Baker |
| :--- | :--- |
| Boyle |  |
| Bennett | Drake <br> Bina |
| Bitzgerald |  |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Branstad | Gilloon |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Horn |
| Crabb | Husak |
| Crawford | Hutchins |
| Danker | Jesse |

The nays were, 35:

| Anderson | Evans <br> Brandt |
| :--- | :--- |
| Hansen |  |
| Clarkett | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Cusack | Hines |
| Den Herder | Hinkhouse |
| Dyrland | Howell |
| Egenes | Hullinger |

Absent or not voting, 13:

| Daggett | Jordan | Menke | Tauke |
| :--- | :--- | :--- | :--- |
| Dunton | Koogler | Mennenga | Varley |
| Griffee | Kreamer | Middleton | Woods |

Junker
Lindeen
Lipsky
McElroy
Millen
Miller, A. V.
Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Oakley
Pavich
Jochum
Krause
Lageschulte
Lonergan
Middleswart
Miller, K. D.
Monroe
O'Halloran
Patchett

Menke
Middl

Perkins
Scheelhaase
Schroeder
Spear
Spencer
Stromer
Walter
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker

Pellett
Poncy
Readinger
Rinas
Small
Spradling
Svoboda
Tofte

Tauke
Varley
Woods

Amendment $\mathrm{H}-3855 \mathrm{D}$ was adopted.
Brockett of Marshall asked and received unanimous consent that amendment H-3895, filed by him and Evans of Grundy on May 20, 1975, and found on page 1846 of the House Journal, be withdrawn.

Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Monroe of Des Moines refrained from voting.

On the question "Shall the bill pass?" (H.F. 803)

The ayes were, 87 :

| Anderson | Drake <br> Avenson |
| :--- | :--- |
| Dunton |  |
| Baker | Dyrland <br> Bennett |
| Bina | Egenes |
| Bittle | Evans |
| Bortell | Fitzgerald |
| Brandt | Fullerton |
| Branstad | Gentleman |
| Brockett | Gilloon |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harper |
| Clark | Harvey |
| Connors | Hennessey |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Danker | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
|  | Jesse |

The nays were, none.
Absent or not voting, 18:

| Daggett | Jordan |
| :--- | :--- |
| Griffee |  |
| Halvorson |  |
| Koogler |  |
| Kreamer |  |

Halvorson Higgins

| Jochum | Perkins |
| :--- | :--- |
| Junker | Poncy |
| Krause | Readinger |
| Lageschulte | Rinas |
| Lindeen | Scheelhaase |
| Lipsky | Schroeder |
| Lonergan | Small |
| McElroy | Spear |
| Middleswart | Spencer |
| Millen | Spradling |
| Miller, A. V. | Stromer |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Tofte |
| Nealson | Walter |
| Newhard | Welden |
| Nielsen | Wells |
| Norland | West |
| Oakley | Woods |
| O'Halloran | Wulf |
| Patchett | Wyckoff |
| Pavich | Mr. Speaker |
| Peilcti |  |

## Menke <br> Mennenga <br> Middleton

Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tofte
Walter
elden
West
Woods
Wulff
Wyckoff
Mr. Speaker

Monroe
Tauke
Varley

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

## MOTION TO SUSPEND RULES LOST <br> (Request to Vote)

Jordan of Linn asked for unanimous consent in his absence to be recorded as voting "aye" on House File 803.

Objection was raised.
Rinas of Linn moved that the rules be suspended to record Jordan of Linn as voting "aye" on House File 803.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 50, nays 25 .
The motion, having failed to receive a constitutional majority, lost.

## IMMEDIATE MESSAGE

(House File 803)
Small of Johnson asked and received unanimous consent that House File 803 be immediately messaged to the Senate.

## rereferred to committee on ways and means (House File 786)

The Speaker announced that House File 786, previously referred to the committee on agriculture, is rereferred to the committee on ways and means.

## EXPLANATIONS OF VOTE


#### Abstract

Yesterday morning I was attending a meeting on the Senate state government committee which was considering the bill to create a state housing finance agency. My assistance had been requested. Had I been present, I would have voted "aye" on the following bills: Senate File 309 and House Files 886 and 885 and "nay" on amendment $\mathrm{H}-3866$ A to House File 803.


CUSACK of Scott
I was necessarily absent from the chamber for a time, Wednesday afternoon, May 21. Had I been present I would have voted "nay" on amendment H-3795K to House File 803, and "aye" on amendment H-3916.

KOOGLER of Mahaska

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations to whom was referred Semate Joint Resolution 6, joint resolution to continue the governor's task force on early childhood development and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speakir: Your committee on appropriations to whom was referred Senate Joint Resolution 12, a joint resolution to provide for an interim study of the causes and effects of and solutions to the unavailability and high cost of malpractice insurance to health care providers and to provide for an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speakbr: Your committee on appropriations to whom was referred Senate File 521, a bill for an act relating to expenses for persons seeking
or employed in professional positions with the state, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate Flle 522, a bill for an act making an appropriation to supplement funds appropriated to the state board of veterinary examiners fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 523, a bill for an act relating to and appropriating funds to legislative agencies and agencies involved in the legislative process, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

H-3932
1 Amend Senate File 523 as passed by the Senate
by striking lines 25 thru 31 on page 2.
DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3936
1 Amend the Senate amendment H-3881, to House
2 File 625 as passed by the House, as follows:
$3 \quad 1$. Page 1, by striking all of line 12.
$4 \quad$ 2. Page 1, by striking all of line 16.
$5 \quad$ 3. Page 1, by striking all of line 17.
6 4. Page 1, by striking all of lines 36
7 through 50 .
8 5. Page 2, by striking all of lines 1
9 through 26.

MILLER of Cerro Gordo
HUTCHINS of Guthrie
KOOGLER of Mahaska
PELLETT of Cass
DANKER of Pottawattamie
HUSAK of Tama
O'HALLORAN of Black Hawk
WULFF of Black Hawk
BRANDT of Black Hawk
MILLER of Calhoun

H-3940
1 Amend Senate Joint Resolution 6, as amended and
2 passed by the Senate, as follows:

1. Page 1, line 14, by striking the word "year" and inserting in lieu thereof the word "period".
2. Page 1 , line 15 , by striking the word and figure "June 30 " and inserting in lieu thereof the word and figure "January 31".
3. Page 1, line 19 , by inserting after the word "force" the words "to enable the task force to complete its study".
4. Page 1, line 19, by inserting after the period the words "Unobligated or unencumbered funds appropriated in this section remaining on January 31, 1976 shall revert to the general fund of the state on April 1, 1976."

HARPER of Davis
H—3937
1 Amend the committee amendment, $\mathrm{H}-3651$, to Senate
2 File 205, as amended, passed, and reprinted by the
3 Senate, page 2, line 21, by inserting after the word
4 "district" the words "and shall waive the probationary
5 period for any teacher who previously has served a
6 probationary period in another school district and
7 who has been employed as a teacher for not less than
8 five consecutive years immediately preceding the
9 employment of the teacher by the board".
SVOBODA of Iowa
H-3933
1 Amend Senate File 228 as amended and passed by
2 the Senate, as follows:
3 Page 1, line 3, by striking the word "device" and
4 inserting in lieu thereof the word "vehicle".
HENNESSEY of Delaware

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 7:45 p.m. until 9:00 a.m., Friday, May 23, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Thirty-first Calendar Day-Eighty-seventh Session Day
Hall of the Housie of Rbpresentatives Des Moiniss, Iowa, Friday, May 23, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Father John M. Peters, pastor of the St. Mary's Catholic Church, Vinton, Iowa.

The Journal of Thursday, May 22, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Don S. Tesdall, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Koogler of Mahaska on request of Baker of Buena Vista; West of Marshall and Bittle of Polk on request of Brockett of Marshall; Jordan of Linn on request of Miller of Buchanan; Hines of Story on request of Jochum of Dubuque.

## DISTINGUISHED GUEST

Lageschulte of Bremer escorted to the Speaker's rostrum and presented to the House the Honorable Charles Grassley, Congressman from Iowa's Sixth District, and former member of the House during the Fifty-eighth through the Sixty-fifth General Assemblies.

The House rose and extended its welcome.
Congressman Grassley briefly addressed the House.

## PRESENTATION OF VISITORS

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

Forty-four eighth grade students from Central Catholic School, Mason City, Iowa, accompanied by Sister Diane, Sister Corine, Sister Sharon, and Miss Sheka. By Miller of Cerro Gordo and Norland of Worth.

Seventy-one eighth grade students from Holy Family School, Davenport, Iowa, accompanied by Father Spiekermeier, Father Welch and Miss Hasso. By Bina of Scott and Cusack of Scott.

Thirty sixth grade students from Kellogg Elementary School, Kellogg, Iowa, accompanied by Mr. Lloyd. By Dieleman of Marion.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committee on Senate Joint Resolutions 6 and 12 and Senate Files 521, 522 and 523, under Rule $36 .{ }^{\circ}$

## INTRODUCTION OF BILLS

House File 889, by committee on appropriations, a bill for an act appropriating funds to the governor, lieutenant governor, office for planning and programming and the council of state governments.

Read first time and placed on the appropriations calendar.
House File 890, by committee on appropriations, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor.

Read first time and placed on the appropriations calendar.
House File 891, by committee on ways and means, a bill for an act relating to fees collected by sheriffs and certain other police authorities.

Read first time and placed on the ways and means calendar.

## SENATE MESSAGE CONSIDERED

Senate File 253, a bill for an act relating to exchange of inmates with federal bureau of prisons.

Read first time and referred to committee on human resources.

## HOUSE CONCURRENT RESOLUTION 52 By Committee on Energy

Whereas, the marketing, distribution and pricing of petroleum products by producers, refiners, distributors, subsidiary companies, service station retailers, leased and company-operated service stations is a complex matter; and

Whereas, there is not sufficient time during the leg-
islative session to explore all facets of this matter, as is necessary to formulate recommendations for legislation on any one aspect; and

Whereas, there has been an indication of public concern on this matter to members of the general assembly; Now Therefore,

Be It Resolved by the House of Representatives, The Senate Concurring, That the Legislative Council is urged to create a study committee to consist of members of both houses of the general assembly and both political parties and to include citizen members knowledgeable in petroleum distribution to conduct a study of the marketing, pricing and distribution of petroleum; and

Be It Further Resolved, That the study committee shall make a report to the Legislative Council and the members of the general assembly meeting in the year 1976.
Laid over under Rule 25.

## HOUSE RESOLUTION 40

By Husak, Miller of Cerro Gordo, Koogler, Hutchins, Danker and Pellett

Whereas, the Sixty-sixth General Assembly has concerned itself with the problem of assuring producers who sell livestock for slaughter of full payment thereon, and

Whereas, the question of providing a lien for such producers against the sale by parties purchasing for slaughter to bona fide purchasers for value may be an additional safeguard which should be provided to such sellers of livestock; Now Therefore,

Be It Resolved by the House of Representatives, that the Legislative Council be authorized to create a study committee as provided by law composed of members of the House of Representatives and the Senate to conduct a study during the 1975 legislative interim on whether to accord a lien to sellers of livestock for slaughter in Iowa, and, for such other protections as might be afforded such producers in the sale of slaughter livestock, and that a final report including bill drafts designed to carry out recommendations of the committee be prepared and submitted to the legislative body prior to commencement of the 1976 Session of the Sixty-sixth General Assembly.
Laid over under Rule 25.

## HOUSE RESOLUTION 41 By Crabb

Whereas, the Woodbine Tigerettes have won the state track meet for the third consecutive year, Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends their heartiest congratulations to the

8 coaches, athletes, and managers of the Woodbine
9 Tigerettes and that a copy of this Resolution be
10 forwarded to the Woodbine High School, Woodbine, Iowa.
Laid over under Rule 25.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 20, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 864, a bill for an act providing for an appropriation for financing state postsecondary education programs including programs under the state board of regents and the higher education facilities commission.

CLARK R. RASMUSSEN, Secretary

## HOUSE FILE 118 WITHDRAWN

Krause of Palo Alto asked and received unanimous consent to withdraw House File 118 from further consideration by the House.

## SENATE AMENDMENTS CONSIDERED

Miller of Cerro Gordo called up for consideration House File 625, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties, amended by Senate, as follows:
H-3881
2

Amend House File 625, as amended and passed by the House, as follows:

1. Page 1, line 28, by striking the word "his" and inserting in lieu thereof the words "[his] the dealer's or broker's".
2. Page 1 , line 29, by striking the word "his" and inserting in lieu thereof the words "[his] the dealer's or broker's'.
3. Page 1, line 34, by striking the word "his" and inserting in lieu thereof the words "[his] the agent's."
4. Page 2, line 30, by striking the word "twice".
5. Page 3, line 4, by striking the words "not
be" and inserting in lieu thereof the words "be not".
6. Page 3, line 5, by striking the word "twice".
7. Page 3, line 15, by striking the word "twice".
8. Page 7, by striking in line 21a the words ", or, if the livestock" and by striking all of the lines 21b and 21c and inserting in lieu thereof the following: ". If livestock is bought on a yield or grade and yield basis, a dealer or broker shall upon the express request in writing of the seller, transmit or deliver to the seller or the seller's duly author-

1

26 all pry interest in the ivestock, its carcasses,
26 all products therefrom, and proceeds thereof."
Miller of Cerro Gordo offered the following amendment $\mathrm{H}-3936$, to the Senate amendment H-3881, filed by Miller, et al., and moved its adoption:
$\mathrm{H}-3936$
1 Amend the Senate amendment $\mathrm{H}-3881$, to House
File 625 as passed by the House, as follows:

1. Page 1 , by striking all of line 12.
2. Page 1, by striking all of line 16.
3. Page 1 , by striking all of line 17 .
4. Page 1, by striking all of lines 36
through 50.
5. Page 2, by striking all of lines 1
through 26.
Amendment H-3936 was adopted.
Miller of Cerro Gordo moved that the House concur in the Senate amendment H-3881, as amended.

The motion prevailed and the House concurred in the Senate amendment, as amended.

Miller of Cerro Girdo moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 625)
The ayes were, 88:

| Anderson | Dunton <br> Dyrland |
| :--- | :--- |
| Avenson | Bake <br> Egenes |
| Bennett | Fvans |
| Bina | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Griffee |
| Byerly | Hansen |
| Caffrey | Hargrave |
| Clark | Harper |
| Connors | Harvey |
| Crabb | Hennessey |
| Crawford | Higgins |
| Cusack | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jesse |

The nays were, 2:
Junker Poncy
Absent or not voting, 10:

Bittle
Brunow
Halvorson

Hines
Jordan Koogler

| Jochum | Pellett |
| :--- | :--- |
| Krause | Perkins |
| Lageschulte | Readinger |
| Lindeen | Rinas |
| Lipsky | Scheelhaase |
| Lonergan | Schroeder |
| McElroy | Small |
| Mennenga | Spear |
| Middleswart | Spencer |
| Millen | Spradling |
| Miller, A. V. | Stromer |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Tauke |
| Morroe | Tofte |
| Nealson | Varley |
| Newhard | Walter |
| Nielsen | Welden |
| Norland | Wells |
| Oakley | Woods |
| O'Halloran | Wulff |
| Patchett | Wyckoff |
| Pavich | Mr. Speaker |

Kreamer Middleton Menke West

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

## IMMEDIATE MESSAGE <br> (House File 625)

Miller of Cerro Gordo asked and received unanimous consent that House File 625 be immediately messaged to the Senate.

Connors of Polk called up for consideration House File 395, a bill for an act relating to the civil service system of cities, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3915
Amend House File 395, as amended and passed by the House, as follows:

Page 3, by striking everything in lines 3 through
7, inclusive, and inserting in lieu thereof the
following:
"civil service rights [therein] in the position.
If, however, [no] a current employee [passes a] does not
pass one of two successive promotional [examination]
examinations and otherwise [qualifies] qualify for the vacated position, an entrance examination for [such] the vacated position may be used to fill [such vacancy within one year after such promotional examination] $i t$.

The motion prevailed and the House concurred in the Senate amendment H-3915.

Connors of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 395)
The ayes were, 89:

| Anderson | Crawford | Gilloon | Junker |
| :--- | :--- | :--- | :--- |
| Avenson | Cusack | Hansen | Krause |
| Baker | Daggett | Hargrave | Lageschulte |
| Bennett | Danker | Harper | Lindeen |
| Bina | Den Herder | Harvey | Lipsky |
| Bortell | Dieleman | Hennessey | Lonergan |
| Brandt | Doyle | Higgins | MeElroy |
| Branstad | Drake | Hinkhouse | Mennenga |
| Brockett | Dunton | Horn | Middleswart |
| Brunow | Dyrland | Howell | Millen |
| Byerly | Egenes | Hullinger | Miller, A. V. |
| Caffrey | Evans | Husak | Miller, K. D. |
| Clark | Fitzgerald | Hutchins | Miller, O. L. |
| Connors | Fullerton | Jesse | Monroe |
| Crabb | Gentleman | Jochum | Nealson |


| Newhard | Perkins | Spear | Walter |
| :--- | :--- | :--- | :--- |
| Nielsen | Poncy | Spencer | Welden |
| Norland | Readinger | Spradling | Wells |
| Oakley | Rinas | Svoboda | Woods |
| O'Halloran | Scheelhaase | Tauke | Wulff |
| Patchett | Schroeder | Tofte | Wyckoff |
| Pavich | Small | Varley | Mr. Speak |
| Pellett |  |  |  |
| The nays were, none. |  |  |  |
| Absent or not voting, 11: |  |  |  |
| Bittle | Hines | Kreamer | Stromer |
| Griffee | Jordan | Menke | West |
| Halvorson | Koogler | Middleton |  |

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

## ADOPTION OF CONFERENCE COMMITTEE REPORT

 (Senate File 44)Hutchins of Guthrie called up for consideration the report of the conference committee on Senate File 44, as follows:

## REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 44

## To the President of the Senate and the Speaker of the House of Representa-

 tives:We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 44, a bill for an act relating to the registration of farm trailers, respectfully make the following recommendations:

1. That the Senate recede from its amendment, $\mathrm{H}-3216$, to the House amendment to Senate File 44.
2. That the House amendment, S-3187, to Senate File 44 be amended as follows:
3. Page 1, by striking lines 5 through 27 and inserting in lieu thereof the following:
"Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:
4. Motor trucks or truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except that:
a. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person engaged in farming to transport commodities produced by the owner, or to transport commodities or livestock purchased by the owner for use in his own farming operation or used by any person to transport horses shall not be subject to registration
for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed twelve tons, plus the tolerance provided for in section three hundred twentyone point four hundred sixty-six (321.466) of the Code.
b. Motor trucks registered for six tons or less not used for hire, pulling trailers or semitrailers used by a person in his own operations shall not be subject to registration for the gross weight of such trailer or semitrailer provided the combined gross weight does not exceed eight tons, plus the tolerance provided for in section three hundred twenty-one point four hundred sixty-six (321.466), of the Code."
5. Page 2, line 8, by striking the words "farm or horse trailers" and inserting in lieu thereof the words "trailers and semitrailers".

| On the Part of the Senate: | On the Part of the House: |
| :--- | :--- |
| BERL E. PRIEBE, Chairman | C. W. HUTCHINS, Chairman |
| ROBERT M. CARR | RICHARD F. DRAKE |
| HILARIUS L. HEYING | EMIL J. HUSAK |
| PHILIP B. HILL | FRED L. KOOGLER |
| CLIFTON C. LAMBORN | WENDELL C. PELLETT |

Oakley of Clinton rose on a point of order that the conference committee report was not in order inasmuch as the report went beyond the scope of the differences between the two houses.

The Speaker ruled the point not well taken.
Hutchins of Guthrie moved the adoption of the conference committee report and the amendments contained therein.

A non-record roll call was requested.
The ayes were 56, nays 30.
The motion prevailed and the report was adopted.
Hutchins of Guthrie moved that the bill be read the last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 44)

The ayes were, 75:
Anderson
Avenson Baker Bennett
Bina
Bortell
Brandt
Branstad
Brockett
Brunow Byerly
Clark
Crabb

Crawford Cusack Daggett Danker Den Herder Dieleman Drake Dunton Dyrland Egenes Evans Fitzgerald Fullerton
Gilloon
Griffee
Hansen
Hargrave
Harper
Harver
Hennessey
Higgins
Hinkhouse
Horn
Howell
Hullinger
Husak

Hutchins
Jesse Jochum Krause Lageschulte Lindeen McElroy Mennenga Middleswart Millen Miller, A. V. Miller, K. D. Miller, O. L.

| Monroe | Patchett | Spencer | Welden |
| :--- | :--- | :--- | :--- |
| Nealson | Pellett | Spradling | Wells |
| Newhard | Perkins | Stromer | Wulff |
| Norland | Readinger | Tauke | Wyckoff |
| Oakley | Scheelhaase | Tofte | Mr. Speaker |
| O'Halloran | Spear | Varley |  |
| The nays were, | 14: |  |  |
| Caffrey | Libsky |  | Poncy |
| Doyle | Lonergan | Rinas | Small |
| Gentleman | Nielsen | Schroeder | Walter |
| Junker | Pavich |  | Woods |
| Absent or not voting, 11: |  |  |  |
| Bittle | Hines |  |  |
| Connors | Jordan | Kreamer | Svoboda |
| Halvorson | Koogler | Menke | West |
|  |  | Middleton |  |

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

## MOTION TO RECONSIDER LOST (Senate File 44)

Husak of Tama moved to reconsider the vote by which Senate File 44 passed the House on May 23, 1975.

A non-record roll call was requested.
The ayes were 25, nays 55.
The motion lost.
Hutchins of Guthrie asked for unanimous consent that the conference committee report to Senate File 44, filed on April 21, 1975, and found on pages 1212 and 1213 of the House Journal, be withdrawn.

Objection was raised.
Hutchins of Guthrie moved that the conference committee report to Senate File 44, filed on April 21, 1975, and found on pages 1212 and 1213 of the House Journal, be withdrawn.

A non-record roll call was requested.
The ayes were 46 , nays 31 .
The motion prevailed.

## CONSIDERATION OF BILLS

STEERING COMMITTEE CALENDAR
Senate File 507, a bill for an act relating to the funding, compensation, expenses and membership of legislative members of
committees and certain statutory or appointive boards, commissions, and councils, was taken up for consideration.
Monroe of Des Moines offered the following amendment H-3868 filed by him:
as follows:

1. Page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section two point ten (2.10), subsection six (6), Code 1975, is amended to read as follows:
2. In addition to the salaries and expenses [herein] authorized by this section, members of the general assembly shall be paid forty dollars per day, except the speaker of the house who shall be paid sixty dollars per day, and necessary travel and actual expenses incurred in attending meetings for which per diem or expenses are authorized by law for members of the general assembly who serve on statutory boards, commissions, or councils, and for standing or interim committee or subcommittee meetings subject to the provisions of section 2.14, or when on [official state] authorized legislative business[,] when the general assembly is not in session. However, if a member of the general assembly or the lieutenant governor is engaged in authorized legislative business at a location other than at the seat of government during the time the general assembly is in session, payment may be made for the actual transportation and lodging costs incurred because of the business. Such [salaries] per diem or expenses shall be paid promptly from funds appropriated pursuant to section 2.12 [, unless otherwise provided by law].

Sec. 2. Section two point twelve (2.12), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

There is hereby appropriated out of any funds in the state treasury not otherwise appropriated, such sums as may be necessary, for each house of the general assembly for the payment of any unpaid expense [filed after adjournment of each annual session] of the general assembly [or] incurred during or in the interim between sessions of the general assembly, including but not limited to salaries and necessary travel and actual expenses of members and expenses of standing and interim committees or subcommittees and per diem or expenses for members of the general assembly who serve on statutory boards, commissions, or councils for which per diem or expenses are authorized by law. The state comptroller is hereby authorized and directed to issue warrants for such items of expense upon requisition of the president and secretary of the

## Page 3

1 commission. Service of the director of the department
2 of general services and the state architect upon this
commission shall be an additional duty conferred by statute. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 6. Section eighty B point eight (80B.8), Code 1975, is amended to read as follows:

80B. 8 COMPENSATION AND EXPENSES. The nonlegislative members of the council, who are not employees of the state or a political subdivision, shall be paid a forty-dollar per diem. All members of the council shall be reimbursed for necessary and actual expenses incurred in attending meetings and in the performance of their duties. All per diem and expense moneys paid to nonlegislative members shall be paid from funds appropriated to the Iowa law enforcement academy. Legislative members of the council shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 7. Section ninety-three point five (93.5), Code 1975, is amended to read as follows:
93.5 COMPENSATION AND EXPENSES. [Council]

Nonlegislative council members who are not employees of the state shall receive a per diem at the rate of forty dollars for each day devoted to council business and all nonlegislative members shall be reimbursed for actual expenses incurred in carrying out their duties as members of the council.
Legislative members shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 8. Section two hundred thirty-five A point twenty-four (235A.24), subsection two (2), Code 1975, is amended to read as follows:
2. The council shall meet at least annually and at any other time upon the call of the chairman of the council, or any three of its members. Each nonlegislative council member shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties from funds appropriated to the department of social services. Each legislative member shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 9. Section two hundred forty-nine A point four (249A.4), subsection eight (8), unnumbered paragraph two (2), Code 1975, is amended by striking

## Page 4

1 the paragraph and inserting in lieu thereof the
2 following:
For attending each council meeting the nonlegislative members shall be reimbursed for their
5 actual and necessary expenses and shall receive a
6 forty-dollar per diem. The legislative members shall
receive per diem and expenses pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 10. Section two hundred forty-nine $B$ point six (249B.6), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

249B. 6 EXPENSES. Nonlegislative members of the commission while engaged in their official duties shall be reimbursed for their actual and necessary expenses and be paid a forty-dollar per diem. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 11. Section two hundred sixty-one point four (261.4), Code 1975, is amended to read as follows:
261.4 FUNDS-COMPTROLLER-COMPENSATION AND

EXPENSES OF COMMISSION. The state comptroller shall
keep an accounting of all funds received and expended
by the commission. The nonlegislative members of the commission, except those members who are employees of the state, shall be paid a forty-dollar per diem and shall be reimbursed for actual and necessary expenses. All per diem and expense moneys paid to nonlegislative members shall be paid from funds appropriated to the commission. Legislative members of the commission shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 12. Section two hundred seventy-two $B$ point two (272B.2), Code 1975, is amended to read as follows:

272B. 2 EDUCATION COMMISSION OF THE STATES. The provision of article III, paragraph 1, of the compact notwithstanding, the members of the education commission of the states representing this state shall consist of the governor, two nonlegislative members appointed by the governor, two members of the senate appointed by the president of the senate, and two members of the house of representatives appointed by the speaker of the house of representatives. The members shall serve four-year terms and for the initial appointments, half of the membership shall be appointed to two-year terms and half shall be appointed to fouryear terms. [Members] Nonlegislative members shall serve on the education commission of the states without compensation, but shall receive their actual and necessary expenses and travel. Legislative members shall receive actual and necessary expenses and travel pursuant to section two point ten (2.10) and two point twelve (2.12) of the Code. Vacancies on the commission shall be filled for the unexpired portion of the term in the same manner as the original appointment. If a member ceases to be a member of the general assembly, he shall no longer serve as a member of the education commission of the states.

Sec. 13. Section three hundred four point four (304.4), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

The nonlegislative members of the commission shall serve without compensation but may receive their actual expenses incurred in the performance of their duties. Legislative members shall receive per diem and expenses pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code.

Sec. 14. Section seven hundred forty-nine $B$ point nineteen (749B.19), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The council shall meet at least annually and at any other time upon the call of the governor, the chairman of the council, or any three of its members. Each nonlegislative council member shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of official duties from funds appropriated to the department of public safety. Each legislative member shall receive expenses only pursuant to section two point ten (2.10) and section two point twelve (2.12) of the Code."
Bennett of Ida asked and received unanimous consent that amendment $\mathrm{H}-3922$, to amendment $\mathrm{H}-3868$, filed by Halvorson, et al., on May 21, 1975, and found on pages 1895 and 1896 of the House Journal, be withdrawn.

Welden of Hardin offered the following amendment $\mathrm{H}-3941$, to amendment H-3868, filed by him and Bennett of Ida from the floor: 3941

Amend the Monroe amendment ( $\mathrm{H}-3868$ ) to Senate File 507, as passed by the Senate, as follows:

1. Page 1 , by inserting after line 4 the following:
"Sec. ..... Section two point ten (2.10), subsection one (1), Code 1975, is amended to read as follows:
2. Every member of the general assembly except the speaker of the house and majority and minority floor leaders of the senate and house shall receive an annual salary of eight thousand dollars for each year while serving as a member of the general assembly. The majority and minority floor leaders of the senate and house shall receive an annual salary of nine thousand five hundred dollars for each year while serving in such capacity. In addition, each such member shall receive the sum of twenty dollars per day for expenses of office, except travel, for each day the general assembly is in session [commencing with the first day of a legislative session and ending with the day of final adjournment of each legislative session as indicated by the journals of the house and senate]. However, members from Polk county shall
```
receive ten dollars per day. The expenses of office
shall not be paid for more than one hundred days for
each regular session and a total of two hundred days
for a biennium. Travel expenses shall be paid at
the rate established by section 79.9 for actual travel
in going to and returning from the seat of government
by the nearest traveled route for not more than one
time per week during a legislative session. However,
any increase from time to time in the mileage rate
established by section }79.9\mathrm{ shall not become effective
for members of the general assembly until the convening
of the next general assembly following the session
in which the increase is adopted; and.this provision
shall prevail over any inconsistent provision of any
present or future statute."
    2. Renumber sections and correct internal
references in conformance with this amendment.
```

Monroe of Des Moines rose on a point of order that amendment H - 3941 was not germane.

The Speaker ruled the point well taken and amendment H-3941 not germane.

Welden of Hardin moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3941$.

Roll call was requested by Branstad of Winnebago and Wulff of Black Hawk.

On the question "Shall the rules be suspended to consider amendment H-3941 ?"

The ayes were, 40 :

| Bennett | Den Herder | Lindeen | Readinger |
| :---: | :---: | :---: | :---: |
| Bortell | Drake | Lipsky | Rinas |
| Branstad | Egenes | McElroy | Schroeder |
| Brockett | Evans | Millen | Stromer |
| Byerly | Fullerton | Miller, K. D. | Tauke |
| Clark | Hansen | Nealson | Tofte |
| Crabb | Harvey | Nielsen | Varley |
| Crawford | Husak | Oakley | Welden |
| Daggett | Junker | Pellett | Wulff |
| Danker | Lageschulte | Perkins | Wyckoff |
| The nays were, 47: |  |  |  |
| Anderson | Fitzgerald | Jochum | Poncy |
| Avenson | Gilloon | Krause | Scheelhaase |
| Baker | Griffee | Lonergan | Small |
| Bina | Hargrave | Mennenga | Spear |
| Brandt | Harper | Middleswart | Spencer |
| Brunow | Hennessey | Miller, O. L. | Snradling |
| Caffrey | Higgins | Monroe | Svoboda |
| Cusack | Hinkhouse | Newhard | Walter |
| Dieleman | Horn | Norland | Wells |
| Doyle | Hullinger | O'Halloran | Woods |
| Dunton | Hutchins | Patchett | Mr. Speaker |
| Dyrland | Jesse | Pavich |  |

Absent or not voting, 13:

| Bittle | Hines | Koogler | Middleton |
| :--- | :--- | :--- | :--- |
| Connors | Howell | Kreamer | Miller, A.V. |
| Gentleman | Jordan | Menke | West |

The motion lost.
Miller of Buchanan offered the following amendment $\mathrm{H}-3882$, to amendment $\mathrm{H}-3868$, filed by him:

H-3882
1 Amend House amendment H-3868 amending Senate File
2 507, as passed by the Senate, as follows:
3 1. Page 1, by inserting after line 50 the
4 following:

7 upon the twentieth legislative day of the session.
8 The steering committee shall have charge of all bills
9 that are on the calendar and shall daily arrange the
10 bills for consideration of the house. Each two weeks
11 thereafter the speaker shall appoint a new steering
12 committee."
13 2. By renumbering the sections and correcting
14 internal references to conform with this amendment.
Monroe of Des Moines rose on a point of order that amendment H-3882 was not germane.

The Speaker ruled the point well taken and amendment H-3882 not germane.

Miller of Buchanan offered the following amendment H-3883, to amendment $\mathrm{H}-3868$, filed by him:
H-3883

Amend House amendment H-3868 amending Senate File 507, as passed by the Senate, as follows:

1. Page 1, by inserting after line 50 the following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint to an interim study committee a member of the general assembly who sponsored the resolution authorizing that interim study committee nor shall the council appoint a member of the general assembly who has previously served on an interim study committes until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve.

20 Nonlegislative members may be included on such
21 committees when the council deems the participation
22 of such members advantageous to the conduct of the
23 study."
24
2. By renumbering the sections and correcting internal references to conform with this amendment.
Drake of Muscatine rose on a point of order that amendment $\mathrm{H}-3883$ was not germane.

The Speaker ruled the point not well taken and amendment H-3883 germane.

Miller of Buchanan moved the adoption of amendment $\mathrm{H}-3883$, to amendment $\mathrm{H}-3868$.

Roll call was requested by Junker of Woodbury and Miller of Buchanan.

On the question "Shall amendment $\mathrm{H}-3883$, to amendment H-3868, be adopted?"

The ayes were, 18:

| Bennett | Fullerton | Lageschulte | Pellett |
| :--- | :--- | :--- | :--- |
| Bortell | Hansen | Miller, K. D. | Tofte |
| Branstad | Harvey | Nealson | Wulff |
| Byerly | Hennessey | Nielsen | Wyckoff |
| Danker | Junker |  |  |

The nays were, 69:

| Anderson | Dunton | Jesse | Pavich <br> Avenson |
| :--- | :--- | :--- | :--- |
| Dyrland | Jochum | Perkins |  |
| Baker | Egenes | Krause | Poncy |
| Bina | Evans | Lindeen | Readinger |
| Brandt | Fitzgerald | Lipsky | Scheelhaase |
| Brockett | Gentleman | Lonergan | Small |
| Brunow | Gilloon | McElrov | Spear |
| Caffrey | Griffee | Mennenga | Spencer |
| Clark | Hargrave | Middleswart | Spradling |
| Connors | Harper | Miller, A. V. | Stromer |
| Crabb | Higgins | Miller, O. L. | Svoboda |
| Crawford | Hinkhouse | Monree | Tauke |
| Cusack | Horn | Newhard | Varley |
| Daggett | Howell | Norland | Walter |
| Den Herder | Hullinger | Oakley | Wells |
| Dieleman | Husak | O'Halloran | Woods |
| Doyle | Hutchins | Patchett | Mr. Speaker |
| Drake |  |  |  |
| Absent or not voting, 13: |  |  |  |
| Bittle | Koogler |  |  |
| Halvorson | Kreamer | Middleton | Schroeder |
| Hines | Menke | Millen | Welden |
| Jinas |  | West |  |

Jordan
Amendment H— 3883 lost.
Miller of Buchanan offered the following amendment $\mathrm{H}-3886$, to amendment $\mathrm{H} \longrightarrow 3868$, filed by him and moved its adoption:

H-3886
Amend House amendment H- 3868 amending Senate File 507 as passed by the Senate, as follows:

1. Page 1, by inserting after line 50 the
following:
"Sec. ..... Section two point forty-two (2.42), subsection four (4), Code 1975, is amended to read as follows:
2. To appoint interim study committees consisting of members of the legislative council and members of the general assembly of such number as the council shall determine. However, the council shall not appoint a member of the general assembly who has previously served on an interim study committee or who is serving on the council or its committees and subcommittees or a study committee and subcommittee of a standing committee, until every member of the general assembly who has not previously served on an interim study committee has been offered an opportunity to so serve. Nonlegislative members may be included on such committees when the council deems the participation of such members advantageous to the conduct of the study."
3. By renumbering the sections and correcting internal references to conform with this amendment.

Roll call was requested by Junker of Woodbury and Bortell of Madison.

On the question "Shall amendment H-3886, to amendment H—3868, be adopted?"

The ayes were, 29 :

| Anderson | Dieleman <br> Baker |
| :--- | :--- |
| Fullerton <br> Bennett | Hansen <br> Bortell |
| Branstad | Hennessey |
| Byerly <br> Daggett <br> Danker | Hinkhouse |
| Howell |  |


| Junker | Schroeder |
| :--- | :--- |
| Lageschulte | Spear |
| Miller, K. D. | Svoboda |
| Nealson | Tofte |
| Nielsen | Woods |
| Pellett | Wulff |
| Rinas | Wyckoff |

The nays were, 55:

| Avenson | Dunton | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Bina | Dyrland | Krause | Perkins |
| Brandt | Evans | Lindeen | Poncy |
| Brockett | Fitzgerald | Lipsky | Readinger |
| Brunow | Gentleman | Lonergan | Scheelhaase |
| Caffrey | Gilloon | McErroy | Small |
| Clark | Griffee | Meennenga | Spencer |
| Connors | Hargrave | Miller, A.V. | Spradling |
| Crabb | Harper | Miller, O. L. | Tauke |
| Crawford | Higgins | Monroe | Varley |
| Cusack | Horn | Newhard | Wralter |
| Den Herder | Hullinger | Oakley | Wells |
| Doyle | Husak | O'Halloran | Mr. Speaker |
| Drake | Jesse | Patchett |  |


| Absent or not voting, 16: |  |  |  |
| :--- | :--- | :--- | :--- |
| Bittle | Hutchins | Menke | Norland |
| Egenes | Jordan | Middleswart | Stromer |
| Halvorson | Koogler | Middleton | Welden |
| Hines | Kreamer | Millen | West |

Amendment H-3886 lost.
Oakley of Clinton asked and received unanimous consent that amendment H-3869, to amendment H-3868, filed by him on May 19, 1975, and found on page 1826 of the House Journal, and amendment $\mathrm{H}-3904$, to amendment $\mathrm{H}-3868$, filed by him on May 20, 1975, and found on page 1865 of the House Journal, be withdrawn.

Monroe of Des Moines moved the adoption of amendment H-3868.

A non-record roll call was requested.
The ayes were 75, nays 7 .
Amendment H-3868 was adopted.
With the adoption of amendment $\mathrm{H}-3868$, the following amendments are out of order:

Amendments $\mathrm{H}-3900, \mathrm{H}-3901$ and $\mathrm{H}-3902$ filed by Miller of Buchanan on May 20, 1975, and found on pages 1863 and 1864 of the House Journal.

Amendments H-3903 and H-3906 filed by Oakley of Clinton on May 20, 1975, and found on pages 1864, 1865 and 1866 of the House Journal.

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

Under the provisions of Rule 71, Junker of Woodbury refrained from voting.

On the question "Shall the bill pass?" (S.F. 507)
The ayes were, 77:

| Anderson | Caffrey | Dunton | Harper |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Dyrland | Hennessey |
| Baker | Crabb | Egenes | Hinkhouse |
| Bennett | Crawford | Evans | Horn |
| Bina | Cusack | Fitzgerald | Howell |
| Bortell | Daggett | Gentleman | Hullinger |
| Brandt | Den Herder | Gilloon | Hutchins |
| Branstad | Dieleman | Griffee | Jesse |
| Brunow | Doyle | Hansen | Jochum |
| Byerly | Drake | Hargrave | Krause |


| Lageschulte | Nielsen | Scheelhaase | Tofte |
| :---: | :---: | :---: | :---: |
| Lindeen | Norland | Schroeder | Varley |
| Lonergan | Oakley | Small | Walter |
| McElroy | O'Halloran | Spear | Welden |
| Mennenga | Pavich | Spencer | Wells |
| Middleswart | Pellett | Spradling | Woods |
| Miller, A. V. | Perkins | Stromer | Wulff |
| Miller, O. L. | Readinger | Svoboda | Wyckoff |
| Monroe | Rinas | Tauke | Mr. Speaker |
| Newhard |  |  |  |
| The nays were, 7: |  |  |  |
| Clark | Harvey | Miller, K. D. | Patchett |
| Danker | Lipsky | Nealson |  |
| Absent or not voting, 16: |  |  |  |
| Bittle | Higgins | Junker | Middleton |
| Brockett | Hines | Koogler | Millen |
| Fullerton | Husak | Kreamer | Poncy |
| Halvorson | Jordan | Menke | West |

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

## MOTION TO RECONSIDER LOST (Senate File 507)

Woods of Polk moved to reconsider the vote by which Senate File 507 passed the House on May 23, 1975.

A non-record roll call was requested.
The ayes were 27 , nays 54 .
The motion lost.

## HOUSE FILE 828 WITHDRAWN

Monroe of Des Moines asked and received unanimous consent to withdraw House File 828 from further consideration by the House.

## EXPLANATIONS OF VOTE

I was necessarily absent from the House for a time Wednesday, May 22, because of business. Had I been present I would have voted "aye" on House File 803.

> DAGGETT of Adams

Due to a commitment I made to give the address at the Waukee High School Commencement, I was necessarily absent on the final vote on House File 803. Had I been present I would have voted "aye".

VARLEY of Adair
COMMUNICATION FROM LAWRENCE-LEITER AND COMPANY
There is on file in the office of the Chief Clerk the findings and recommendations of the County Officer Compensation and

Responsibility Study as presented by Lawrence-Leiter and Company.

SUBCOMMITTEE ASSIGNMENTS

House File 719
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 761
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton

House File 769
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
House File 869
Ways and Means
Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina

House File 876
Ways and Means
Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
House File 874
Ways and Means
Hutchins, Chairman
Baker
Daggett
Junker
Middleton
Senate File 501
Ways and Means Hennessey, Chairman
Junker Middleton

## STUDY BILL SUBCOMMITTEE ASSIGNMENT <br> WAYS AND MEANS <br> (Additional subcommittee members appointed)

28. Relating to the equalization of property values by the director of revenue.

Hutchins
Daggett
Mennenga
Wyckoff
Bittle

## REPORT OF STEERING COMMITTEE

Mr. Speaker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee calendar:
S. F. 266 Relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties. By Robinson.
H. F. 837 COMMITTEE BILL-Relating to the use of abandoned railroad right-of-way and imposing penalties for violations. By committee on transportation; Krause, chairman.
H. F. 470 COMMITTEE BILL-Establishing and regulating the practice of barbering and the practice of cosmetology, and to provide
penalties. By committee on state government; Monroe, chairman.
H. F. 805 COMMITTEE BILL-Relating to the location and operation of livestock feedlots, and defining nuisance as the term relates thereto. By committee on agriculture; Husak, chairman.

JESSE of Polk, Chairman

## REPORT OF STEERING COMMITTEE

## NONCONTROVERSIAL CALENDAR

Mr. Spanker: Your steering committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the steering committee noncontroversial calendar:
H. F. 783 COMMITTEE BILL-Relating to the confidentiality of school records. By committee on education; Patchett, chairman.
H. F. 787 COMMITTEE BILL-Relating to minimum percentages of plant nutrients in fertilizers. By committee on agriculture; Husak, chairman.
H. F. 790 COMMITTEE BILL-Creating immunity from civil liability of persons serving on peer review committees. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 794 COMMITTEE BILL-Relating to municipal support of industrial projects for repair, remodelng, reconstruction or expansion. By committee on cities and towns; Rinas, chairman.
H. F. 743 COMMITTEE BILL-Relating to the use of flashing amber lights on animal-drawn vehicles. By committee on transportation; Krause, chairman.
H. F. 739 COMMITTEE BILL-Relating to the priority of secondary road assessment district projects in a secondary road construction program. By committee on transportation; Krause, chairman.
H.F. 826 COMMITTEE BILL-Relating to the employment of full-time public prosecutors in certain counties. By committee on judiciary and law enforcement; Jesse, chairman.
H. F. 795 COMMITTEE BILL-Relating to tuition paid by school districts. By committee on education; Patchett, chairman.
H. F. 799 COMMITTEE BILL-Relating to a liability protection for state employees. By committee on state government; Monroe, chairman.
H. F. 820 COMMITTEE BILI-Relating to the authority of peace officers employed by the department of public safety. By committee on transportation; Krause, chairman.
H. F. 812 COMMITTEE BILL-Allowing the governor to appoint the directors of certain commissions. By committee on state government; Monroe, chairman.
H. F. 617 COMMITTEE BILI-Relating to mobile home tiedowns and providing a penalty. By committee on transportation; Krause, chairman.
H. F. 784 COMMITTEE BILL-Relating to the employment and duties of public school principals. By committee on education; Patchett, chairman.
S. F. 303 Relating to the composition and appointment of members of the Iowa crime commission. By Lamborn.
S. F. 308 COMMITTEE BILL-Relating to the definition of finance charge in consumer credit transactions and providing an exception thereto. By Senate committee on commerce; Junkins, chairman.

JESSE of Polk, Chairman

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 889, a bill for an act appropriating funds to the governor, lieutenant governor, office for planning and programming and the council of state governments, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

Also:
Mr. Speakmr: Your committee on appropriations has considered House File 890, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-3943
Amend House File 380 as follows:

DUNTON of Keokuk, Chairman

1. Page 1, line 2, by striking the word "April"
and inserting in lieu thereof the word "July".
2. Page 1 , line 3 , by striking the figure " 1975 " and inserting in lieu thereof the figure " 1976 ".
3. Page 1, by striking line 5 and inserting in lieu thereof the words and figures "sum of two hundred five thousand two hundred eighty-one $(205,281)$ dollars,".
4. Page 1, by striking lines 11, 12 and 13 and inserting in lieu thereof the following:
"it appears will not be available should HR two thousand nine hundred fifty-four (2954) of the Ninetyfourth Congress fail to become law. Accordingly, the amount".
5. Page 1, line 18, by striking the word "April" and inserting in lieu thereof the word "July".
6. Page 1, line 19, by striking the second figure " 1975 " and inserting in lieu thereof the figure " 1976 ".
7. Page 1, by striking lines 20 through 24, inclusive.

JESSE of Polk
H-3944
Amend House File 794 as follows:

1. Page 1 , lines 3 and 4, by striking the words "all or any part of, or any interest in" and inserting in lieu thereof the following: "[all or any part of, or any interest in"].
2. Page 1 , line 16 , by striking the words "distributing or selling" and inserting in lieu thereof the following: "[distributing or selling] or distributing".

HARVEY of Scott
H-3942
1 Amend Senate File 387, as follows:
2 1. Page 1, line 6, by inserting after the word
3 "procedures" the words ", except in an emergency
4 when medically necessary to save the life of the 5 mother".
6 2. Page 1 , by striking everything after the
period in line 15 , and all of lines $15 \mathrm{~A}, 15 \mathrm{~B}$, 15C and 15D.
3. Page 1, line 18 by striking the word "and" and inserting in lieu thereof the word "or".
4. Page 1, line 19, by inserting after the word "abortion" the words ", except in an emergency when medically necessary to save the life of the mother
5. Page 1, line 22 by inserting after the word "hospital" the following: ", except if the mother dies as a result of the refusal to provide medical care".

GENTLEMAN of Polk

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 1:00 p.m. until 10:00 a.m. Tuesday, May 27, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Thirty-fifth Calendar Day-Eighty-eighth Session Day
hall of the house of Representatives Des Monnes, Iowa, Tumsoay, May 27, 1975

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

Prayer was offered by the Reverend J. R. Keys, pastor of the Payne African Methodist Episcopal Church, Waterloo, Iowa.

The Journal of Friday, May 23, 1975, was approved.

## Legislative physician for the day

Dr. Forrest Smith, Davenport, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Caffrey of Polk for a portion of the morning session on request of Hutchins of Guthrie; Krause of Palo Alto on request of Connors of Polk; Avenson of Fayette for the morning session on request of Norland of Worth; Harvey of Scott on request of Stromer of Hancock; Bennett of Ida for a portion of the day on request of Schroeder of Pottawattamie.

## PRESENTATION OF VISITORS

Miller of Calhoun presented to the House Jane Ribeiro, an exchange student from Brazil staying with Marlyn Johnson of Manson, Iowa.

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

One hundred fifth and sixth grade students from Olmsted Elementary and Urbandale Intermediate Schools, Urbandale, Iowa, accompanied by Dale Cunion, Billy Massey, Ellen Mercer and Kris Coffey. By Readinger of Polk.

Twelve students from St. Paul Immanuel Lutheran School, Whittemore, Iowa, accompanied by Paul Buelow. By Krause of Palo Alto.

Sixty-six sixth grade students from Logan-Magnolia Community School, Logan, Iowa, accompanied by Mr. Rider, Mrs. Cohrs, Mrs. Kersten and Mr. Arps. By Crabb of Crawford.

Fifty students from Warren Harding Junior High School, Des Moines, Iowa, accompanied by Fred Geitz. By Connors of Polk.

Seventy-five students from Eagle Grove Middle School, Eagle Grove, Iowa, accompanied by Mr. Kelley and Mr. Hanna. By Cochran of Webster, Stromer of Hancock and Fitzgerald of Webster.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committee on House Files 889 and 890 , under Rule 36.

## ADOPTION OF HOUSE RESOLUTION 35

Pursuant to House Rule 26, the Speaker announced that House Resolution 35, filed on May 13, 1975, and found on page 1726 of the House Journal, is adopted by unanimous consent.

## HOUSE RESOLUTION 42 <br> By Patchett of Johnson

> Whereas, the city of Lisbon, Iowa is nearing the centennial anniversary of its incorporation as a city; and
> Whereas, the citizens of Lisbon, Iowa are preparing for a centennial celebration to commemorate the one-hundreth anniversary of the city's incorporation; Now Therefore,
> Be It Resolved by the House of Representatives, That the membership of the House of Representatives of the Sixty-sixth General Assembly of the State of Iowa extends its heartiest congratulations to the city of Lisbon, Iowa in commemoration of the centennial anniversary of its incorporation; and
> Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Lisbon who are in charge of making preparations for the centennial celebration.

Laid over under Rule 25.

## UNANIMOUS CONSENT CALENDAR (House Resolution 41)

We hereby request that House Resolution 41, filed on May 23, 1975, and found on page 1915 of the House Journal, be placed on the unanimous consent calendar.

> CRABB of Crawford DANKER of Pottawattamie HUSAK of Tama

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 15, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 390, a bill for an act authorizing the expenditure of federal funds or grants for the support of mental health centers.

Also: That the Senate has on May 23, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 397, a bill for an act relating to benefited street lighting districts.

Also: That the Senate has on May 23, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 499, a bill for an act relating to the hospitalization of the mentally ill.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 390

H—3945
1 Amend House File 390, as passed by the House, as follows:

1. Page 2, line 22, by inserting after the word "electors" the words "to expend federal revenue-sharing funds for a mental health or mental retardation project or".
2. Page 2, lines 22 through 24, inclusive, by striking the words " $a$ mental health or mental retardation project is to be funded by federal revenue-sharing funds or when".
3. Page 3, line 1, by inserting after the word "newspaper" the words "published in the county".

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

House File 883, a bill for an act relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general, was taken up for consideration.

Griffee of Chickasaw offered the following amendment $\mathrm{H}-3830$ filed by him and moved its adoption:

H-3830
1 Amend House File 883, page 1, lines 20 and 21, 2 by striking the words "each year of the biennium".
Amendment H-3830 was adopted.

Griffee of Chickasaw offered the following amendment H-3872 filed by him and moved its adoption:

H-3872
1 Amend House File 883 as follows:
2 Page 7, line 21, by striking the figures
3 " 599,405 " and inserting in lieu thereof the figures
4 " 608,532 ".
Amendment $\mathrm{H}-3872$ was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 883)
The ayes were, 87 :

| Anderson | Egenes | Jordan | Perkins |
| :--- | :--- | :--- | :--- |
| Baker | Evans | Junker | Poncy |
| Bina | Fitzgerald | Koogler | Readinger |
| Bittle | Fullerton | Lageschulte | Rinas |
| Bortell | Gentleman | Lindeen | Scheelhaase |
| Brandt | Gilloon | Lipsky | Schroeder |
| Branstad | Griffee | Lonergan | Small |
| Brockett | Halvorson | McElroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Hargrave | Middleswart | Spradling |
| Clark | Harper | Millen | Stromer |
| Connors | Hennessey | Miller, A. V. | Svoboda |
| Crabb | Higgins | Miller, O. L. | Tauke |
| Crawford | Hines | Monroe | Tofte |
| Cusack | Hinkhouse | Nealson | Walter |
| Daggett | Horn | Newhard | Wele: |
| Danker | Howell | Nielsen | Wells |
| Den Herder | Hullinger | Norland | West |
| Dieleman | Husak | Oakley | Wulf |
| Doyle | Hutchins | O'Halloran | Wyckoff |
| Dunton | Jesse | Patchett | Mr. Speaker |
| Dvrland | Jochum | Pavich |  |

The nays were, 1:
Miller, K. D.
Absent or not voting, 12:

| Avenson | Drake | Kreamer | Pellett |
| :--- | :--- | :--- | :--- |
| Bennett | Harvey | Mennenga | Varley |
| Caffrey | Krause | Middleton | Woods |

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

Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons, with report of committee recommending amendment and passage, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-3852 filed by the committee on appropriations and moved its adoption:

H-3852
1 Amend Senate File 504, as amended and passed by
2 the Senate, as follows:

1. Page 1 , line 16 , by striking the word and
figure "December 31 " and inserting in lieu thereof
the word and figure "November 30 ".
2. Page 1 , line 18 , by striking the word and
figures "March 1, 1976" and inserting in lieu
thereof the word and figures "December 31, 1975".
Amendment H-3852 was adopted.

## Doyle of Woodbury in the chair at 11:05 a.m.

Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 504)
The ayes were, 78:

| Anderson | Fitzgerald <br> Baker |
| :--- | :--- |
| Fullerton |  |
| Bina | Gentleman |
| Bittle | - |
| Grandt | Gilloon |
| Brockett | Griffee |
| Brunow | Hansen |
| Byerly | Hargrave |
| Clark | Harper |
| Cochran | Hennessey |
| Connors | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Egenes | Josse |
| Evans | Jochum |
| Jordan |  |

The nays were, 11:

| Bortell | Danker | Miller, K. D. | Welden |
| :---: | :---: | :---: | :---: |
| Branstad | Halvorson | Nealson | Wyckoff |
| Daggett | Kreamer | Scheelhaase |  |
| Absent or not voting, 11: |  |  |  |
| Avenson | Drake | Mennenga | Varley |
| Bennett | Harvey | Middleton | Woods |
| Caffrey | Krause | Pellett |  |

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

Senate File 505, a bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission, with report of committee recommending passage, was taken up for consideration.

Welden of Hardin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 505)
The ayes were, 88:

| Anderson | Evans | Junker | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Koogler | Perkins |
| Bina | Fullerton | Kreamer | Poncy |
| Bittle | Gentleman | Lageschulte | Readinger |
| Bortell | Gilloon | Lindeen | Rinas |
| Brandt | Griffee | Lipsky | Scheelhaase |
| Branstad | Halvorson | Lonergan | Schroeder |
| Brockett | Hansen | McElroy | Small |
| Brunow | Hargrave | Menke | Spear |
| Byerly | Harper | Middleswart | Spencer |
| Clark | Hennessey | Millen | Spradling |
| Cochran | Higgins | Miller, A. V. | Stromer |
| Connors | Hines | Miller, K. D. | Tauke |
| Crabb | Hinkhouse | Miller, O. L. | Tofte |
| Crawford | Horn | Monroe | Walter |
| Cusack | Howell | Nealson | Welden |
| Daggett | Hullinger | Newhard | Wells |
| Danker | Husak | Nielsen | West |
| Den Herder | Hutchins | Norland | Wulff |
| Dieleman | Jesse | Oaklev | Wyckoff |
| Dunton | Jochum | O'Halloran | Mr.Speaker |
| Dyrland | Jordan | Patchett | (Doyle) |
| Egenes |  |  |  |

The nays were, none.
Absent or not voting, 12:

| Avenson | Drake |
| :--- | :--- |
| Bennett | Harvey |
| Caffrey | Krause |


| Mennenga | Svoboda |
| :--- | :--- |
| Middleton | Varley |
| Pellett | Woods |

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

House File 887, a bill for an act making an appropriation to the state department of health to finance programs subject to administration by the department, was taken up for consideration.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 887)

The ayes were, 90 :

| Anderson | Evans <br> Baker |
| :--- | :--- |
| Bitzgerald |  |
| Bina | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Clark | Hennessey |
| Cochran | Higgins |
| Connors | Hines |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Den Herder | Hutchins |
| Dieleman | Jesse |
| Dunton | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |


| Koogler | Perkins |
| :--- | :--- |
| Kreamer | Poncy <br> Lageschulte |
| Lindeen | Readinger |
| Rinas |  |
| Lipsky | Sinas |
| Lonergan | Scheelhaase |
| McElroy | Schroeder |
| Menke | Spall |
| Mennenga | Spencer |
| Middleswart | Spradling |
| Millen | Stromer |
| Miller, A. V.. | Svoboda |
| Miller, K. D. | Tauke |
| Miller, O. L. | Tofte |
| Monroe | Walter |
| Nealson | Welden |
| Newhard | Wels |
| Nielsen | West |
| Norland | Wulf |
| Oakley | Wyckoff |
| O'Halloran | Mr. Speaker |
| Patchett | (Doyle) |
| Pavich |  |

The nays were, none.
Absent or not voting, 10:

| Avenson | Drake | Middleton | Varley |
| :--- | :--- | :--- | :--- |
| Bennett | Harvey | Pellett | Woods |
| Caffrey | Krause |  |  |

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

Senate Joint Resolution 12, a joint resolution to provide for an interim study of the causes and effects of and solution to the unavailability and high cost of malpractice insurance to health care providers and to provide an appropriation, with report of committee recommending passage, was taken up for consideration.

Small of Johnson moved that the resolution be read a last time now and placed upon its passage which motion prevailed and the resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (S.J.R. 12)

The ayes were, 89:

| Anderson | Brockett | Cusack | Egenes |
| :---: | :---: | :---: | :---: |
| Baker | Brunovi | Daggett | Evans |
| Bina | Byerly | Danker | Fitzgerald |
| Bittle | Clark | Den Herder | Fullerton |
| Bortell | Cochran | Dieleman | Gentleman |
| Brandt | Connors | Dunton | Gilloon |
| Branstad | Crawford | Dyrland | Griffee |


| Halvorson | Junker |
| :--- | :--- |
| Hansen | Koogler |
| Hargrave | Kreamer |
| Harper | Lageschulte |
| Hennessey | Lindeen |
| Higgins | Lipsky |
| Hines | Lonergan |
| Hinkhouse | McElroy |
| Horn | Menke |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Husak | Millen |
| Hutchins | Miller, A.V. |
| Jesse | Miller, K.D. |
| Jochum | Miller, O.L. |
| Jordan | Monroe |

Nealson
Newhard
Nielsen
Norland
Oaklev
O'Halloran
Patchett
Pavich
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Walter
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker
(Doyle)

The nays were, none.
Absent or not voting, 11:

| Avenson | Crabb | Krause | Varley |
| :--- | :--- | :--- | :--- |
| Bennett | Drake | Middleton | Woods |
| Caffrey | Harvey | Pellett |  |

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

## SENATE FILE 521 DEFERRED

Senate File 521, a bill for an act relating to expenses for persons seeking or employed in professional positions with the state, with report of committee recommending passage, was taken up for consideration.

Tauke of Dubuque asked and received unanimous consent that Senate File 521 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS

APPROPRIATIONS CALENDAR
Senate File 522, a bill for an act making an appropriation to supplement funds appropriated to the state board of veterinary examiners fund, with report of committee recommending passage, was taken up for consideration.

Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 522)
The ayes were, 86:
Anderson Baker Bina Bittle

| Bortell | Fitzgerald | Kreamer | Poncy |
| :---: | :---: | :---: | :---: |
| Brandt | Fullerton | Lageschulte | Readinger |
| Branstad | Gilloon | Lindeen | Rinas |
| Brockett | Griffee | Lipsky | Scheelhaase |
| Brunow | Halvorson | Lonergan | Schroeder |
| Byerly | Hansen | McElroy | Small |
| Caffrey | Hargrave | Menke | Spear |
| Clark | Harper | Mennenga | Spencer |
| Cochran | Hennessey | Middleswart | Spradling |
| Connors | Higgins | Miller, A. V. | Svoboda |
| Crabb | Hines | Miller, K. D. | Tauke |
| Crawford | Hinkhouse | Miller, O. L. | Tofte |
| Cusack | Horn | Monroe | Walter |
| Daggett | Howell | Nealson | Welden |
| Danker | Hullinger | Newhard | Wells |
| Den Herder | Husak | Nielsen | West |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Dunton | Jesse | Patchett | Wyckoff |
| Dyrland | Jochum | Pavich | Mr. Speaker |
| Egenes | Junker | Pellett | (Doyle) |
| Evans | Koogler | Perkins |  |
| The nays were, 2: |  |  |  |
| Gentleman | Oakley |  |  |
| Absent or not voting, 12: |  |  |  |
| Avensui. | Harvey | Middleton | Stromer |
| Bennett | Jordan | Millen | Varley |
| Drake | Krause | Norland | Woods |

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

Senate File 523, a bill for an act relating to and appropriating funds to legislative agencies and agencies involved in the legislative process, with report of committee recommending amendment and passage, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-3932 filed by the committee on appropriations and moved its adoption:

H-3932
1 Amend Senate File 523 as passed by the Senate
2 by striking lines 25 thru 31 on page 2.
Amendment H—3932 was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 523)
The ayes were, 88:

| Anderson | Bortell | Brunow | Cochran |
| :--- | :--- | :--- | :--- |
| Baker | Brandt | Byerly | Connors |
| Bina | Branstad | Caffrey | Crabb |
| Bittle | Brockett | Clark | Crawford |


| Cusack | Higgins | McElroy | Rinas |
| :--- | :--- | :--- | :--- |
| Daggett | Hines | Menke | Scheelhaase |
| Danker | Hinkhouse | Mennenga | Schroeder |
| Den Herder | Horn | Middleswart | Small |
| Dieleman | Howell | Miller, A.V. | Spear |
| Dunton | Hullinger | Miller, K. D. | Spencer |
| Dyrland | Husak | Miller, O. L. | Spradling |
| Egenes | Hutchins | Nealson | Svoboda |
| Evans | Jesse | Newhard | Tauke |
| Fitzgerald | Jochum | Nielsen | Tofte |
| Fullerton | Jordan | Oakley | Walter |
| Gentleman | Junker | O'Halloran | Welden |
| Gilloon | Koogler | Patchett | Wells |
| Griffee | Kreamer | Pavich | West |
| Halvorson | Lageschulte | Pellett | Wulff |
| Hansen | Lindeen | Perkins | Wyckoff |
| Hargrave | Lipsky | Poncy | Mr. Speaker |
| Harper | Lonergan | Readingu | (Doyle) |
| Hennessey |  |  |  |

The nays were, none.
Absent or not voting, 12:

| Avenson | Harvey | Millen | Stromer |
| :--- | :--- | :--- | :--- |
| Bennett | Krause | Monroe | Varley |
| Drake | Middleton | Norland | Woods |

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

On motion by Fitzgerald of Webster, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 22, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 700, a bill for an act relating to the procedures for preparing for, conducting and canvassing of elections.

CLARK R. RASMUSSEN, Secretary
SENATE AMENDMENT TO HOUSE FILE 700
H-3952
Amend House File 700 as amended and passed by the
2 House and reprinted, as follows:
3 1. Page 1, by striking lines 2 through 16, inclu-
4 sive, and inserting in lieu thereof the following:
"1975, as amended by Acts of the Sixty-sixth General
Assembly, 1975 Session, House File one hundred sixty

## Page 2

the same office in the same election."
7. Page 21, by striking lines 24 through 35.
8. Page 22, by striking lines 1 through 12.
9. Page 23 , by striking all after the word "registration" in line 34 and all of line 35 , and page 24, by striking lines 1 through 7, inclusive, and inserting in lieu thereof the following:
", subject to the supervision of the county commissioner. The commissioner of registration or an employee of the commissioner of registration may visit each high school located in the county, during

## Page

the month of May of each year, and offer to register any person who is eligible under section forty-eight point two (48.2) of the Code to be registered." 10. Page 25, line 33 , by striking the word "counties" and inserting in lieu thereof the words "[counties] county".
11. Page 27, by striking lines 32 and inserting in lieu thereof the words "[commercial] purpose[, advertising, or solicitation,] of any kind".
12. Page 30 , line 13 , by striking the word "and".
13. Page 30, line 14, by inserting after the word "occurred" the words ", and the elector's signature".
14. Page 30, line 29, by striking the words "of name or" and inserting in lieu thereof the words "of legal name or of residence".
15. Page 30, by striking lines 30 through 34, inclusive, and inserting in lieu thereof the following:
"of registration for any election the elector shall not be qualified to vote at that election, except that if a change of residence address does not require printing the qualified elector's name in a different election register for that election, the qualified elector shall be allowed to vote. A precinct election official shall have such an elector complete a change of address card at the polls and shall return the card to the commissioner with the election supplies."
16. Page 30, by striking line 35 , through page 32, line 23, inclue:
17. Page 32, by striking all after the period in line 35, and page 33, by striking lines 1 through 5 , inclusive, and inserting in lieu thereof the words "If any person registers to".
18. Page 33 , by striking lines 27 through 30 , inclusive, and inserting in lieu thereof the following:
"as provided in section 48.6, subsection [10] nine (9), and may then be questioned concerning". 19. Page 34, lines 6 and 7, by striking the words "[one thousand] six" inserting in lieu thereof the words "one thousand [six] one".

## 3

20. Page 35, by striking lines 32, 33 and 34 and that portion of line 35 preceding the word "Double".
21. Page 36, line 18 , by inserting after the word "county" the words ", or other political subdivision within which precincts have been merged across county lines pursuant to section forty-nine point eleven (49.11), subsection one (1), of the Code,".
22. Page 40 , line 14 , by striking the word "eligible" and inserting in lieu thereof the words "[eligible] qualified".
23. Page 43, line 24, by striking the words "the facsimile of the signature" and inserting in lieu thereof the words "one facsimile signature, that".
24. Page 43, line 25, by inserting after the word "printed" a comma.

## Page 4

25. Page 46 , by striking line 5 , through page 48, line 1 , inclusive.
26. Page 49, by striking lines 10 through 14 , inclusive, and inserting in lieu thereof the words "is a qualified elector of that precinct. The elector shall sign a voter's".
27. Page 49, by striking lines 17 through 30 , inclusive.
28. Page 51, line 21, by inserting after the second word "the" the words "name of the challenged elector and the".
29. Page 51 , by striking lines 22 and 23 and inserting in lieu thereof the words "reason for the challenge. The sealed affidavit".
30. Page 52 , line 23, by striking the word "that" and inserting in lieu thereof the word "[that] $i s$ ".
31. Page 52, line 24, by striking the word "is" and inserting in lieu thereof the word "[is]".
32. Page 52, line 26, by striking the words "by any person the blind voter may select" and inserting in lieu thereof the words "alternatively by any other person the [blind] voter may select if the voter is blind".
33. Page 55, line 24, by striking the word
"counting" and inserting in lieu thereof the word "election".
34. Page 55 , line 29 , by striking the word "counting" and inserting in lieu thereof the word "election".
35. Page 55, line 33, by inserting after the word "precinct" the word "election".
36. Page 56, line 1, by striking the word "counting" and inserting in lieu thereof the word "election".
37. Page 56 , line 8 , by striking the word

## "counting" and inserting in lieu thereof the word

 "election".38. Page 56, line 11, by inserting after the period the following:
"The board may divide itself into panels of not less than three members each in order to hear and determine two or more challenges simultaneously, but each panel shall meet the requirements of section forty-nine point twelve (49.12) of the Code as regards political party affiliation of the members of each panel."
39. Page 61, line 5, by inserting after the period the following:
"Prior to actual purchase by any county of any particular electronic voting system which has been approved for use in this state, the state commissioner shall formulate, with advice and assistance of the examiners, and adopt rules governing the development of vote counting programs and all procedures used
in actual counting of votes by means of that system."
40. Page 65, line 14, by inserting after the word "organizations" the words ", and to permit voting for all the candidates of any one political party or organization by a single mark or punch,".
41. Page 65, after line 15, by adding the following new paragraph:
"7. The voting punch device shall be so constructed and designed so if an elector makes an error in marking the ballot, the machine shall indicate the error and permit the elector to make a correction according to the provisions of section one hundred eleven (111), paragraph four (4) of this Act."
42. Page 68, line 6, by inserting after the word "ticket" the words ", or for or against any public question".
43. Page 70, by striking lines 24 through 28 , inclusive, and inserting in lieu thereof the following:
"In any county in which the board of supervisors has adopted voting by means of an electronic voting system, the commissioner may elect to also conduct absentee voting by use of such a system if the system so used is compatible with the counting center serving the precinct polling places in the county where voting is by means of an electronic voting system. In any other county, the commissioner may with approval of the board of supervisors conduct absentee voting by use of an electronic voting system. All provisions of chapter fifty-three".
44. Page 71 , line 23 , by striking the word "time" and inserting in lieu thereof the word "times".

## e 5

45. Page 71, line 35 , by striking the word "referred" and page 72, by striking line 1.
46. Page 72, line 15, by inserting after the period the following:
"The county chairperson of a political party may submit an additional test group of ballots which, if so submitted, shall also be tested."
47. Page 74, line 9, by striking the word "become" and inserting in lieu thereof the word "becomes".
48. Page 74, lines 17 and 18, by striking the words "[polls] polling place in the elector's precinct of residence" and inserting in lieu thereof the word "polls".
49. Page 75, lines 7 and 8 , by striking the words "eight o'clock p.m." and inserting in lieu thereof the words "[eight o'clock p.m.] the closing of the polls".
50. Page 75, line 17, by inserting after the period the following:
"However, if the application is received more than ten calendar days befors the election, the commissioner shall mail to the applicant within twenty-four hours a letter acknowledging receipt of the application
and describing the procedure prescribed by section ons hundred twenty-three (123) of this Act."
51. Page 75, by inserting after line 17 the following:
"Nothing in this subsection nor in section one hundred twenty-three (12s) of this Act shall be construed to prohibit a qualified elector who is a hospital patient or resident of a health care facility, or who anticipates entering a hospital or health care facility before the date of a forthcoming election, from casting an absentee ballot in the manner prescribed by section fifty-three point eleven (53.11) of the Code."
52. Page 76, line 7, by striking the words "An applicant" and inserting in lieu thereof the following:
"A qualified elector who has applied for an absentee ballot, in a manner other than that prescribed by section fifty-three point eleven (53.11) of the Code, and".
53. Page 76, line 21, by striking the words "five working" and inserting in lieu thereof the words "ten calendar".
54. Page 76, line 22, by striking the word "necessary" and inserting in lieu thereof the following:
"all ballots requested under section fifty-three point eight (53.8), subsection three (3), of the Code have not previously been delivered and returned. e 6
If a person who so requested an absentee ballot has
been dismissed from the health care facility or hospital, the special precinct election officers may take the ballot to the elector if he or she is currently residing in the county".
55. Page 76 , line 23 , by inserting after the word "shall" the word "both".
56. Page 76, line 34 and 35 , by striking the words "pursuant to section forty-nine point eighteen (49.18) of the Code" and inserting in lieu thereof the words "giving preference to persons designated by the respective county chairpersons of the political parties described in section forty-nine point thirteen (49.13) of the Code".
57. Page 77, by striking lines 16 and 17 and inserting in lieu thereof the following:
"Alternatively, the request may be made by telephone to the office of the commissioner not later than four hours before the close of the polls. If the requestor is found to be a qualified elector of".
58. Page 77, line 18, by inserting after the word "county," the words "these officers shall".
59. Page 79, by striking lines 23 through 35, and page 80 , by striking lines 1 through 11 , inclusive.
60. Page 82 , line 35 , by striking the words "county board" and inserting in lieu thereof the words "[county board] commissioner".
61. Page 83, line 22, by striking the words "from five to" and inserting in lieu thereof the words "[from] to either five [to] or".
62. Page 84, line 17, by striking the word "same" and inserting in lieu thereof the words "responsible commissioner's".
63. Page 84, by striking lines 21 through 28, inclusive.
64. Page 85 , line 17 , by striking the words "from five to" and inserting in lieu thereof the words "[from] to either five [to] or".
65. Page 85, by striking lines 19 and 20 and inserting in lieu thereof the words "directors to be elected, and which of the".
66. Page 86, line 14, by striking the words "[AND TREASURER]" and inserting in lieu thereof the words "AND TREASURER".
67. Page 86, by striking lines 17, 18 and 19 and inserting in lieu thereof the following:
"not be a teacher or other employee of the board. It shall also[, except in districts composed in whole or in part of a city,] appoint a treasurer. [Such] These officers".

## ge 7

68. Page 86, line 24, by striking the words "[They] The secretary" and inserting in lieu thereof the word "They".
69. Page 86, lines 27 and 28, by striking the words "[their successors are] a successor is" and inserting in lieu thereof the words "their successors are".
70. Page 88, by inserting after line 1 the following new section:
"Sec. ..... Section two hundred eighty A point twenty-three (280A.23), subsection two (2), Code 1975, is amended to read as follows:
71. Change boundaries of director districts in merged areas after each decennial census, or after any change in boundaries of the merged area, to compensate for changes in population if such population changes have taken place, or at any time for the purpose of causing the boundaries of director districts to coincide, where feasible, with the boundary lines of election precincts established pursuant to sections forty-nine point three (49.8) through forty-nine point six (49.6), inclusive, of the Code. However, the director districts shall in all cases be of approximately equal population within each merged area."
72. Page 90 , line 6, by striking the words "[elected] appointed" and inserting in lieu thereof the word "elected".
73. Page 90 , by striking lines 8 through 16 .
74. Page 90 , line 18, by striking the figures and letter "303A.4" and inserting in lieu thereof the figures and letter "303B.4".
75. Page 90 , lines 19 and 20 by striking the words "[the general election] their appointment" and inserting in lieu thereof the words "the general election".
76. Page 90 , lines 25 and 26, by striking the words "[next general election] expiration of the term in which the vacancy occurs" and inserting in lieu thereof the words "next general election".
77. Page 90 , line 34 , by striking the word "nine" and inserting in lieu thereof the word "thirty-two".
78. Page 95 , line 13 , by inserting after the comma the words and figures "forty-nine point fifty-nine (49.59), forty-nine point sixty (49.60), forty-nine point sixty-one (49.61),".
79. Page 95 , line 14, by inserting after the figure "(49.62)," the words and figure "two hundred seventyseven point twenty-six (277.26)".

## CONSIDERATION OF BILLS

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

House File 787, a bill for an act relating to minimum percentages of plant nutrients in fertilizers, was taken up for consideration.

Miller of Cerro Gordo offered the following amendment $\mathrm{H}-3912$ filed by Miller, et al., and moved its adoption:

H-3912
1 Amend House File 787 as follows:
2 1. Page 1, line 4, by striking the words
3 "phosphorus ( P ) or" and inserting in lieu thereof 4 the words "phosphoric acid".
2. Page 1, line 5, by striking the words "or both".
3. Page 1 , line 6, by striking the word "available" and inserting in lieu thereof the word "total".
4. Page 1, line 7, by striking the word "available" and inserting in lieu thereof the word "soluble".
5. Page 1, line 8, by striking the words "potassium (K) or" and inserting in lieu thereof the word "potash".
6. Page 1, line 8, by striking the words "or both".
7. Page 1 , line 9 , by inserting after the second word "of" the word "total".
8. Page 1 , line 10 , by striking the words "phosphorus (P) or" and inserting in lieu thereof the words "phosphoric acid".
9. Page 1, line 10, by striking the words "or both".
10. Page 1, line 11, by striking the words "potassium (K) or" and inserting in lieu thereof the word "potash".

26 11. Page 1, line 11, by striking the words "or 27 both".

Amendment H-3912 was adopted.
Miller of Cerro Gordo moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 787)
The ayes were, 89:

| Anderson | Egenes | Koogler | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Kreamer | Poncy |
| Baker | Fitzgerald | Lageschulte | Readinger |
| Bina | Fullerton | Lindeen | Rinas |
| Bittle | Gentleman | Lipsky | Scheelhaase |
| Bortell | Gilloon | Lonergan | Schroeder |
| Brandt | Griffee | McElroy | Small |
| Branstad | Halvorson | Menke | Spear |
| Brockett | Hansen | Mennenga | Spencer |
| Brunow | Hargrave | Middleswart | Spradling |
| Caffrey | Harper | Millen | Stromer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Higgins | Miller, K. D. | Tauke |
| Crabb | Hinkhouse | Miller, O. L. | Tofte |
| Crawford | Horn | Monroe | Varley |
| Cusack | Howell | Nealson | Walter |
| Daggett | Hullinger | Nielsen | Welden |
| Danker | Husak | Norland | West |
| Den Herder | Jesse | O'Halloran | Woods |
| Dieleman | Jochum | Patchett | Wulff |
| Doyle | Jordan | Pavich | Wyckoff |
| Dunton | Junker | Pellett | Mr. Speaker |

The nays were, none.
Absent or not voting, 11:

| Bennett | Harvey | Krause | Oakley |
| :--- | :--- | :--- | :--- |
| Byerly | Hines | Middleton | Wells |
| Drake | Hutchins | Newhard |  |

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

House File 790, a bill for an act creating immunity from civil liability of persons serving on peer review committees, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 790)
The ayes were, 89 :

| Anderson | Baker | Bittle | Brandt |
| :--- | :--- | :--- | :--- |
| Avenson | Bina | Bortell | Branstad |

Brockett
Brunow
Byerly
Caffrey
Clark
Connors
Crawford
Cusack
Daggett
Danker
Den Herder
Dieleman
Doyle
Dunton
Dyrland
Egenes
Evans Fitzgerald Fullerton Gentleman Gilloon

| Halvorson | Lipsky |
| :--- | :--- |
| Hansen | Lonergan <br> Hargrave |
| McElroy |  |
| Harper | Menke |
| Hennessey | Mennenga |
| Higgins | Middleswart |
| Hines | Millen |
| Hinkhouse | Miller, A. V. |
| Horn | Miller, K. D. |
| Howell | Miller, O. L. |
| Hullinger | Monroe |
| Husak | Nealson |
| Jesse | Nielsen |
| Jochum | O'Halloran |
| Jordan | Patchett |
| Junker | Pavich |
| Koogler | Pellett |
| Kreamer | Perkins |
| Lageschulte | Poncy |
| Lindeen | Readinger |

Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
W yckoff
Mr. Speaker

The nays were, none.

| Absent or not voting, 11: |  |  |  |
| :--- | :--- | :--- | :--- |
| Bennett | Griffee | Krause | Norland |
| Crabb | Harvey | Middleton | Oakley |
| Drake | Hutchins | Newhard |  |

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

## HOUSE FILE 369 WITHDRAWN

Byerly of Polk asked and received unanimous consent to withdraw House File 369 from further consideration by the House.

## STEERING COMMITTEE CALENDAR

Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties, with report of committee recommending amendment and passage, was taken up for considertion.

Monroe of Des Moines offered amendment H-3662 filed by the committee on state government. Division was requested as follows:
H-3662
1 Amend Senate File 266, as amended and passed by
2 the Senate, as follows:
H—3662A
3 1. Page 1, line 3, by striking the word "twenty-
4 five" and inserting in lieu thereof the word "ten".
H-3662B
5 2. Page 1, line 7, by inserting after the word

6 "position" the word ", status, or employment bene-
7 fits that have been earned prior to the leave of 8 absence".
H-3662C
9 3. Page 1, by inserting after line 20 the follow-
10 ing:

24 Sec. 4. NEW SECTION. Any person elected to a 25 municipal, county, or state office, except a member 26 of the general assembly, who is entitled to a leave 27 of absence shall receive such leave of absence for 28 not exceeding four consecutive years."
H-3662C
29 4. Page 1, line 21, by striking the numeral "2"
30 and inserting in lieu thereof the numeral " 5 ".
5. Title page, line 1 , by striking all after the word "to" and inserting in lieu thereof the words "termination of employment because an employee becomes a candidate for, and to leave of absence for persons who are seeking election or have been".
Speaker pro tempore Jesse in the chair at 2:28 p.m.
Speaker Cochran in the chair at 3:23 p.m.
Monroe of Des Moines moved the adoption of amendment H-3662A.

Roll call was requested by Crabb of Crawford and Pellett of Cass.

Rule 70 was invoked.
On the question "Shall amendment H-3662A be adopted ?"
The ayes were, 33:

| Anderson | Connors | Horn | Monroe <br> Avenson |
| :--- | :--- | :--- | :--- |
| Cusack | Hullinger | O'Halloran |  |
| Baker | Doyle | Jesse | Patchett |
| Brandt | Dunton | Jochum | Pavich |
| Brunow | Fitzgerald | Koogler | Poncy |
| Byerly | Griffee | Mennenga | Spradling |
| Caffrey | Higgins | Miller, A.V. | Svoboda |


| Walter | Woods | Wulff | Mr. Speaker |
| :--- | :--- | :--- | :--- |
| Wells |  |  |  |
| The nays were, | 57: |  |  |
| Bina | Fullerton | Lindeen | Perkins |
| Bittle | Gentleman | Lipsky | Readinger |
| Bortell | Gilloon | Lonergan | Rinas |
| Branstad | Halvorson | McELroy | Scheelhaase |
| Brockett | Hansen | Menke | Schroeder |
| Clark | Harper | Middleswart | Spear |
| Crabb | Hines | Millen | Spencer |
| Crawford | Hinkhouse | Miller, K. D. | Stromer |
| Daggett | Howell | Miller, O. L. | Tauke |
| Danker | Hutchins | Nealson | Tofte |
| Den Herder | Jordan | Newhard | Varley |
| Dieleman | Junker | Nielsen | Welden |
| Dyrland | Kreamer | Norland | West |
| Egenes | Lageschulte | Pellett | Wyekoff |

Absent or not voting, 10:

| Bennett | Harvey | Krause | Oakley |
| :--- | :--- | :--- | :--- |
| Drake | Hennessey | Middleton | Small |

Amendment H-3662A lost.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3948$ filed by him from the floor and moved its adoption:

H-3948
1 Amend Senate File 266, as amended and passed by
the Senate, as follows:
Page 1, line 3, by inserting after the word
"more" the word "full-time".
Amendment H-3948 was adopted.
Monroe of Des Moines moved the adoption of amendment H-3662B.

A non-record roll call was requested.
The ayes were 63, nays 20.
Amendment H—3662B was adopted.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3947$ filed by him from the floor and moved its adoption:

H-3947
1 Amend Senate File 266, as amended and passed by
2 the Senate, as follows:

1. Page 1, line 10, by striking the word "his" and inserting in lieu thereof the words "the employee's".
2. Page 1, line 11, by striking the word "him" and inserting in lieu thereof the words "the em-
```
ployee".
    3. Page 1, line 22, by striking the words "his
or her" and inserting in lieu thereof the words "the
employee's".
    4. Page 1, line 28, by striking the words "his
or her" and inserting in lieu thereof the words "the
employee's".
```

Amendment H—3947 was adopted.
Further division of amendment $\mathrm{H}-3662 \mathrm{C}$ was requested as follows: Lines 9 through 14 to be amendment H-3662C, lines 15 through 23 to be amendment $\mathrm{H}-3662 \mathrm{E}$ and lines 29 through 35 to be amendment $\mathrm{H}-3662 \mathrm{~F}$.

Monroe of Des Moines moved the adoption of amendment H-3662C.

Amendment $\mathrm{H}-3662 \mathrm{C}$ was adopted.
Monroe of Des Moines moved the adoption of amendment H-3662E.

Roll call was requested by Tauke of Dubuque and Bennett of Ida.

On the question "Shall amendment H-3662E be adopted?"
The ayes were, 48:

| Anderson | Dyrland |
| :--- | :--- |
| Avenson | Egenes <br> Baker |
| Bina | Gitzgerald |
| Brandt | Griffee |
| Brunow | Hennessey |
| Caffrey | Higgins |
| Connors | Hines |
| Cusack | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Dunton | Hutchins |

The nays were, 43 :

| Bennett <br> Bittle <br> Bortell | Den Herder <br> Evans |
| :--- | :--- |
| Branstad | Fullerton |
| Brockett | Gentleman |
| Byerly | Halvorson |
| Clark | Hansen |
| Crabb | Harper |
| Crawford | Hinkhouse |
| Daggett | Jordan |
| Danker | Junker |
|  | Kreamer |


| Lageschulte | Perkins <br> Readinger |
| :--- | :--- |
| Lindeen | Schroeder |

Perkins
Readinger
Schroeder
Tauke
Tofte
Varley
Welden
West
Wulff
Wyckoff

Absent or not voting, 9:
Drake Husak
Hargrave
Harvey

| Jesse | Pavich |
| :--- | :--- |
| Jochum | Rinas |
| Koogler | Scheelhaase |
| Lonergan | Small |
| Mennenga | Spear |
| Middleswart | Spencer |
| Miller, A.V. | Spradling |
| Monroe | Svoboda |
| Newhard | Walter |
| Norland | Wells |
| O'Halloran | Woods |
| Patchett | Mr. Speaker |

Middleton Oakley

Poncy Stromer

Amendment $\mathrm{H}-3662 \mathrm{E}$ was adopted.
The House resumed consideration of amendment H-3662D.
Monroe of Des Moines offered the following amendment $\mathrm{H}-3946$, to amendment $\mathrm{H}-3662 \mathrm{D}$, filed by him from the floor, and moved its adoption:

H-3946
Amend the committee on state government amendment
2 H-3662D to Senate File 266 as amended and passed by
3 the Senate, by inserting in line 28 of the amendment,
4 after the word "years." the words "A member of the
5 general assembly shall receive a leave of absence
6 for each period of time during which the general
7 assembly to which the member has been elected is in
8 session."
Amendment $\mathrm{H}-3946$ was adopted.
Monroe of Des Moines moved the adoption of amendment H-3662D, as amended.

Amendment $\mathrm{H}-3662 \mathrm{D}$, as amended, was adopted.
Lipsky of Linn offered the following amendment H-3949 filed by her from the floor:

H-3949
1 Amend Senate File 266, as amended and passed by
2 the Senate, by inserting after line 20, on page 1,
3 the following:
"Sec. ..... NEW SECTION. Any employee of the
state, or of any political subdivision, desiring to
seek private employment shall receive a leave of absence for not exceeding four consecutive years.
The leave of absence shall be granted without a
loss of position, status, or employment benefits
that have been earned prior to the leave of absence."
Caffrey of Polk rose on a point of order that amendment $\mathrm{H}-3949$ was not germane.

The Speaker ruled the point well taken and amendment H-3949 not germane.

Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-3662 \mathrm{~F}$.

Amendment H—3662F was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Nielsen of Polk for the remainder of the afternoon on request of Byerly of Polk.

Miller of Buchanan offered the following amendment H-3958 filed by him from the floor and moved its adoption:

## H-3958

1 Amend Senate File 266, as amended and passed by
2 the Senate, as follows:
3 Page 1, by inserting after line 20, the
following new section:
"Sec. ..... NEW SECTION. Nothing in this Act shall be construed to prevent an employer and employee
from entering into a severance agreement. The agree-
ment shall be in writing."
A non-record roll call was requested.
The ayes were 53, nays 35 .
Amendment H-3958 was adopted.
(Senate File 266 pending at adjournment and placed under unfinished business.)

COMMUNICATION FROM THE SECRETARY OF STATE
May 27, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 43 was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, May 14, 1975, and in The Mount Vernon Hawkeye and The Lisbon Herald, Mount Vernon, Iowa, May 15, 1975.

I further certify that House File 348 was published in the FarmerLabor Press, Council Bluffs, Iowa, May 15, 1975, and in The Evening Sentinel, Shenandoah, Iowa, May 13, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## REMOVED FROM STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

(House File 783)
We, the following members, request that House File 783 be removed from the noncontroversial steering calendar.

BITTLE of Polk
SCHROEDER of Pottawattamie BROCKETT of Marshall

## EXPLANATIONS OF VOTE

I was necessarily absent from the chamber for a time on Thursday, May 22. Had I been present I would have voted "aye" on the following:

Amendments H-3939 and H-3855D to House File 803, and House File 803. I would have voted "nay" on the following: Amendment H-3931 to amendment H-3909 to House File 803, H-3929 to House File 803, H-3938 to House File 803.

## KOOGLER of Mahaska

I was necessarily absent from the chamber on Friday, May 23, 1975. Had I been present I would have voted "aye" on the following: House Files 625 and 395 and Senate Files 44 and 507. I would have voted "nay" on the following: Suspension of rules to consider amendment $\mathrm{H}-3941$ to amendment H-3868 to Senate File 507, amendment H- 3886 to amendment H-3868 to Senate File 507, and amendment H-3883 to amendment H-3868 to Senate File 507.

KOOGLER of Mahaska
I was necessarily absent from the chamber on Tuesday morning, May 27, 1975, while attending a funeral. Had I been present I would have voted "aye" on House Files 883 and 887, Senate Files 504 and 505 and Senate Joint Resolution 12.

CAFFREY of Polk
I was necessarily absent from the House chamber on the morning of May 27, 1975. Had I been present, I would have voted "aye" on House File 883, Senate File 504, Senate Joint Resolution 12 and Senate Files 522, 523 and House File 887.

WOODS of Polk

## AMENDMENTS FILED

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H-3951
    Amend House File 484 as follows:
    1. Page 4, by striking lines }18\mathrm{ through 22 and
    inserting in lieu thereof the words "a college or
    university approved by the board or has been granted
    a waiver of the baccalaureate degree requirements
    granted by the board under section twenty (20) of
    this Act."
    2. Page 7, by inserting after line 19 the follow-
    ing subsection and renumbering the remaining sub-
    section:
            "..... The board shall develop and administer a
        special examination for applicants for licenses as
        social workers who do not possess a baccalaureate
        degree and shall grant a waiver of the baccalaureate
        degree requirement for applicants who successfully
        complete the special examination required by the
        board."
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                                    BRANDT of Black Hawk
    H-3955
1 Amend House File 617 as follows:
2 Page two, line 21, by striking the word "proscribe"
3 and inserting in lieu thereof the word "prescribe".
RINAS of Linn
H-3956
1 Amend House File 617 as follows:

1. Page 2, line 15, by inserting after the period the sentence "Nothing in this Act shall be construed to prohibit the owner of a permanent site from charging the owner of a mobile home for expenses incurred in relocating a tiedown system when necessary to accommodate various sized mobile homes."

MONROE of Des Moines SPEAR of Lee

H-3957
Amend House File 784, page 1, line 22, by inserting after the period the following:
"Prior to submitting recommendations to the superintendent, the principal shall conduct an evaluation of all certificated employees assigned to the attendance center. During the first two years of employment of a certificated employee, the evaluation shall be conducted two times per year. Thereafter, the evaluation shall be conducted one time per year. A uniform evaluation form shall be prescribed by the department and shall be distributed to each attendance center. A copy of the completed evaluation form shall be transmitted to the certificated employee within ten days following its completion. Space shall be provided on the form for the signature of the certificated employee and for comments of the certificated employee. The certificated employee shall return the copy of the completed evaluation to the principal within seven days following its receipt by the certificated employee. At the time the completed evaluation form is returned to the principal, the teacher may request a private conference with the principal concerning the evaluation. The conference shall be held within seven days following the request. Following the conference, the principal may amend the evaluation form and shall inform the certificated employee. The completed evaluation form shall be made a part of the permanent record of the certificated employee. Prior to the issuance of contracts under section two hundred seventy-nine point thirteen (279.13) of the Code, the superintendent and the board of directors shall review the evaluations."

STROMER of Hancock
H-3959
Amend House File 794 as follows:

1. Page 1, line 7, by striking the words "clinic or health" and inserting in lieu thereof the words "or of any clinic, or of any health".
2. Page 1, by inserting after line 10 the following: "or any public or private utilities,".
3. Page 1 , line 12, by inserting after the word "agricultural" the following: ", mined".
4. Page 1, by striking all after the word "enterprise" in line 15, all of line 16, and inserting in

Page 2
necessary in connection with the issuance of the bonds."
8. Amend the title by striking all of lines 1 and

2 and inserting in lieu thereof the following: "An Act relating to chapter 419 with respect to the definition of projects which can be acquired, improved, equipped, leased, sold and financed thereunder by cities, towns and counties and the application of the proceeds of bonds issued thereunder."

H-3954
1 Amend House File 799 as follows:
Page 1, line 29, by inserting after the word "death" the following:
", and shall include actions arising under
Title 42, United States Code, section 1983".

BITTLE of Polk MONROE of Des Moines

H-3953

1
2
3
4 5

Amend House File 890, page 1, by inserting after line 19 the following:
"For the establishment of an on-site consultative occupational safety and health inspection program ........................................................................... $\$ 21,000^{\prime \prime}$

## TOFTE of Winneshiek

$\mathrm{H}-3960$
1 Amend House File 890 as follows:

1. Page 1, line 19, by striking the figure " 765,897 " and inserting in lieu thereof the figure "359,670".
2. Page 1, by striking lines 20 through 23.
3. Page 3, by inserting after line 5 the following:
"Sec. 6. Chapter eighty-eight (88), Code 1975, is repealed."
4. Page 4, by striking lines 5 through 22 and insert in lieu thereof the following: "The appropriation of $\$ 359,670$ funds the following programs: administration $\$ 36,348$; amusement park-ride insepection, $\$ 57,580$; boiler inspection, $\$ 102,554$; child labor and migrant labor, $\$ 21,819$; elevator inspection $\$ 81,369$; occupational safety and health education $\$ 60,000$. This appropriation does not fund the state occupational safety and health inspection."

CRABB of Crawford
3961
Amend Senate Joint Resolution 6, as amended and passed by the Senate, as follows:

1. Page 1 , line 14 , by striking the word "year"
and inserting in lieu thereof the word "period".
2. Page 1, line 15, by striking the word and figure "June 30 " and inserting in lieu thereof the word and figure "March 31".
3. Page 1, line 19, by inserting after the word
"force" the words "to enable the task force to complete its study".
4. Page 1, line 19 , by inserting after the period the words "Unobligated or unencumbered funds appropriated in this section remaining on February 15, 1976 shall revert to the general fund of the state on April 15, 1976."

H—3950
1 Amend Senate File 496 as amended, passed and
2 reprinted by the Senate, as follows:
3 1. Page 14, by striking lines 21 through 25 and 4 inserting in lieu thereof the following:
5 " 3 . The department may issue a license for the 6 conduct of activities permitted by this section only 7 upon submission to the department of an application 8 and a license fee of twenty-five dollars. The
9 department shall not issue pursuant to this section
10 more than one license in a period of twelve consecutive
11 months to the same person, regardless of the proposed
12 location. The department shall not issue pursuant
13 to this section more than one license in a period
14 of twelve consecutive months for the same location,
15 regardless of the applicant."
DIELEMAN of Marion
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 5:50 p.m., until 9:00 a.m., Wednesday, May 28, 1975.

## JOURNAL OF THE HOUSE

One Hundred Thirty-sixth Calendar Day-Eighty-ninth Session Day

## Hall of the House of Representatives Des Mornes, Iowa, Wednesday, May 28, 1975

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

Prayer was offered by the Reverend Theodore Keyes, assistant pastor of the Antioch Baptist Church, Waterloo, Iowa.

The Journal of Tuesday, May 27, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. B. Widmer, West Branch, Iowa.

## PRESENTATION OF VISITORS

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

Twenty-one sixth, seventh and eighth grade students from St. John's Lutheran School, Charter Oak, Iowa, accompanied by Bill Ziesemer. By Crabb of Crawford.

Fifteen Junior High age special education students from Storm Lake, Iowa, accompanied by Mrs. Weatherly and Mrs. Peterson. By Baker of Buena Vista.

## PETITION FILED

The following petition was received and placed on file:
By Bina of Scott from twenty-six members of Chapter 1202 of the American Association of Retired Persons of Scott County in favor of House File 448, relating to the establishment of an Iowa housing finance authority, and Senate File 333, relating to changes in benefits of the Iowa Public Employees Retirement System, and House File 759, relating to automobile no-fault benefits.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 8)

We hereby request that House Resolution 8, filed on February 25, 1975, and found on page 430 of the House Journal, be placed on the unanimous consent calendar.

> BINA of Scott
> WALTER of Pottawattamie ANDERSON of Jasper
(House Resolution 37)
We hereby request that House Resolution 37, filed on May 19, 1975, and found on page 1809 of the House Journal, be placed on the unanimous consent calendar.

KOOGLER of Mahaska
BAKER of Buena Vista HARGRAVE of Johnson
(House Resolution 39)
We hereby request that House Resolution 39, filed on May 22, 1975, and found on page 1898 of the House Journal, be placed on the unanimous consent calendar.

BRANSTAD of Winnebago STROMER of Hancock WULFF of Black Hawk
(House Resolution 42)
We hereby request that House Resolution 42, filed on May 27, 1975, and found on page 1939 of the House Journal, be placed on the unanimous consent calendar.

PATCHETT of Johnson PONCY of Wapello NORLAND of Worth

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakbr: I am directed to inform your honorable body that the Senate has on May 23, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 156, a bill for an act relating to the disposition of certain game by the state conservation commission.

Also: That the Senate has on May 27, 1975, refused to concur in the House amendment to the Senate amendment to the following bill in which the concurrence of the Senate was asked:

House File 185, a bill for an act relating to the transporting of livestock and providing penalties.

Also: That the Senate has on May 23, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 264, a bill for an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 396, a bill for an act relating to the issuing of certificates to veterinary lay assistants.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 497, a bill for an act relating to the conservation management and protection of fish, plant life, and wildlife species.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 244, a bill for an act relating to the copying of public records.
Also: That the Senate has on May 27, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 309, a bill for an act relating to the reproduction and duplication of sound recordings.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 357, a bill for an act relating to the investment by state banks in revenue bonds issued by municipalities in support of industrial projects.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 449, a bill for an act relating to the establishment of a corn promotion fund to receive assessments made on the sale of corn and establish a corn promotion board.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 488, a bill for an act relating to the political affiliation of persons serving on the state boards, commissions, and councils.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 264

## H-3967

Amend House File 264, as passed by the House, as follows:

1. Page 1, by striking lines 3 through 11 and inserting in lieu thereof the following:
" $N E W$ SECTION. Whenever any animal is left with a veterinarian, boarding kennel, or commercial kennel
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pursuant to a written agreement and the owner does
not claim the animal by the agreed date, the animal
shall be deemed abandoned, and a notice of abandonment
and its consequences shall be sent within seven days
by certified mail to the last known address of the
owner. For fourteen days after mailing of the notice
the owner shall have the right to reclaim the animal
upon payment of all reasonable charges, and after
the fourteen days the owner shall be deemed to have
waived all rights to the abandoned animal. If despite
diligent effort an owner cannot be found for the
abandoned animal within another seven days, the
veterinarian, boarding kennel, or commercial kennel
may humanely destroy the abandoned animal."
    2. Page 1, by striking line 12.
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## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR
House File 891, a bill for an act relating to fees collected by sheriffs and certain other police authorities, was taken up for consideration.

Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 891)
The ayes were, 86:

| Anderson | Dyrland <br> Evans | Kreamer <br> Lageschson | Fitzgerald |
| :--- | :--- | :--- | :--- |
| Baker | Lindeen | Poncy <br> Readinger |  |
| Bennett | Fullerton | Scheelhaase |  |
| Bina | Gentleman | Lipsky | Sonergan |
| Bittle | Halvorson | McElroy | Small |
| Bortell | Hansen | Spear |  |
| Branstad | Hargrave | Menke | Spencer |
| Brockett | Harper | Middlesga | Spradling |
| Brunow | Hennessey | Millen | Stromer |
| Byerly | Hinkhouse | Miller, A. V. | Svoboda |
| Caffrey | Horn | Miller, K. D. | Touke |
| Clark | Howell | Miller, O. L. | Varley |
| Connors | Hullinger | Monree | Walter |
| Crawford | Husak | Nealson | Welden |
| Cusack | Hutchins | Newhard | Wells |
| Daggett | Jesse | Norland | West |
| Danker | Jochum | O'Halloran | Woods |
| Den Herder | Jordan | Pavich | Wulff |
| Dieleman | Junker | Pellett | Wyckoff |
| Doyle | Koogler | Perkins | Mr. Speaker |
| Dunton | Krause |  |  |

The nays were, 1:
Harvey

Absent or not voting, 13 :

| Brandt | Gilloon |
| :--- | :--- |
| Crabb | Griffee |
| Drake | Higgins |
| Egenes |  |

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

## UNFINISHED BUSINESS

The House resumed consideration of House File 484, a bill for an act relating to the licensing and regulation of social workers and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.

Hargrave of Johnson asked and received unanimous consent that amendment H-3531 filed by him on April 9, 1975, and found on page 1041 of the House Journal, be withdrawn.

Higgins of Scott offered the following amendment $\mathrm{H}-3927$ filed by him and moved its adoption:

3927
Amend House File 484 as follows:

1. Page 1, by striking lines 20 through 30 and inserting in lieu thereof the following:
"Sec. ..... NEW SECTION. CONDITIONS FOR REGISTRATION. The provisions of this Act shall not prevent any person from engaging in the practice of social work. Registration is mandatory under this Act for persons seeking to use the title of registered social worker."
2. Page 1, line 35, by striking the words "licensed to practice" and inserting in lieu thereof the word "registered".
3. Page 2, line 1, by striking the words "licensed to practice" and inserting in lieu thereof the word "registered".
4. Page 2, line 2, by striking the words "The three licensed".
5. Page 2 , by striking lines 3,4 , and 5 .
6. Page 2, line 6, by striking the word "Licensed" and inserting in lieu thereof the word "Registered".
7. Page 2, lines 6 and 7, by striking the word "practiced" and inserting in lieu thereof the words "been registered".
8. Page 2, line 9 , by striking the word "licensed"
and inserting in lieu thereof the word "registered".
9. Page 2 , line 10 , by striking the word
"licensing" and inserting in lieu thereof the word "registration".
10. Page 2, line 29, by striking the word "UNLICENSED" and inserting in lieu thereof the word
"UNREGISTERED".
11. Page 3, by striking lines 32 through 35 and inserting in lieu thereof the following: "of all persons who are registered social workers."
12. Page 4, by striking lines 1 and 2.
13. Page 4, line 4, by striking the word "licensed"
and inserting in lieu thereof the word "registered".
14. Page 4, line 5, by striking the comma and inserting in lieu thereof a period.
15. Page 4, by striking lines 6 through 12.
16. Page 4, line 14 , by striking the word
"licenses" and inserting in lieu thereof the word "registration".
17. Page 4, by striking lines 15 through 29 and inserting in lieu thereof the following section:
"Sec. ..... NEW SECTION. REGISTRATION OF SOCIAL
WORKERS. The board shall issue a certificate of
registration as a social worker to an applicant who:
18. Possesses a master's degree in social work
from a college or university accredited by a regional

## accrediting agency.

2. Has passed an examination approved by the board."
3. Page 4, line 31, by striking the word "licensure" and inserting in lieu thereof the word "registration".
4. Page 4, line 34, by striking the word "licensure" and inserting in lieu thereof the word "registration".
5. Page 5, lines 5 and 6, by striking the words "licensed social workers or licensed master" and inserting in lieu thereof the word "registered".
6. Page 5, line 7, by striking the word "Licenses" and inserting in lieu thereof the words "The certificate of registration".
7. Page 5, line 9, by striking the word "licensed" and inserting in lieu thereof the word "registered".
8. Page 5, line 10, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
9. Page 5, line 13, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
10. Page 6 , line 5 , by striking the word "licensure" and inserting in lieu thereof the word "registration".
11. Page 6, line 8, by striking the word "licenses" and inserting in lieu thereof the words "certificates of registration".
12. Page 6 , line 19 , by striking the word "licensure" and inserting in lieu thereof the word "registration".
13. Page 6, lines 19 and 20, by striking the word "Iicensure" and inserting in lieu thereof the word

## Page 3

"registration".
29. Page 6, lines 21 and 22, by striking the word
"licensure" and inserting in lieu thereof the word "registration".
30. Page 6, by striking line 28 and inserting in lieu thereof the words "a valid certificate of registration as a registered".
31. Page 6, line 29, by striking the words "practice and".
32. Page 6, by striking lines 30 through 35 and page 7, by striking line 1 , and inserting in lieu thereof the following:
"title, "registered social worker", and the abbreviation RSW. No other person shall assume such title, use such abbreviation, or any similar word or letters, signs, figures, or devices to indicate
that the person using the same is a registered social worker."
33. Page 7, by striking lines 9 through 26.
34. Page 7, line 27, by striking the word "LICENSE" and inserting in lieu thereof the words "CERTIFICATE OF REGISTRATION".
35. Page 7, line 28, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
36. Page 7, line 29, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
37. Page 7, line 30 , by striking the word "licensee" and inserting in lieu thereof the word "registrant".
38. Page 8, line 1, by striking the word "licensed" and inserting in lieu thereof the word "registered".
39. Page 8, line 2, by striking the words "social worker or a master".
40. Page 8, line 3, by striking the word "licensed" and inserting in lieu thereof the word "registered".
41. Page 8, line 10, by striking the word "license" and inserting in lieu thereof the words "certificate of registration".
42. Page 8 , line 16 , by striking the word
"licensee" and inserting in lieu thereof the word "registrant".
43. Page 8, by striking line 30 and inserting in lieu thereof the words "A registered social worker,".
44. Page 8 , line 31 , by striking the word "licensee" and inserting in lieu thereof the word "registrant".
45. Page 8, lines 32 and 33, by striking the words "or any person who participates in delivery of social work services".
46. Page 8, line 33, by striking the word "licensee" and inserting in lieu thereof the word

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"registrant".
    47. Page 9 , line 7 , by striking the word "licensee"
and inserting in lieu thereof the word "registrant".
    48. Page 9 , line 11, by striking the word
"licensee" and inserting in lieu thereof the word
"registrant".
    49. Page 9 , line 13 , by striking the word
"licensee" and inserting in lieu thereof the word
"registrant".
    50. Page 9 , line 18 , by striking the word
"licensee" and inserting in lieu thereof the word
"registrant".
1 51. Page 9, lines 19 and 20, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
52. Amend the title, line 1 , by striking the word "licensing" and inserting in lieu thereof the word "registration".
53. Amend the title, line 2, by striking the words "and master social workers".
54. Amend the title, line 2, by striking the word "license".
55. By renumbering sections and subsections as necessary in accordance with this amendment.
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## Page 4

A non-record roll call was requested.
The ayes were 48, nays 32 .
Amendment H-3927 was adopted.
With the adoption of amendment $\mathrm{H}-3927$, the following amendments were ruled out of order:

Amendment H-3454 filed by Monroe of Des Moines on April 4, 1975, and found on page 942 of the House Journal.

Amendment H- 3510 filed by Doyle of Woodbury on April 8, 1975, and found on page 1009 of the House Journal.

Amendment H—3556 filed by Doyle of Woodbury on April 14, 1975, and found on page 1112 of the House Journal.

Amendment H-3559 filed by Monroe of Des Moines on April 15, 1975, and found on page 1127 of the House Journal.

Hargrave of Johnson offered amendment H-3509 filed by him and requested division of the amendment as follows:

## H-3509

1 Amend House File 484 as follows:
H-3509A

1. Page 1, line 26, by striking the words "not

3 trained as social workers".

4 2. Page 1, by striking lines 28 , 29, and 30 and 5 inserting in lieu thereof the word "occupations." H-3509B
6 3. Page 2, by striking lines 29 through 32. H-3509C
7 4. Page 3 , by striking lines 3 , 4 , and 5 .
8 5. Page 4, by striking lines 7 through 12 and 9 inserting in lieu thereof the word "work." H-3509D
10 6. Page 4, by striking lines 17 through 22 and 11 inserting in lieu thereof the following:
12 "1. By virtue of employment is required to assist
13 individuals and families who may be physically, 14 mentally, or socially handicapped."
$\mathrm{H}-3509 \mathrm{E}$
15 7. Page 4, by striking lines 27 and 28 and
16 inserting in lieu thereof the following:
17 "1. Possesses the educational training and
18 related experiences necessary to administer and
19 direct the welfare work of both single agencies
20 and entire communities, to secure cooperation between
21 public and private agencies, to raise and administer
22 welfare funds, to eliminate duplication of welfare
23 services and to discover and meet overlooked needs."
H-3509F
24 8. Page 4, line 35, by inserting after the word
25 "status," the words "formal education,".
H-3509G
26 9. Page 5, by striking lines 2 through 6.
$\mathrm{H}-3509 \mathrm{H}$
27 10. Page 5, by striking lines 28, 29, and 30
28 and inserting in lieu thereof the words "examination
29 at the next scheduled time. An applicant who has
30 failed the".
H-3509I
31 11. Page 6, line 23, by striking the words
32 ", but shall not" and inserting in lieu thereof the
33 word "and".
H-3509J
34 12. Page 7, by striking lines 9 through 26.
H-3509K
35 13. By renumbering sections and correcting
36 internal references in acordance with this
37 amendment.
Hargrave of Johnson asked and received unanimous consent that amendments $\mathrm{H}-3509 \mathrm{~A}, \mathrm{H}-3509 \mathrm{D}, \mathrm{H}-3509 \mathrm{E}$ and $\mathrm{H}-3509 \mathrm{~J}$ filed by him be withdrawn.

Hargrave of Johnson moved the adoption of amendment H-3509B.

A non-record roll call was requested.

Rule 70 was invoked.
The ayes were 46, nays 47.
Amendment H-3509B lost.
Monroe of Des Moines requested further division of amendment H-3509C as follows: Line 7 to be amendment $\mathrm{H}-3509 \mathrm{C}$ and lines 8 and 9 to be amendment H-3509L.

Hargrave of Johnson moved the adoption of amendment H-3509C.

A non-record roll call was requested.
The ayes were 33, nays 52 .
Amendment $\mathrm{H}-3509 \mathrm{C}$ lost.
Svoboda of Iowa offered the following amendment $\mathrm{H}-3962$ filed from the floor by Svoboda, Brandt, Stromer, Clark, Wulff, Readinger, Brockett, Halvorson, Evans, Small, Rinas, Dyrland, Woods, Koogler, West, O'Halloran, Dieleman, Middleswart, Miller of Buchanan, Howell, Miller of Cerro Gordo, Drake and Patchett:

H-3962

Amend House File 484, page 1, by striking all after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. PURPOSE. The general assembly finds that the profession of social work profoundly affects the lives of the people of this state. It is the purpose of this Act to protect the public by setting standards of qualification, training and experience for those who seek to engage in the practice of social work and to promote high standards of professional performance for those engaged in the practice of social work.

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context clearly requires otherwise:

1. "Board" means the board of social work examiners established by this Act.
2. "Social work practice" means the disciplined application of accepted social work values, principles and methods by persons trained in social work as specified in sections ten (10) and eleven (11) of this Act, done for compensation to effect change in human behavior, promote improved social and individual functioning, and to effect improvement in the social condition of individuals, families, groups, organizations and communities.

Sec. 3. NEW SECTION. CONDITIONS FOR LICENSING.

# A person shall not engage in the practice of social work or hold himself or herself forth as performing the services of a social worker unless licensed in accordance with the provisions of this Act. <br> Nothing in this Act shall be construed to prevent qualified individuals not trained as social workers, including persons employed by a facility providing care, maintenance, and treatment of alcoholics under the provisions of chapter one hundred twenty-five (125) of the Code and persons employed by a facility providing treatment for drug abuse or drug abuse prevention under the provisions of chapters two hundred twenty-four A (224A) and two hundred twenty-four B (224B) of the Code, from acting within the standards and ethics of their respective professions or occupations if they do not hold themselves out to the public by any title or description of services as being engraged in the practice of social work. <br> Any person who violates the provisions of this section is guilty of a misdemeanor. <br> Sec. 4. $N E W$ SECTION. BOARD ESTABLISHED. There is established a board of social work examiners which shall consist of three persons licensed to practice 

under this Act and two persons who are not licensed to practice under this Act and who shall represent the general public. The three licensed members shall be practicing social work as follows:

1. One member shall be a licensed social worker.
2. Two members shall be licensed master social workers.

Licensed members appointed to the board shall have practiced as social workers for at least five years, the last two of which were in this state.

For the initial board, licensed members means persons who are eligible for licensing pursuant to this Act.

Members shall be appointed by the governor subject to the approval of two-thirds of the members of the senate.

Professional associations or societies composed of social workers may recommend the names of potential board members to the governor, but the governor shall not be bound by the recommendations. Board members shall not be required to be members of a professional association or society of social workers.

Sec. 5. NEW SECTION. TERMS OF OFFICE-VACANCIES. Appointments shall be for three-year terms and shall commence on July first of the year in which the appointment is made. Vacancies shall be filed for the unexpired term by appointment of the governor and shall be subject to senate confirmation. Members shall serve no more than three terms or nine years, whichever is less.

For the initial terms, the governor shall appoint

## Page 3

 Act.one member to serve a one-year term, two members to serve two-year terms, and two members to serve threeyear terms.

Sec. 6. NEW SECTION. UNLICENSED MEMBERS. The members of the board representing the general public may observe but shall not participate in administering or grading any portion of an examination.

Sec. 7. NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION. A member of the board shall not disclose information relating to the following:

1. Criminal history or prior misconduct of the applicant.
2. Information relating to the contents of the examination.
3. Information relating to the examination results except that the board shall inform the applicant of the applicant's final score.

A member of the board who willfully communicates or seeks to communicate such information, and any
person who willfully requests, obtains, or seeks to obtain such information, is guilty of a public offense which is punishable by a fine not exceeding one hundred dollars or by imprisonment in the county jail for not more than thirty days.

Sec. 8. NEW SECTION. COMPENSATION AND MEETINGS. Members of the board of social work examiners shall set their own per diem compensation at a rate not exceeding forty dollars per day for each day the member is actually engaged in the discharge of duties in addition to necessary expenses. Per diem compensation and expenses shall be paid from funds appropriated to the board.

The board shall hold at least one meeting each year at the seat of government and may hold additional meetings as deemed necessary. Additional meetings shall be held at the call of the chair or a majority of the members of the board. A majority of the members of the board shall constitute a quorum.

Sec. 9. NEW SECTION. POWERS AND DUTIES. The board shall have the following powers and duties:

1. Recommend to the governor modifications and amendments to this Act.
2. Initiate actions to the appropriate county attorney for the prosecution of violations of this
3. Annually prepare a list of the names and addresses of all persons who:
a. Are licensed social workers.
b. Are licensed master social workers.
c. Have qualified for the private practice of social work according to rules promulgated by the board under the provisions of chapter seventeen $A$ (17A) of the Code.
4. Prescribe and enforce rules for professional

## Page 4

conduct of persons licensed under this Act and formulate such other rules as may be necessary for the administration of this Act, including rules relating to the private practice of social work.
As a minimum the board shall require that in order to practice privately an applicant shall show evidence of two years of full-time postmaster's degree qualfied experience under the supervision of a licensed master social worker or a professional person of at least equivalent qualifications as approved by the board.
5. Determine what educational activities shall fulfill continuing education requirements for renewal of licenses.

Sec. 10. NEW SECTION. SOCIAL WORKER. The board shall issue a license as a social worker to an

## applicant who:

1. Possesses a baccalaureate degree in social work from a college or university approved by the board or has been granted a waiver of the baccalaureate degree requirements by the board. The board shall grant a waiver of the baccalaureate degree requirements for applicants who successfully complete special examinations developed and administered by the board.
2. Has passed an examination approved by the board.

Sec. 11. NEW SECTION. MASTER SOCIAL WORKER. The board shall issue a license as a master social worker to an applicant who:

1. Has a master's degree in social work from a college or university approved by the board of social work examiners.
2. Has passed an examination approved by the board.

Sec. 12. NEW SECTION. APPLICATIONS. Applications for licensure shall be on forms prescribed and furnished by the board. The board shall not require that the application contain a recent photograph of the applicant. An applicant shall not be ineligible for licensure because of age, citizenship, sex, race, religion, marital status, or national origin although the application may require citizenship information. The board may consider the past felony record of an applicant only if the felony conviction relates directly to the practice of social work. Character references may be required, but shall not be obtained from licensed social workers or licensed master social workers.

Sec. 13. NEW SECTION. EXPIRATION AND RENEWALS. Licenses shall expire as determined by the board.
The board shall notify every person licensed under this Act of the date of expiration of the person's license and the amount of the fee required for its renewal. The notice shall be mailed at least one month in advance of the expiration date. A person

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1 in theory shall be in writing and the identity of the person taking the examination shall be concealed until after the examination papers have been graded. For examinations in practice, the identity of the person taking the examination shall also be concealed as far as possible. Applicants who fail the examination once shall be allowed to take the examination at the next scheduled time. Thereafter, the applicant shall be allowed to take the examination at the discretion of the board. An applicant who has failed the examination may request in writing information from the board concerning the examination grade and subject areas or questions which the applicant failed to answer correctly, except that if the board administers a uniform, standardized examination, the board shall only be required to provide the examination grade and such other information concerning the applicant's examination results which are available to the board.

Sec. 15. NEW SECTION. WORK PERMITS. Work permits shall be issued by the board to persons who have completed requirements and have applied for licensure by examination or reciprocity. Tenure of the work permit shall not exceed the time between the application and the time of the next issuance of licenses.

Sec. 16. NEW SECTION. EXPENDITURES. Warrants for the payment of expenses and compensations provided by this chapter shall be issued by the state comptroller drawn upon funds appropriated to the board upon presentation of vouchers drawn by the chair of the board and authorized by the members of the board.

Sec. 17. NEW SECTION. COLLECTION OF FEES. A secretary may be employed to collect and account for all fees and pay them to the treasurer of state who shall deposit the fees in the general fund of the state. The board shall set the fees for examination and for licensure and renewal of licensure. The fee for examination shall be based on the annual cost of administering the examinations. The fees for licensure and renewal shall be based upon the administrative costs of sustaining the board which shall include, but shall not be limited to, the costs

## Page

or:

1. Per diem, expenses and travel for board members.
2. Administrative costs, supplies, and equipment.

Sec. 18. NEW SECTION. TITLES. Any person who possesses a valid license as a licensed social worker or licensed master social worker shall have the right to practice and use the title, "licensed social worker"
${ }^{6}{ }^{6}$ and the abbreviations LSW or LMSW, respectively. No other person shall assume such titles, use such abbreviations, or any similar word or letter, signs, figures or devices to indicate that the person using the same is either a licensed social worker or a licensed master social worker.

Any person who violates the provisions of this section shall be guilty of a misdemeanor.

Sec. 19. NEW SECTION. RECIPROCITY. An applicant
is exempt from the requirement for passing an
examination provided for in this Act if he is licensed
or registered under the laws of a state or territory of the United States that imposes substantially the same requirements as this Act.

Sec. 20. NEW SECTION. EXEMPTIONS FROM REQUIRE-

## FOR LICENSURE.

1. From January 1, 1976 until December 31, 1976, an applicant for license as a licensed social worker is exempt from the educational requirement for that license, if the applicant is employed on the effective date of this Act in a position for which a license would otherwise be required.
2. From January 1, 1976 until December 31, 1976, an applicant for a license as a licensed social worker or licensed master social worker is exempt from the examination requirements prescribed under this Act.
3. A person obtaining a license under this section may renew the license by meeting the requirements for license renewal and shall not be required to meet the requirements from which the licensee was initially exempted. The provisions of this subsection shall not apply to a person who fails to renew the license before its expiration except as provided in section thirteen (13) of this Act.

Sec. 21. NEW SECTION. SUSPENSION OR REVOCATION OF LICENSE. The board may suspend or revoke any license issued under the provisions of this Act or may refuse to renew a license upon proof, after a hearing, that the licensee:

1. Has been convicted of a felony but only if the conviction relates directly to the practice of social work.
2. Is guilty of fraud or deceit in connection with services rendered as a social worker or in establishing qualifications required under this Act. MENTS

47 3. Has knowingly aided or abetted a person, not

## Page 7

1 by rules established by the board.
5. Is guilty of negligence or wrongful actions in the performance of duties.
6. Is guilty of giving false information to the board.

Sec. 22. NEW SECTION. HEARINGS. Hearings to consider the suspension, revocation or refusal to renew a license shall be conducted by the board. Decisions shall be by majority vote of the board.

Reasonable notice of charges shall be served by registered mail at least thirty days prior to the date set for the hearing.

The licensee shall be granted the:

1. Right to counsel.
2. Right to cross-examination of witnesses.
3. Stenographic record of proceedings.
4. Right to call witnesses.
5. Right to subpoena witnesses and documents.

Any person aggrieved by an order of the board may apply within thirty days after the rendition of the order, to the district court of the county in which the order of the board is to become effective for a review of such order or decision. If the order of the board is to become effective in more than one county, the application may be to the district court of one of such counties.

Sec. 23. NEW SECTION. CONFIDENTIALITY OF INFORMATION. A licensed social worker, licensed master social worker, secretary, stenographer or clerk of a licensee under this Act or any person who participates in delivery of social work services or any person working under supervision of a licensee under this Act shall not disclose any information acquired in the performance of services rendered or be compelled to disclose such information except:

1. With the written consent of the client, or in the case of death or disability, with consent of the client's personal representative, other person authorized to sue, or the beneficiary of an insurance policy on the client's life, health or physical condition.
2. A licensee under this Act shall not be required to treat as privileged, a communication that reveals the contemplation of a crime or harmful act.
3. When the client is a child under the age of eighteen years and the information acquired by the licensee under this Act indicates that the child was the victim or subject of a crime, the licensee may be required to testify fully in relation thereto upon any examination, trial or other proceeding in which

## Page 8

1 the commission of such a crime is a subject of inquiry.
4. When the person waives the privilege by bringing charges against the licensee.
Nothing in this Act shall be construed to prohibit any licensee under this Act from testifying in court hearings concerning matters of adoption, child abuse, child neglect, or other matters pertaining to the welfare of children, or from seeking collaboration or consultation with professional colleagues or administrative superiors on behalf of the client.

Sec. 24. The provisions of this Act shall become effective January 1, 1976, except that the members of the board shall be appointed for terms of office commencing July 1, 1975, and the board may receive compensation and expenses for official meetings held prior to January 1, 1976, for implementation of the provisions of the Act."
Higgins of Scott rose on a point of order that amendment H-3962 would not be in order inasmuch as it would strike sections of the bill already perfected.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-3692$ in order.

Higgins of Scott moved that House File 484 be indefinitely postponed.

Roll call was requested by Brandt of Black Hawk and Dieleman of Marion.

Rule 69 and 70 were invoked.
On the question "Shall House File 484 be indefinitely postponed?"

The ayes were, 41:

| Baker | Dunton | Hullinger | Oakley |
| :--- | :--- | :--- | :--- |
| Bennett | Fullerton | Husak | Pavich |
| Bina | Gilloon | Jochum | Pellett |
| Bittle | Hansen | Jordan | Perkins |
| Bortell | Hargrave | Junker | Schroeder |
| Caffrey | Harper | Kreamer | Small |
| Crabb | Harvey | Lindeen | Tauke |
| Crawford | Higgins | Lipsky | Tofte |
| Cusack | Hines | Menke | Wetden |
| Daggett | Hinkhouse | Miller, O. L. | Wyckoff |
| Danker |  |  |  |

## The nays were, 54:

| Anderson | Connors | Ge.stleman | Lageschulte |
| :--- | :--- | :--- | :--- |
| Avenson | Den Herder | Griffee | Lonergan |
| Brandt | Dieleman | Hennessey | McElroy |
| Branstad | Doyle | Horn | Mennenga |
| Brockett | Drake | Howell | Middleswart |
| Brunow | Dyrland | Jesse | Millen |
| Byerly | Evans | Koogler | Miller, A. V. |
| Clark | Fitzgerald | Krause | Miller, K. D. |

Monroe
Nealson
Newhard
Norland O'Halloran
Patchett

Poncy
Readinger
Rinas
Scheelhaase
Spear Spencer
Absent or not voting, 5:
Egenes Hutchins
Halvorson
The motion lost.

Spradling Wells
Stromer West
Svoboda Woods
Varley . Wulff
Walter Mr. Speaker

Middleton Nielsen

Bittle of Polk offered the following amendment $\mathrm{H}-3964$, to amendment $\mathrm{H}-3962$, filed by him from the floor:

H-3964
1 Amend amendment H-3962, House File 484 as
2 follows:

1. Page 1, by inserting after line 12 the
following:
"The provisions of this Act shall not apply
to persons engaged in the practice of social work
who are employed by the state of Iowa or any of its political subdivisions."
Higgins of Scott asked for unanimous consent that House File 484 be deferred.

Objection was raised.
Higgins of Scott moved that House File 484 be deferred, and that the bill retain its place on the calendar.

Hargrave of Johnson rose on a point of order and invoked Rule 32.

The Speaker ruled the point well taken and House File 484 referred to the committee on ways and means.

Drake of Muscatine moved that Rule 32 be suspended for the further consideration of House File 484.

A non-record roll call was requested.
The ayes were 55 , nays 40 .
The motion prevailed.
Monroe of Des Moines asked for unanimous consent that House File 484 be deferred until 10:00 a.m., Thursday, May 29, 1975.

Objection was raised.
Higgins of Scott asked and received unanimous consent that the previous motion that House File 484 be deferred and retained be withdrawn.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Byerly of Polk for the remainder of the day on request of Nielsen of Polk.

Bittle of Polk moved the adoption of amendment H-3964, to amendment H-3962.

Roll call was requested by Brandt of Black Hawk and Svoboda of Iowa.

On the question "Shall amendment H-3964, to amendment H-3962, be adopted?"

The ayes were, 44:


Amendment H—3964 lost.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3966$, to amendment $\mathrm{H}-3962$, filed by him from the floor and moved its adoption:

H-3966
1 Amend H-3962 to House File 484 as follows:
2 1. Page 2, by striking lines 42 and 43.
3 2. By renumbering the remaining subsections.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 43 , nays 50 .
Amendment H-3966 lost.
(House File 484 and amendment $\mathrm{H}-3962$ pending at recess and placed under unfinished business.)

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Patchett of Johnson for the afternoon session, May 29 and 30 on request of Poncy of Wapello.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 27, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:
House File 215, a bill for an act relating to farming by corporations, and restricting the ownership of farming land by corporations.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 215

## H-3981

1

Amend House File 215, as amended, passed by the House and reprinted, by striking everything after the enacting clause, and inserting in lieu thereof the following:
"Section 1. NEW SECTION. REPORTING BY CORPORATIONS AND LIMITED PARTNERSHIPS. Any corporations or limited partnerships holding title to land in the state must file a report with the secretary of state giving the range, section number, township, county and number of acres of each parcel of land. The report shall also list any real estate mortgage or trust deed on the parcel and the identity of the holder of the mortgage or trust deed. If a corporation is the owner of a processing plant or livestock, this must also be noted. The secretary of state and any other agency of the state
shall not require the reporting of any other business
matters other than that expressly required by statute
in the instance of a default of a debt.
REPORT TO SECRETARY OF STATE FOR FISCAL YEAR
$\begin{array}{cc}\text { Name } \\ \text { Corporation } \square & \text { Individual } \square\end{array}$ Address $\quad \square$
Title to number of acres
Location:
Section —_ Township ___ County —___
1st Mortgage held by
2nd Mortgage held by
Owner of Processing Plant $\begin{array}{lll}\square & \square \\ & \square & \\ \text { Yes }\end{array}$
Number owned cattle hogs sheep chickens
MORTGAGE of livestock held by
name of bank or other lender
Signed
Witness
Sec. 2. NEW SECTION. REPORTS FROM COUNTY ASSES-
SOR. Each
county assessor shall forward to the secretary of state the
names of all corporations and limited partnerships owning land.
Sec. 3. NEW SECTION. PENALTY. Corporations or limited
partnerships which own land who refuse to file the report
required by this Act will be guilty of a misdemeanor, and
shall be subject to a fine of not more than one hundred
dollars or imprisonment of no more than thirty days.
2. Amend the title page, line 1 by striking every-
thing after the word "Act", and inserting in lieu thereof
the following:
"requiring reports of the corporate or limited part-
nership owners of land in the state and providing a
penalty."

CONSIDERATION OF BILLS
STEERING COMMITTEE NONCONTROVERSIAL CALENDAR
House File 743, a bill for an act relating to the use of flashing amber lights on animal-drawn vehicles, was taken up for consideration.

Harper of Davis moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last timt

On the question "Shall the bill pass?" (H.F. 743)
The ayes were, 87 :

| Anderson | Bina | Branstad | Clark |
| :--- | :--- | :--- | :--- |
| Baker | Bortell | Brunow | Connors |
| Bennett | Brandt | Caffrey | Crawford |


| Cusack | Harper |
| :--- | :--- |
| Daggett | Harvey |
| Danker | Hennessey |
| Den Herder | Higgins |
| Dieleman | Hinkhouse |
| Doyle | Horn |
| Drake | Howell |
| Dunton | Husak |
| Dryland | Hutchins |
| Egenes | Jochum |
| Evans | Jordan |
| Fitzgerald | Junker |
| Fullerton | Koogler |
| Gentleman | Krause |
| Gilloon | Kreamer |
| Griffee | Lageschulte |
| Halvorson | Lindeen |
| Hansen | Lipsky |
| Hargrave | Lonergan |

The nays were, 3:
Hines
Readinger Small

| McElroy | Scheelhaase <br> Menke |
| :--- | :--- |
| Schroeder |  |
| Mennenga | Spear |
| Middleswart | Spencer |
| Millen | Spradling |
| Miller, A. V. | Stromer |
| Miller, K. D. | Svoboda |
| Miller, O. L. | Tauke |
| Monree | Tofte |
| Nealson | Varley |
| Newhard | Walter |
| Nielsen | Welden |
| Oakley | Wells |
| O'Halloran | West |
| Pavich | Woods |
| Pellett | Wulff |
| Perkins | Wyckoff |
| Poncy | Mr. Speaker |
| Rinas |  |

Absent or not voting, 10:

| Avenson | Byerly | Jesse | Norland <br> Bittle |
| :--- | :--- | :--- | :--- |
| Brockett | Crabb | Hullinger | Middleton |

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

House File 739, a bill for an act relating to the priority of secondary road assessment district projects in a secondary road construction program, was taken up for consideration.

Krause of Palo Alto offered the following amendment H-3899 filed by Hullinger, et al., and moved its adoption:

H-3899
1 Amend House File 739, page 1, by striking lines
$14 \& 15$ and inserting in lieu thereof the words,
3 [the]. When the petition has been filed, the board
4 of supervisors shall review the project proposed
5 by the petition and may accept or reject the
6 proposed project. If the board of supervisors
7 [shall, in the order]
Amendment H-3899 was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 739)
The ayes were, 94 :

| Anderson | Baker <br> A.venson |
| :--- | :--- |
| Bennett |  |


| Bina |  |
| :--- | :--- |
| Bortell | Brandt |
| Branstad |  |


| Brockett | Griffee | Lindeen | Readinger |
| :--- | :--- | :--- | :--- |
| Brunow | Halvorson | Lipsky | Rinas |
| Caffrey | Hansen | Lonergan | Scheelhaase |
| Clark | Hargrave | McElroy | Schroeder |
| Connors | Harper | Menke | Small |
| Crabb | Harvey | Mennenga | Spear |
| Crawford | Hennessey | Middleswart | Spencer |
| Cusack | Higgins | Millen | Spradling |
| Daggett | Hines | Miller, A.V. | Stromer |
| Danker | Hinkhouse | Miller, K.D. | Svoboda |
| Den Herder | Horn | Miller, O. L. | Tauke |
| Dieleman | Howell | Monroe | Tofte |
| Doyle | Husak | Nealson | Varley |
| Drake | Hutchins | Newhard | Walter |
| Dunton | Jesse | Nielsen | Welden |
| Dyrland | Jochum | Oakley | Wells |
| Egenes | Jordan | O'Halloran | West |
| Evans | Junker | Pavich | Woods |
| Fitzgerald | Koogler | Pellett | Wulff |
| Fullerton | Krause | Perkins | Wyckoff |
| Gentleman | Kreamer | Poncy | Mr. Speaker |
| Gilloon | Lageschulte |  |  |

The nays were, none.
Absent or not voting, 6:

| Bittle |  |
| :--- | :--- |
| Byerly | Hullinger <br> Middleton Norland |

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

House File 826, a bill for an act relating to the employment of full-time public prosecutors in certain counties, was taken up for consideration.

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

On the question "Shall the bill pass?" (H.F. 826)
The ayes were, 87:

| Anderson | Daggett <br> Avenson | Danker | Harper |
| :--- | :--- | :--- | :--- |
| Baker | Den Herder | Hinessey | Lindeen |
| Bipsy |  |  |  |
| Bennett | Dieleman | Hinkhouse | Lonergan |
| Bina | Doyle | Horn | McElroy |
| Bortell | Drake | Howell | Menke |
| Brandt | Dunton | Hennenga |  |
| Branstad | Dyrland | Hutchins | Middleswart |
| Brockett | Egenes | Jesse | Millen |
| Brunow | Evans | Jochum | Miller, A. V. |
| Caffrey | Fitzgerald | Jordan | Miller, O. L. |
| Clark | Fullerton | Junker | Monroe |
| Connors | Gentleman | Koogler | Newhard |
| Crabb | Gilloon | Krause | Nielsen |
| Crawford | Griffee | Kreamer | Oakley |
| Cusack | Hansen | Lageschulte | O'Halloran |
|  |  |  |  |


| Pellett | Schroeder | Svoboda | Wells |
| :---: | :---: | :---: | :---: |
| Perkins | Small | Tauke | West |
| Poncy | Spear | Tofte | Woods |
| Readinger | Spencer | Varley | Wulff |
| Rinas | Soradling | Walter | Mr. Speaker |
| Scheelhaase | Stromer | Welden |  |
| The nays were, 6: |  |  |  |
| Halvorson | Higgins | Nealson | Wyckoff |
| Harvey | Miller, K. D. |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Hargrave | Middleton | Patchett |
| Byerly | Hullinger | Norland |  |

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

## UNFINISHED BUSINESS

The House resumed consideration of Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office and providing penalties.

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

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (S.F. 266)
The ayes were, 51:

| Anderson | Fitzgerald <br> Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Bina | Halvorson |
| Brandt | Hargrave |
| Brunow | Hennessey |
| Caffrey | Higgins |
| Connors | Hines |
| Cusack | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Drake | Husak |
| Dunton | Hutchins |
| Dyrland | He |

The nays were, 44:

| Baker | Egenes <br> Bennett |
| :--- | :--- |
| Evans |  |
| Bortell | Fullerton |
| Branstad | Gentleman |
| Brockett | Hansen |
| Clark | Harper |
| Crabb | Harvey |
| Crawford | Hinkhouse |
| Daggett | Junker |
| Danker | Kreamer |
| Den Herder | Lageschulte |

Lindeen
Lipsky
Lonergan
McElroy
Menke
Millen
Miller, O. L.
Nealson
Oaklev
Pellett
Perkins

Pavich
Poncy
Rinas
Scheelhaase
Small
Spencer
Spradling
Svoboda
Walter
Wells
Wulff
Mr. Speaker

Readinger<br>Schroeder<br>Spear<br>Stromer<br>Tauke<br>Tofte<br>Varley<br>Welden<br>West<br>Woods<br>Wyckoff

Absent or not voting, 5:
$\begin{array}{lll}\text { Bittle } \\ \text { Byerly } & \text { Middleton }\end{array}$
The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

## MOTION TO RECONSIDER LOST <br> (Senate File 266)

Newhard of Jones asked for unanimous consent that Senate File 266 be immediately messaged to the Senate.

Objection was raised.
Newhard of Jones moved that Senate File 266 be immediately messaged to the Senate.

Monroe of Des Moines moved as a substitute motion to reconsider the vote by which Senate File 266 passed the House on May 28, 1975.

A non-record roll call was requested.
The ayes were 39 , nays 48 .
The motion lost.

## UNFINISHED BUSINESS

The House resumed consideration of House File 754, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies, and amendment $\mathrm{H}-3735$ found on pages 1743 and 1744 of the House Journal.

Speaker pro tempore Jesse in the chair at 3:35 p.m.
West of Marshall called up for consideration the motion to reconsider amendment $\mathrm{H}-3843$, to amendment $\mathrm{H}-3735$, and moved to reconsider the vote by which amendment $\mathrm{H}-3843$, to amendment $\mathrm{H}-3735$, failed to be adopted by the House on May 13, 1975.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 52 , nays 42 .
The motion prevailed and the House reconsidered amendment $\mathrm{H}-3843$, to amendment $\mathrm{H}-3735$, as follows :

H—3843
1 Amend amendment H-3735, page 1, by inserting
2 after line 3 the following new section:

## Page 2

1 withstanding, any easement granted for the construc-
"Sec. ..... Section four hundred seventy-two point fourteen (472.14), Code 1975, is amended by adding the following new unnumbered paragraphs:
"NEW UNNUMBERED PARAGRAPH. Whenever an easement or other interest in property is acquired for the construction of a pipeline facility under chapter four hundred ninety (490) of the Code, by condemnation or by purchase where condemnation is available, upon agricultural land, payment for the easement or other interest in the property which is acquired, shall be made to the landowner in the form of a reasonable annual payment, or a single payment, at the option of the landowner. Such annual payments shall be paid on or before January tenth of each year.

The provisions in this section allowing renegotiation of damages shall be applicable whether the landowner receives an annual payment, or single payment, for the use of the property. As used in this section "landowner" means a person, company or corporation listed in the tax assessment rolls as responsible for payment of real estate taxes imposed on the affected property. If the ownership of the affected property changes, it shall be the responsibility of the new landowner to provide the condemnor or purchaser evidence of ownership prior to January tenth of the year following such transfer of ownership.

The initial appraisement shall be for a ten-year period after which time the condemnor or purchaser and the landowner may renegotiate the original single payment or adjust annual payments for the next and each succeeding ten-year period. Notice of such renegotiation shall be sent to the other party by registered mail within sixty days prior to the anniversary date of the original settlement. If the landowner and condemnor or purchaser of the easement are unable to reach agreement within ninety days of receipt of notice the dispute shall go to the compensation commission of the county in which the property is situated. If either party is not satisfied with the decision of the compensation commission, they may within thirty days from the date of that decision appeal to the district court of the district in which the property is situated. Payments resulting from such renegotiation or adjustment shall be proportional to the change in assessed valuation of the tract which has been subject to the easement during the prior ten-year period.

Anything in this section to the contrary nottion of a pipeline facility under chapter four hundred ninety (490), of the Code, shall continue for the period of the easement granted and shall in no way be interrupted during negotiations between the landowner and the condemnor or purchaser in establishing the new payment

7 base for each of the succeeding ten-year periods."
Middleswart of Warren in the chair at 4:30 p.m.
Howell of Floyd moved the adoption of amendment H-3843, to amendment $\mathrm{H}-3735$.

Roll call was requested by Crabb of Crawford and Avenson of Fayette.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3843$, to amendment H-3735, be adopted?"

The ayes were, 47:

| Avenson | Griffee | Jesse | Perkins |
| :--- | :--- | :--- | :--- |
| Bennett | Halvorson | Jochum | Scheelhaase |
| Brunow | Hargrave | Lageschulte | Small |
| Cochran | Harper | Lindeen | Spear |
| Connors | Hennessey | McElroy | Snencer |
| Cusack | Higgins | Mennenga | Snradling |
| Daggett | Hines | Miller, A.V. | Svoboda |
| Den Herder | Hinkhouse | Miller, O. L. | Varley |
| Dyrland | Howell | Newhard | Wells |
| Fitzgerald | Hullinger | Norland | West |
| Fullerton | Husak | O'Halloran | Wyckoff |
| Gilloon | Hutchins | Pellett |  |
| The nays were, | 45: |  |  |
| Anderson | Dieleman | Lipsky |  |
| Baker | Doyle | Lonergan | Rinas |
| Bina | Drake | Menke | Schroeder |
| Bortell | Dunton | Millen | Tromer |
| Brandt | Egenes | Miller, K. D. | Tofke |
| Branstad | Evans | Monroe | Walter |
| Brockett | Gentleman | Nealson | Welden |
| Caffrey | Hansen | Nielsen | Woods |
| Clark | Harvey | Pavich | Wulff |
| Crabb | Jordan | Poncy | Mr. Speaker |
| Crawford | Junker | Readinger | (Middleswart) |
| Danker | Koogler |  |  |

Absent or not voting, 8:

| Bittle | Horn | Kreamer | Oakley |
| :--- | :--- | :--- | :--- |
| Byerly | Krause | Middleton | Patchett |

Amendment H-3843 was adopted.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-3978$, to amendment $\mathrm{H}-3735$, filed by him from the floor:
H-3978
1 Amend the Jordan, Kreamer, Crabb amendment
$2 \mathrm{H}-3735$, to House File 754, as follows:
3 Page 2, by inserting after line 2 the following:
4 "The provisions of this Act shall also be
5 applicable under chapters four hundred eighty-eight
6 (488) and four hundred eighty-nine (489) of the Code."

Husak of Tama rose on a point of order that amendment $\mathrm{H}-3978$ was not germane.

The Speaker ruled the point well taken and amendment H-3978 not germane.

Stromer of Hancock moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-3978$.

Roll call was requested by Stromer of Hancock and Clark of Lee.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to consider amendment H—3978?"

## The ayes were, 50:

| Baker | Drake <br> Bennett |
| :--- | :--- |
| Egenes |  |
| Bina | Evans <br> Bortell |
| Branstad <br> Fullerton |  |
| Grockett | Gentleman <br> Gilloon |
| Caffrey | Griffee |
| Clark | Halvorson |
| Crabb | Hansen |
| Crawford | Harper |
| Daggett | Harvey |
| Danker | Jordan |
| Den Herder | Junker |


| Koogler | Pavich |
| :--- | :--- |
| Lageschulte | Pellett |
| Lindeen | Readinger |
| Lipsky | Rinas |
| McElroy | Schroeder |
| Menke | Stromer |
| Mennenga | Tauke |
| Millen | Tofte |
| Miller, K. D. | Walter |
| Nealson | Welden |
| Nielsen | Woods |
| Oakley | Wulff |

The nays were, 39:

| Anderson | Dyrland <br> Avenson | Fitzgerald | Jesse |
| :--- | :--- | :--- | :--- |
| Bochum | Scheelhaase |  |  |
| Brandt | Hargrave | Lonergan | Spear |
| Brunow | Hennessey | Miller, A. V. | Spradling |
| Cochran | Higgins | Miller, O.L. | Svoboda |
| Connors | Hines | Monroe | Wells |
| Cusack | Hinkhouse | Newhard | West |
| Dieleman | Howell | Norland | Wyckoff |
| Doyle | Husak | Perkins | Mr. Speaker |
| Dunton | Hutchins | Poncy | (Middleswart) |

Absent or not voting, 11:

| Bittle | Hullinger |
| :--- | :--- |
| Byerly | Krause |
| Horn | Kreamer |

The motion, having failed to receive a constitutional majority, lost.

Koogler of Mahaska offered amendment H-3837, to amendment H-3735, filed by him on May 13, 1975, and found on pages 1749 through 1751 of the House Journal, and questioned its germaneness.

The Speaker ruled amendment $\mathrm{H}-3837$ not germane.
Evans of Grundy offered the following amendment H-3807, to amendment H-3735, filed by him and West of Marshall and moved its adoption:

H-3807
Amend amendment H-3735 to House File 754 as
follows:
Page 2, by inserting after line 2 the follow-
ing unnumbered paragraph:
"Payments for damages made to a landowner
shall be divided in an equitable manner between
landowner and tenant."
Amendment H-3807 was adopted.
Jordan of Linn asked for unanimous consent that amendment $\mathrm{H}-3735$, as amended, be withdrawn.

Objection was raised.
Jordan of Linn moved that amendment H-3735, as amended, be withdrawn.

Speaker Cochran in the chair at 5:05 p.m.
On the motion that amendment $\mathrm{H}-3735$ be withdrawn, roll call was requested by Howell of Floyd and Scheelhaase of Woodbury.

Rule 70 was invoked.
On the question "Shall amendment H-3735, as amended, be withdrawn?"

The ayes were, 50:

| Baker | Doyle <br> Bina <br> Drake |
| :--- | :--- |
| Bortell | Dunton <br> Brandt |
| Branstad | Egenes |
| Brans |  |
| Brockett | Fullerton |
| Caffrey | Gentleman |
| Clark | Hansen |
| Crabb | Harper |
| Crawford | Harvey |
| Daggett | Jochum |
| Danker | Jordan |
| Dieleman | Junker |

The nays were, 41 :

| Anderson | Dvrland  <br> Avenson Fitzgerald <br> Bennett Gilloon <br> Connors Griffee <br> Cusack Halvorson |
| :--- | :--- |
|  |  |

Hargrave
Hennessey
Higgins
Hines
Hinkhouse

Howell<br>Hullinger Husak Hutchins Jesse

| Krause | Monroe | Poncy | Svoboda |
| :--- | :--- | :--- | :--- |
| Lageschulte | Newhard | Scheelhaase | Wells |
| Lindeen | Norland | Spear | West |
| Middleswart | O'Halloran | Spencer | Wyckoff |
| Miller, A. V. | Perkins | Spradling | Mr. Speaker |
| Miller, O. L. |  |  |  |
| Absent or not voting, 9: |  |  |  |
| Bittle | Den Herder | Kreamer | Patchett |
| Brunow <br> Byerly | Horn | Middleton | Small |

The motion prevailed and amendment $\mathrm{H}-3735$, as amended, was withdrawn.
(House File 754 pending at adjournment and placed under unfinished business.)

## MOTION TO RECONSIDER <br> (Amendment H-3927 to House File 484)

I move to reconsider the vote by which amendment H-3927 to House File 484 was adopted by the House on May 28, 1975.

SVOBODA of Iowa

## EXPLANATION OF VOTE

I was in the Senate chamber with the minister of the day on Wednesday morning, May 28. Had I been present in the House, I would have voted "aye" on House File 891.

BRANDT of Black Hawk

## AMENDMENTS FILED

H-3965
Amend H-3962 to House File 484, page 6, by striking lines eighteen through thirty-five and inserting in lieu thereof the following:
"From January 1, 1976 to December 31, 1976 the board may issue a license as a licensed social
worker to an applicant who has not met the educational
requirements for that license. A person obtain-
ing a license under this section may renew the
license by meeting the requirements for license renewal and shall not be required to meet the requirements from which the licensee was initially exempted. If a person who has obtained a license under this section has not met the educational requirements for that license by December 31, 1980 that license will be deemed to have expired and shall not be granted a renewal or issued a new license until the educational requirements for the license are met.

The provisions of this section shall not apply to a person who fails to renew the license before its expiration except as provided in section thirteen (18) of this Act."

Amend amendment H-3962, to House File 484, as follows:

Page 4, by inserting after line 18 the following new subsection:
"..... Commencing January 1, 1977 and thereafter, an applicant for a license as a licensed social worker or master social worker who does not meet the educational degree requirements, but who is otherwise qualified, may petition the board to waive the educational degree requirement. If the board does not vote to waive the educational degree requirements, an applicant may appeal to the board for an evidentiary hearing and notice shall be given to the applicant by the board."

Amend H-3962, filed by Stromer, et al., to House
File 484 as follows:

1. Page 1 , line 21, by striking the words and figures "sections ten (10) and eleven (11)" and inserting in lieu thereof the words "section ten (10)".
2. Page 1, by striking lines 27 through 45 and
inserting in lieu thereof the following:
"Sec. ..... NEW SECTION. CONDITIONS FOR REGISTRATION.
The provisions of this Act shall not prevent any person
from engaging in the practice of social work. Registrat-
ion is mandatory under this Act for persons seeking to
use the title of registered social worker."
3. Page 1 , line 50 , by striking the word "licensed" and inserting in lieu thereof the word "registered".
4. Page 2, line 1, by striking the word "licensed". and inserting in lieu thereof the word "registered".
5. Page 2, by striking lines 3 through 7 and inserting in lieu thereof the words "the general public".
6. Page 2, line 8, by striking the word "Licensed" and inserting in lieu thereof the word "Registered".
7. Page 2, line 11, by striking the word "licensed" and inserting in lieu thereof the word "registered".
8. Page 2, line 12, by striking the word "licensing" and inserting in lieu thereof the word "registration".
9. Page 2, line 35, by striking the word "UNLICENSED" and inserting in lieu thereof the word "UNREGISTERED".
10. Page 3, line 29, by striking the word "licensed" and inserting in lieu thereof the word "registered".
11. Page 3, by striking line 30.
12. Page 3, line 36, by striking the word "licensed" and inserting in lieu thereof the word "registered".
13. Page 3, line 43 , by striking the words "licensed master" and inserting in lieu thereof the word "registered".
14. Page 3, line 48, by striking the word "licenses"
and inserting in lieu thereof the word "registration".
15. Page 3 , line 50 , by striking the word "license" and inserting in lieu thereof the words "registration

## Page 2

certificate".
16. Page 4 by striking lines 2 through 13.
17. Page 4, line 20, by striking the word "licensure" and inserting in lieu thereof the word "registration".
18. Page 4, line 24, by striking the word "licensure" and inserting in lieu thereof the word "registration".
19. Page 4, by striking lines 31 and 32 and inserting in lieu thereof the words "from registered social workers".
20. Page 4 , line 34, by striking the word "Licenses" and inserting in lieu thereof the words "Registration certificates".
21. Page 4, line 35, by striking the word "licensed" and inserting in lieu thereof the word "registered".
22. Page 4, line 37, by striking the word "license" and inserting in lieu thereof the words "registration".
23. Page 4 , line 40 , by striking the word "license" and inserting in lieu thereof the words "registration certificate".
24. Page 5, line 22, by striking the word "licensure" and inserting in lieu thereof the word "registration".
25. Page 5 , line 38 , by striking the first use of the word "licensure" and inserting in lieu thereof the word "registration".
26. Page 5 , line 38 , by striking the second use of the word "licensure" and inserting in lieu thereof the word "registration".
27. Page 5, line 41, by striking the word "licensure" and inserting in lieu thereof the word "registration".
28. Page 5 , by striking lines 48,49 , and 50 and inserting in lieu thereof the words "possesses a valid registration certificate as a registered social worker shall have the right to practice and use the title".
29. Page 6, by striking lines 1 and 2 and inserting in lieu thereof the words "registered social worker, and the abbreviation RSW."
30. Page 6 , by striking lines 6 and 7 and inserting in lieu thereof the words "the same is a registered social worker."
31. Page 6, by striking lines 16 through 35.
32. Page 6 , line 37 , by striking the word "LICENSE" and inserting in lieu thereof the words "CERTIFICATE OF REGISTRATION".
33. Page 6 , line 38 , by striking the word "license" and inserting in lieu thereof the words "registration certificate".
34. Page 6, line 39, by striking the word "license" and inserting in lieu thereof the words "registration certificate".
35. Page 6, line 40, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
36. Page 6, by striking line 48 and inserting in lieu thereof the words "a registered social worker".
37. Page 6, line 49, by striking the word "licensed"

## Page 3

and inserting in lieu thereof the word "registrant".
42. Page 7, line 42 , by striking the word "licensee" and inserting in lieu thereof the word "registrant".
43. Page 7, line 48, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
44. Page 8, line 3, by striking the word "licensee"
and inserting in lieu thereof the word "registrant".
45. Page 8, line 5, by striking the word "licensee" and inserting in lieu thereof the word "registrant".

HIGGINS of Scott

H-3971
1 Amend H- 3962 to House File 484 as follows:
2 1. Page 6, by striking line 50.
3 2. Page 7, by striking line 1.
LIPSKY of Linn
MONROE of Des Moine
LIPSKY of Linn
MONROE of Des Moines
H-3972
Amend amendment H-3962, to House File 484, as follows:

Page 4, line 5, by striking all after the period and all of lines 6 through 10 .

Page 4, by inserting after line 18 the following new subsection:
"..... Commencing January 1, 1977 and thereafter, an applicant for a license as a licensed social worker or master social worker who does not meet the educational degree requirements, but who is otherwise qualified, may petition the board to waive the educational degree requirement. If the board does not vote to waive the educational degree requirements, an applicant may appeal to the board for an evidentiary hearing and notice shall be given to the applicant by the board. In any hearing granted under the authority of this section the burden shall be upon the board to prove the applicant is not qualified."

H-3963
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and inserting in lieu thereof the word "registered".
38. Page 7, line 8, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
39. Page 7, line 13, by striking the word "licensee" and inserting in lieu thereof the word "registrant".
40. Page 7, lines 28 and 29 , by striking the words "licensed social worker, licensed master" and inserting in lieu thereof the word "registered".
41. Page 7, line 30 , by striking the word "licensee"

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# HARGRAVE of Johnson 

 after the word "station" the following:"and shall not include inspection of the "glove
compartment" or "trunk" or any other area that is not

5 essential to the performance of an equipment safety 6 inspection".

KRAUSE of Palo Alto BINA of Scott

H-3974

Amend the Senate amendment $\mathrm{H}-3952$, to House File 700, as passed by the House and reprinted, as follows:

Page 6, by striking lines 23 and 24.
WEST of Marshall MONROE of Des Moines

3982
Amend the Senate amendment H-3952 to House File 700 as amended, passed and reprinted by the House as follows:

1. Page 1, by striking line 24 and inserting in lieu thereof the following:
"expedient.
Sec. ..... Section thirteen point seven (13.7), Code 1975, is amended to read as follows:
13.7 SPECIAL COUNSEL. No compensation shall be allowed to any person for services as an attorney or counselor to any department of the state government, or the head thereof, or to any state board or commission, but the executive council may employ legal assistance, at a reasonable compensation, in any pending action or proceeding to protect the interests of the state, but only upon a sufficient showing, in writing, made by the attorney general, that his department cannot for reasons stated by him perform said service, which reasons and action of the council shall be entered into upon its records. This section shall not affect the office of the commerce counsel, the transportation regulation board counsel, the special legal counsel to the state commissioner of eleetions and the electorate of Iowa appointed under section forty (40) of this Act or the legal counsel of the Iowa employment security commission."
2. Page 1 , line 40 , by inserting after the period the words "The authority in control of any public building supported by taxation under the laws of this state shall upon request make that facility available to a political party for the purpose of holding a caucus or convention under the requirements of this chapter, on the same terms on which the facility is or would be made available for use as a polling place."
3. Page 2, by striking line 2 and inserting in lieu thereof the following:
" 7 . Page 21, by striking lines 26 through 33, inclusive, and inserting in lieu thereof the following:
"NEW SECTION. SPECIAL COUNSEL. A special counsel shall be appointed by the governor with the approval of two-thirds of the senate to serve as legal counsel to the state commissioner and to the electorate of

Iowa, for a term of four years beginning July first of the year of appointment, unless sooner removed as provided by this section. A vacancy shall be filled for the unexpired portion of the term in which it occurs. The special counsel shall issue advisory opinions in writing on all electoral questions submitted by the state commissioner, a commissioner, a county attorney,
or the chairperson of a political party as defined in section forty-three point two (43.2) of the Code."
4. Page 2, by striking line 3 and inserting in lieu thereof the following:
" 8 . Page 22, by striking lines 8 through 12 and inserting in lieu thereof the following:
The special counsel shall have the power to issue oral interpretations of the election laws on the day of any special or regular election and during the five days preceding an election to assure that the electorate has full and easy access to the polls and that the integrity and secrecy of the ballot is protected. These interpretations shall be reduced to writing as soon as reasonably possible. The special counsel's interpretations of the election laws shall be binding on the commissioner, each county commissioner, and all other officers charged with administration of elections, in the absence of a court order to the contrary."
5. Page 4, by striking lines 25 through 32, inclusive.
6. Page 7 , by striking lines 25 through 28 , inclusive, and inserting in lieu thereof the following:
"..... Page 90 , by striking lines 12 through 15, inclusive, and inserting in lieu thereof the following: "appointed by the county supervisors of the counties within each of the districts established by section three hundred three B point two (303B.2) of the Code, acting at joint meetings of the boards of supervisors within each respective district called in February of each odd-numbered year by the county commissioner of elections who would be responsible under section forty-seven point two (47.2) of the Code for conducting elections if elections were held by that district. Each supervisor shall cast a vote equal to the population of his or her county according to the most recent decennial census, divided by the number of members of that county's board of supervisors."
7. Page 7, by striking lines 32 through 39 , inclusive, and inserting in lieu thereof the following:
"..... Page 90 , line 19, by striking the word "January" and inserting in lieu thereof the words "[January] March".
8. Page 7, by inserting after line 41 the following:

47 "..... Page 95, by inserting after line 2 the
48 following new section:
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## Page 3

1975 Session, is amended to read as follows:
Sec. 5. Chapter thirty-nine (39), Code 1975, is amended by adding the following new section:

NEW SECTION. GENERAL ELECTION-NONPARTISAN OFFICES.
There shall be elected at each general election, on a nonpartisan basis, the following officers:
[1. Regional library trustees as required by section three hundred three $B(303 B)$ of the Code.]
[2.] 1. County public hospital trustees as required by section three hundred forty-seven point twentyfive (347.25) of the Code.
[3.] 2. Sotl conservation district commissioners as required by section four hundred sixty-seven A point five (467A.5) of the Code."

MONROE of Des Moines TAUKE of Dubuque HARVEY of Scott CRAWFORD of Story HINES of Story BRANDT of Black Hawk

H—3979

1
2 follows:

KOOGLER of Mahaska

H

3973
Amend House File 794 as follows:

1. Page 1, line 16 , by striking the words "distributing or selling" and inserting in lieu thereof the following: "[distributing or selling] or distributing".
2. Page 2, by inserting after line 10 the
following:
"Sec. 2. Section four hundred nineteen point seven (419.7), Code 1975, is amended to read as follows:
419.7 APPLICATION OF PROCEEDS LIMITED. The proceeds from the sale of any bonds, issued under authority of this chapter, shall be applied only for the purpose for which the bonds were issued and if, for any reason, any portion of such proceeds shall not be needed for the purpose for which the bonds were issued, such unneeded portion of said proceeds shall be applied to the payment

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CLARK of Lee
AVENSON of Fayette
NORLAND of Worth
NIELSEN of Polk
RINAS of Linn
CUSACK of Scott
SPEAR of Lee
READINGER of Polk
EVANS of Grundy
TAUKE of Dubuque
VARLEY of Adair

H-3976
of the principal or the interest on said bonds. The cost of any project shall be deemed to include the actual cost of acquiring a site or the cost of the construction of any part of a project which may be constructed including architects' and engineers' fees, the purchase price of any part of a project that may be acquired by purchase, all expenses in connection with the authorization, sale and issuance of the bonds to finance such acquisition, an amount to be held as a bond reserve fund, and the interest on such bonds for a reasonable time prior to construction, during construction and for not exceeding six months after completion of construction, and with respect to any health care facility or voluntary nonprofit hospital the cost of retiring any existing indebtedness of such health care facility or voluntary nonprofit hospital which the governing body of the municipality determines to be reasonably necessary in connection with the issuance of the bonds."
3. Amend the title by striking all of line 2 and inserting in lieu thereof a period.

Amend House File 794 as follows:

1. Page 2, by inserting after line 10 the following new sections:
"Sec. ..... Chapter four hundred nineteen (419), Code 1975, is amended by adding the following new section:

NEW SECTION. SALES AND USE TAX APPLICABLE. Any equipment purchased or service performed or rendered in connection with a project under this chapter shall be subject to the retail sales tax under chapter four hundred twenty-two (422) of the Code and the use tax under chapter four hundred twenty-three (423) of the Code in the same manner as if such project were owned by a private person.

Sec. ..... Section four hundred twenty-two point forty-five (422.45), subsection five (5), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

The gross receipts or from services rendered, furnished, or performed and of all sales of goods, wares or merchandise used for public purposes to
any tax-certifying or tax-levying body of the state of Iowa or governmental subdivision thereof, including the state board of regents, state department of social services, state department of transportation and all divisions, boards, commissions, agencies or instrumentalities of state, federal, county or municipal government which derive disbursable funds from appropriations or allotments of funds raised by the levying and collection of taxes, except sales of goods, wares or merchandise or from services rendered, furnished, or performed and used by or in connection with the operation of any municipally-owned public utility engaged in selling gas, electricity or heat to the general public, or with the operation of a municipally-owned project established under chapter four hundred nineteen (419) of the Code.

Sec. ..... Section four hundred twentythree point three (423.3), Code 1975, is amended to read as follows:
423.3 TAX ON [SURPLUS WAR] CERTAIN GOVERNMENT MATERIAL AND SERVICES. Purchases of tangible personal property made from the government of the United States or any of its agencies or any municipally-owned project established under chapter four hundred nineteen (419) of the Code by ultimate consumers shall be subject to the tax imposed by section 423.2. Services purchased from the same source or sources shall be subject to service tax
imposed by this chapter and apply to the user thereof.

This section shall not apply to purchases made by counties or municipal corporations except as provided in this section."
2. By numbering the sections to conform with this amendment.
8. Amend the title, line 2, by inserting after the word "expansion" the following: ", and to sales and use taxes on projects financed under chapter four hundred nineteen (419) of the Code."

HARVEY of Scott SMALL of Johnson RINAS of Linn

2 1. By striking everything after the enacting
"Section 1. Section four hundred nineteen point one (419.1), subsection two (2), Code 1975, is amended to read as follows:
2. "Project" means all or any part of, or any interest in, (a) any land, buildings or improvements, whether or not in existence at the time of issuance

Page 2
1 roads, streets, sidings, trackage, foundations, tanks, 2 structures, pipes, pipe lines, reservoirs, utilities,
of the bonds issued under authority of this chapter, which shall be suitable for the use of a housing project, or of any voluntary nonprofit hospital, clinic or health care facility as defined in section 135C.1, subsection 8, or of any private college or university, whether for the establishment or maintenance of such college or university, or of any industry or industries for the manufacturing, processing or assembling of any agricultural or manufactured products, even though such processed products may require further treatment before delivery to the utimate consumer, or of any commercial enterprise engaged in storing, warehousing, distributing or selling products of agriculture, mining or industry including but not limited to barge facilities and river-front improvements useful and convenient for the handling and storage of goods and products or any land or buildings for the purpose of repairing or reconstructing any industrial or commercial enterprise. As used in this subsection "repair" means remodeling, improving or expanding or to restore the existing structure or thing to its original condition as near as may be after decay, waste, injury or partial destruction but does not include maintenance or customary repainting; and "reconstruction" means to rebuild or to restore again as an entity, the thing which was lost or destroyed or (b) pollution control facilities which shall be suitable for use by any industry, commercial enterprise or utility. "Pollution control facilities" means any land, buildings, structures, equipment, pipes, pumps, dams, reservoirs, improvements, or other facilities useful for the purpose of reducing, preventing, or eliminating pollution of the water or air by reason of the operations of any industry, commercial enterprise or utility. "Improve", "improving" and "improvements" shall embrace any real property, personal property or mixed property of any and every kind that can be used or that will be useful in connection with a project, including, without limiting the generality of the foregoing, rights of way, materials, equipment, fixtures, machinery, furniture, furnishings, improvements, instrumentalities and other real, personal or mixed property of every kind, whether above or below ground level.

Sec. 3. Section four hundred nineteen point one (419.1), Code 1975, is amended by adding the following new subsections:
NEW SUBSECTION. "Housing project" means any work or undertaking to demolish, clear or remove buildings from any slum areas, to provide decent, safe and sanitary urban or rural dwellings, apartments or other

## 14

(1) A person who is at least sixty-two years of age.
(2) A person who is under a disability.
(3) A person who is handicapped.
(4) A displaced person.
(5) The remaining member of a tenant family.
$N E W$ SUBSECTION. "Families" includes two or more persons living together, who are at least sixty-two years of age, are under a disability or are handicapped, or one or more such individuals living with another person who is essential to such individual's care or well-being.

NEW SUBSECTION. "Disability" means inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to last for the rest of a person's life or which has lasted or can be
expected to last for a continuous period of not less than twelve months, or in the case of a person who has attained the age of fifty-five and is blind, inability by reason of such blindness to engage in substantial gainful activity requiring skills or abilities comparable to those of any gainful activity in which the person has previously engaged with some regularity and over a substantial period of time.

NEW SUBSECTION. "Handicapped" means having an impairment which is expected to be of long-continued and indefinite duration, substantially impedes the ability to live independently, and is of a nature that the ability to live independently could be improved by more suitable housing conditions.

NEW SUBSECTION. "Displaced" means displaced by governmental action, or having one's dwelling extensively damaged or destroyed as a result of a disaster.
Sec. 4. Section four hundred nineteen point eleven (419.11), Code 1975, is amended to read as follows:
419.11 TAX EQUIVALENT TO BE PAID-ASSESSMENT

PROCEDURE-APPEAL. Any municipality acquiring, purchasing, constructing, reconstructing, improving or extending any industrial buildings or pollution control facilities, as provided in this chapter, shall annually pay out of the revenue from such industrial buildings or pollution control facilities to the state of Iowa and to the city, school district and any other political subdivision, authorized to levy taxes, a sum equal to the amount of tax, determined by applying the tax rate of the taxing district to the assessed value of the property, which the state, county, city, school district or other political subdivision would
receive if the property were owned by any private person or corporation, any other statute to the contrary notwithstanding. For purposes of arriving at such tax equivalent, the property shall be valued and assessed by the assessor in whose jurisdiction the property is located, in accordance with chapter 441, but the municipality, the lessee on behalf of the municipality, and such other persons as are authorized by chapter 441 shall be entitled to protest an assessment and take appeals in the same manner as any taxpayer. Such valuations shall be included in any summation of valuations in the taxing district for all purposes known to the law. Income from this source shall be considered under the provisions of section 384.16, subsection 1, paragraph " $b$ ". If and to the extent the proceedings under which the bonds authorized to be issued under the provisions of this chapter so provide, the municipality may agree to co-operate with the lessee of a project in connection with any administrative or judicial proceedings for determining the validity or amount of any such payments
and may agree to appoint or designate and reserve the right in and for such lessee to take all action which the municipality may lawfully take in respect of such payments and all matters relating thereto, provided, however, that such lessee shall bear and pay all costs and expenses of the municipality thereby incurred at the request of such lessee or by reason of any such action taken by such lessee in behalf of the municipality. Any lessee of a project which has paid, as rentals additional to those required to be paid pursuant to section 419.5 , the amounts required by the first sentence of this section to be paid by the municipality shall not be required to pay any such taxes to the state or to any such county, city, school district or other political subdivision, any other statute to the contrary notwithstanding. To the extent that any lessee or contracting party pays taxes on a project or part thereof, the municipality shall not be required to pay the tax equivalent herein provided, and to such extent the lessee or contracting party shall not be required to pay amounts to the municipality for such purpose. This section shall not be applicable to any municipality acquiring, purchasing, constructing, reconstructing, improving, or extending any buildings for the purpose of establishing, maintaining, or assisting any private college or university, nor to any municipality in connection with any project for the benefit of a voluntary nonprofit hospital, clinic,
or health care facility, the property of which is otherwise exempt under the provisions of chapter 427, nor to a housing project, except as provided in section four hundred three A point ten (403A.10) of the Code. The payment, collection, and apportionment of the tax equivalent shall be subject to the provisions of chapters 445, 446 and 447."
2. Amend the title page by inserting in line 1 , after the word "projects", the word ", housing projects,".
3. Amend the title page by inserting in line 2 , after the word "remodeling", the word "construction,".

BINA of Scott CUSACK of Scott BRANDT of Black Hawk WULFF of Black Hawk GILLOON of Dubuque JOCHUM of Dubuque

H-3977
Amend Senate File 387 as amended and passed by the Senate as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. PERSONS NOT REQUIRED TO PERFORM OR ASSIST IN AN ABORTION. Any person who may lawfully perform or assist in an abortion and who states in writing his or her moral or religious objections to abortion shall not be required to participate in an abortion. A person shall not discriminate against any individual in any way, including but not limited to employment, promotion, advancement, transfer, licensing, education, training or the granting of hospital privileges or staff appointments, because of a person's participation in or refusal to participate in recommending, performing or assisting in an abortion procedure.

For the purposes of this Act "abortion" means a medical procedure which has as its sole and primary purpose the termination of a human pregnancy, but does not include a medical procedure to remove a dead fetus or produce a live birth nor does it include medical care which has as its purpose the treatment of a serious pathological or psychological condition.

Sec. 2. NEW SECTION LIABILITY FOR REFUSING TO PERFORM AN ABORTION. A hospital, which is not controlled, maintained and supported by a public authority, shall not be required to permit the performance of an abortion, as defined in section one (1) of this Act. The refusal to permit such procedures shall not be grounds for civil liability to any person nor a basis for a disciplinary or other recriminatory action against the hospital."

GENTLEMAN of Polk
H-3970
1 Amend Senate File 521 as follows:
2 1. Page 1, line 5, by striking the word
3 "professional".
2. Page 1 , line 9 , by striking the word "professional".
3. Title page, line 2 , by striking the word
"professional".
GRIFFEE of Chickasaw
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 5:10 p.m. until 9:00 a.m., Thursday, May 29, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Thirty-seventh Calendar Day-Ninetieth Session Day

## Hall of the Hougr of Representatives Des Monnes, Iowa, Thurgday, May 29, 1975

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

Prayer was offered by the Reverend Rex Spicer, pastor of the St. John's Lutheran Church, Fenton, Iowa.

The Journal of Wednesday, May 28, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. P. Hawkins, Clarion, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Kreamer of Polk on request of Krause of Palo Alto.
PRESENTATION OF VISITORS
The Speaker announced the following visitors were present in the House chamber:

Forty fourth and fifth grade students from Central Lutheran School, Newhall, Iowa, accompanied by Mrs. Brandt. By Svoboda of Iowa.

Thirty Colo High School students from Colo, Iowa, accompanied by Steve Lively and Paula Zarestky. By Hines of Story.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Spraxkr: I am directed to inform your honorable body that the Senate has on May 27, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 36, a bill for an act relating to discrimination in the renewal of automobile insurance.

Also: That the Senate has on May 27, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 479, a bill for an act relating to the movement of mobile homes and factory-built structures of excessive size subject to penalties provided by law.

Also: That the Senate has on May 16, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 296, a bill for an act to establish and regulate the practice of barbering and the practice of cosmetology.

CLARK R. RASMUSSEN, Secretary

## HOUSE CONCURRENT RESOLUTION 53 <br> By Middleswart, Wyckoff, Branstad and Tofte

## Page 2

24 snowmobile accidents and the need for legislative action;
Whereas, snowmobiles are under certain circumstances permitted to use the public highways; and

Whereas, there has been an increase in the number of snowmobile accidents in recent years; and

Whareas, many of these accidents have involved snowmobile operators who were under the influence of alcohol or drugs at the time of the accident; and

Whereas, there have been several bills introduced in the legislature this year which would severely restrict the operation of snowmobiles in this state; and

Whereas, there is a definite need that a thorough study of the causes of snowmobile accidents be conducted to involve snowmobilers, the state conservation commission, the department of transportation, and other interested groups and individuals; and

Whereas, there is a need for reasonable legislation to meet the problems posed by snowmobiles without unduly restricting the operation of snowmobiles; Now Therefore, Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council be authorized to create a study committee or allow meetings of a joint subcommittee of the natural resources standing committees of both houses of the general assembly to study the causes of and
Be It Further Resolved, That the study committee or joint subcommittee shall make a report to the legislative council and the members of the general assembly meeting in the year 1976.

Laid over under Rule 25.

## SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Sprakir: Your committee appointed to determine the mileage for the members of the House submits the following supplemental report:

| Name | Miles round trip |
| :---: | :--- |
| James W. Spradling | 440 |
|  |  |
|  | Respectfully submitted, |
|  | WILLIAM B. GRIFFEE |
|  | MAURICE HENNESSEY |
|  | JAMES D. JORDAN |

## SUPPLEMENTAL REPORT OF HOUSE ADMINISTRATION COMMITTEE

Mr. Speakbr: Your committee on House administration reports the following appointment to the officers and employees of the House effective May 29, 1975 :

Roosevelt C. Carter-Doorkeeper
Also Mr. Speaker: Your committee on House administration reports the following resignation from the officers and employees of the House:

Donald R. Emanuel-Doorkeeper, effective May 21, 1975
WELLS of Linn, Chairman
SENATE AMENDMENTS CONSIDERED
Bortell of Madison called up for consideration House File 390, a bill for an act authorizing the expenditure of federal funds or grants for the support of mental health centers, programs for the mentally retarded, and capital improvements by counties amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3945
1 Amend House File 390, as passed by the House, as follows:

1. Page 2, line 22, by inserting after the word "electors" the words "to expend federal revenue-sharing funds for a mental health or mental retardation project or".
2. Page 2, lines 22 through 24, inclusive, by striking the words "a mental health or mental retardation project is to be funded by federal revenue-sharing funds or when".
3. Page 3, line 1, by inserting after the word "newspaper" the words "published in the county".
A non-record roll call was requested.
The ayes were 72 , nays none.
The motion prevailed and the House concurred in the Senate amendment.

Bortell of Madison moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 390)
The ayes were, 78:

| Anderson | Bittle | Brockett | Clark |
| :--- | :--- | :--- | :--- |
| Baker | Bortell | Brunow | Connors |
| Bennett | Brandt | Byerly | Crabb |
| Bina | Branstad | Caffrey | Crawford |

Danker
Dieleman
Doyle
Drake Dunton
Dyrland
Evans Fitzgerald Fullerton Gentleman Griffee Halvorson
Hansen
Hargrave
Harper
Harvey

Hennessey
Higgins
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan
Junker
Koogler
Lageschulte Lindeen
McElroy
Menke

Mennenga Schroeder
Middleswart
Millen
Miller, A. V.
Miller, K. D.
Nealson
Newhard
Norland
Oakler
Pavich
Pellett
Perkins
Readinger Rinas Scheelhaase

West
Kreamer
Lipsky
Lonergan
Middleton

Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tofte
Varley
Walter
Welden
Wells
Woods
Wulff
Mr. Speaker

Wyckoff

Monroe
O'Halloran Patchett Poncy

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

## SENATE AMENDMENT CONSIDERED (House Refuses to Concur)

Husak of Tama called up for consideration House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the Act, and providing penalties for violation of the Act, amended by the Senate as follows:

H-3981

Amend House File 215, as amended, passed by the House and reprinted, by striking everything after the enacting clause, and inserting in lieu thereof the following:
"Section 1. NEW SECTION. REPORTING BY CORPORATIONS AND LIMITED PARTNERSHIPS. Any corporations or limited partnerships holding title to land in the state must file a report with the secretary of state giving the range, section number, township, county and number of acres of each parcel of land. The report shall also list any real estate mortgage or trust deed on the parcel and the identity of the holder of the mortgage or

## 13

21
22
23
24
26 1st Mortgage held by
26
27
1st Mortgage held by
28 Owner of Processing Plant
29
30
31
32
38
34
35 in the instance of a default of a debt.

Location:

MORTGAGE of livestock held by the following: penalty."
trust deed. If a corporation is the owner of a processing plant or livestock, this must also be noted. The secretary of state and any other agency of the state shall not require the reporting of any other business matters other than that expressly required by statute REPORT TO SECRETARY OF STATE FOR FISCAL YEAR


Section —__ Township ___ County ___


Number owned cattle hogs sheep chickens
name of bank or other lender
Signed
Winness - NEW SECTION. REPORTS FROM COUNTY ASSES-
Sec. 2. NOR. Each
county assessor shall forward to the secretary of state the names of all corporations and limited partnerships owning land.

Sec. 3. NEW SECTION. PENALTY. Corporations or limited partnerships which own land who refuse to file the report required by this Act will be guilty of a misdemeanor, and shall be subject to a fine of not more than one hundred dollars or imprisonment of no more than thirty days.
2. Amend the title page, line 1 by striking everything after the word "Act", and inserting in lieu thereof
"requiring reports of the corporate or limited partnership owners of land in the state and providing a

Bittle of Polk moved to defer action on House File 215.
Roll call was requested by Scheelhaase of Woodbury and Perkins of Greene.

On the question "Shall House File 215 be deferred?"
The ayes were, 28:

| Bennett | Drake | Lindeen | Schroeder |
| :--- | :--- | :--- | :--- |
| Bittle | Evans | Lipsky | Tauke |
| Brockett | Fullerton | McElroy | Tofte |
| Clark | Gentleman | Millen | Varley |
| Crabb | Halvorson | Nealson | Welden |
| Crawford | Harvey | Oakley | West |
| Danker | Lageschulte | Readinger | Wulff |

The nays were, 60:

| Anderson | Fitzgerald | Jordan | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Junker | Poncy |
| Baker | Griffee | Koogler | Rinas |
| Bina | Hargrave | Krause | Scheelhaase |
| Bortell | Harper | Lonergan | Small |
| Brandt | Hennessey | Mennenga | Spear |
| Branstad | Higgins | Middleswart | Spencer |
| Brunow | Hinkhouse | Miller, A. V. | Spradling |
| Byerly | Horn | Miller, K. D. | Stromer |
| Caffrey | Howell | Miller, O. L. | Svoboda |
| Cusack | Hullinger | Monroe | Walter |
| Daggett | Husak | Newhard | Wells |
| Dieleman | Hutchins | Norland | Woods |
| Doyle | Jesse | Pavich | Wyckoff |
| Dyrland | Jochum | Pellett | Mr. Speaker |
| Absent or not voting, 12: |  |  |  |
| Connors | Egenes | Kreamer | Nielsen |
| Den Herder | Hansen | Menke | O'Halloran |
| Dunton | Hines | Middleton | Patchett |

The motion lost.
Husak of Tama moved that the House concur in the Senate amendment H-3981.

A non-record roll call was requested.
The ayes were 10, nays 77 .
The motion lost and the House refused to concur in the Senate amendment.

## SENATE AMENDMENT CONSIDERED

Husak of Tama called up for consideration House File 264, a bill for an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3967

Amend House File 264, as passed by the House, as follows:

1. Page 1, by striking lines 3 through 11 and inserting in lieu thereof the following:
"NEW SECTION. Whenever any animal is left with a veterinarian, boarding kennel, or commercial kennel pursuant to a written agreement and the owner does not claim the animal by the agreed date, the animal shall be deemed abandoned, and a notice of abandonment and its consequences shall be sent within seven days by certified mail to the last known address of the owner. For fourteen days after mailing of the notice the owner shall have the right to reclaim the animal

14
upon payment of all reasonable charges, and after the fourteen days the owner shall be deemed to have waived all rights to the abandoned animal. If despite diligent effort an owner cannot be found for the abandoned animal within another seven days, the veterinarian, boarding kennel, or commercial kennel may humanely destroy the abandoned animal."
2. Page 1, by striking line 12.

A non-record roll call was requested.
The ayes were 87, nays 5 .
The motion prevailed and the House concurred in the Senate amendment $\mathrm{H}-3967$.

Husak of Tama moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 264)

The ayes were, 89:

| Anderson | Dunton <br> Dyrland <br> Avenson |
| :--- | :--- |
| Baker | Evans <br> Bennett |
| Fitzgerald |  |
| Bina | Fullerton |
| Bittle | Gentleman |
| Bortell | Gillon |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Hennessey |
| Caffrey | Higgins |
| Clark | Hines |
| Connors | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Daggett | Husak |
| Danker | Hutchins |
| Den Herder | Jesse |
| Dieleman | Jochum |
| Drake |  |

The nays were, 4:
Doyle Poncy

| Egenes | Harvey | Middleton |
| :--- | :--- | :--- |
| Griffee | Kreamer | Monroe |

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

## MOTION TO DISPERSE CONFERENCE COMMITTEE LOST (Joint Rules)

Varley of Adair moved to disperse the conference committee on joint rules (Senate Concurrent Resolution 6) appointed March 10, 1975, for the purpose of appointing a new conference committee.

Roll call was requested by Varley of Adair and Junker of Woodbury.

On the question "Shall the conference committee on joint rules (Senate Concurrent Resolution 6) be dispersed ?"

The ayes were, 36 :

| Bennett | Danker | Lageschulte | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Drake | Lindeen | Schroeder |
| Bortell | Evans | Lipsky | Stromer |
| Branstad | Fullerton | McElroy | Tauke |
| Brockett | Gentleman | Menke | Tofte |
| Clark | Halvorson | Millen | Varley |
| Crabb | Hansen | Nealson | Welden |
| Crawford | Harvey | Oakley | West |
| Daggett | Junker | Pellett | Wulff |
| The nays were, 57: |  |  |  |
| Anderson | Gilloon | Jordan | Pavich |
| Avenson | Hargrave | Koogler | Perkins |
| Baker | Harper | Krause | Poncy |
| Bina | Hennessey | Lonergan | Rinas |
| Brandt | Higgins | Mennenga | Scheelhaase |
| Brunow | Hines | Middleswart | Spear |
| Byerly | Hinkhouse | Miller, A. V. | Spencer |
| Caffrey | Horn | Miller, K. D. | Spradling |
| Connors | Howell | Miller, O. L. | Svoboda |
| Cusack | Hullinger | Monroe | Walter |
| Dieleman | Husak | Newhard | Wells |
| Doyle | Hutchins | Nielsen | Woods |
| Dunton | Jesse | Norland | Wyckoff |
| Dyrland | Jochum | O'Halloran | Mr. Speaker |
| Fitzgerald |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Den Herder | Griffee | Middleton | Small |
| Egenes | Kreamer | Patchett |  |

The motion lost.

## SENATE AMENDMENT CONSIDERED

Monroe of Des Moines called up for consideration House File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties, amended by the Senate, as follows:

H-3952

Amend House File 700 as amended and passed by the House and reprinted, as follows:

1. Page 1, by striking lines 2 through 16, inclusive, and inserting in lieu thereof the following:
" 1975 , as amended by Acts of the Sixty-sixth General Assembly, 1975 Session, House File one hundred sixty (160), section one (1), is amended to read as follows:
2.27 CANVASS OF VOTES FOR GOVERNOR. The general assembly shall meet in joint session on the same day the assembly first convenes in January of 1979 and every four years thereafter as soon as both houses have been organized, and canvass the votes cast for governor and lieutenant governor and determine the election[; and when]. If an election is necessary under section four (4) of this Act to fill a vacancy in the office of lieutenant governor, the general assembly shall similarly meet on the day it convenes in the January following that election and canvass the vote cast for the office. When the canvass is completed, the oath of office shall be administered to the persons, or person, so declared elected [and] . Upon being inaugurated the governor shall deliver to the joint assembly any message he or she may deem expedient."
2. Page 9 , line 7, by striking the word and figures "sixty-six (43.66)" and inserting in lieu thereof the word and figures "fifty-two (48.52)".
3. Page 16, line 5, by inserting after the word "electors" the words "to serve if the nominated or elected presidential electors are for any reason unable to perform their duties".
4. Page 16, by inserting after line 5 the following:
"Sec. ..... Chapter forty-three (43), Code 1975, is amended by inserting after section forty-three point ninety-two (43.92) the following new section:

NEW SECTION. PLACE OF HOLDING CAUCUS. Each precinct caucus shall be held in a building which is publicly owned or is suitable for and from time to time made available for holding public meetings wherever is it possible to do so."
5. Page 17, line 4, by inserting after the word "notice" the words "at least five days".
6. Page 20, by inserting after line 23 the following:
"Sec. ..... Section forty-five point two (45.2), Code 1975, is amended to read as follows:
45.2 ADDING NAME BY PETITION. The name of a candidate placed upon the ballot by any other method than by petition shall not be added by petition for

## Page 2

the same office in the same election."
7. Page 21, by striking lines 24 through 85.
8. Page 22, by atriking lines 1 through 12.

4 9. Page 28, by atriking all after the word "regis-
tration" in line 34 and all of line 35 , and page 24, by striking lines 1 through 7, inclusive, and inserting in lieu thereof the following:
", subject to the supervision of the county commissioner. The commissioner of registration or an employee of the commissioner of registration may visit each high school located in the county, during the month of May of each year, and offer to register any person who is eligible under section forty-eight point two (48.2) of the Code to be registered."
10. Page 25, line 33, by striking the word "counties" and inserting in lieu thereof the words "[counties] county".
11. Page 27, by striking line 32 and inserting in lieu thereof the words "[commercial] purpose[, advertising, or solicitation,] of any kind".
12. Page 30, line 13, by striking the word "and".
13. Page 30 , line 14, by inserting after the word "occurred" the words ", and the elector's signature".
14. Page 30, line 29, by striking the words "of name or" and inserting in lieu thereof the words "of legal name or of residence".
15. Page 30, by striking lines 30 through 34, inclusive, and inserting in lieu thereof the following:
"of registration for any election the elector shall not be qualified to vote at that election, except that if a change of residence address does not require printing the qualified elector's name in a different election register for that election, the qualified elector shall be allowed to vote. A precinct election official shall have such an elector complete a change of address card at the polls and shall return the card to the commissioner with the election supplies."
16. Page 30, by striking line 35 , through page 32 , line 23 , inclusive.
17. Page 32, by striking all after the period in line 35 , and page 33, by striking lines 1 through 5 , inclusive, and inserting in lieu thereof the words "If any person registers to".
18. Page 33, by striking lines 27 through 30 , inclusive, and inserting in lieu thereof the following:
"as provided in section 48.6, subsection [10] nine (9), and may then be questioned concerning".
19. Page 34, lines 6 and 7, by striking the words "[one thousand] six" inserting in lieu thereof the words "one thousand [six] one".

## 3

20. Page 35, by striking lines 32, 33 and 34 and that portion of line 35 preceding the word "Double". 21. Page 36, line 18, by inserting after the word "county" the words ", or other political subdivision within which precincts have been merged across county lines pursuant to section forty-mine point eleven (49.11), subsection one (1), of the Code,".
21. Page 40, line 14, by striking the word
"eligible" and inserting in lieu thereof the words "[eligible] qualified".
22. Page 43, line 24, by striking the words "the facsimile of the signature" and inserting in lieu thereof the words "one facsimile signature, that".
23. Page 43 , line 25 , by inserting after the word "printed" a comma.
24. Page 46 , by striking line 5 , through page 48, line 1, inclusive.
25. Page 49 , by striking lines 10 through 14 , inclusive, and inserting in lieu thereof the words "is a qualified elector of that precinct. The elector shall sign a voter's".
26. Page 49, by striking lines 17 through 30, inclusive.
27. Page 51, line 21, by inserting after the second word "the" the words "name of the challenged elector and the".
28. Page 51, by striking lines 22 and 23 and inserting in lieu thereof the words "reason for the challenge. The sealed affidavit'.
29. Page 52, line 23, by striking the word "that" and inserting in lieu thereof the word "[that] is".
30. Page 52, line 24, by striking the word "is" and inserting in lieu thereof the word "[is]".
31. Page 52, line 26, by striking the words "by any person the blind voter may select" and inserting in lieu thereof the words "alternatively by any other person the [blind] voter may select if the voter is blind".
32. Page 55 , line 24 , by striking the word
"counting" and inserting in lieu thereof the word "election".
33. Page 55, line 29, by striking the word "counting" and inserting in lieu thereof the word "election".
34. Page 55, line 33, by inserting after the word "precinct" the word "election".
35. Page 56, line 1, by striking the word "counting" and inserting in lieu thereof the word "election".
36. Page 56, line 8, by striking the word

## 4

"counting" and inserting in lieu thereof the word "election".
38. Page 56, line 11, by inserting after the period the following:
"The board may divide itself into panels of not less than three members each in order to hear and determine two or more challenges simultaneously, but each panel shall meet the requirements of section forty-nine point twelve (49.12) of the Code as regards political party affiliation of the members of each panel."
39. Page 61, line 5, by inserting after the period
the following:
"Prior to actual purchase by any county of any particular electronic voting system which has been approved for use in this state, the state commissioner shall formulate, with advice and assistance of the examiners, and adopt rules governing the development of vote counting programs and all procedures used in actual counting of votes by means of that system."
40. Page 65, line 14, by inserting after the word "organizations" the words ", and to permit voting for all the candidates of any one political party or organization by a single mark or punch,".
41. Page 65, after line 15, by adding the following new paragraph:
" 7 . The voting punch device shall be so constructed and designed so if an elector makes an error in marking the ballot, the machine shall indicate the error and permit the elector to make a correction according to the provisions of section one hundred eleven (111), paragraph four (4) of this Act."
42. Page 68, line 6, by inserting after the word "ticket" the words ", or for or against any public question".
43. Page 70, by striking lines 24 through 28, inclusive, and inserting in lieu thereof the following:
"In any county in which the board of supervisors has adopted voting by means of an electronic voting system, the commissioner may elect to also conduct absentee voting by use of such a system if the system so used is compatible with the counting center serving the precinct polling places in the county where voting is by means of an electronic voting system. In any other county, the commissioner may with approval of the board of supervisors conduct absentee voting by use of an electronic voting system. All provisions of chapter fifty-three".
44. Page 71, line 23, by striking the word "time" and inserting in lieu thereof the word "times".
45. Page 71, line 35, by striking the word "referred" and page 72, by striking line 1.
46. Page 72, line 15 , by inserting after the period the following:
"The county chairperson of a political party may submit an additional test group of ballots which, if so submitted, shall also be tested."
47. Page 74, line 9, by striking the word "become" and inserting in lieu thereof the word "becomes".
48. Page 74, lines 17 and 18, by striking the words "[polls] polling place in the elector's precinct of residence" and inserting in lieu thereof the word "polls".
49. Page 75, lines 7 and 8 , by striking the words "eight o'clock p.m." and inserting in lieu thereof the words "[eight o'clock p.m.] the closing of the

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    polls".
    50. Page 75, line 17, by inserting after the
period the following:
    "However, if the application is received more than
    ton calendar days before the election, the commissioner
    shall mail to the applicant within twenty-four hours
    a letter acknowledging receipt of the application
    and describing the procedure prescribed by section
    one hundred twenty-three (123) of this Act."
    51. Page 75, by inserting after line 17 the fol-
lowing:
    "Nothing in this subsection nor in section one
    hundred twenty-three (12s) of this Act shall be
    construed to prohibit a qualified elector who is a
    hospital pationt or resident of a health care facility,
    or who antioipates entering a hospital or health care
    facility before the date of a forthcoming election,
    from casting an absentee ballot in the manner
    prescribed by section fifty-three point eleven (53.11)
    of the Code."
    52. Page 76, line 7, by striking the words "An
applicant" and inserting in lieu thereof the following:
    "A qualified elector who has applied for an ab-
sentee ballot, in a manner other than that prescribed
by section fifty-three point eleven (53.11) of the
Code, and".
    53. Page 76, line 21, by striking the words "five
    working" and inserting in lieu thereof the words "ten
    calendar".
    54. Page 76, line 22, by striking the word "neces-
    sary" and inserting in lieu thereof the following:
    "all ballots requested under section fifty-three
point eight (53.8), subsection three (3), of the Code
```

have not previously been delivered and returned.
Page
If a person who so requested an absentee ballot has

If a person who so requested an absentee ballot has been dismissed from the health care facility or hospital, the special precinct election officers may take the ballot to the elector if he or she is currently residing in the county".
55. Page 76, line 23, by inserting after the word "shall" the word "both".
56. Page 76, lines 34 and 35 , by striking the words "pursuant to section forty-nine point eighteen (49.18) of the Code" and inserting in lieu thereof the words "giving preference to persons designated by the respective county chairpersons of the political parties described in section forty-nine point thirteen (49.13) of the Code".
57. Page 77, by striking lines 16 and 17 and inserting in lieu thereof the following:
"Alternatively, the request may be made by telephone to the office of the commissioner not later than four hours before the close of the polls. If the requestor is found to be a qualified elector of".
58. Page 77, line 18, by inserting after the word "county," the words "these officers shall".
59. Page 79, by striking lines 23 through 35, and page 80 , by striking lines 1 through 11, inclusive.
60. Page 82 , line 35 , by striking the words "county board" and inserting in lieu thereof the words "[county board] commissioner".
61. Page 83, line 22, by striking the words "from five to" and inserting in lieu thereof the words "[from] to either five [to] or".
62. Page 84, line 17, by striking the words "same" and inserting in lieu thereof the words "responsible commissioner's'.
63. Page 84 , by striking lines 21 through 28 , inclusive.
64. Page 85 , line 17 , by striking the words "from five to" and inserting in lieu thereof the words "[from] to either five [to] or".
65. Page 85, by striking lines 19 and 20 and inserting in lieu thereof the words "directors to be elected, and which of the".
66. Page 86 , line 14, by striking the words "[AND TREASURER]" and inserting in lieu thereof the words "AND TREASURER".
67. Page 86 , by striking lines 17,18 and 19 and inserting in lieu thereof the following:
"not be a teacher or other employee of the board. It shall also[, except in districts composed in whole or in part of a city,] appoint a treasurer. [Such] These officers".
68. Page 86, line 24, by striking the words "[They] The Secretary" and inserting in lieu thereof the word "They".
69. Page 86 , lines 27 and 28 , by striking the words "[their successors are] a successor is" and inserting in lieu thereof the words "their successors are".
70. Page 88 , by inserting after line 1 the following new section:
"Sec. ..... Section two hundred eighty A point twenty-three (280A.23), subsection two (2), Code 1975, is amended to read as follows:
2. Change boundaries of director districts in merged areas after each decennial census, or after any change in boundaries of the merged area, to compensate for changes in population if such population changes have taken place, or at any time for the purpose of causing the boundaries of director districts to coincide, where feasible, with the boundary lines of election precincts established pursuant to sections forty-nine point three (49.3) through forty-nine point six (49.6), inclusive, of the Code. However, the director districts shall in all cases be of approximately equal population within each merged area."
71. Page 90 , line 6, by striking the words "[elected] appointed" and inserting in lieu thereof the word "elected".
72. Page 90 , by striking lines 8 through 15.
73. Page 90 , line 18, by striking the figures and letter "303A.4" and inserting in lieu thereof the figures and letter " 303 B .4 ".
74. Page 90, lines 19 and 20 by striking the words "[the general election] their appointment" and inserting in lieu thereof the words "the general election".
75. Page 90 , lines 25 and 26, by striking the words "[next general election] expiration of the term in which the vacancy occurs" and inserting in lieu thereof the words "next general election".
76. Page 90 , line 34 , by striking the word "nine" and inserting in lieu thereof the word "thirty-two".
77. Page 95 , line 13, by inserting after the comma the words and figures "forty-nine point fifty-nine (49.59), forty-nine point sixty (49.60), forty-nine point sixty-one (49.61),".
78. Page 95, line 14, by inserting after the figure "(49.62)," the words and figure "two hundred seventyseven point twenty-six (277.26)".
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker pro tempore Jesse in the chair.
(House File 700 and the Senate amendment H-3952 pending at recess.)

On motion by Avenson of Fayette, the House was reeessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## SENATE AMENDMENT CONSIDERED

The House resumed consideration of House File 700, a bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties, and the Senate amendment $\mathrm{H}-3952$.

Monroe of Des Moines asked and received unanimous consent that amendment H-3982, to the Senate amendment H-3952, filed by him on May 28, 1975, and found on pages 2000 through 2002 of the House Journal, be withdrawn.

Oakley of Clinton offered the following amendment H-3985, to the Senate amendment $\mathrm{H}-3952$, filed by him and Varley of Adair and moved its adoption:

H-3985
1 Amend the Senate amendment H-3952 to House.
2 File 700 as amended, passed and reprinted by the
3 House by striking on page 1 the lines 32 through
440 and renumbering the remaining provisions.
A non-record roll call was requested.
The ayes were 36 , nays 54 .
Amendment H—3985 lost.
Stromer of Hancock offered the following amendment H-3984, to the Senate amendment H-3952, filed by him and Drake of Muscatine from the floor and moved its adoption:

H-3984
1 Amend the Senate amendment H-3952 to House
2 File 700 as amended, passed and reprinted by the
3 House on page 5, by striking lines 14 through 17
4 and inserting in lieu thereof the following:
5 49. Page 48, by striking from line 29 the
6 words "[eight] nine" and inserting in lieu thereof
7 the word "eight".
Roll call was requested by Stromer of Hancock and Drake of Muscatine.

On the question "Shall amendment H-3984, to the Senate amendment H-3952, be adopted?"

The ayes were, 87 :

| Bennett | Drake | Junker | Readinger |
| :--- | :--- | :--- | :--- |
| Bittle | Egenes | Lageschulte | Schroeder |
| Bortell | Evans | Lindeen | Stromer |
| Branstad | Fullerton | Lipsky | Tauke |
| Brockett | Gentleman | McElroy | Tofte |
| Clark | Halvorson | Menke | Varley |
| Crabb | Hansen | Millen | Welden |
| Crawford | Harvey | Nealson | West |
| Daggett | Hinkhouse | Pellett | Wulff |
| Danker |  |  |  |
| The nays were, | 55: |  |  |
| Anderson | Cusack |  | Harper |
| Avenson | Dieleman | Hennessey | Jesse |
| Baker | Doyle | Higgins | Jochum |
| Bina | Dunton | Hines | Kordan |
| Brandt | Dyrland | Horn | Krauser |
| Brunow | Fitzgerald | Howell | Lonergan |
| Byerly | Gilloon | Hullinger | Mennenga |
| Caffrev | Griffee | Husak | Middeswart |
| Connors | Hargrave | Hutchins | Miller, A:V. |


| Miller, K. D. | O'Halloran | Scheelhaase | Walter |
| :--- | :--- | :--- | :--- |
| Miller, O. L. | Pavich | Spear | Wells |
| Monroe | Perkins | Spencer | Wyckoff |
| Nielsen | Poncy | Spradling | Mr. Speaker |
| Norland | Rinas | Svoboda |  |
| Absent or not voting, 8: |  |  |  |
| Den Herder | Middleton | Oakley | Small |
| Kreamer | Newhard | Patchett | Woods |

Amendment H-3984 lost.
West of Marshall offered the following amendment $\mathrm{H}-3974$, to the Senate amendment $\mathrm{H}-3952$, filed by him and Monroe of Des Moines and moved its adoption:

H-3974
1
Amend the Senate amendment H-3952, to House
File 700, as passed by the House and reprinted,
as follows:
Page 6, by striking lines 28 and 24.
Roll call was requested by West of Marshall and Bortell of Madison.

On the question "Shall amendment H-3974, to the Senate amendment $\mathrm{H}-3952$, be adopted?"

The ayes were, 29:

| Bennett | Dieleman <br> Bortell |
| :--- | :--- |
| Erockett <br> Byerly | Eulles <br> Gentlon |
| Crabb | Halvorson |
| Crawford <br> Daggett <br> Danker | Harvey <br> Higgins |
|  |  |

Hines
Jochum
Junker
Lindeen
Lipsky
McElroy
Millen

Miller, O. L. Nealson Pellett
Readinger
Schroeder
Stromer
West

The nays were, 58:

| Anderson | Fitzgerald <br> Gilloon | Krause <br> Lagenson | Rinas <br> Baker |
| :--- | :--- | :--- | :--- |
| Griffee | Lonergan | Small <br> Spear |  |
| Bina | Hargrave | Mennenga | Spencer |
| Brandt | Harper | Middleswart | Spradling |
| Branstad | Hennessey | Miller, A. V. | Svoboda |
| Brunow | Hinkhouse | Miller, K. D. | Tauke |
| Caffrey | Horn | Monroe | Tofte |
| Clark | Howell | Newhard | Varley |
| Connors | Hullinger | Norland | Walter |
| Doyle | Husak | O'Halloran | Wells |
| Drake | Hutchins | Pavich | Woods |
| Dunton | Jesse | Perkins | Wyckoff |
| Dyrland | Jordan | Poncy | Mr. Speaker |
| Evans | Koogler |  |  |
| Absent or not voting, 18: |  |  |  |
| Bittle | Kreamer | Nielsen |  |
| Cusack | Menke | Oakley | Scheelhaase |
| Den Herder | Middleton | Patchett | Welden |
| Hansen |  |  |  |
|  |  |  |  |

Amendment H—3974 lost.
Monroe of Des Moines moved that the House concur in the Senate amendment H-3952.

A non-record roll call was requested.
The ayes were 63, nays 28.
The motion prevailed and the House concurred in the Senate amendment H-3952.

Mnoroe of Des Moines moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 700)
The ayes were, 66:

| Anderson | Egenes | Jesse | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Jochum | Perkins |
| Baker | Gentleman | Jordan | Poncy |
| Bina | Gilloon | Koogler | Rinas |
| Brandt | Griffee | Krause | Scheelhaase |
| Brunow | Halvorson | Lonergan | Small |
| Byerly | Hargrave | Mennenga | Spear |
| Caffrey | Harper | Middleswart | Spencer |
| Clark | Hennessey | Miller, A. V. | Spradling |
| Connors | Higgins | Miler, K. D. | Svoboda |
| Crawford | Hines | Miller, O. L. | Tauke |
| Cusack | Hinkhouse | Monroe | Walter |
| Daggett | Horn | Newhard | Wells |
| Dieleman | Howell | Nielsen | Woods |
| Doyle | Hullinger | Norland | Wyckof |
| Dunton | Husak | O'Halloran | Mr. Speaker |
| Dyrland | Hutchins |  |  |
| The naga were, | 81: |  |  |
| Bennett | Drake |  |  |
| Bittle | Evans | Lipsky | Schroeder |
| Bortell | Fullerton | McEIroy | Stromer |
| Branstad | Hansen | Menke | Tofte |
| Brockett | Harvey | Millen | Varley |
| Crabb | Junker | Nealson | Welden |
| Danker | Lageschulte | Oakley | Pellett |
| Den Herder | Lindeen | Readinger | Wulft |
|  |  |  |  |

Absent or not voting, 3:
Kreamer Middleton Patchett
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## HOUSE RECEDES <br> (Senate File 285)

Griffee of Chickasaw called up for consideration Senate File 285, a bill for an act relating to the administration of state rec-
ords and providing an appropriation, and moved that the House recede from its amendment to Senate File 285.

Varley of Adair moved as a substitute motion that the House insist on its amendment to Senate File 285.

Roll call was requested by Welden of Hardin and Schroeder of Pottawattamie.

On the question "Shall the House insist on its amendment to Senate File 285?"
.The ayes were, 44:

| Baker | D |
| :--- | :--- |
| Bennett | D |
| Bittle | E |
| Bortell | E |
| Brockett | F |
| Byerly | G |
| Caffrey | H |
| Clark | H |
| Crawford | H |
| Daggett | H |
| Danker | J |

The nays were, 50:

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Bina | Hargrave |
| Brandt | Harper |
| Branstad | Hennessey |
| Brunow | Hinkhouse |
| Connors | Horn |
| Crabb | Howell |
| Dieleman | Hullinger |
| Dovle | Husak |
| Dunton | Hutchins |
| Dvrland | Jesse |
| Fitzgerald | Jochum |

Absent or not voting, 6:

| Cusack | Kreamer | Patchett |
| :--- | :--- | :--- |
| Higgins | Middleton |  |

The motion lost and the House recedes from its amendment.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 285)
The ayes were, 60:

| Anderson | Caffrey | Dunton | Griffee |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Dyrland | Hansen |
| Bina | Crabb | Fitzgerald | Hargrave |
| Brandt | Dieleman | Gentleman | Harper |
| Brunow | Doyle | Gilloon | Hennessey |


| Higgins | Koogler | Newhard | Spear |
| :---: | :---: | :---: | :---: |
| Hinkhouse | Krause | Norland | Spencer |
| Horn | Lonergan | Oakley | Spradling |
| Howell | Menke | O'Halloran | Svoboda |
| Hullinger | Mennenga | Pavich | Walter |
| Husak | Middleswart | Pellett | Wells |
| Hutchins | Miller, A. V. | Poncy | Woods |
| Jesse | Miller, K. D. | Readinger | Wulff |
| Jochum | Miller, O. L. | Scheelhaase | Wyckoff |
| Jordan | Monroe | Small | Mr. Speaker |
| The nays were, 36: |  |  |  |
| Baker | Daggett | Hines | Perkins |
| Bennett | Danker | Junker | Rinas |
| Bittle | Den Herder | Lageschulte | Schroeder |
| Bortell | Drake | Lindeen | Stromer |
| Branstad | Egenes | Lipsky | Tauke |
| Brockett | Evans | McElroy | Tofte |
| Byerly | Fullerton | Millen | Varley |
| Clark | Halvorson | Nealson | Welden |
| Crawford | Harvey | Nielsen | West |
| Absent or not voting, 4: |  |  |  |
| Cusack | Kreamer | Middleton | Patchett |

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

## HOUSE INSISTS <br> (House File 185)

Husak of Tama called up for consideration House File 185, a bill for an act relating to the transporting of livestock, and providing penalties, and moved that the House insist on its amendment to House File 185 and that a conference committee be appointed.

The motion prevailed and the House insists on its amendment and that a conference committee be appointed.

## MOTION TO RECONSIDER PREVAILS <br> (House File 502)

Brunow of Appanoose called up for consideration the motion to reconsider House File 502, filed on April 17, 1975, and moved to reconsider the vote by which House File 502, a bill for an act relating to vehicle inspection and issuing inspection orders by authorized employees, failed to pass the House on April 17, 1975.

A non-record roll call was requested.
The ayes were 79 , nays 7 .
The motion prevailed.

Brunow of Appanoose moved to reconsider the vote by which House File 502 was placed on its last reading.

The motion prevailed.
Krause of Palo Alto offered the following amendment H-3963 filed by him and Bina of Scott and moved its adoption:

## H-3963

Amend House File 502, page 1, line 14, by inserting after the word "station" the following:
"and shall not include inspection of the "glove compartment" or "trunk" or any other area that is not essential to the performance of an equipment safety inspection".
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 72, nays 22 .
Amendment H—3963 was adopted.
Krause of Palo Alto asked and received unanimous consent that amendment H-3687, filed by him on April 29, 1975, and found on pages 1419 and 1420 of the House Journal, be withdrawn.

Krause of Palo Alto offered the following amendment H-3983 filed by him and Drake of Muscatine from the floor and moved its adoption:

H-3983
Amend House File 502 as follows:

1. Page 1, by striking lines 20 through 30 and inserting in lieu thereof the following:
"NEW SUBSECTION. 26. An authorized officer may stop and inspect a vehicle being operated on the highways for a spot vehicle inspection when the authorized officer observes that the vehicle is being operated in a peculiar, erratic, or unsafe manner that would give the authorized officer reason to believe that a mechanical defect exists in the vehicle that would create a hazard to the safety of other persons. An authorized officer may also stop a vehicle and conduct a spot vehicle inspection if upon visual inspection of the vehicle, the authorized officer determines that the head lamps, rear lamps or any other equipment required by chapter three hundred twenty-one (321) of the Code is not in adequate condition or proper adjustment and would create a hazard to the safety of other persons. The authorized officer shall indicate on any inspection order issued the reasons for which the vehicle is stopped in addition to any safety equipment deficiencies

22 found to exist during the spot vehicle inspection. If
23 after performing the spot vehicle-inspection, the
24 authorized officer determines to the best of his or her
25 ability that operation of the vehicle does in fact create
26 a hazard to the safety of other persons, the authorized
27 officer may issue an inspection order to the operator
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35 and forward two".
2. Page 2 , line 9 , by inserting after the period the following:
"Nothing in this subsection shall be construed to limit the applicability of sections three hundred twenty-one point three hundred eighty-one (321.381) and three hundred twenty-one point four hundred ninety-two (321.492), of the Code."

Amendment H-3983 was adopted.
Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 502)
The ayes were, 67:

| Anderson | Fitzgerald <br> Baker | Krause | Rinas <br> Bennett |
| :--- | :--- | :--- | :--- |
| Fullerton | Gentleman | Lageschulte | Small |
| Bindeen | Spear |  |  |
| Bina | Gillon | McElroy | Spencer |
| Brandt | Hansen | Menke | Spradling |
| Brockett | Harper | Mennenga | Stromer |
| Brunow | Hennessey | Middleswart | Svoboda |
| Caffrey | Higgins | Miller, A.V. | Tauke |
| Connors | Hines | Miller, K. D. | Tofte |
| Crabb | Hinkhouse | Miler, O. L. | Varley |
| Cusack | Howell | Nealson | Walter |
| Daggett | Hullinger | Nielsen | Welden |
| Dieleman | Hutchins | Norland | Wells |
| Doyle | Jesse | Pavich | West |
| Drake | Jochum | Pellett | Wyckoff |
| Dunton | Junker | Perkins | Mr. Speaker |
| Egenes | Koogler | Poncy |  |

The nays were, 29:

| Avenson | Den Herder | Horn | Oakley |
| :---: | :---: | :---: | :---: |
| Bittle | Dyrland | Husak | O'Halloran |
| Bortell | Evans | Jordan | Readinger |
| Branstad | Griffee | Lipsky | Scheelhaase |
| Byerly | Halvorson | Lonergan | Schroeder |
| Clark | Hargrave | Monroe | Woods |
| Crawford | Harvey | Newhard | Wulft |
| Danker |  |  |  |
| Absent | oting, 4: |  |  |
| Kreamer | Middleton | Millen | Patchett |

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

## MOTION TO RECONSIDER LOST <br> (House File 502)

Krause of Palo Alto moved to reconsider the vote by which House File 502 passed the House on May 29, 1975.

A non-record roll call was requested.
The ayes were 21 , nays 62 .
The motion lost.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 29, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 823, a bill for an act which establishes the Iowa housing finance authority and prescribes its powers and duties.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 823

3991
Amend House File 823 as amended, passed and reprinted by the House as follows:

1. Page 3, line 5, insert after the word "property"
the words "which includes completed housing".
2. Page 8, line 7, insert after the word "exceeds"
the words "by not less than ten years".
3. Page 3 , line 11, by inserting after the word
"company," the words "any governmental agency,".
4. Page 5 , by inserting after line 17 , " $i$.

Average taxpayer".
5. Page 12, strike lines 3 through 11 and insert
in lieu thereof the following:
"Sec. 8. NEW SECTION. PERCENTAGE REQUIREMENT.
The goal of the authority shall be to assure that
fifty percent or more of the housing units provided
directly or indirectly by the authority in each
three-year period beginning July 1, 1975, but in
no case less than thirty percent of such units, are
units specially designed for and directed to elderly
families, families which include one or more persons
who are handicapped or disabled, or very low-income
families. Failure to meet this goal does not invali-
date any bonds, notes or other obligations of the
authority, but in case of noncompliance with this
requirement, the authority shall make a special
report to the governor and to the general assembly
as to the reasons for noncompliance, and the
authority shall not commit further funds for housing
units which do not help meet this goal, until the goal is reached, other than to complete projects already started."
6. Page 13 , line 25 , by striking the word
"building".
7. Page 14, strike lines 6 through 9 and insert in lieu thereof the following:
"housing sponsor to execute assurances and guarantees reasonably related to".
8. Page 16, line 18, insert after the word "or" the words "a substantial portion of the property".
9. Page 23, line 17, by inserting after the period the words "However, failure of the authority to participate in the federal programs set out in this section does not invalidate any bonds, notes or other obligations of the authority."
10. Page 31, line 24, by inserting after the word "make" the word "advance".
11. Page 32, line 7, by inserting after the word "families" the words "or certify that mortgage loans purchased are mortgage loans made to low or moderate income families".

## 2

12. Page 32, line 7, by inserting after the word "loans" the words "to be made by mortgage lenders".
13. Page 32 , line 8 , by inserting after the period the words "The authority may make a commitment to purchase mortgage loans from mortgage lenders in advance of the time such loans are made by mortgage lenders. The authority shall require as a condition of such commitment that mortgage lenders certify in writing that all mortgage loans represented by the commitment will be made to low or moderate income families, and that other authority specifications will be complied with."
14. Page 34, insert after line 10 the following new subsection and renumber the remaining subsection:
"..... The authority may not commit more than fifteen percent of its total bonding capacity as authorized by law to mortgage purchases under this section, except that this limit shall not apply to the purchase of mortgages on newly constructed single or multiple dwellings."
15. Page 36, line 16, insert after the period the words "However, the authority may not have a total principal amount of bonds and notes outstanding at any time in excess of one hundred million dollars."
16. Page 46, line 23, strike the word ", officer".
17. Page 46, line 23, insert after the word "employee" the words "other than the executive director".
18. Page 46, line 29, strike the word "officer".
19. Page 46, insert after line 34 the words "to limit the right of a member or employee other than the executive director".
20. Page 47, insert after line 4 the following:
"3. The executive director shall not have an interest in a bank or other financial institution in which the funds of the authority are, or are to be, deposited or which is, or is to be, acting as trustee or paying agent under a trust indenture to which the authority is a party. The executive director shall not receive, in addition to fixed salary or compensation, any money or valuable thing, either directly or indirectly, or through any substantial interest in any other corporation or business unit, for negotiating, procuring, recommending or aiding in any purchase or sale of property, or loan, made by the authority, nor shall the executive director be pecuniarily interested, either as principal, coprincipal, agent or beneficiary, either directly or indirectly, or through any substantial interest in any other corporation or
business unit, in any such purchase, sale or loan."
21. Page 54, by striking lines 18 through 35, and page 55, by striking lines 1 through 19, and inserting in lieu thereof as follows:
"569.8 TITLE UNDER TAX DEED-SALE-APPORTIONMENT OF PROCEEDS. When the county acquires title to real estate by virtue of a tax deed such real estate shall be controlled, managed, and sold by the board of supervisors as provided in this chapter[, except that any sale thereof shall be for a sum not less than the total amount stated in the tax sale certificate including all endorsements of subsequent general taxes, interests, and costs, without the written approval of the tax levying and tax certifying bodies having a majority interest in said general taxes. However, where the total amount stated in the tax sale certificate including all endorsements of subsequent general taxes, interests, and costs does not exceed two hundred fifty dollars, such real estate may be sold by the board of supervisors without the written approval of any of the tax levying and tax certifying bodies having any interest in said general taxes.] All money received from said real estate either as rent or as proceeds from the sale thereof shall, after payment of any general taxes which have accrued against said real estate since said tax sale and after payment of insurance premiums on any buildings located on said real estate and after expenditures made for the actual and necesary repairs and upkeep of said real estate, be apportioned to the tax-levying and certifying bodies in proportion to their interests in the taxes for which said real estate was sold. Real property sold under this section shall be sold at public auction and not by use of sealed bids, but only after notice thereof has been published [once] twice, on

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different dates, in a newspaper or newspapers of general circulation in the county wherein the property is located, stating the description of the property to be sold and the date, place and time of such sale, [at least ten days, but] not more than fifteen days prior to the date of such sale. The board of supervisors may transfor title to real estate acquired by virtue of a tax deed to a city, a city agenoy, or to the lowa housing finance authority for use in an Iowa homesteading project under section fourteen (14) of this Act and they need not comply with the provisions of this section."

## COMMUNICATION FROM BOARD OF PAROLE

There is on file in the office of the Speaker the report of the Board of Parole for the Biennial Period Ending June 30, 1974.

## REPORT OF THE IOWA COMMISSION ON INTERSTATE COOPERATION

There is on file in the office of the Chief Clerk the Report of the Iowa Commission on Interstate Cooperation pursuant to Section 28B.2, 1975 Code of Iowa.

## COMMUNICATION FROM THE CITIZENS' AIDE

The following communication has been received and placed on file in the office of the Chief Clerk of the House of Representatives:

TO:
The Chief Clerk of the House of Representatives:
I, Thomas R. Mayer, the Citizens' Aide of Iowa, do hereby appoint Frank E. Thomas as Legal Analyst (position formerly designated as Second Deputy) effective May 27, 1975, at an annual salary of $\$ 12,900$.

The undersigned as Citizens' Aide does hereby delegate to said Legal Analyst, all the Citizens' Aide's authority and duties except the duty of formally making recommendations or reports to the Governor or the General Assembly.
This instrument is made on authority of Chapter 601G, 1975 Code of Iowa. Signed this 27th day of May, 1975.

THOMAS R. MAYER, Citizens' Aide

| STATE OF IOWA |  |
| :--- | :--- |
| COUNTY OF POLK | ) ss. OATH OF OFFICE |

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

FRANK THOMAS
Subscribed and sworn to before me by Frank Thomas this 27th day of May, 1975.

THOMAS R. MAYER

## MOTION TO RECONSIDER

(Amendment H-3964 to amendment H-3962 to House File 484)
I move to reconsider the vote by which amendment $\mathrm{H}-3964$ to amendment H-3962 to House File 484 failed to be adopted by the House on May 28, 1975.

GENTLEMAN of Polk

## EXPLANATIONS OF VOTE

I was necessarily absent from the chamber on Wednesday afternoon, May 28, 1975. Had I been present I would have voted "aye" on House Files 743, 739, and 826. I would have voted "no" on Senate File 266.

BITTLE of Polk
I was necessarily absent from the House when the votes on House Files 390 and 215 were taken. Had I been present I would have voted "aye" on House File 390 as amended by the Senate, "nay" on the Bittle motion to defer House File 215, and "nay" on the motion to concur with the Senate amendment to House File 215.

O'HALLORAN of Black Hawk

## AMENDMENTS FILED

H—3988
1 Amend House File 754, page 1, by adding after line 32 the following new section:
"NEW SECTION. Before an easement is purchased, where condemnation is available, the landowner or landowners must first be given a written statement stating the high and low purchase prices and the high and low condemnation awards for easements obtained under the same permit as the easement being sought.

No contract for sale of an easement shall be final until thirty calendar days after the owner or owners of the land have signed such contract."

GRIFFEE of Chickasaw
HINES of Story
H-3986
1 Amend House File 837 as follows:
2 1. Page 3, line 3, by inserting after the
3 "." the following new sentence: "Such changes shall
4 be subject to the provisions of section 5 of this
5 Act."
6
2. Page 3, line 27, after the word "commission"
the words "or other such agencies, associations or trustees as may have jurisdiction"

KRAUSE of Palo Alto

H-3989

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H-3992

Amend House File 837 as follows:

1. Page 2 , line 28 , by striking the word
"incorporate" and inserting in lieu thereof the word
"consider".
2. Page 3, line 14 , by striking the words
"proposing to file" and inserting in lieu thereof the word "filing".
3. Page 3, line 17, by striking the word "ten" and inserting in lieu thereof the word "thirty".
4. Page 4, line 11, by inserting after the word
"subdivisions" the words ", holders of licenses known
to exist by the party intending to abandon or alter
the right-of-way".
5. Page 4 , line 18 , by inserting after the word "release" the word "for alteration or abandonment".
6. Page 8, by inserting after line 6, the following:
"Sec. ..... NEW SECTION. REVERSION. The reversion provisions of chapter four hundred seventy-three (473) of the Code shall not be construed to grant owners of the tract from which the right-of-way was taken any interest in the right-of-way prior to final disposition by the department under the provisions of this Act."

> KRAUSE of Palo Alto TAUKE of Dubuque SMALL of Johnson RINAS of Linn HUTCHINS of Guthrie DRAKE of Muscatine SCHROEDER of Pottawattamie

Amend the committee on ways and means amendment, H-3880, to Senate File 38, as amended and passed by the Senate, as follows:

1. Line 7, by striking the word "subsection" and inserting in lieu thereof the word "subsections".
2. By inserting after line 9 the following:
"NEW SUBSECTION. To levy taxes in the affected township, subject to the limitation imposed under
sections three hundred fifty-nine point thirty (359.30)
and three hundred fifty-nine point thirty-three (359.33) of the Code, and expend receipts from such taxes for the care and maintenance of township owned and nonowned cemeteries upon the failure of township officers to levy taxes in the township for the care and maintenance of such cemeteries as prescribed in sections three hundred fifty-nine point thirty (359.30) and three hundred fifty-nine point thirty-three (359.33) of the Code."
3. By striking lines 10 through 12 and inserting

20 in lieu thereof the following:
21 "2. Amend the title, line 1, by striking the words
22 "tax rate for nonowned cemetery property" and inserting
23 in lieu thereof the words "maintenance and improvement
24 of cemetery property and permitting the levy of a
25 tax"."
MENNENGA of Clinton
H- 3990
1 Amend Senate File 308 as passed by the Senate as
2 follows:
3 1. Page 1, line 11, by striking "and" and in-
4 serting in lieu thereof "or".
5 2. Page 1, line 15, by inserting after "time"
6 the figure ",".
WALTER of Pottawattamie
H-3987
1 Amend Senate File 521, as passed by the Senate, 2 as follows:
8 Page 1, line 11, by inserting after the period
4 the following:
"However, expenses incurred in moving this person's household goods and other personal effects shall be reimbursed only to the extent the expense is for the packing and moving of ten thousand pounds or less of these goods and effects. Also, reimbursement for moving expenses shall not include reimbursement for the expense of moving animals."

SPEAR of Lee
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:18 p.m. until 9:00 a.m., May 30, 1975.

## JOURNAL OF THE HOUSE

One Hundred Thirty-eighth Calendar Day-Ninety-first Session Day
Hall of the House of Representatives Des Monnis, Iowa, Frbay, May 30, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Kenneth C. Martin, pastor of Our Lady of Victory Church, Davenport, Iowa.

The Journal of Thursday, May 29, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Flory, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Byerly of Polk on request of Nielsen of Polk; Dieleman of Marion on request of Gilloon of Dubuque; Kreamer of Polk on request of Welden of Hardin.

## PRESENTATION OF VISITORS

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

Forty fifth and sixth grade students from Mitchell School, Ames, Iowa, accompanied by Kathy Spencer and Marilyn Marsh. By Crawford of Story and Hines of Story.

## PETITION FILED

The following petition was received and placed on file:
By Tauke of Dubuque from sixty residents of Dubuque County supporting Senate File 454 and supporting the obscenity amendment to the criminal code.

## INTRODUCTION OF BILL

House File 892, by committee on appropriations, a bill for an act to appropriate from the road use tax fund, the primary road
fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system.

Read first time and placed on appropriations calendar.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 18, a bill for an act relating to expert witness fees.
Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:
House File 411, a bill for an act relating to the dates of World War II, the Korean Confict, and the Vietnam Conflict.
Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:
House File 465, a bill for an act relating to the transportation of nonpublic school pupils outside the boundary lines of the school district of residence.
Also: That the Senate has on May 28, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 670, a bill for an act relating to the salaries of juvenile court employees.
Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 742, a bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Iowa vacating and disposing of certain streets and alleys.

Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 793, a bill for an act relating to the marketing board of the department of agriculture.
Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 881, a bill for an act relating to the taxation of individual retirement annuity premiums.
Also: That the Senate has on May 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 491, a bill for an act relating to the licensing and registration of child day care facilities.

Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 548, a bill for an act to make an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.

Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 549, a bill for an act making an appropriation to the Iowa law enforcement academy.

Also: That the Senate has on May 28, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 550, a bill for an act making supplementary appropriations to designated boards.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 670

H-3993

Amend House File 670, as passed by the House, as follows:

1. Page 1, line 10, by striking the words "the [judge or] judges" and inserting in lieu thereof the words "[the judge or judges]".
2. Page 1, lines 14 and 15, by striking the words "of the judicial district in which the county is situated" and inserting in lieu thereof the words "a probation officer committee of three judicial officers of the judicial district appointed by the chief judge of the district. One member of the committee shall be a district judge, district associate judge or magistrate regularly assigned to preside over the juvenile court within a county in that district".
3. Page 1, line 18, by striking the words "the judges" and inserting in lieu thereof the words "[the judges] the probation officer committee of district court judges appointed by the chief judge".
4. Page 1, line 22, by striking the word "judges" and inserting in lieu thereof the words "[judges] committee of district court judges appointed by the chief judge".
5. Page 1 , line 27, by striking the word "judges" and inserting in lieu thereof the words "[judges] probation officer committee appointed by the chief judge".
6. Page 2, lines 2 and 3, by striking the words "[who may fix their salaries, subject to the approval of the board of supervisors,]" and inserting in lieu thereof the words "who may fix their salaries, subject to the approval of the board of supervisors".
7. Page 2 by striking lines 5 through 10.

## SENATE MESSAGES CONSIDERED

Senate File 244, a bill for an act relating to the copying of public records.

Read first time and passed on file.
Senate File 296, a bill for an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties.

Read first time and passed on file.
Senate File 357, a bill for an act relating to investment by state banks in revenue bonds issued by municipalities in support of industrial projects.

Read first time and passed on file.
Senate File 449, a bill for an act relating to the establishment of a corn promotion fund to receive assessments made on the sale of corn, to establish an Iowa corn promotion board, to provide for a referendum among corn producers, and to provide penalties.

Read first time and passed on file.
Senate File 488, a bill for an act relating to the political affiliation of persons serving on state boards, commissions, and councils.

Read first time and passed on file.
Senate File 548, a bill for an act to make an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.

Read first time and referred to committee on appropriations.
Senate File 549, a bill for an act making an appropriation to the Iowa law enforcement academy.

Read first time and referred to committee on appropriations.
Senate File 550, a bill for an act making supplementary appropriations to designated boards.

Read first time and referred to committee on appropriations.

> HOUSE CONCURRENT RESOLUTION 54 By Gilloon

7 House of Representatives and Senate representing both political 8 parties, to conduct a study during the 1975 legislative interim 9 relating to the increases in local property taxes;

Laid over under Rule 25.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 890, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor, was taken up for consideration.

Crabb of Crawford offered the following amendment H-3960 filed by him and moved its adoption:
H-3960
1 Amend House File 890 as follows:
2 1. Page 1, line 19, by striking the figure
3 " 765,897 " and inserting in lieu thereof the figure 4 " 359,670 ".
2. Page 1, by striking lines 20 through 23.
3. Page 3 , by inserting after line 5 the following:
"Sec. 6. Chapter eighty-eight (88), Code 1975, is repealed."
4. Page 4, by striking lines 5 through 22 and insert in lieu thereof the following: "The appropriation of $\$ 359,670$ funds the following programs: administration $\$ 36,348$; amusement park-ride inspection, $\$ 57,580$; boiler inspection, $\$ 102,554$; child labor and migrant labor, $\$ 21,819$; elevator inspection $\$ 81,369$; occupational safety and health education $\$ 60,000$. This appropriation does not fund the state occupational safety and health inspection."
Roll call was requested by Crabb of Crawford and Connors of Polk.

On the question "Shall amendment $\mathrm{H}-3960$ be adopted?"
The ayes were, 27 :
Bennett Bortell Branstad Brockett

| Crabb |
| :--- |
| Daggett |
| Danker |
| Den Herder |
| Egenes |
| Evans |

Fullerton
Hansen
Harper
Harvey
Hinkhouse
Jordan
Junker
Lageschulte
Lindeen
Lonergan
Middleswart
Miller, K. D.

Nealson
O'Halloran
Pellett
West
Wyckoff
The nays were, 64:

| Anderson | Gentleman |
| :--- | :--- |
| Avenson | Gilloon |
| Bina | Griffee |
| Bittle | Halvorson |
| Brandt | Hargrave |
| Brunow | Hennessey |
| Caffrey | Higgins |
| Clark | Hines |
| Connors | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jochum |
| Dyrland | Koogler |
| Fitzgerald | Krause |

Absent or not voting, 9 :
Baker Jesse
Byerly
Kreamer
Dieleman
Lipsky
McElroy
Menke
Miller, A. V.
Miler, O. L.
Monroe
Newhard
Nielsen
Norland
Oaklev
Pavich
Perkins
Poncy
Readinger
Rinas
Scheelhaase

Schroeder
Small
Snear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
Woods
Wulff
Mr. Speaker

Mennenga
Middleton
Millen
Patchett
Amendment H—3960 lost.
Tofte of Winneshiek offered the following amendment H-3953 filed by him:
H-3953
1 Amend House File 890, page 1, by inserting after
line 19 the following:
"For the establishment of an on-site consultative
occupational safety and health inspection
program
$\$ 21,000^{*}$
Tofte of Winneshiek asked and received unanimous consent that House File 890 be temporarily deferred.

The House resumed consideration of Senate File 521, a bill for an act relating to expenses for persons seeking or employed in professional positions with the state.

Griffee of Chickasaw offered the following amendment H-3970 filed by him and moved its adoption:
H-3970
1 Amend Senate File 521 as follows:
2 1. Page 1, line 5, by striking the word
3 "professional".
2. Page 1, line 9, by striking the word
"professional".
3. Title page, line 2, by striking the word
"professional".

Amendment H—3970 was adopted.
Spear of Lee offered the following amendment H-3987 filed by him and moved its adoption:

H-3987
1 Amend Senate File 521, as passed by the Senate, as follows:

Page 1, line 11, by inserting after the period the following:
"However, expenses incurred in moving this person's household goods and other personal effects shall be reimbursed only to the extent the expense is for the packing and moving of ten thousand pounds or less of these goods and effects. Also, reimbursement for moving expenses shall not include reimbursement for the expense of moving animals."

Amendment H—3987 was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 521)
The ayes were, 82 :

| Anderson | Fullerton <br> Gentleman |
| :--- | :--- |
| Avenson | Gina <br> Gilloon |
| Bittle | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Danker | Hinkhouse |
| Den Herder | Horn |
| Doyle | Howell |
| Drake | Hullinger |
| Dunton | Husak |
| Dyrland | Hutchins |
| Egenes | Jochum |
| Evans | Jordan |
| Fitzgerald | Koogler |

The nays were, 10 :

| Bennett | Dargett |
| :--- | :--- |
| Branstad | Junker |
| Crabb | Krause |

Absent or not voting, 8:

| Baker | Connors |
| :--- | :--- |
| Byerly | Dieleman |

Jesse
Kreamer
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Mr. Speaker

Nealson
Perkins
Spencer
Wyckoff

Middleton
Patchett

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

House File 889, a bill for an act appropriating funds to the governor, lieutenant governor, office for planning and programming and the council of state governments, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 889)
The ayes were, 81 :

| Anderson | Fullerton |
| :---: | :---: |
| Bennett | Gentleman |
| Bina | Gilloon |
| Bittle | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Caffrey | Hennessey |
| Clark | Higgins |
| Crabb | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Danker | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jochum |
| Egenes | Jordan |
| Evans | Junker |

The nays were, 9:

| Avenson | Harvey | Nealson | Tauke |
| :---: | :---: | :---: | :---: |
| Branstad | Miller, K. D. | Scheelhaase | Welden |
| Dyrland |  |  |  |
| Absent | oting, 10: |  |  |
| Baker | Den Herder | Kreamer | Patchett |
| Byerly | Dieleman | Middleton | Perkins |
| Connors | Jesse |  |  |

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

## WAYS AND MEANS CALENDAR

Senate File 38, a bill for an act relating to the tax rate for nonowned cemetery property, with report of committee recommending amendment and passage, was taken up for consideration.

Mennenga of Clinton offered the following amendment H-3880 filed by the committee on ways and means:
$\mathrm{H}-3880$
Amend Senate File 38, as amended and passed by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section three hundred thirty-two point three (332.3), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. To provide for the maintenance and improvement of cemeteries within the county."
2. Title page, line 1, by striking the words "tax rate for nonowned" and inserting in lieu thereof the words "maintenance and improvement of".

Mennenga of Clinton offered the following amendment $\mathrm{H}-3992$, to the committee amendment $\mathrm{H}-3880$, filed by him and moved its adoption:

H—3992

Amend the committee on ways and means amendment, H-3880, to Senate File 38, as amended and passed by the Senate, as follows:

1. Line 7, by striking the word "subsection" and inserting in lieu thereof the word "subsections".
2. By inserting after line 9 the following:
"NEW SUBSECTION. To levy taxes in the affected township, subject to the limitation imposed under sections three hundred fifty-nine point thirty (359.30) and three hundred fifty-nine point thirty-three (359.33) of the Code, and expend receipts from such taxes for the care and maintenance of township owned and nonowned cemeteries upon the failure of township officers to levy taxes in the township for the care and maintenance of such cemeteries as prescribed in sections three hundred fifty-nine point thirty (359.30) and three hundred fifty-nine point thirty-three (359.33) of the Code."
3. By striking lines 10 through 12 and inserting in lieu thereof the following:
" 2 . Amend the title, line 1, by striking the words "tax rate for nonowned cemetery property" and inserting in lieu thereof the words "maintenance and improvement of cemetery property and permitting the levy of a tax"."

Amendment $\mathrm{H}-3992$ was adopted.
Mennenga of Clinton moved the adoption of the committee amendment H-3880, as amended.

Amendment H-3880, as amended, was adopted.
Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 38)
The ayes were, 87:

| Anderson | Evans |
| :--- | :--- |
| Avenson | Fitzgerald <br> Bennett |
| Gentleman |  |
| Bittle | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Den Herder | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dunton | Jochum |
| Dyrland | Junker |
| Egenes | Koogler |

The nays were, 4:
Bina Jordan

Absent or not voting, 9:

| Baker | Dieleman |
| :--- | :--- |
| Byerly | Fullerton |
| Crabb |  |

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

## SENATE AMENDMENT CONSIDERED

Cusack of Scott called up for consideration House File 823, a bill for an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs, amended by the Senate, and moved that the House concur in the following Senate amendment:

```
H-3991
    1 Amend House File }823\mathrm{ as amended, passed and
    reprinted by the House as follows:
        1. Page 3, line 5, insert after the word "property"
the words "which includes completed housing".
    2. Page 3, line 7, insert after the word "exceeds"
the words "by not less than ten years".
    3. Page 3, line 11, by inserting after the word
"company," the words "any governmental agency,".
    4. Page 5, by inserting after line 17, "i.
```


## Average taxpayer".

5. Page 12, strike lines 3 through 11 and insert in lieu thereof the following:
"Sec. 8. NEW SECTION. PERCENTAGE REQUIREMENT. The goal of the authority shall be to assure that fifty percent or more of the housing units provided directly or indirectly by the authority in each three-year period beginning July 1, 1975, but in no case less than thirty percent of such units, are units specially designed for and directed to elderly families, families which include one or more persons who are handicapped or disabled, or very low-income families. Failure to meet this goal does not invalidate any bonds, notes or other obligations of the authority, but in case of noncompliance with this requirement, the authority shall make a special report to the governor and to the general assembly as to the reasons for noncompliance, and the authority shall not commit further funds for housing units which do not help meet this goal, until the goal is reached, other than to complete projects already started."
6. Page 13, line 25, by striking the word "building".
7. Page 14, strike lines 6 through 9 and insert in lieu thereof the following:
"housing sponsor to execute assurances and guarantees reasonably related to".
8. Page 16, line 18, insert after the word "or" the words "a substantial portion of the property".
9. Page 23, line 17, by inserting after the period the words "However, failure of the authority to participate in the federal programs set out in this section does not invalidate any bonds, notes or other obligations of the authority."
10. Page 31, line 24, by inserting after the word "make" the word "advance".
11. Page 32, line 7, by inserting after the word "families" the words "or certify that mortgage loans purchased are mortgage loans made to low or moderate income families".

## 2

12. Page 32, line 7, by inserting after the word "loans" the words "to be made by mortgage lenders",
13. Page 32, line 8, by inserting after the period the words "The authority may make a commitment to purchase mortgage loans from mortgage lenders in advance of the time such loans are made by mortgage lenders. The authority shall require as a condition of such commitment that mortgage lenders certify in writing that all mortgage loans represented by the commitment will be made to low or moderate income families, and that other authority specifications will be complied with."
14. Page 34, insert after line 10 the following
new subsection and renumber the remaining sub-
section:
".... The authority may not commit more than
fifteen percent of its total bonding capacity as
authorized by law to mortgage purchases under
this section, except that this limit shall not
apply to the purchase of mortgages on newly con-
structed single or multiple dwellings."
15. Page 36, line 16, insert after the period
the words "However, the authority may not have a
total principal amount of bonds and notes outstanding
at any time in excess of one hundred million dollars."
16. Page 46, line 23, strike the word ", officer".
17. Page 46, line 23, insert after the word "em-
ploye" the words "other than the executive director".
18. Page 46, line 29, strike the word ", officer".
19. Page 46, insert after line 34 the words 'to
limit the right of a member or employee other than
the executive director".
20. Page 47, insert after line 4 the following:
"3. The executive director shall not have an
interest in a bank or other financial institution
in which the funds of the authority are, or are to
be, deposited or which is, or is to be, acting as
trustee or paying agent under a trust indenture to
which the authority is a party. The executive
director shall not receive, in addition to fixed
salary or compensation, any money or valuable thing,
either directly or indirectly, or through any sub-
stantial interest in any other corporation or business
unit, for negotiating, procuring, recommending or
aiding in any purchase or sale of property, or loan,
made by the authority, nor shall the executive
director be pecuniarily interested, either as
principal, coprincipal, agent or beneficiary,
either directly or indirectly, or through any
substantial interest in any other corporation or business unit, in any such purchase, sale or loan." 21. Page 54, by striking lines 18 through 35, and page 55, by striking lines 1 through 19, and inserting in lieu thereof as follows:
"569.8 TITLE UNDER TAX DEED-SALE-APPORTIONMENT OF PROCEEDS. When the county acquires title to real estate by virtue of a tax deed such real estate shall be controlled, managed, and sold by the board of supervisors as provided in this chapter[, except that any sale thereof shall be for a sum not less than the total amount stated in the tax certificate including all endorsements of subsequent general taxes, interests, and costs, without the written approval of the tax levying and tax certifying bodies having a majority interest in said general taxes. However, where the total amount stated in the tax sale certificate including all endorsements of
subsequent general taxes, interests, and costs does not exceed two hundred fifty dollars, such real estate may be sold by the board of supervisors without the written approval of any of the tax levying and tax certifying bodies having any interest in said general taxes.] All money received from said real estate either as rent or as proceeds from the sale thereof shall, after payment of any general taxes which have accrued against said real estate since said tax sale and after payment of insurance premiums on any buildings located on said real estate and after expenditures made for the actual and necessary repairs and upkeep of said real estate, be apportioned to the tax-levying and certifying bodies in proportion to their interests in the taxes for which said real estate was sold. Real property sold under this section shall be sold at public auction and not by use of sealed bids, but only after notice thereof has been published [once] twice, on different dates, in a newspaper or newspapers of general circulation in the county wherein the property is located, stating the description of the property to be sold and the date, place and time of such sale, [at least ten days, but] not more than fifteen days prior to the date of such sale. The board of supervisors may transfer title to real estate acquired by virtue of a tax deed to a city, a city agency, or to the lowa housing finance authority for use in an lowa homesteading project under section fourteen (14) of this Act and they need not comply with the provisions of this section."
Cusack of Scott moved that the House concur in the Senate amendment H-3991.

The motion prevailed and the House concurred in the Senate amendment H-3991.

Cusack of Scott moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Bittle of Polk refrained from voting.

On the question "Shall the bill pass?" (H.F. 823)
The ayes were, 66:

| Anderson | Clark | Dunton | Griffee |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Dyrland | Hargrave |
| Bina | Crawford | Egenes | Harper |
| Brandt | Cusack | Fitzgerald | Hennessey |
| Brunow | Doyle | Gentleman | Higgins |
| Caffrey | Drake | Gilloon | Hines |


| Hinkhouse | Lipsky |
| :--- | :--- |
| Horn | Lonergan |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Hutchins | Miller, A. V. |
| Jochum | Miller, K. D. |
| Jordan | Miller, O.L. |
| Junker | Monroe |
| Koogler | Newhard |
| Krause | Norland |
| Lindeen | Oakley |

O'Halloran
Pavich
Perkins
Poncy
Readinger
Rinas
Schroeder
Small
Spear
Sprading

Stromer
Sivoboda
Tauke
Tofte
Varley
Walter
Wells
Woods
Wulff
Mr. Sneaker

The nays were, 22 :

| Bennett <br> Bortell <br> Branstad <br> Brockett | Danker <br> Evans |
| :--- | :--- |
| Crabb | Halvorson |
| Hansen |  |
| Daggett | Lageschulte |

Absent or not voting, 12:

| Baker | Den Herder | Harvey | Kreamer |
| :--- | :--- | :--- | :--- |
| Bittle | Dieleman | Husak | Middleton |
| Byerly | Fullerton | Jesse | Patchett |

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

## APPROPRIATIONS CALENDAR

The House resumed consideration of House File 890, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor, and the Tofte amendment $\mathrm{H}-3953$.

Tofte of Winneshiek asked and received unanimous consent that amendment $\mathrm{H}-3953$ be withdrawn.

Welden of Hardin offered the following amendment H-3996 filed by him and Tofte of Winneshiek from the floor:

H-3996
1 Amend House File 890, page 1, line 19, by
adding after the word "purposes" the following:
"including $\$ 21,000.00$ for the establishment of an
4 on-site consultative occupational safety and
5 health inspection program."
Tofte of Winneshiek moved the adoption of amendment H-3996.

Amendment H-3996 was adopted.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 890)
The ayes were, 81:

| Anderson | Halvorson | Lindeen | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Hansen | Lipsky | Rinas |
| Bina | Hargrave | Lonergan | Scheelhaase |
| Bittle | Harper | McElroy | Schreeder |
| Brandt | Hennessey | Menke | Small |
| Brunow | Higgins | Mennenga | Spear |
| Caffrey | Hines | Middleswart | Spencer |
| Clark | Hinkhouse | Miller, A. V. | Spradling |
| Connors | Horn | Miller, K. D. | Stromer |
| Crawford | Howell | Miller, O. L. | Svoboda |
| Cusack | Hullinger | Monroe | Tauke |
| Doyle | Husak | Newhard | Tofte |
| Drake | Hutchins | Nielsen | Varley |
| Dunton | Jesse | Norland | Walter |
| Dyrland | Jochum | Oakley | Wells |
| Egenes | Jordan | O'Halloran | West |
| Evans | Junker | Pavich | Woods |
| Fitzgerald | Koogler | Pellett | Wulff |
| Gentleman | Krause | Perkins | Wyckoff |
| Gilloon | Lageschulte | Poncy | Mr. Speaker |
|  |  |  |  |

The nays were, 10:

| Bennett | Brockett | Danker | Nealson |
| :---: | :---: | :---: | :---: |
| Bortell | Crabb | Harvey | Welden |
| Branstad | Daggett |  |  |
| Absent or not voting, 9: |  |  |  |
| Baker | Dieleman | Kreamer | Millen |
| Byerly | Fullerton | Middleton | Patchett |

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

Senate Joint Resolution 6, a joint resolution to continue the governor's task force on early childhood development and making an appropriation, with report of committee recommending passage, was taken up for consideration.

Harper of Davis asked and received unanimous consent that amendment H-3940, filed by her on May 22, 1975, and found on pages 1911 and 1912 of the House Journal, be withdrawn.

Harper of Davis offered the following amendment H-3961 filed by her and moved its adoption:

```
H-3961
    1 Amend Senate Joint Resolution 6, as amended and
    2 passed by the Senate, as follows:
```

1. Page 1, line 14, by striking the word "year" and inserting in lieu thereof the word "period".
2. Page 1, line 15, by striking the word and figure "June 30" and inserting in lieu thereof the word and figure "March 31".
3. Page 1 , line 19 , by inserting after the word
"force" the words 'to enable the task force to complete its study".
4. Page 1 , line 19 , by inserting after the period the words "Unobligated or unencumbered funds appropriated in this section remaining on February 15, 1976 shall revert to the general fund of the state on April 15, 1976."
Amendment H—3961 was adopted.
Harper of Davis moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Doyle of Woodbury refrained from voting.

On the question "Shall the joint resolution be adopted and agreed to ?" (S.J.R. 6)

The ayes were, 77 :

| Anderson | Griffee | Lipsky | Readinger <br> Avenson <br> Bina |
| :--- | :--- | :--- | :--- |
| Halvorson | Lonergan | Scheelhaase |  |
| Brandt | Hargrave | McElroy | Schroeder |
| Branstad | Harper | Harvey | Mennenga |
| Brunow | Higgins | Middleswart | Small |
| Caffrey | Hinear |  |  |
| Clark | Hines | Miller, A.V. | Spencer |
| Connors | Hinkhouse | Miller, K. D. | Spradling |
| Crawford | Horn | Miller, O. L. | Stromer |
| Cusack | Howell | Monroe | Svoboda |
| Danker | Hullinger | Nealson | Newhard |
| Drake | Husak | Tauke |  |
| Dunton | Hutchins | Nielsen | Tofte |
| Dyrland | Jease | Norland | Varley |
| Egenes | Jochum | Oakley | Walter |
| Evans | Jordan | O'Halloran | Wells |
| Fitzgerald | Krause | Pavich | West |
| Gentleman | Lageschulte | Pindeen | Perkins |
| Gilloon | Poncy | Wulff |  |
|  |  |  | Wyckoff |
|  |  |  |  |

The nays were, 5 :
Bennett
Daggett
Menke
Welden
Bortell
Absent or not voting, 18:

| Baker | Den Herder Hennessey Middleton <br> Bittle Dieleman Junker | Millen |  |
| :--- | :--- | :--- | :--- |
| Brockett | Doyle | Koogler | Patchett |
| Byerly | Fullerton | Kreamer | Rinas |
| Crabb | Hansen |  |  |

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

## RULE 32 INVOKED <br> (House File 789)

Husak of Tama rose on a point of order and invoked Rule 32 on House File 789.

The Speaker ruled the point well taken and House File 789 referred to the committee on ways and means.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Junker of Woodbury for the remainder of the day on request of Jordan of Linn; Rinas of Linn for the remainder of the day on request of Newhard of Jones; Bittle of Polk and Brockett of Marshall for the remainder of the day on request of Egenes of Story.

MOTION TO RECONSIDER
(Amendment H-3602 to House File 421)
Monroe of Des Moines called up for consideration the motion to reconsider amendment H-3602 to House File 421, filed on May 15, 1975, and moved to reconsider the vote by which the House refused to concur in Senate amendment H-3602 to House File 421, a bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law, on May 15, 1975.

A non-record roll call was requested.
The ayes were 33, nays 46.
The motion lost.

## HOUSE FILE 837 DEFERRED

Schroeder of Pottawattamie asked and received unanimous consent that House File 837 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

Senate File 427, a bill for an act making an appropriation to the Iowa state civil rights commission, with report of committee recommending amendment and passage, was taken up for consideration.

Higgins of Scott offered the following amendment H-3824 filed by Higgins, et al.:

H-3824
1 Amend Senate File 427, as passed by the Senate, 2 page 1, lines 4 and 5 , by striking the words and num-
3 bers "two hundred thirty-two thousand eight hundred
4 sixty-four ( 232,864 )" and inserting in lieu thereof
5 the words and numbers "two hundred forty-nine thousand 6 one hundred nineteen $(249,119)$ ".

Speaker pro tempore Jesse in the chair at 12:37 p.m.
Speaker Cochran in the chair at 1:00 p.m.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## Leave of absence

Leave of absence was granted as follows:
Nielsen of Polk for the remainder of the day on request of Harvey of Scott.

The House resumed consideration of Senate File 427 and amendment $\mathrm{H}-3824$.

Higgins of Scott moved the adoption of amendment H—3824.
Roll call was requested by Dunton of Keokuk and Branstad of Winnebago.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-3824$ be adopted?"
The ayes were, 49 :

| Avenson | Gilloon | Mennenga | Schroeder |
| :---: | :---: | :---: | :---: |
| Bina | Hargrave | Millen | Small |
| Brandt | Harper | Miller, A. V. | Spear |
| Caffrey | Harvey | Miller, O. L. | Spradling |
| Clark | Higgins | Monrาe | Stromer |
| Connors | Hines | Newhard | Svoboda |
| Crawford | Horn | Norland | Tauke |
| Cusack | Jesse | O'Halloran | Varley |
| Doyle | Jochum | Pavich | Walter |
| Dyrland | Krause | Poncy | Wells |
| Egenes | Lipsky | Readinger | Wulff |
| Fitzgerald | Lonergan | Scheelhaase | Mr. Speaker |
| Gentleman |  |  |  |
| The nays were, 25: |  |  |  |
| Anderson | Crabb | Evans | Hullinger |
| Baker | Daggett | Halvorson | Husak |
| Bennett | Danker | Hansen | Hutchins |
| Branstad | Dunton | Hinkhouse | Jordan |


| Koogler <br> Menke | Miller, K. D. <br> Nealson | Perkins <br> Spencer | West <br> Wyddleswart |
| :--- | :--- | :--- | :--- |
| Absent or not |  |  |  |
| voting, 26: |  |  |  |
| Bittle | Drake | Lageschulte | Patchett |
| Bortell | Fullerton | Lindeen | Pellett |
| Brockett | Griffee | McElroy | Rinas |
| Brunow | Hennessey | Middleton | Tofte |
| Byerly | Howell | Nielsen | Welden |
| Den Herder | Junker | Oakley | Woods |
| Dieleman | Kreamer |  |  |

Amendment $\mathrm{H}-3824$ was adopted.
With the adoption of amendment $\mathrm{H}-3824$, amendment H-3836, filed by Middleton of Black Hawk and Lipsky of Linn on May 12, 1975, and found on page 1724 of the House Journal, is out of order.

Dunton of Keokuk offered the following amendment H-3803 filed by the committee on appropriations and moved its adoption:

## H-8808

1 Amend Senate File 427 as passed by the Senate 8 by striking all of Sec. 3.

Amendment H-3803 was adopted.
Brandt of Black Hawk offered the following amendment H-3823 filed by her:

H-3823

Amend Senate File 427, as passed by the Senate, on page 1, after line 18, by inserting the following:
"Sec. 4. Chapter six hundred one A (601A), Code 1975, is amended by adding the following new section:

NEW SECTION.

1. The complainant may bring an action in the district court of the county in which the alleged discriminatory practice occurred if within one hundred eighty days after the date on which a complaint is filed the commission has not concluded an action under and pursuant to this chapter. Prior to bringing such an action the complainant shall request a letter from the commission which shall include the date of filing, the names and addresses of respondents, the action, if any, the commission has taken and which shall indicate whether or not the complainant under this section is entitled to initiate an action in the district court.
2. The complainant must file the action within one hundred twenty days of the receipt of the letter from the commission.
3. The action shall be in equity.

An action brought under this section shall not constitute an action within the meaning of, and the

25 person shall not be required to seek judicial review
26 pursuant to, the provisions of chapter seventeen $A$
27 (17A) of the Code. The attorney general may inter-
28 vene in the action if the attorney general determines
29 the case is of general public importance."
Branstad of Winnebago rose on a point of order that amendment H-3823 was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3823$ not germane.

Brandt of Black Hawk moved that the rules governing germaneness be suspended for the consideration of amendment H-3823.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 33 , nays 36 .
The motion lost.
Higgins of Scott moved to reconsider the vote by which amendment $\mathrm{H}-3824$ was adopted by the House.

Branstad of Winnebago moved to defer and retain action on the motion to reconsider amendment H-3824.
(Senate File 427, motion to reconsider amendment H-3824, and the motion to defer and retain pending at adjournment.)

## MOTION TO RECONSIDER

I move to reconsider the vote by which Senate File 285, passed the House in order to reconsider the Varley of Adair substitute motion, that the House insist on its amendment to Senate File 285.

CRABB of Crawford WULFF of Black Hawk

## EXPLANATIONS OF VOTE

I was necessarily absent from the chamber for part of the day May 30, 1975. Had I been present I would have voted "aye" on House Files 889 and 890, Senate Joint Resolution 6, and Senate Files 38 and 521.

## BAKER of Buena Vista

Because I was in the Senate yesterday-upon request-ior consideration of House File 823 I missed a few roll call votes. Had I been present, I would have voted "aye" on the following: House File 390 and Senate File 285. And "nay" on : Amendment H-3974 to House File 700, and the motion that the House insist on its amendments to Senate File 285.

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Speakgr: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 30th day of May, 1975: House Files 76, 156, 195, 317, 335, 351, 395, 396, 486, 488, 497, 558, 575, 679, 748, 780 and 864.

DAVID L. WRAY<br>Chief Clerk of the House

Report adopted.

## BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 30, 1975, he approved and transmitted to the Secretary of State the following bill:

Senate File 475, an act relating to the maximum deposit required for bids to construct levee or drainage district improvements.

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Spaaker: Your committee on appropriations has considered House File 892, a bill for an act to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Ma. Speaker: Your committee on appropriations to whom was referred Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:
H-3994
1 Amend Senate File 289 as follows:
2 1. By striking all after the word "of" on
3 page 1, line 6, "as determined" in line 7, and
4 inserting in lieu thereof the following: "projects
5 designated to improve Iowa's energy situation by
6 developing improved methods of energy conservation,
by enabling Iowans to better manage available energy
resources, or through the increased development and
use of Iowa's renewable or non-renewable energy resources. Said projects will be selected".
2. By inserting after the word "of" on page

1 , line 12, the words "the above described".
DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

## H

Amend House File 784 as follows:

1. Page 1, line 18, by striking the word "offered" and inserting in lieu thereof the words "and certificated employees".
2. Page 1 , line 21, by inserting after the word "appointment," the word "reappointment,".
3. Page 1, line 22, by inserting after the period the following:
"Prior to submitting recommendations to the superintendent, the principal shall under the supervision of the superintendent and subject to the rules and policies of the board of directors of the school district and collective bargaining agreements negotiated under chapter twenty (20) of the Code, conduct an evaluation of all certificated employees assigned to the attendance center. During the first two years of employment of a certificated employee, the evaluation shall be conducted two times per year. Thereafter, the evaluation shall be conducted one time per year. Copies of the evaluation form shall be filed with the department of public instruction. A copy of the completed evaluation form shall be transmitted to the certificated employee within ten days following its completion. Space shall be provided on the form for the signature of the certificated employee and for comments of the certificated employee. The certificated employee shall return the copy of the completed evaluation to the principal within seven days following its receipt by the certificated employee. At the time the completed evaluation form is returned to the principal, the teacher may request a private conference with the principal concerning the evaluation. The conference shall be held within seven days following the request. Following the conference, the principal may amend the evaluation form and shall inform the certificated employee. The completed evaluation form shall be made a part of the permanent record of the certificated employee. Prior to the issuance of contracts under section two hundred seventy-nine point thirteen (279.13) of the Code, the superintendent and the board of directors shall review the evaluations."

H-3998
Amend H-3980 to House File 794, page 1, line 23, by striking the words "distributing or selling" and inserting in lieu thereof the words "[distributing or selling] or distributing".

CLARK of Lee

H-3997
Amend House File 837 as follows:

1. Page 1 , by striking lines 23 through 35 and inserting in lieu thereof the following:
"Sec. ..... Chapter four hundred seventy-three (473), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. When a railroad company files a petition requesting abandonment of railroad right-of-way with the interstate commerce commission and the interstate commerce commission approves the petition, the right-of-way shall be disposed of according to the following priority:
2. Right-of-way owned in fee simple shall be offered for a period of one year to any person wishing to establish and maintain rail service upon that land. The first person who accepts such offer shall receive title to the land subject to a remainder interest in the state if that person fails to establish service within two years thereafter or subsequently abandons the right-of-way.

If the offer is not accepted within one year thereafter, the land shall be offered to the owner of the adjoining property from which the right-ofway was originally taken. Such offer shall remain open for a period of sixty days.
2. The possessory interest in any right-of-way in which the railroad has a possessory interest only shall pass to any person wishing to establish and maintain rail service upon that right-of-way and who notifies the railroad within one year of the commission's approval of the abandonment. If the person fails to establish such service within one year thereafter, or abandons such service, the possessory interest in the right-of-way shall pass to the owner of the fee.

The owner of the fee shall promptly offer the land to the owner of the adjoining property from which such land was taken at its fair market value. Such offer shall remain open for a period of sixty days.

WYCKOFF of Benton
H-4000

Amend House File 799 as follows:

1. Page 3, line 5, by striking the words:
"of its officers, employees and agents"
and inserting in lieu thereof the following:
"employee of the state".
```
2. Page 3, line 9, by striking the words:
"officers, employees and agents" and inserting in lieu thereof the following:
"employees of the state".
```

> BITTLE of Polk SVOBODA of Iowa MONROE of Des Moines

H-4001
Amend the committee on state government amendment
H-3694 to Senate File 162 as follows:

1. Line 8, by striking the word "not" and inserting in lieu thereof the word "is".
2. Line 9 , by inserting after the word "holiday" the word "or".
3. Line 12 , by striking the numeral " 13 " and inserting in lieu thereof the numeral " 12 ".
4. Line 13 , by striking the word "rate" and inserting in lieu thereof the word "pay".

MONROE of Des Moines LONERGAN of Boone DYRLAND of Clayton CONNORS of Polk CUSACK of Scott WOODS of Polk HARVEY of Scott BRUNOW of Appanoose NEWHARD of Jones HORN of Linn WELLS of Linn JORDAN of Linn VARLEY of Adair

## H-3999

Amend Senate File 205, as amended, passed, and reprinted by the Senate, page 1, by striking from lines $12,13,14$, and 15 the following: ", including but not limited to sabbatical leaves 5 and reimbursement for tuition paid by the teacher 6 for approved courses".

WEST of Marshall
H-4003
1 Amend House File 837 as follows:
2 1. Page 8, by inserting after line 6 the
3 following new sections:
"Sec. ..... NEW SECTION. If a petition is not approved under section eight (8) of this Act for acquisition for a public use, landowners of adjoining land shall, if the owner of the right-of-way offers for sale, have first option on the purchase of such right-of-way at fair market value. Such option shall be exercised, if at all, within sixty days of the granting of the option.

Sec. ..... NEW SECTION. Any abandoned right-of-way acquired for a public use under this Act

14
15
shall be subject to maintaining a fence meeting requirements of chapter one hundred thirteen (113) of the Code."

SCHROEDER of Pottawattamie<br>SMALL of Johnson<br>VARLEY of Adair EVANS of Grundy KRAUSE of Palo Alto HENNESSEY of Delaware

H-4004
Amend Senate File 296, as amended, passed, and reprinted by the Senate, as follows:

1. Page 2, line 22, by striking the words
"satisfactorily completes" and inserting in lieu thereof the word "satisfies".
2. Page 4, by striking lines 25,26 , and 27 and inserting in lieu thereof the words "for one year and may be renewed."
3. Page 6, by striking lines 4 through 9.
4. Page 6, line 10 , by striking the words
"MANAGER'S LICENSE" and inserting in lieu thereof
the word "MANAGER".
5. Page 6, by striking lines 12 through 35 and inserting in lieu thereof the word "cosmetologists."
6. Page 7, by striking lines 1 through 17.
7. Page 7, by striking lines 18 through 29.
8. Page 7, lines 34 and 35 , by striking the words
"with or without compensation".
9. Page 8, line 1, by striking the word "or" and inserting in lieu thereof a comma.
10. Page 8, line 1, by inserting after the word "cosmetology," the words "or barber shop,".
11. Page 8, line 3, by striking the word "or" and inserting in lieu thereof a comma.
12. Page 8 , line 3 , by inserting after the word
"cosmetology" the words ", or barber shop".
13. Page 9, line 29, by inserting after the word "performed" the words "by persons holding themselves out as barbers".
14. Page 11, lines 16 and 17, by striking the words "satisfactorily completes" and inserting in lieu thereof the word "satisfies".
15. Page 11, by striking lines 31 through 35.
16. Page 12, by striking line 1.
17. Page 12, lines 5 and 6 , by striking the words "more than two years" and inserting in lieu thereof the words "at least twelve months in the twenty-four month period preceding the submission of the application".
18. Page 13, by striking lines 22, 23, and 24.
19. Page 14, by striking lines 29 through 34.
20. Page 14, line 35, by striking the words
"MANAGER'S LICENSE" and inserting in lieu thereof the word "MANAGER".
45
46
47
48
49
50 Page 2
1 "with or without compensation".
2 26. Page 17, line 5, by striking the word "or"
8 and inserting in lieu thereof a comma.
21. Page 17, line 5, by inserting after the word "school," the words "or beauty salon,".
22. Page 17, line 7, by striking the word "or" and inserting in lieu thereof a comma.
23. Page 17, line 7, by inserting after the word "school" the words ", or beauty salon".
24. Page 19, by striking lines 17 and 18 and inserting in lieu thereof the words "a beauty salon,".
25. Page 19, by striking the words "manager's license, renewal of a manager's license" from lines 34 and 35.
26. By renumbering sections and subsections and correcting internal references as necessary in accordance with this amendment.

EGENES of Story MILLER of Cerro Gordo BENNETT of Ida WALTER of Pottawattamie

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 3:03 p.m. until 10:00 a.m., Monday, June 2, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Forty-first Calendar Day-Ninety-second Session Day

## hall of the House of Representatives Des Moines, Iowa, Monday, June 2, 1975

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

Prayer was offered by the Reverend Daniel G. Pulliam, pastor of the Alliance Church, Cedar Rapids, Iowa.

The Journal of Friday, May 30, 1975, was approved.

## Legislative physician for the day

Dr. Leonard Masters, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Bennett of Ida for a portion of the day on request of Schroeder of Pottawattamie; Oakley of Clinton on request of Tauke of Dubuque; Wulff of Black Hawk on request of Branstad of Winnebago; Dyrland of Clayton on request of Halvorson of Clayton; O'Halloran of Black Hawk for the morning session on request of Doyle of Woodbury; Middleton of Black Hawk for the week of June 2, 1975, on request of Hargrave of Johnson; Kreamer of Polk for June 2, 3 and 4 on request of Millen of Van Buren; Danker of Pottawattamie on request of Pellett of Cass.

## SPECIAL PRESENTATION

Griffee of Chickasaw rose on a point of personal privilege and introduced Charles Ruziska, director of the Charles City Singers, Charles City, Iowa. The group performed in the rotunda during the lunch hour.

## PRESENTATION OF VISITORS

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

Fourteen Girl Scout Cadettes from Troop No. 1100, Davenport, Iowa, accompanied by Kay Ungurean, Donna Branch and Mary Woods. By Cusack of Scott.

Twenty-eight students from Bellevue Community High School, Belleveue, Iowa, accompanied by Mr. Eckles. By Gilloon of Dubuque.

## PETITION FILED

The following petition was received and placed on file:
By Drake of Muscatine from twenty residents of Muscatine County favoring Senate Joint Resolution 7.

## INTRODUCTION OF BILLS

House File 893, by Brandt, Mennenga, Bina, Walter, Hennessey, Pavich, Dyrland, Nealson of Muscatine, Gentleman, Horn, Egenes, Caffrey, Hinkhouse, Higgins, O’Halloran, Norland, Baker, Griffee, Wells, Spradling, Byerly, Koogler, Scheelhaase, Connors, Newhard, Jordan, Avenson, Jesse, Perkins, Lonergan, Hutchins, Miller of Buchanan, Anderson, Hullinger, Fitzgerald, Poncy, Rinas, Krause, Howell, Dieleman, Spear, Gilloon, Hines, Husak, Monroe, Hargrave, Brunow, Spencer, Miller of Calhoun, Doyle, Harper, Jochum, Woods, Wyckoff, Svoboda, Patchett, Tauke, Bortell, Middleswart, Miller of Cerro Gordo, Halvorson, Crawford, Cusack and Tofte, a bill for an act to provide reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled.

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

## SENATE MESSAGE CONSIDERED

Senate File 491, a bill for an act relating to the licensing and registration of child day care facilities and providing a penalty.

Read first time and referred to committee on human resources.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 892 and Senate File 289, under Rule 36.

## HOUSE RESOLUTION 43 <br> By Bina

$$
\begin{aligned}
& 6 \\
& \text { has grown and served the Quad-City area's cultural } \\
& 7 \\
& \text { needs for the fifty years between March eighteenth, } \\
& 8 \\
& \text { 1925, when the Davenport City Council founded the } \\
& 9 \\
& \text { Davenport Municipal Art Gallery, (Ordinance number } \\
& 10 \\
& \text { Fourteen), and the present; and } \\
& 11 \text { Whereas, the City government of the City of } \\
& 12 \text { Davenport has continually supported the growth of } \\
& 13 \\
& \text { this cultural establishment both financially and in } \\
& 14 \\
& \text { spirit; and } \\
& 16 \text { Whereas, the cultural needs of our society are } \\
& 17 \text { of our society; Now Therefore, } \\
& 18 \text { Be continued growth } \\
& 19 \\
& \text { that the Sixolved by the House of Representatives, } \\
& 20 \\
& 21
\end{aligned}
$$

Laid over under Rule 25.

## CONFERENCE COMMITTEE APPOINTED

(House File 185)
The Speaker announced the appointment of the conference committee to consider the difference between the House and the Senate concerning House File 185: Miller of Cerro Gordo, chairman; Hinkhouse of Cedar, Harper of Davis, Crabb of Crawford and Drake of Muscatine.

## CONSIDERATION OF BILLS

## STEERING COMMITTEE NONCONTROVERSIAL CALENDAR

House File 795, a bill for an act relating to tuition paid by school districts, was taken up for consideration.

Menke of O'Brien moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 795)
The ayes were, 80 :

| Anderson | Brockett Crawford Evans <br> Baker Brunow Daggett <br> Bina Byerly Den Herder | Fitzgerald <br> Filtlerton |  |
| :--- | :--- | :--- | :--- |
| Bitle | Caffrey | Dieleman | Gentleman |
| Brtell | Clark | Doyle | Gilloon |
| Brandt | Connors | Drake | Halvorson |
| Branstad | Crabb | Dunton | Hansen |


| Hargrave | Krause <br> Lageschulte |
| :--- | :--- |
| Harper | Larvey |
| Handen |  |
| Hennessey | Lipsky |
| Higgins | McElroy |
| Hinkhouse | Menke |
| Horn | Mennenga |
| Husak | Middleswart |
| Hutchins | Millen |
| Jesse | Miller, A.V. |
| Jochum | Miller, K.D. |
| Jordan | Miller, O. L. |
| Koogler | Nealson |

Newhard
Nielsen
Norland
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Scheelhaase
Schroeder
Small
Spear

Spencer Spradling Stromer Tauke Tofte Varley Walter Welden Wells West Woods Wyckoff Mr. Speaker

The nays were, none.
Absent or not voting, 20:

| Avenson | Egenes | Junker | Oakley |
| :--- | :--- | :--- | :--- |
| Bennett | Griffee | Kreamer | O'Halloran |
| Cusack | Hines | Lonergan | Rinas |
| Danker | Howell | Middeton | Svoboda |
| Dyrland | Hullinger | Monroe | Wulff |

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

House File 799, a bill for an act relating to liability protection for state employees, was taken up for consideration.

Bittle of Polk offered the following amendment H-3954 filed by him and Monroe of Des Moines and moved its adoption:

## H-3954

1 Amend House File 799 as follows:
2 Page 1, line 29, by inserting after the word
"death" the following:
", and shall include actions arising under
Title 42, United States Code, section 1983".
Amendment H-3954 was adopted.
Bittle of Polk offered the following amendment H-4000 filed by Bittle, et al., and moved its adoption:

```
H-4000
    1 Amend House File 799 as follows:
        1. Page 3, line 5, by striking the words:
        "of its officers, employees and agents"
        and inserting in lieu thereof the following:
        "employee of the state".
            2. Page 3, line 9, by striking the words:
            "officers, employees and agents" and
    inserting in lieu thereof the following:
            "employees of the state".
```

Amendment $\mathrm{H}-4000$ was adopted.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 799)
The ayes were, 85 :

| Anderson | Fitzgerald | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fullerton | Krause | Perkins |
| Bina | Gentleman | Lageschulte | Poncy |
| Bittle | Gilloon | Lindeen | Readinger |
| Bortell | Griffee | Lipsky | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Branstad | Harsen | McElroy | Small |
| Brockett | Hargrave | Menke | Spear |
| Brunow | Harper | Mennenga | Spencer |
| Byerly | Harvey | Middleswart | Spradling |
| Caffrey | Hennessey | Millen | Stromer |
| Clark | Higgins | Miller, A.V. | Tauke |
| Connors | Hinkhouse | Miller, K. D. | Tofte |
| Crabb | Horn | Miller, O. L. | Varley |
| Crawford | Howell | Monroe | Walter |
| Daggett | Hullinger | Nealson | Welden |
| Den Herder | Husak | Newhard | Wells |
| Dieleman | Hutchins | Nielsen | West |
| Doyle | Jesse | Norland | Woods |
| Drake | Jochum | Patchett | Wyckoff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Eran |  |  |  |

The nays were, none.
Absent or not voting, 15:

| Avenson | Dyrland <br> Bennett | Kgeneamer <br> Eren | Middleton |
| :--- | :--- | :--- | :--- |
| Cusack | Hines | Svoboda |  |
| Danker | Junker | Oakley | Wulff |

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

House File 820, a bill for an act relating to the authority of peace officers employed by the department of public safety, was taken up for consideration.

Krause of Palo Alto offered the following amendment H-3768 filed by him and moved its adoption:

H-3768
Amend House File 820 by striking lines 3 through
27 and inserting in lieu thereof the following:
3 "NEW SUBSECTION. 3. They may administer oaths,
4 acknowledge signatures, and take voluntary testimony
5 pursuant to their duties as provided by law."
Amendment $\mathrm{H}-3768$ was adopted.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 820)
The ayes were, 82:

| Anderson | Fullerton <br> Baker | Krause <br> Gentleman | Lageschulte <br> Bellett |
| :--- | :--- | :--- | :--- |
| Bina | Gilloon | Lindeen | Readins |
| Bittle | Grifee | Lipsky | Scheelhaase |
| Bortell | Halvorson | Lonergan | Schroeder |
| Brandt | Hansen | McElroy | Small |
| Branstad | Hargrave | Menke | Spear |
| Brunow | Harper | Mennenga | Spencer |
| Byerly | Harvey | Middleswart | Spradling |
| Caffrey | Hennessey | Millen | Stromer |
| Connors | Higgins | Miller, A.V. | Tauke |
| Crabb | Hinkhouse | Miller, K. D. | Tofte |
| Crawford | Horn | Miller, O. L. | Varley |
| Daggett | Howell | Monroe | Walter |
| DenHerder | Hullinger | Nealson | Welden |
| Dieleman | Husk | Newhard | Wells |
| Doyle | Hutchins | Nielsen | West |
| Drake | Jesse | Norland | Woods |
| Dunton | Jochum | Patchett | Wyckoff |
| Evans | Jordan | Pavich | Mr. Speaker |
| Fitzgerald | Koogler |  |  |

The nays were, 2:
Clark Poncy
Absent or not voting, 16 :

| Avenson | Danker | Junker | O'Halloran |
| :--- | :--- | :--- | :--- |
| Bennett | Dyrland | Kreamer | Rinas |
| Brockett | Egenes | Middleton | Svoboda |
| Cusack | Hines | Oakley | Wulff |

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

## IMMEDIATE MESSAGE <br> (House File 820)

Brunow of Appanoose asked and received unanimous consent that House File 820 be immediately messaged to the Senate.

## CONSIDERATION OF BILLS

House File 812, a bill for an act to allow the governor to appoint the directors of certain commissions, was taken up for consideration.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 812)
The ayes were, 77:

| Anderson | Fitzgerald |
| :--- | :--- |
| Baker | Fullerton |
| Bina | Gentleman |
| Bittle | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Connors | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Jesse |
| Drake | Jochum |
| Dunton | Koogler |
| Evans |  |


| Krause | Poncy |
| :--- | :--- |
| Lageschulte | Readinger |
| Lindeen | Scheelhaase |
| Lonergan | Schroeder |
| McElroy | Small |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Spradling |
| Millen | Stromer |
| Miller, A. V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Monroe | Walter |
| Newhard | Welden |
| Nielsen | Wells |
| Norland | West |
| Patchett | Woods |
| Pavich | Wyckoff |
| Pellett | Mr. Speaker |

The nays were, 8:

| Branstad <br> Daggett | Higgins <br> Hutchins | Jordan <br> Lipsky | Nealson <br> Absent or not voting, 15: |
| :--- | :---: | :--- | :--- |
| Avenson | Dyrland |  |  |
| Bennett | Egene | Kreamer | Rinas |
| Cusack | Hines | Middleton | Svoboda |
| Danker | Junker | Oakley | Wulf |

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

SENATE FILE 154 SUBSTITUTED FOR HOUSE FILE 784
Horn of Linn asked and received unanimous consent to substitute Senate File 154 for House File 784.

Senate File 154, a bill for an act relating to the employment and duties of public school principals, was taken up for consideration.

Stromer of Hancock offered the following amendment H—4023 filed by him from the floor and moved its adoption:

H-4023
Amend Senate File 154, as amended and passed by the Senate, as follows:

1. Page 1, line 15D, by striking the word "offered"
and inserting in lieu thereof the words "and cer-
tificated employees".
2. Page 1, line 15 F , by inserting after the word
"appointment," the word "reappointment,".
3. Page 1 , line 15 H , by inserting after the period the following:
"Prior to submitting recommendations to the superintendent, the principal shall under the supervision of the superintendent and subject to the rules and policies of the board of directors of the school district and collective bargaining agreements negotiated under chapter twenty (20) of the Code, conduct an evaluation of all certificated employees assigned to the attendance center. During the first two years of employment of a certificated employee, the evaluation shall be conducted two times per year. Thereafter, the evaluation shall be conducted one time per year. Copies of the evaluation form shall be filed with the department of public instruction. A copy of the completed evaluation form shall be transmitted to the certificated employee within ten days following its completion. Space shall be provided on the form for the signature of the certificated employee and for comments of the certificated employee. The certificated employee shall return the copy of the completed evaluation to the principal within seven days following its receipt by the certificated employee. At the time the completed evaluation form is returned to the principal, the teacher may request a private conference with the principal concerning the evaluation. The conference shall be held within seven days following the request. Following the conference, the principal may amend the evaluation form and shall inform the certificated employee. The completed evaluation form shall be made a part of the permanent record of the certificated employee. Prior to the issuance of contracts under section two hundred seventy-nine point thirteen (279.18) of the Code, the superintendent and the board of directors shall review the evaluations."

A non-record roll call was requested.
The ayes were 31, nay 48.
Amendment H—4023 lost.
The Speaker announced that debate had exceeded the time limit allowed.

Horn of Linn asked and received unanimous consent that the rules be suspended to continue debate on Senate File 154.

Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 154)

The ayes were, 84:

| Anderson | Evans | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Koogler | Perkins |
| Bina | Fullerton | Krause | Poncy |
| Bittle | Gentleman | Lageschulte | Readinger |
| Bortell | Gilloon | Lindeen | Rinas |
| Brandt | Griffee | Lipsky | Scheelhaase |
| Branstad | Halvorson | Lonergan | Schroeder |
| Brockett | Hansen | McElroy | Small |
| Brunow | Hargrave | Menke | Spear |
| Byerly | Harper | Mennenga | Spencer |
| Caffrey | Harvey | Middleswart | Spradling |
| Clark | Hennessey | Millen | Stromer |
| Connors | Higgins | Miller, A.V. | Tauke |
| Crabb | Hinkhouse | Miller, K.D. | Tofte |
| Crawford | Horn | Miller, O.L. | Varley |
| Daggett | Howell | Monroe | Walter |
| Den Herder | Hullinger | Newhard | Wells |
| Dieleman | Husak | Nielsen | West |
| Doyle | Hutchins | Norland | Woods |
| Drake | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |

The nays were, 2 :
Nealson Welden
Absent or not voting, 14:

| Avenson | Dyrland <br> Bennett |
| :--- | :--- |
| Cuenes |  |
| Cusack | Hines |
| Danker | Junker |


| Kreamer | O’Halloran |
| :--- | :--- |
| Middleton | Svoboda |
| Oakley | Wulff |

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

## MOTLON TO RECONSIDER <br> (Senate File 154)

I move to reconsider the vote by which Senate File 154 passed the House on June 2, 1975.

STROMER of Hancock

## STEERING COMMITTEE CALENDAR <br> (House File 837 Temporarily Deferred)

House File 837, a bill for an act relating to the use of abandoned railroad right-of-way and imposing penalties for violation, was taken up for consideration.

Wyckoff of Benton asked and received unanimous consent that action on amendment H-3997 be temporarily deferred.

Krause of Palo Alto offered the following amendment H—3989 filed by Krause, et al. Division was requested as follows:

```
H-3989
1 Amend House File 837 as follows:
```

H-3989A

1. Page 2, line 28, by striking the word
"incorporate" and inserting in lieu thereof the word "consider".
2. Page 3, line 14, by striking the words
"proposing to file" and inserting in lieu thereof the word "filing".
3. Page 3, line 17, by striking the word "ten"
and inserting in lieu thereof the word "thirty".
4. Page 4, line 11, by inserting after the word "subdivisions" the words ", holders of licenses known to exist by the party intending to abandon or alter the right-of-way".
5. Page 4, line 18, by inserting fter the word "release" the word "for alteration or abandonment".
H-3989B
16 6. Page 8, by inserting after line 6, the following:
17 "Sec. ..... NEW SECTION. REVERSION. The reversion
18 provisions of chapter four hundred seventy-three (473) of
19 the Code shall not be construed to grant owners of the
20 tract from which the right-of-way was taken any interest
21 in the right-of-way prior to final disposition by
22 the department under the provisions of this Act."
Husak of Tama asked for unanimous consent to defer House File 837.

Objection was raised.
Husak of Tama moved that House File 837 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.
The ayes were 50 , nays 26 .
The motion prevailed and House File 837 was deferred and retains its place on the calendar.

## SENATE FILE 296 SUBSTITUTED FOR HOUSE FILE 470

Monroe of Des Moines asked and received unanimous consent to substitute Senate File 296 for House File 470.

Senate File 296, a bill for an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties, was taken up for consideration.

Speaker pro tempore Jesse in the chair at 11:12 a.m.
Lonergan of Boone offered the following amendment H-4008 filed by her from the floor and moved its adoption:

H—4008
1 Amend Senate File 296, as passed by the Senate

2 and rèprinted, as follows:
3 Page 9, by striking all of lines 15 through 25.
Amendment H-4008 was adopted.
Schroeder of Pottawattamie offered amendment H-4004 filed by Egenes, et al., and requested division as follows:

H-4004
1 Amend Senate File 296, as amended, passed, and
2 reprinted by the Senate, as follows:
H-4004A
3 1. Page 2, line 22, by striking the words
4 "satisfactorily completes" and inserting in lieu
5 thereof the word "satisfies".
H-4004B
2. Page 4, by striking lines 25,26 , and 27 and

7 inserting in lieu thereof the words "for one year
8 and may be renewed."
H-4004C
9 3. Page 6, by striking lines 4 through 9.
H-4004D
10 4. Page 6, line 10, by striking the words
11 "MANAGER'S LICENSE" and inserting in lieu thereof
12 the word "MANAGER".
5. Page 6, by striking lines 12 through 35 and
inserting in lieu thereof the word "cosmetologists."
6. Page 7, by striking lines 1 through 17.
7. Page 7, by striking lines 18 through 29. $-4004 \mathrm{E}$
8. Page 7, lines 34 and 35 , by striking the words "with or without compensation".
$-4004 \mathrm{~F}$
9. Page 8 , line 1 , by striking the word "or" and inserting in lieu thereof a comma.
10. Page 8, line 1, by inserting after the word "cosmetology," the words "or barber shop,".
11. Page 8 , line 3, by striking the word "or" and inserting in lieu thereof a comma.
12. Page 8, line 3, by inserting after the word
"cosmetology" the words ", or barber shop".
4004G
27 13. Page 9, line 29, by inserting after the word
28 "performed" the words "by persons holding themselves
29 out as barbers".
H-4004A
30 14. Page 11, lines 16 and 17, by striking the
31 words "satisfactorily completes" and inserting in
32 lieu thereof the word "satisfies".
H-4004H
88 15. Page 11, by striking lines 31 through 35.
34 16. Page 12, by striking line 1.

H-4004I
35 17. Page 12, lines 5 and 6, by striking the words
36 "more than two years" and inserting in lieu thereof
37 the words "at least twelve months in the twenty-four
38 month period preceding the submission of the
39 application".
H-4004B
40 18. Page 13, by striking lines 22, 23, and 24.
$\mathrm{H}-4004 \mathrm{C}$
41 19. Page 14, by striking lines 29 through 34.
H-4004D
42 20. Page 14, line 35, by striking the words
43 "MANAGER'S LICENSE" and inserting in lieu thereof
44 the word "MANAGER".
45 21. Page 15, line 1, by striking the word "holding"
46 and inserting in lieu thereof a period.
47 22. Page 15, by striking lines 2 through 35.
48 23. Page 16, by striking lines 1 through 5.
49 24. Page 16, by striking lines 14 through 24.
H-4004E
50 25. Page 17, lines 3 and 4, by striking the words

## Page 2

1 "with or without compensation".
$\mathrm{H}-4004 \mathrm{~F}$
26. Page 17, line 5, by striking the word "or" and inserting in lieu thereof a comma.
27. Page 17 , line 5 , by inserting after the word "school," the words "or beauty salon,".
28. Page 17, line 7 by striking the word "or" and inserting in lieu thereof a comma.
29. Page 17 , line 7 , by inserting after the word
"school" the words ", or beauty salon".
H-4004D
10 30. Page 19, by striking lines 17 and 18 and
11 inserting in lieu thereof the words " $a$ beauty salon,".
12 31. Page 19, by striking the words "manager's
13 license, renewal of a manager's license" from lines
1434 and 35.
H-4004J
15 32. By renumbering sections and subsections and
16 correcting internal references as necessary in
17 accordance with this amendment.
On motion by Schroeder of Pottawattamie, amendment H-4004A was adopted.

Schroeder of Pottawattamie moved the adoption of amendment H-4004B.

A non-record roll call was requested.
The ayes were 21, nays 45 .

Amendment H-4004B lost.
Schroeder of Pottawattamie moved the adoption of amendment H-4004C.

Roll call was requested by Harvey of Scott and Tauke of Dubuque.

On the question "Shall amendment H-4004C be adopted ?"
The ayes were, 53:

| Anderson | Fullerton |
| :--- | :--- |
| Avenson | Gentleman |
| Baker | Gilloon |
| Bina | Griffee |
| Bortell | Hansen |
| Brandt | Hargrave |
| Brockett | Higgins |
| Brunow | Hullinger |
| Byerly | Husak |
| Clark | Koogler |
| Crawford | Krause |
| Dieleman | Lageschulte |
| Dunton | Lipsky |
| Evans | Menke |


| Mennenga | Small |
| :--- | :--- |
| Middleswart | Spear |
| Miller, A. V. | Spencer |
| Miller, K. D. | Spradling |
| Miller, O. L. | Svoboda |
| Monroe | Tauke |
| Newhard | Tofte |
| Norland | Walter |
| Pavich | Welden |
| Pellett | West |
| Perkins | Woods |
| Rinas | Mr. Speaker |
| Schroeder | (Jesse) |

The nays were, 25:
Bittle
Branstad
Caffirey
Connors
Daggett
Doyle
Drake
Halvorson
Harvey
Hines
Hinkhouse
Horn
Howell
Jochum
Junker
Lindeen
Lonergan
McEEroy
Patchett

Poncy
Readinger
Scheelhaase
Stromer
Wells
Wyckoff
Absent or not voting, 22:

| Bennett | Dyrland | Jordan | Nielsen |
| :--- | :--- | :--- | :--- |
| Cochran | Egenes | Kreamer | Oakley |
| Crabb | Fitzgerald | Middleton | O'Halloran |
| Cusack | Harper | Millen | Varley |
| Danker | Hennessey | Nealson | Wulff |
| Den Herder | Hutchins |  |  |

Amendment $\mathrm{H}-4004 \mathrm{C}$ was adopted.
Speaker Cochran in the chair at 12:07 p.m.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-4011$, to amendment H-4004D, filed by him from the floor and moved its adoption:

H-4011
Amend House amendment H-4004D filed by Egenes, et
al., to Senate File 296, as amended, passed and
reprinted by the Senate, as follows:

1. Page 2, by inserting after line 11 the following amendment:
"..... Page 19, line 33, by striking the word

7 "original" and inserting in lieu thereof the word
8 "[original]"."
Amendment H-4011 was adopted.
(Senate File 296 and amendment H-4004D, as amended, pending.)

## SIFTING COMMITTEE APPOINTED

Pursuant to Rule 56, the Speaker propounded the question to the House "Shall a sifting committee be appointed at this time?"

On the question, the vote disclosed the House favors the appointment of a sifting committee.

The Speaker announced the appointment of the following members to the sifting committee:
Fitzgerald of Webster, chairman
Hargrave of Johnson, ranking majority member
Millen of Van Buren, ranking minority member
Caffrey of Polk
Cusack of Scott
Den Herder of Sioux
Drake of Muscatine
Dunton of Keokuk
Griffee of Chickasaw
Hansen of O'Brien
McElroy of Fremont
Poncy of Wapello
Wells of Linn
Fitzgerald of Webster moved that the following categories be exempt from the sifting committee calendar:

1. Unfinished business.
2. House Files amended by the Senate.
3. House and Senate Files that are governed by the joint rules of the General Assembly.
4. Motions to reconsider.
5. Conference committee reports, also bills in conference committee.
6. Appropriations calendar.
7. Ways and Means calendar.
8. Steering Committee Noncontroversial Bill calendar.
9. Steering Committee calendar.
10. Unanimous Consent calendar.

As of today all bills not exempt are under the jurisdiction of the sifting committee.

The motion prevailed.

## HOUSE FILES 257 AND 784 WITHDRAWN

Horn of Linn asked and received unanimous consent to withdraw House Files 257 and 784 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## LeAve of absence

Leave of absence was granted as follows:
Patchett of Johnson for the afternoon session on request of Walter of Pottwattamie.

## business pending

The House resumed consideration of Senate File 296, a bill for an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties, and amendment H-4004D, as amended.

Schroeder of Pottawattamie moved the adoption of amendment $\mathrm{H}-4004 \mathrm{D}$, as amended.

Amendment H—4004D, as amended, was adopted.
Schroeder of Pottawattamie moved the adoption of amendment H—4004E.

Roll call was requested by Harvey of Scott and Monroe of Des Moines.

On the question "Shall amendment H-4004E be adopted?"
The ayes were, 30:

| Baker | Gilloon | Miller, A. V. | Spradling <br> Bortell |
| :--- | :--- | :--- | :--- |
| Brockett | Hansen | Miller, K. D. | Svoboda <br> Tofte |
| Byerly | Hullinger | Nealson | Toft |
| Egenes | Jesse | Pavich | Varley |
| Evans | Lageschulte | Pellett | Walter |
| Fullerton | Menke | Middleswart | Schroeder |
| Gentleman | Millen | Welden |  |
| The nays were, | 46: |  | Mr. Speaker |
| Anderson | Dieleman |  |  |
| Avenson | Doyle | Junker | Readinger |
| Bina | Drake | Koogler | Rinas |
| Brandt | Halvorson | Lindeen | Scheelhaase |
| Branstad | Harper | Lonergan | Spear |
| Brunow | Harvey | McElroy | Spencer |
| Caffrey | Hines | Miller, O. L. | Tauker |
| Clark | Hinkhouse | Monroe | Wells |
| Connors | Horn | Newhard | West |
| Crawford | Hutchins | Perkins | Woods |
| Daggett | Jochum | Poncy | Wyckoff |
| Den Herder | Jordan |  |  |


| Absent or not voting, 24: |  |  |  |
| :---: | :---: | :---: | :---: |
| Bennett | Dyrland | Howell | Nielsen |
| Bittle | Fitzgerald | Husak | Norland |
| Crabb | Griffee | Kreamer | Oakley |
| Cusack | Hargrave | Lipsky | O'Halloran |
| Danker | Hennessey | Mennenga | Patchett |
| Dunton | Higgins | Middleton | Wulff |
| Amendment H-4004E lost. |  |  |  |

Roll call was requested by Harvey of Scott and Tauke of Dubuque.

On the question "Shall amendment H-4004F be adopted?"
The ayes were, 18:

| Bortell | Evans |
| :--- | :--- |
| Brockett | Fullerton |
| Brunow | Hargrave |
| Crawford | Krause |
| Egenes | Millen |

The naye were, 59 :

| Anderson | Gentleman <br> Avenson |
| :--- | :--- |
| Gilloon |  |
| Baker | Halvorson |
| Bina | Harper |
| Brandt | Harvey |
| Branstad | Hennessey |
| Byerly | Hines |
| Caffrey | Horn |
| Clark | Howell |
| Connors | Hullinger |
| Daggett | Husak |
| Den Herder | Hutchins |
| Dieleman | Jochum |
| Doyle | Jordan |
| Drake | Junker |

Absent or not voting, 23:

| Bennett | Dyrland Sesse Norland <br> Bittle Fitzgerald Kreamer | Oakley <br> Oriffer |  |
| :--- | :--- | :--- | :--- |
| Crabb | Grifee | Lipsky | O'Halloran |
| Cusack | Hansen | Mennenga | Patchett |
| Danker | Higgins | Middleton | Wulff |
| Dunton | Hinkhouse | Nielsen |  |

Amendment H-4004F lost.
Schroeder of Pottawattamie moved the adoption of amendment H-4004G.

Amendment H—4004G lost.
Schroeder of Pottawattamie moved the adoption of amendment H- 4004 H .

Amendment H—4004H lost.
Schroeder of Pottawattamie moved the adoption of amendment H—4004I.

A non-record roll call was requested.
The ayes were 38 , nays 37 .
Amendment H—4004I was adopted.
Schroeder of Pottawattamie moved the adoption of amendment H-4004J.

Amendment $\mathrm{H}-4004 \mathrm{~J}$ was adopted.
Schroeder of Pottawattamie offered the following amendment H- 4010 filed from the floor by Schroeder, O'Halloran, Varley, Bennett, Hargrave, Gentleman and Walter:

H-4010
Amend Senate File 296, as amended, passed, and reprinted by the Senate, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. 1. The Iowa legislative council is directed to appoint a study committee composed of two licensed cosmetologists, appointed by the board of cosmetology examiners; two licensed barbers, appointed by the board of barber examiners; and three members of the senate and three members of the house of representatives appointed by the legislative council to conduct a study during the 1975 legislative interim for the purpose of reevaluating and revising the laws relating to barbering and cosmetology, including but not limited to the establishment of a joint license for the practice of barbering and cosmetology, the establishment of a joint board, the scope of practice of barbers and cosmetologists, and licensing and educational qualifications. The study committee shall consider the interests of the consumer public in making recommendations. The study committee shall make recommendations to the Sixty-sixth General Assembly, 1976 Session.
2. There is appropriated from the general fund of the state for the fiscal period commencing July 1, 1975 and ending February 15, 1976 to the Iowa legislative council the sum of five thousand $(5,000)$ dollars, or so much thereof as may be necessary, to pay for per diem of not exceeding forty dollars and actual expenses and mileage incurred by barber and cosmetologist members of the study committee. Any funds not expended under this section shall revert to the general fund of the state on May 15, 1976.

Sec. 2. Notwithstanding any other provision of

## Page 5

1 (158), Code 1973, are repealed.
Sec. 5. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Council Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and in the Quad-City Times, a newspaper published in Davenport, Iowa."
2. Amend the title, line 1, by striking the words "establish and regulate" and inserting in lieu thereof the words "relating to".
3. Amend the title, line 2 , by striking the word "penalties" and inserting in lieu thereof the words "an appropriation".

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-4020$, to amendment H-4010, filed by him from the floor and moved its adoption:

## H-4020

Amend H-4010 to Senate File 296, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by striking all of lines 7 and 8
and through the word "and" on line 9.
5 2. Page 1, by striking lines 24 through 33.
A non-record roll call was requested.
The ayes were 47, nays 34.
Amendment H-4020 was adopted.
Schroeder of Pottawattamie moved the adoption of amendment $\mathrm{H}-4010$, as amended.

A non-record roll call was requested.
The ayes were 28 , nays 50 .
Amendment H-4010, as amended, lost.

West of Marshall offered the following amendment H-4013 filed by him from the floor and moved its adoption:

```
H-4013
    Amend Senate File 296, as passed by the Senate
    and reprinted, as follows:
        1. Page 7, by inserting after line 29 the
following new subsection:
    "..... Notwithstanding the provisions of
section fourteen (14) of this Act, a licensed
cosmetologist may practice cosmetology under the
supervision of a licensed funeral home director or
embalmer in a funeral home."
    2. Page 16, by inserting after line 24 the
following new subsection:
    "..... Notwithstanding the provisions of
section thirty-three (33) of this Act, a barber
may practice barbering under the supervision of a
licensed funeral home director or embalmer in a
funeral home."
```

Amendment H-4013 was adopted.
Speaker pro tempore Jesse in the chair at 4:07 p.m.
Monroe of Des Moines offered amendment H—4012 filed from the floor by Monroe, Lonergan and Connors and requested division as follows:

H-4012
1 Amend Senate File 296, as amended, passed, and
2 reprinted by the Senate, as follows:
H-4012B
3 1. Page 9, by striking lines 15 through 25. H-4012A
4 2. Page 18, by striking lines 31 through 35.
5 3. Page 19, by striking lines 1 through 5.
6 4. Page 19, line 20, by striking the words ", certificate of".
5. Page 19, by striking line 21 and inserting in lieu thereof a period.
6. Page 19, by striking line 35 and inserting
in lieu thereof the word "license."
7. By renumbering sections and correcting internal references as necessary.
On motion by Monroe of Des Moines, amendment H-4012A was adopted.

Monroe of Des Moines asked and received unanimous consent that amendment H-4012B be withdrawn.

Stromer of Hancock moved to reconsider the vote by which amendment H-4004D, as amended, was adopted by the House.

A non-record roll call was requested.
The ayes were 27 , nays 45 .
The motion lost.
Harvey of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 296)
The ayes were, 86:

| Anderson | Drake | Jordan | O'Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Dunton | Junker | Pavich |
| Baker | Egenes | Koogler | Pellett |
| Bennett | Evans | Krause | Perkins |
| Bina | Fitzgerald | Lageschulte | Poncy |
| Bortell | Fullerton | Lindeen | Readinger |
| Brandt | Gentleman | Lipsky | Scheelhaase |
| Branstad | Gilloon | Lonergan | Spear |
| Brockett | Griffee | McElroy | Spencer |
| Brunow | Halvorson | Menke | Spradling |
| Byerly | Hansen | Mennenga | Stromer |
| Caffrey | Harper | Middleswart | Svoboda |
| Clark | Harvey | Millen | Tauke |
| Cochran | Hennessey | Miller, A. V. | Tofte |
| Connors | Higgins | Miller, K. D. | Walter |
| Crabb | Hines | Miller, O. L. | Wells |
| Crawford | Horn | Monroe | West |
| Cusack | Howell | Nealson | Woods |
| Daggett | Hullinger | Newhard | Wyckoff |
| Den Herder | Husak | Nielsen | Mr. Speaker |
| Dieleman | Hutchins | Norland | (Jesse) |
| Doyle | Jochum | Oakley |  |
| The nays were, | 6: |  |  |
| Hargrave | Schroeder | Varley |  |
| Hinkhouse | Small |  | Welden |
| Absent or not voting, 8: | Dyrland |  |  |
| Bittle | Kreamer | Middleton | Ratchett |

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

## HOUSE FILE 470 WITHDRAWN

Monroe of Des Moines asked and received unanimous consent to withdraw House File 470 from further consideration by the House.

## SENATE AMENDMENT CONSIDERED

Doyle of Woodbury called up for consideration House File 670, a bill for an act relating to the salaries of juvenile court employ-
ees, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-3993
Amend House File 670, as passed by the House, as follows:

1. Page 1, line 10, by striking the words "the [judge or] judges" and inserting in lieu thereof the words "[the judge or judges]".
2. Page 1, lines 14 and 15, by striking the words "of the judicial district in which the county is situated" and inserting in lieu thereof the words "a probation officer committee of three judicial officers of the judicial district appointed by the chief judge of the district. One member of the committee shall be a district judge, district associate judge or magistrate regularly assigned to preside over the juvenile court within a county in that district".
3. Page 1 , line 18 , by striking the words "the judges" and inserting in lieu thereof the words "[the judges] the probation officer committee of district court judges appointed by the chief judge".
4. Page 1, line 22, by striking the word "judges" and inserting in lieu thereof the words "[judges] committee of district court judges appointed by the chief judge".
5. Page 1, line 27, by striking the word "judges" and inserting in lieu thereof the words "[judges] probation officer committee apointed by the chief judge".
6. Page 2, lines 2 and 3, by striking the words "[who may fix their salaries, subject to the approval of the board of supervisors,]" and inserting in lieu thereof the words "who may fix their salaries, subject to the approval of the board of supervisors".
7. Page 2 by striking lines 5 through 10.

The motion prevailed and the House concurred in the Senate amendment H—3993.

Doyle of Woodbury moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 670)
The ayes were, 84:

| Anderson | Brockett | Crabb | Doyle |
| :--- | :--- | :--- | :--- |
| Baker | Brunow | Crawford | Drake |
| Bina | Byerly | Cusack | Egenes |
| Bortell | Caffrey | Daggett | Evans |
| Brandt | Clark | Den Herder | Fitzgerald |
| Branstad | Connors | Dieleman | Fullerton |


| Gentleman | Jochum |
| :--- | :--- |
| Gilloon | Junker <br> Griffee |
| Halvorson | Koogler |
| Hansen | Krause |
| Lageschulte |  |
| Hargrave | Lindeen |
| Harper | Lipsky |
| Harvey | Lonergan |
| Hennessey | McElroy |
| Higgins | Menke |
| Hines | Mennenga |
| Hinkhouse | Middleswart |
| Horn | Millen |
| Howell | Miller, A.V. |
| Husak | Miller, O.L. |
| Hutchins |  |
| $\quad$ The nays were, | 4: |
| Bennett | Jordan |

Absent or not voting, 12 :

| Avenson | Danker | Hullinger | Patchett |
| :--- | :--- | :--- | :--- |
| Bittle | Dunton | Kreamer | Stromer |
| Cochran | Dyrland | Middleton | Wulff |

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

The House resumed consideration of House File 837, a bill for an act relating to the use of abandoned railroad right-of-way and imposing penalties for violations.

Wyckoff of Benton asked and received unanimous consent that amendment H-3997, filed by him on May 30, 1975, and found on page 2061 of the House Journal, be withdrawn.
Wyckoff of Benton offered the following amendment H-4006 filed by him from the floor:

[^49]Amend House File 837 as follows:
2 1. Page 1, by striking lines 23 through 35 and

NEW SECTION. When a railroad company files a petition requesting abandonment of railroad right-of-way with the interstate commerce commission and the interstate commerce commission approves the petition, the right-of-way shall be disposed of according to the following priority:

1. Outside the corporate limits of any city.
a. Right-of-way owned in fee simple shall be offered for a period of one year to any person wishing to establish and maintain rail service upon that land. The first person who accepts such offer

## Page 2

1 way in which the railroad has a possessory interest only shall pass to the owner of the fee. The owner shall thereupon follow the procedure in paragraph a of this subsection."
2. By striking all of pages 2 through 7, and lines 1 through 6 on page 8.

Wyckoff of Benton offered the following amendment $\mathrm{H}-4021$, to amendment $\mathrm{H}-4006$, filed by him from the floor and moved its adoption:

H
.
Amend amendment H-4006 to House File 837 as
follows:
Page 1, by inserting before the period in line
49 the words "to the owner of the adjoining
property from which the right-of-way was originally
taken".
Amendment $\mathrm{H}-4021$ was adopted.

Avenson of Fayette in the chair at 4:50 p.m.
Speaker pro tempore Jesse in the chair at 5:08 p.m.
Wyckoff of Benton moved the adoption of amendment $\mathrm{H}-4006$, as amended.

Roll call was requested by Wyckoff of Benton and Husak of Tama.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4006$, as amended, be adopted?"

The ayes were, 44:

| Baker | Griffee | Lageschulte | Newhard |
| :--- | :--- | :--- | :--- |
| Bennett | Halvorson | Lindeen | Nielsen |
| Bortell | Hansen | Lonergan | Norland |
| Branstad | Harper | McElroy | Pellett |
| Byerly | Harvey | Menke | Scheelhaase |
| Cochran | Hinkhouse | Middleswart | Spencer |
| Crabb | Howell | Millen | Stromer |
| Daggett | Hullinger | Miller, A. V. | Tofte |
| Den Herder | Husa | Miller, K. D. | West |
| Dunton | Hutchins | Miller, O. L. | Woods |
| Fullerton | Junker | Nealson | Wyckoff |

The nays were, 47:

| Anderson | Egenes | Koogler | Schroeder |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Krause | Small |
| Bina | Fitzgerald | Lipsky | Spear |
| Brandt | Gentleman | Mennenga | Spradling |
| Brockett | Gilloon | Monroe | Svoboda |
| Brunow | Hargrave | Oakley | Tauke |
| Caffrey | Hennessey | O'Halloran | Varley |
| Clark | Higgins | Pavich | Walter |
| Crawford | Hines | Perkins | Welden |
| Dieleman | Horn | Poncy | Wells |
| Doyle | Jochum | Readinger | Mr. Speaker |
| Drake | Jordan | Rinas | (Jesse) |
| Absent or not voting, 9: |  |  |  |
| Bittle | Danker | Kreamer | Patchett |
| Connors | Dyrland | Middleton | Wulff |
| Cusack |  |  |  |

Amendment H-4006, as amended, lost.

> MOTION TO RECONSIDER (Amendment H-4006 to House File 837)

I move to reconsider the vote by which amendment $\mathrm{H}-4006$ as amended to House File 887 failed to be adopted by the House.

PERKINS of Greene
(House File 837 pending at adjournment and placed under unfinished business.)

## EXPLANATIONS OF VOTE

I was necessarily absent from the House on May 30, 1975. Had I been present I would have voted "aye" on the following: Senate Joint Resolution 6, Senate File 38, amendment H-3824 to Senate File 427, Senate File 521, and House Files 823, 889 and 890.

## DIELEMAN of Marion

I was necessarily absent from the House during a part of the legislative session on June 2, 1975. Had I been present, I would have voted "aye" on the following: House Files 795, 799 and its amendments H-3954 and H-4000; House Files 820 and 812, and Senate File 154. I would have voted "aye" on divisions C, E and F of amendment H-4004 to Senate File 296.

## O'HALLORAN of Black Hawk

I was necessarily absent from the House chamber when legislation was passed. Had I been present, I would have voted "aye" on House Files 795, 799, 820 and 812 and Senate File 154.

JUNKER of Woodbury

## AMENDMENTS FILED



1 Amend House File 719, page 1, line 5, by striking 2 the following: ", wind or water" and inserting in
3 lieu thereof the words "or wind".
CLARK of Lee
H—4009

1
2
3

25 and storage of goods and products or".

26 2. By striking all of pages $2,3,4$, and 5 27 of that amendment.

RINAS of Linn<br>HARVEY of Scott NIELSEN of Polk MILLER of Cerro Gordo NEWHARD of Jones BORTELL of Madison EGENES of Story JORDAN of Linn MILLER of Buchanan MENNENGA of Clinton NEALSON of Muscatine WYCKOFF of Benton WEST of Marshall SCHEELHAASE of Woodbury PELLETT of Cass WELDEN of Hardin MONROE of Des Moines STROMER of Hancock HALVORSON of Clayton TAUKE of Dubuque BENNETT of Ida DANKER of Pottawattamie McELROY of Fremont HANSEN of O'Brien CRABB of Crawford TOFTE of Winneshiek HINES of Story LAGESCHULTE of Bremer BRANSTAD of Winnebago DAGGETT of Adams EVANS of Grundy WELLS of Linn SPRADLING of Sioux KOOGLER of Mahaska WOODS of Polk HENNESSEY of Delaware BAKER of Buena Vista LINDEEN of Henry DRAKE of Muscatine

H-4019
1 Amend House File 794, title page, by
2 striking line two and inserting a period.
RINAS of Linn
H-4007
1 Amend House File 837 as follows:
2 1. Page 3, line 15, by inserting after the word
3 "commission" the words "or transportation regulation
4 board".
5 2. Page 3, line 18, by inserting after the word
6 "commission" the words "or transportation regulation
7 board".

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    3. Page 3, line 25, by inserting after the word
    "commission" the words "or transportation regulation
    board".
    4. Page 3, line 27, by inserting after the word
    "commission" the words "or transportation regulation
board".
    5. Page 4, line 5, by inserting after the word
"commission" the words "or transportation regulation
board".
    6. Page 6, line 19, by inserting after the
period the following:
    "If improvements are not completed within five
years from the time acquisition is to be commenced
the right-of-way shall be deemed abandoned."
    7. Page 8, by inserting after line 6 the
following:
    "Sec. .... NEW SECTION. PRESERVATION OF UNDER-
GROUND PASSAGES. All existing underground passages
crossing the right-of-way shall be maintained in
proper repair by the party approved by the department
to acquire the right-of-way under the provisions of
this Act."
    8. Renumber sections and correct internal
references in conformance with this amendment.
```

> KRAUSE of Palo Alto

4015
Amend House File 837 as follows:
Page 5, by inserting after line 11 the following new section:
"Sec. ..... NEW SECTION. The state, or any department, agency, commission or political subdivision thereof shall have the same duties as a railroad corporation in regard to railroad rights-of-way for maintaining fences, crossings, drainage, underground passages and weed control upon railroad rights-of-way acquired by the state, or any department, agency, commission or political subdivision of the state."

HUSAK of Tama<br>PELLETT of Cass

## H-4022

Amend amendment H-4015, to House File 837, page
1, by inserting after the period in line 12 the
following: "This section shall not apply to rights-of-way located on land within the corporate limits of a city, which land is not contiguous to land assessed as agricultural land."

> HUSAK of Tama PELLETT of Cass

H-4024
1 Amend House File 837 as follows:
2 1. Page 3, line 15, by inserting after the word
3 "commission" the words "or transportation regulation

## Page 2

1 point five (478.5) of the Code. In all other cases
2 the fence shall be constructed and maintained in
3 accordance with the provisions of section one
4 hundred thirteen point eighteen (113.18) of the
5 Code. A petitioner granted the power of eminent
6 domain for a possessory interest in an abandoned
7 right-of-way shall also have the duty to control
weeds in accordance with the provisions of sections hundred seventeen point twelve (317.12), four hundred seventy-seven point fifty-three (477.53) and four hundred seventy-seven point fifty-four (477.54) of the Code.
Sec. ..... NEW SECTION. UNDERGROUND PASSAGES. All existing underground passages crossing the right-of-way shall be maintained in proper repair by the party approved by the department to acquire the right-of-way under the provisions of this Act.

New underground passages shall be constructed upon written request of the adjoining landowner if the adjoining landowner owns the land on both sides of the right-of-way, and agrees to continue use of the underground passage for the purpose for which it was constructed for a period of not less than five years. If the use is terminated prior to the end of the five-year period, the costs of the underground passageway may be prorated by the department between the petitioner and the adjoining landowner in proportion to the time of use to the five-year period."
9. Renumber sections and correct internal references in conformance with this amendment.

KRAUSE of Palo Alto
H-4016
1 Amend House File 892 as follows:
2 Page 5, by striking everything after the period 3 in line 16 and all of lines 17 and 18.

MILLER of Buchanan
H-4017
Amend House File 892 as follows:

1. Page 1, line 34, by striking the figure " $69,775,000$ " and inserting in lieu thereof the figure "69,700,000".
2. Page 5 , line 13 , by striking the word "fortyfive".
3. Page 5, line 15, by striking the word "eightyfive".

MILLER of Buchanan
4014
Amend Senate File 162, as passed by the Senate, as follows:

Page 1, by inserting before line 1 the following new section:
"Section 1. Section thirty-three point two (33.2), Code 1975, is amended by inserting after subsection five (5) the following new subsection:
$N E W$ SUBSECTION. Veterans Day, November 11."

> WYCKOFF of Benton HARPER of Davis BRUNOW of Appanoose

H-4005
Amend Senate File 303, as amended and passed by the Senate, page 1, by striking lines 8 through 35 and inserting in lieu thereof the following:
"1. [Ten] Five members [shall be officials of cities or counties, appointed by the governor] representative of law enforcement and criminal justice agencies maintaining progrdms to reduce and control crime, two of whom shall be officials of cities or counties, two of whom shall be officials of the state and one of whom shall be a representative of a juvenile justice agency.
2. [Eleven] Four citizen members [concerned with and knowledgeable about the problems of criminal justice, appointed by the governor] who have demonstrated knowledge and concern in the prevention and control of crime and delinquency. At least one citizen member shall be appointed to represent the citizens of the state who are affected by unemployment, low income or substandard housing.
[3. Ten officials of the state, as follows:
a. The attorney general.
b. The commissioner of public safety.
c. The director of the division of criminal investigation and bureau of identification.
d. The director of the Iowa law enforcement academy.
e. The director of the adult corrections services of the department of social services.
f. The chief of the Iowa highway safety patrol.

The governor shall also appoint one state senator, one state representative, a member of the board of parole and a supreme court justice.
4.] The governor shall appoint an executive director of the commission who shall be his official representative, and who shall be the principal executive administrator of the commission [and shall also be a member of the commission].

All commissioners designated by the governor shall serve at the governor's pleasure. No member of the General".

HARGRAVE of Johnson

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:03 p.m. until 9:00 a.m., Tuesday, June 3, 1975.

# JOURNAL OF THE HOUSE 

## One Hundred Forty-second Calendar Day-Ninety-third Session Day

hall of the House of Representatives Des Moines, Iowa, Tuesday, June 3, 1975

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

Prayer was offered by the Reverend Frank W. Smith, pastor of the First Church of the Open Bible, Des Moines, Iowa.

The Journal of Monday, June 2, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. David Tan Creti, Denison, Iowa.

## Leave of absence

Leave of absence was granted as follows:
Patchett of Johnson on request of Poncy of Wapello.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 2, 1975, passed the following bill in which the concurrence of the Senate was asked:
House File 498, a bill for an act to provide that the making or delivering of a false odometer statement is an offense subject to a penalty provided by law.
Also: That the Senate has on June 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 167, a bill for an act relating to the licensing and regulating of restaurants and food establishments.

Also: That the Senate has on June 2, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 504, a bill for an act relating to the appropriation to continue a study of the problems of Spanish-speaking persons.

Also: That the Senate has on June 2, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 507, a bill for an act relating to the funding, compensation, expenses and membership of legislative members on boards and commissions.
Also: That the Senate has on June 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 518, a bill for an act creating a child support recovery unit within the department of social services.

Also: That the Senate has on June 2, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 523, a bill for an act providing for an appropriation to various legislative agencies.

Also: That the Senate has on June 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 541, a bill for an act relating to the probate code.
CLARK R. RASMUSSEN, Secretary

## SPONSOR WITHDRAWN

Koogler of Mahaska requests he be withdrawn as a sponsor of amendment H—4009 to House File 794.

On motion by Fitzgerald of Webster, the House was recessed until 10:30 a.m.

The House reconvened, Speaker Cochran in the chair.

## REMOVED FROM UNANIMOUS CONSENT CALENDAR (House Resolution 37)

Pursuant to House Rule 26, I request the removal of House Resolution 37 from the unanimous consent calendar.

MILLEN of Van Buren
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker pro tempore Jesse in the chair.

## RULES OF THE SIFTING COMMITTEE

1. Voting rules shall correspond with the rules of the House in that all votes shall be taken by complete roll call unless the use of the short form is voted.
2. Seven (7) affirmative votes shall be required to vote a bill out of committee.
3. Debate shall be limited to two minutes for a member to present the bill and one minute to each other member for debate.
4. The chairman may by majority vote present priority and committee bills without charge to himself and he may be permitted to present a noncontroversial calendar to the committee for their approval, and the chairman may be permitted to appoint a committee to bring in a list of noncontroversial bills.
5. The order of choosing to bring a bill out of committee shall be by priority to be established by drawing the names from a box and making a list showing the order of names as drawn. At least one name shall be called at each meeting for the purpose of presenting a bill for consideration in addition to the provisions of Rule 4.
6. No vote on a bill shall be reconsidered at the same meeting.

FITZGERALD of Webster, Chairman

## REPORT OF SIFTING COMMITTEE

Mr. Spanker: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:
H. F. 802 To create a county compensation board, to provide for its powers and responsibilities, etc. By committee on county government; Hutchins, chairman.
S. F. 485 Relating to employment security. By committee on labor and industrial relations; Robinson, chairman.
H. F. 894 Relating to correcting erroneous, inconsistent and obsolete sections of the Code.
S. F. 496 Relating to gambling and providing penalties. By committee on judiciary; Glenn, chairman.

FITZGERALD of Webster, Chairman

## APPOINTMENT OF SIFTING COMMITTEE

 NONCONTROVERSIAL SUBCOMMITTEEFitzgerald of Webster announced the appointment of the following members to the sifting committee noncontroversial subcommittee: Hargrave of Johnson, Poncy of Wapello and Drake of Muscatine.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 43)

We hereby request that House Resolution 43, filed on June 2, 1975, and found on pages 2066 and 2067 of the House Journal, be placed on the unanimous consent calendar.

On motion by Avenson of Fayette, the House was recessed until 3:45 p.m.

The House reconvened, Speaker Cochran in the chair.

## INTRODUCTION OF BILLS

House File 894, by the sifting committee, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.

Read flrst time and placed on the sifting committee calendar.
House File 895, by committee on appropriations, a bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration.

Read first time and placed on the appropriations calendar.

## CONSIDERATION OF BILLS

SIFTING COMMITTEE CALENDAR
Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 802, a bill for an act to create a county compensation board, to provide for its powers and responsibilities, and to provide for a cost of living adjustment for county officers.

Spear of Lee asked and received unanimous consent that amendment H-3669, filed by him on April 28, 1975, and found on pages 1396 and 1397 of the House Journal, be withdrawn.

Baker of Buena Vista offered the following amendment $\mathrm{H}-3772$ filed by Baker, et al.:

H-3772
1 Amend House File 802 as follows:

1. Page 1, lines 13 and 14, by striking the words
"a member of the board of supervisors of the county" and inserting in lieu thereof the words "an elector of the county representing the general public".
2. Page 1 , lines 21 and 22, by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections three (3) and four (4)".
3. Page 2, line 32, by striking the word
"subsection" and inserting in lieu thereof the words
"subsections three (3) and".
4. Page 3, line 21, by inserting before the word "compensation" the word "recommended".
5. Page 3, line 34, by inserting after the word "schedule" the word "recommendation". 21 the recommended compensation schedule and determine
6. Page 4, by striking lines 1 through 6 and inserting in lieu thereof the following:
"the county compensation board shall transmit its recommended compensation schedule to the board of supervisors. The board of supervisors shall review the final compensation schedule of the elected county officers which shall not exceed the recommended compensation schedule. In determining the final compensation schedule if the board of supervisors wishes to reduce the amount of the recommended compensation schedule, the annual salary or compensation of each elected county officer shall be reduced an equal percentage. A copy of the final compensation schedule adopted by the board of supervisors shall be filed with the county budget at the office of state comptroller. The final compensation schedule shall become effective on the first day of July next following its adoption by the board of supervisors."
7. Page 4 , line 17 , by striking the words "determined by the county compensation board".
8. Page 4 , line 32 , by striking the words "by the county compensation board".
9. Page 5 , line 3 , by striking the words "by the county compensation board".
10. Page 5 , lines 9 and 10 , by striking the words "by the county compensation board".
11. Page 5 , lines 29 and 30 , by striking the words "by the county compensation board as provided in" and inserting in lieu thereof the words "as provided in section six (6) of".

Spear of Lee offered the following amendment H-4035, to amendment $\mathrm{H}-3772$, filed by him from the floor and moved its adoption:
$\mathrm{H}-4035$
Amend the amendment, H-3772, to House File 802 as follows:

1. Page 1, by inserting after line 5 the following:
"2. Page 1 , by striking lines 16 through 19 , and inserting in lieu thereof the following:
2. One member shall be a person representing the general public selected by a convention of the members of the boards of directors of all school districts located within the county.
3. One member shall be a person representing the general public selected by a convention of the mayors of all incorporated cities located within the county."
4. Page 1 , line 8 , by striking the words "and four (4)" and inserting in lieu thereof the words ", four (4) and five (5)".
5. Page 1, line 11, by striking the word "and"
and inserting in lieu thereof the words ", four (4)
and five (5)".
6. By renumbering the sections of amendment H 3772 to conform to this amendment.
Amendment H-4035 was adopted.
Baker of Buena Vista moved the adoption of amendment H-3772, as amended.

Roll call was requested by Baker of Buena Vista and Koogler of Mahaska.

On the question "Shall amendment $\mathrm{H}-3772$, as amended, be adopted?"

The ayes were, 81:

| Anderson | Dunton | Jesse | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Jochum | Pellett |
| Baker | Egenes | Jordan | Perkins |
| Bennett | Evans | Junker | Poncy |
| Bina | Fitzgerald | Koogler | Readinger |
| Bortell | Fullerton | Krause | Rinas |
| Brandt | Gentleman | Lageschulte | Scheelhaase |
| Branstad | Gilloon | Lindeen | Small |
| Brockett | Griffee | Menke | Spear |
| Brunow | Halvorson | Mennenga | Spencer |
| Byerly | Hargrave | Middleswart | Svoboda |
| Caffrey | Harper | Millen | Tauke |
| Clark | Higgins | Miller, A. V. | Tofte |
| Connors | Hines | Miller, K. D. | Walter |
| Crabb | Hinkhouse | Miller, O. L. | Welden |
| Crawford | Horn | Nealson | Wells |
| Cusack | Howell | Newhard | West |
| Danker | Hullinger | Nielsen | Woods |
| Den Herder | Husak | Oakley | Wyckoff |
| Dieleman | Hutchins | O'Halloran | Mr. Speaker |
| Doyle |  |  |  |
| The nays were, 13: |  |  |  |
| Bittle | Harvey | McElroy | Schroeder |
| Daggett | Hennessey | Monroe | Stromer |
| Drake | Lipsky | Norland | Varley |
| Hansen |  |  |  |
| Absent or not voting, 6: |  |  |  |
| Kreamer | Middleton | Spradling | Wulff |
| Lonergan | Patchett |  |  |

Amendment H-3772, as amended, was adopted.
Welden of Hardin offered the following amendment H-4038 filed by him from the floor:

H-4038
1 Amend House File 802, page 5, after line 15,
2 by inserting the following new section:
3 "Section four hundred forty-one point two
4 (441.2), Code 1975, is amended by striking the sec-
tion and inserting in lieu thereof the following:
441.2 COMPENSATION OF COUNTY AND CITY ASSESSORS. The annual salary of the county assessor and city assessor shall be determined by the county compensation board as provided in section six (6) of this Act. The county compensation board as established by this Act shall be the conference board for the purpose of chapter four hundred forty-one (441), Code 1975, and shall administer the provision of chapter four hundred forty-one (441), Code 1975."
Hutchins of Guthrie rose on a point of order that amendment H-4038 was not germane.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-4038$ germane.

Welden of Hardin moved the adoption of amendment H-4038.
A non-record roll call was requested.
The ayes were 33 , nays 51 .
Amendment H—4038 lost.
Koogler of Mahaska offered the following amendment H-3718 filed by him and moved its adoption:
H-3718

1

## Amend House File 802 as follows:

1. By striking lines 23 through 35 on page 5 , and lines 1 through 5 on page 6, and inserting in lieu thereof the following:

Sec. 12. Effective July 1, 1975, the annual salary or per diem compensation of the members of the board of supervisors, county treasurer, county auditor, county recorder, county attorney, sheriff, and clerk of the district court as such salary or per diem exists June 30, 1975, may be increased by resolution of the Board of Supervisors, according to the following schedule which shall remain effective until modified by the county compensation board as provided in this act. The increase shall be consistent with the following schedule:

1. For each member of the board of supervisors receiving an annual salary, a sum not to exceed one thousand dollars.
2. For each member of the board of supervisors receiving per diem compensation the per diem may be forty-four dollars, but the total sum shall not exceed six thousand five hundred dollars for each member per year.
3. For the county auditor, county treasurer, county recorder, clerk of district court, sheriff, and county attorney, a sum not to exceed one thousand five hundred dollars.

Amendment $\mathrm{H}-3718$ was adopted.
Harper of Davis offered the following amendment H-3854 filed by her:

H-3854
1 Amend House File 802 as follows:
Page 5, line 83, by inserting after the word
8 "thousand" the words "five hundred".
Koogler of Mahaska rose on a point of order that, with the adoption of amendment H-3718, amendment $\mathrm{H}-3854$ was out of order.

The Speaker ruled the point well taken and amendment H- 3854 out of order.

Jordan of Linn asked for unanimous consent that amendment H-3671 filed by Jordan, et al., be withdrawn.

Objection was raised.
Jordan of Linn moved that amendment H-3671, filed by Jordan, et al., on April 28, 1975, and found on pages 1397 and 1398 of the House Journal, be withdrawn.

The motion prevailed and amendment $\mathrm{H}-3671$ was withdrawn.
With the withdrawal of amendment $\mathrm{H}-3671$, amendment $\mathrm{H}-3672$, to amendment $\mathrm{H}-3671$, filed by Jordan of Linn on April 28, 1975, and found on page 1398 of the House Journal, is out of order.

Hutchins of Guthrie offered the following amendment H-3715 filed by him:
H-3715
Amend House File 802 as follows:
1. Page 6, by inserting after line 7 the following
"Sec. ..... Notwithstanding the provisions of
chapter five hundred eighty-five (585) of the Code,
any proceeding taken by a board of supervisors between
July 1, 1973 and June 30, 1975 under section three
hundred thirty-one point twenty-two (331.22) of the
Code authorizing the payment of a mileage warrant
for a member of the board of supervisors which exceeded
an aggregate mileage expense of one thousand dollars
per year but not more than an aggregate mileage expense
of one thousand five hundred dollars per year is
declared to be valid.
2. By numbering sections to conform to this
amendment.

Monroe of Des Moines rose on a point of order that amendment $\mathrm{H}-3715$ was not germane.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-3715$ in order.

By unanimous consent the following corrective amendment H-4041, to amendment H-3715, filed by Hutchins of Guthrie from the floor, was adopted:

H—4041
1 Amend the Hutchins amendment H-3715, to House
2 File 802, as follows:
3 Line 6, by striking the figures " 1973 " and
4 inserting in lieu thereof the figures "1974".
Hutchins of Guthrie moved the adoption of amendment $\mathrm{H}-3715$, as amended.

Amendment H-3715, as amended, was adopted.
Hines of Story offered the following amendment H-4039 filed by him from the floor and moved its adoption:
H-4039
1 Amend House File 802 by adding the following
2 new sentence, on page 1, after line 19:
3 "No more than three members of the county compen-
4 sation board shall be members of the same political party."
Amendment H-4039 lost.
Harper of Davis asked and received unanimous consent to reconsider the vote by which amendment H-3718 was adopted by the House.

Harper of Davis offered amendment H-4040, to amendment $\mathrm{H}-3718$, filed by her from the floor and moved its adoption:

1 Amend amendment H-3718, to House File 802, as follows:
2 1. Page 1, line 18, by inserting after the word "thousand"
3 the words "five hundred".
A non-record roll call was requested.
The ayes were 31 , nays 49.
Amendment H—4040 lost.
Koogler of Mahaska moved the adoption of amendment H-3718.

Amendment $\mathrm{H}-3718$ was adopted.

Stromer of Hancock offered amendment H-4037 filed from the floor by Stromer, McElroy, Lindeen, Bennett, Hansen, and Varley and requested division of the amendment as follows:

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H-4037
    Amend House File 802 as follows:
H-4037A
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1. Page 1, by striking lines 16 through 19 and inserting in lieu thereof the following:
" 4 . One member shall be a person representing the general public selected by a convention of the members of the boards of directors of all school districts located within the county.
5. One member shall be a person representing the general public selected by a convention of the mayors of all incorporated cities located within the county."
2. Page 1, lines 21 and 22, by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections four (4) and five (5)".
3. Page 2 , line 32 , by striking the words "subsection four (4)" and inserting in lieu thereof the words "subsections four (4) and five (5)". 4037B
4. Page 3, by striking lines 17 through 35 and inserting in lieu thereof the following:
"Sec. 6. NEW SECTION. COMPENSATION SCHEDULECOST OF LIVING ADJUSTMENT.
1. The county compensation board shall annually review the compensation paid to elected county officers and determine the percentage increase needed to maintain the compensation of such officers comparable to other similar positions in public and private employment within the county. Based on such review, the county compensation board shall prepare a compensation schedule for elected county officers; however, the percentage increase to the compensation of elected county officers shall not exceed the percentage of change in the consumer price index as computed or estimated to the nearest whole percentage point for the preceding twelve-month period by the state comptroller, except as provided in subsection two (2) of this section.
2. Commencing with the compensation schedule prepared for the fiscal year beginning July 1, 1978 and each two years thereafter, the county compensation board may prepare a compensation schedule for elective county officers establishing annual rates of compensation exceeding the percentages of change in the consumer price index determined under subsection one (1) of this section but not exceeding the maximum annual compensation rate authorized in the compensation schedules specified in sections eight (8), nine (9), and ten (10) of this Act, as annually adjusted for increases in the consumer price index.
3. The county compensation board shall recommend
```

49 annually a compensation schedule for appointed county
50 officers and employees to the board of supervisors.

## Page 2

1 4. Following completion of the compensation schedule for elective county officers, the board shall publish the compensation schedule in a newspaper having a general circulation throughout the county. If a county officer compensation study has been received from the general assembly within the preceding five years, a comparison of the compensation recommendations of such study and the compensation schedule prepared by the board shall be included in 10 the publication.
H-4037C
11 5. The compensation schedule for elective county 12 officers shall be transmitted to the board of super13 visors not later than January first of each year and 14 it shall be effective on the first day of July next
15 following its presentation to the board of supervisors.
H-4037B
16 6. Not later than December 1, 1976 and each year
17 thereafter, the state comptroller shall compute the
18 percentage change in the consumer price index
19 and add any resulting percentage increase to
20 the salary schedules for the elective county officers
21 as provided in sections eight (8), nine (9), ten (10)
22 and eleven (11) of this Act. The adjusted salary
23 schedule shall be transmitted to the county
5. Page 4, by striking lines 1 through 6.
6. Page 4, by striking lines 15 through 25 and inserting in lieu thereof the following:
"331.22 COMPENSATION OF SUPERVISORS. The board of supervisors shall receive an annual salary determined by the county compensation board as provided in section six (6) of this Act subject to the following compensation schedule as adjusted annually in accordance with changes in the consumer price index:

| Boards of <br> three | Boards of <br> five |
| :---: | :---: |
| members | members |
| SALARY | SALARY |
| RANGE | RANGE |



The annual salary shall be in full payment for all services rendered to the county except that each

## Page 3

member of the board is entitled to reimbursement for
mileage expense incurred while engaged in the performance of official duties, however, the mileage expense shall be limited to an aggregate of fifteen hundred dollars per year for each supervisor."
7. Page 4, line 33 , by inserting after the word "Act" the words "subject to the following compensation schedule as adjusted annually in accordance with changes in the consumer price index:

| Population of County | Compensati | Range |
| :---: | :---: | :---: |
| 0 to 30,000 | .. $\$ 10,500$ | \$12,600 |
| 30,001 to 60,000 | 12,500 | 15,000 |
| 60,001 and over. | 14,000 | 19,000" |

8. Page 5 , line 4 , by inserting after the word "Act" the words "subject to the following compensation schedule as adjusted annually in accordance with changes in the consumer price index:

| pulation | County | Compensation | \$11,500 |
| :---: | :---: | :---: | :---: |
| 0 to | 10,000. | . $\$ 11,000$ | \$11,500 |
| 10,001 to | 20,000. | . 11,500 | 12,000 |
| 20,001 to | 30,000 | . 12,000 | 12,500 |
| 30,001 to | 40,000. | 12,750 | 13,250 |
| 40,001 to | 50,000. | .. 13,250 | 13,750 |
| 50,001 to | 60,000. | .. 13,250 | 13,750 |
| 60,001 to | 75,000 | . 14,500 | 15,000 |
| 75,001 to | 100,000 | .. 15,000 | 15,500 |
| 100,001 to | 150,000 | .... 15,500 | 16,000 |
| 150,001 to | 200,000. | . 17,500 | 18,000 |
| 200,001 to | 300,000. | .. 18,500 | 19,000 |
| 300,001 and | over | 19,500 | 20,000 |

In any county where the sheriff is not furnished a residence by the county, an additional sum of seven hundred and fifty dollars per annum in addition to annual salary shall be provided. The additional housing allowance shall not be considered as salary in computing the salary of deputy sheriffs as provided in section three hundred forty point eight (340.8) of the Code."
9. Page 5, line 11, by inserting after the word "Act" the following: "subject to the following minimum compensation scheduled as adjusted annually in accordance with changes in the consumer price index:

| Pop | ty | Minimum Salary |
| :---: | :---: | :---: |
| 0 to | 9,000. | -..... \$ 9,500 |
| 9,001 to | 12,000 | 10,000 |
| 12,001 to | 15,000. | 10,500 |
| 15,001 to | 19,000. | 10,700 |
| 19,001 to | 25,000. | 11,700 |
| 25,001 to | 35,000. | 12,500 |
| 35,001 to | 50,000. | 14,000 |
| 50,001 to | 80,000. | 15,000 |
| 80,001 to 1 | 100,000 | 16,500 |
| 100,001 and | over | 18,000" |

4 10. Page 5, by striking lines 23 through 35 and
5 on page 6 , by striking lines 1 through 5 .
Stromer of Hancock asked and received unanimous consent that amendments $\mathrm{H}-4037 \mathrm{~A}$ and $\mathrm{H}-4037 \mathrm{C}$ be withdrawn.

Stromer of Hancock moved the adoption of amendment H—4037B.

Roll call was requested by Schroeder of Pottawattamie and Avenson of Fayette.

On the question "Shall amendment H-4037B be adopted?"
The ayes were, 20:

| Bennett | Danker | Junker | Schroeder |
| :---: | :---: | :---: | :---: |
| Bittle | Dyrland | Lindeen | Spear |
| Byerly | Egenes | McElroy | Stromer |
| Crabb | Hansen | Millen | Tofte |
| Daggett | Harvey | Pellett | Varley |
| The nays were, 73: |  |  |  |
| Anderson | Evans | Jesse | Pavich |
| Avenson | Fitzgerald | Jochum | Perkins |
| Baker | Fullerton | Jordan | Poncy |
| Bina | Gentleman | Koogler | Readinger |
| Bortell | Gilloon | Krause | Rinas |
| Brandt | Griffee | Lageschulte | Scheelhaase |
| Branstad | Halvorson | Menke | Small |
| Brockett | Hargrave | Mennenga | Spencer |
| Brunow | Harper | Middleswart | Spradling |
| Caffrey | Hennessey | Miller, A. V. | Svoboda |
| Clark | Higgins | Miller, K. D. | Tauke |
| Connors | Hines | Miller, O. L. | Walter |
| Crawford | Hinkhouse | Nealson | Welden |
| Cusack | Horn | Newhard | Wells |
| Den Herder | Howell | Nielsen | West |
| Dieleman | Hullinger | Norland | Woods |
| Doyle | Husak | Oakley | Wyckoff |
| Drake | Hutchins | O'Halloran | Mr. Speaker |
| Dunton |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Kreamer | Lonergan | Monroe | Wulff |
| Lipsky | Middleton | Patchett |  |

Amendment H—4037B lost.
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 802)
The ayes were, 92 :

| Anderson | Bina | Branstad <br> Arockett | Caffirey <br> Avenson |
| :--- | :--- | :--- | :--- |
| Baker | Bortle | Brkell |  |
| Bennett | Brandt | Brunow | Connors |
| Byerly | Crabb |  |  |


| Crawford | Harper | McElroy | Readinger |
| :--- | :--- | :--- | :--- |
| Cusack | Harvey | Menke | Rinas |
| Daggett | Hennessey | Mennenga | Scheelhaase |
| Danker | Higgins | Middleswart | Small |
| Den Herder | Hines | Millen | Spear |
| Dieleman | Ilinkhouse | Miller, A. V. | Spencer |
| Doyle | Horn | Miller, K. D. | Spradling |
| Drake | Howell | Miller, O. L. | Stromer |
| Dunton | Husak | Monroe | Svoboda |
| Dyrland | Hutchins | Nealson | Tauke |
| Egenes | Jesse | Newhard | Tofte |
| Evans | Jochum | Nielsen | Varley |
| Fitzgerald | Jordan | Norland | Walter |
| Falierton | Junker | Oakley | Welden |
| Gilloon | Koogler | O'Halloran | Wells |
| Griffee | Krause | Pavich | West |
| Halvorson | Lageschulte | Pellett | Woods |
| Hansen | Lindeen | Perkins | Wyckoff |
| Hargrave | Lipsky | Poncy | Mr. Speaker |

The nays were, 3 :
Gentleman Hullinger Schroeder
Absent or not voting, 5 :
Kreamer Middleton Patchett Wulff
Lonergan
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## MOTION TO RECONSIDER LOST <br> (House File 802)

Hutchins of Guthrie moved to reconsider the vote by which House File 802 passed the House on June 3, 1975.

A non-record roll call was requested.
The ayes were 33 , nays 56 .
The motion lost.

## EXPLANATIONS OF VOTE

I was absent part of the day, June 2, 1975, due to illness. Had I been present I would have voted "aye" on the following: House Files 795, 799, 820 and 812 and Senate File 154.

> CUSACK of Scott

I was necessarily absent from the House during a part of the legislative session on June 2, 1975. Had I been present, I would have voted "aye" on House File 670. I would have voted "nay" on Senate File 296 and H-4006 to House File 837.

BITTLE of Polk
COMMUNICATION FROM STATE HISTORICAL SOCIETY OF IOWA
There is on file in the office of the Chief Clerk the Ansel Briggs Project Report from the State Historical Society of Iowa in com-
pliance with Senate File 1325, Section 1, No. 4, of the Sixty-fifth General Assembly.

## COMMUNICATION FROM THE DEPARTMENT OF SOCIAL SERVICES

The Sixth Annual Report of the Department of Social Services, covering the period ending June 30, 1974, has been received and placed on file in the Chief Clerk's office.

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

## The Chief Clerk of the House submitted the following report:

Mr. Spakkir: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 3rd day of June, 1975: House Files 36, 479 and 742.

DAVID L. WRAY<br>Chief Clerk of the House

Report adopted.

## GOVERNOR'S ITEM VETO MESSAGE

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
Local
Dear Mr. Synhorst:
I hereby transmit House File 864, An Act providing for and making appropriations for financing state postsecondary education programs including programs under the State Board of Regents, the Higher Education Facilities Commission, and the Department of Public Instruction.

House File 864 is approved June 3, 1975, with the following exception which I hereby disapprove.

I am unable to approve Item 3 designated in the Act as Section 3 which reads as follows:
"Sec. 3. Section two hundred sixty-one point two (261.2), subsection four (4), Code 1975, is amended to read as follows:
4. Prepare and administer a state plan for a state supported and administered scholarship program. Said state plan shall provide for scholarships based on ability [and need] to deserving students of Iowa, matriculating in Iowa universities, colleges, area vocational schools, area community colleges, or schools of professional nursing.

This provisions of this section shall be effective July 1, 1976, however, if a deserving student who receives a scholarship for the 1975-1976 academic year also receives a scholarship for the 1976-1977 academic year, it shall be based on both ability and need."

Heretofore, the Iowa scholarship program administered by the Higher Education Facilities Commission awarded scholarships under this program on ability and need of the applicant. This provision I am deleting eliminates the need factor.

I am sympathetic with the idea of recognizing Iowa high school students for academic achievement, but to reduce the number of scholarships awarded to students on a need basis for this purpose would be unwise.

The primary purpose of this program is to provide financial assistance to high academic achievers who need the assistance to further their education. Section 3 would be counter to this.

The action taken by the General Assembly in Section 3 also has the effect of diluting the present scholarship program by spreading the number of scholarship awards among more students, regardless of need, thereby reducing the size of the scholarships to those who need them most.

The action I take in eliminating this section of House File 864 does not alter the amount of the appropriation made by the General Assembly to the Iowa Scholarship Program. The program can continue to function well without Section 3-with scholarships being distributed to students on the basis of both "need" and "ability" as is done now.

For these reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 864 are hereby approved this date.

Sincerely,<br>ROBERT D. RAY<br>Governor

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 3, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 76, an act relating to the signature of persons with physical disabilities and providing penalties.

House File 156, an act relating to the disposition of certain game by the State Conservation Commission.

House File 195, an act relating to statewide fire protection.
House File 317, an act relating to the taxation of cigarettes by providing for the sale and exchange of cigarette stamps and defining cigarette and package of cigarettes.

House File 335, an act relating to exemptions from the State Merit System.

House File 351, an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.

House File 395, an act relating to the civil service systems of cities.
House File 396, an act relating to the issuing of certificates to veterinary lay assistants.

House File 486, an act to appropriate funds to defray expenses of the inaugural ceremonies.

House File 488, an act to allow the State Conservation Commission to gather or remove certain plant life from parks.

House File 497, an act relating to the conservation management and protection of fish, plant life, and wildlife species endangered or theatened with extinction and prescribing penalties.

House File 558, an act relating to elementary, secondary and prekindergarten education.

House File 575, an act relating to eligibility for low-rent housing.
House File 679, an act relating to the final return, payment and refund, and appeal procedures for the state inheritance tax.

House File 748, an act relating to sales delivered within the state for corporation tax purposes.

House File 780, an act making an appropriation to the Department of Soil Conservation and Department of Agriculture.

Senate File 147, an act amending the duties of the court administrator.
Senate File 419, an act relating to the planning and implementation of resource recovery systems.

Senate File 422, an act to include caves and caverns in the limitation of liability for allowing public use of private land.

Senate File 464, an act making an appropriation to the Iowa Development Commission and Energy Policy Council.

Senate File 506, an act making an appropriation to the State Conservation Commission and divisions of the Commission.

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee an appropriations to whom was referred House File 187, a bill for an act relating to use of state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of patients thereof, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 895, a bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do puss.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 548, a bill for an act to make an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state, begs leave to report it has had the same under consideration and
has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. SPEAKER: Your committee on appropriations to whom was referred Senate Flle 550, a bill for an act making supplementary appropriations to designated boards, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

## H-4045

Amend House File 431 as follows:

1. Page 4, by inserting after line 22 the following new section:
"Sec. ..... Section one hundred twenty-three point twenty-one (123.21), subsection eight (8), Code 1975, is amended to read as follows:
2. Prescribing, subject to this chapter, the days and hours during which state liquor stores shall be kept open for the purpose of the sale of alcoholic liquors. The department shall provide that in each county having a population in excess of thirty-five thousand at least one state liquor store shall remain open for the purpose of the sale of alcoholic liquors until 10:00 p.m. on each regular business day. In any county to which this subsection applies and in which is located more than one state liquor store, the store having the greatest gross annual sales shall be the one designated for late hour operation as provided in this subsection. In the annual report submitted by the council pursuant to section one hundred twenty-three point fifty-five (123.55) of the Code, gross annual sales for each store designated for late hour operation shall be reported showing separately sales made during regular hours and sales made during late hours of operation."

HORN of Linn
H-4043
Amend House File 809 as follows:

1. Page 3, by inserting after line 24 the following section:
"Sec. ..... Chapter seventy-nine (79), Code 1975, is amended by adding the following new section:

NEW SECTION. ALTERNATE USE OF SICK LEAVE. An employee of the state of Iowa may utilize all leave of absence by reason of sickness or injury accumulated under section seventy-nine point one (79.1) of the Code for reasons other than sickness or injury during
11 the period of time immediately preceding the date

12 of the employee's retirement under section ninety-
13 seven A point six (97A.6), subsection one (1), of
14 the Code or under either section ninety-seven B point
15 forty-five (97B.45) of the Code or section ninety-
16 seven B point forty-seven (97B.47) of the Code."
17 2. By renumbering sections as necessary.
MILLER of Buchanan
H-4025
Amend the Krause amendment, $\mathrm{H}-4024$, to House File 837, page 2, line 13 , by inserting after the word "Code" the words "and shall have the responsibility for drainage in accordance with sections four hundred fifty-five point one hundred twenty-one (455.121) and four hundred fifty-five point one hundred twentyfour (455.124) of the Code".

KRAUSE of Palo Alto
H-4026
1 Amend the Wyckoff amendment H-4006, to House File 837, as follows:

Page 2, by inserting after line 4 the following new section:
"Sec. ..... NEW SECTION. The state, or any department, agency, commission or political subdivision thereof shall have the same duties as a railroad corporation in regard to railroad rights-of-way for maintaining fences, crossings, drainage, underground passages and weed control upon railroad rights of-way acquired by the state, or any department, agency, commission or political subdivision of the state. This section shall not apply to rights-of-way located on land within the corporate limits of a city, which land is not contiguous to land assessed as agricultural land."

HUSAK of Tama PELLETT of Cass
H-4027
Amend the Krause amendment H-4024, to House File 837, as follows:

Page 1, line 34, by striking the words "a majority" and inserting in lieu thereof the words "seventy-five percent".

PELLETT of Cass LAGESCHULTE of Bremer HUSAK of Tama

H-4028

1
2 File 837, as follows:
3
4
5

$$
6
$$ following:

1. Page 1, by inserting after line 3 the
"3. "Alteration" means any act which materially changes the physical conditions of a right-of-way
or substantially interferes with its capacity for railroad operations, including but not limited to blocking the corridor, removing or modifying trackage, switches, ties, overpasses, bridges or other structures on the right-of-way, and cutting or changing the contour of the track bed.
2. "A person wishing to establish and maintain rail service" means a person who is found by the commerce commission to be financially sound to operate rail service upon the right-of-way."
3. Page 2 , by inserting after line 4 , the following:
"The department of transportation shall have the power of approval over alteration of any right-of-way for a period of one year after determination by the commission.

The department of transportation shall not approve any alteration of rights-of-way for a period of sixty days after the time of abandonment."

> WYCKOFF of Benton PELLETT of Cass BENNETT of Ida

H-4033
1 Amend the Wyckoff amendment H-4006, to House
2 File 837, as follows:
3 . Page 1, by striking from lines 46 and 47 the
4 following: "for the establishment of an artery for
5 vehicular traffic".

EVANS of Grundy<br>LAGESCHULTE of Bremer

## H—4044

1 Amend House File 892 as follows :
2 Page 1, line 12, by striking the words "road use
3 tax" and inserting in lieu thereof the word "general".

## DAGGETT of Adams

H-4042
1 Amend Senate File 136 as passed by the Senate as 2 follows:

1. Page 2, by inserting after line 17 the following new sections:
"Sec. ..... Section six hundred two point fifty (602.50), subsection one (1), Code 1975, is amended to read as follows:
2. REGULAR APPOINTMENTS. In April of each year in which magistrates' terms expire, the commission shall appoint[, except as otherwise permitted in section
11 602.59,] the number of magistrates apportioned to the

14 magistrate allowed by section 602.58. The commission
15 shall appoint no more magistrates than are apportioned
to the county by the supreme court administrator except as provided in section 602.58.

Sec. ..... Section six hundred two point fifty-one (602.51), unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as follows:

There shall be one judicial magistrate who shall devote his entire time to the duties of his position in those counties having a population, according to the last federal decennial census, of more than thirtyfive thousand and less than eighty thousand. There shall be two such magistrates in these counties having a population of more than eighty thousand and less than one hundred twenty-five thousand. There shall be three such magistrates in any county having a population of more than one hundred twenty-five thousand and less than two hundred thousand people. There shall be four such magistrates in counties having a population of two hundred thousand people or above. In those counties in which a district court associate judge resides, the district court associate judge shall be considered a judicial magistrate for the purpose of this paragraph. [A judicial magistrate appointed pursuant to section 602.59 shall not be counted for the purposes of this paragraph.]

The judicial magistrates authorized by this section [and section 602.59] shall be appointed by the district judges of the election district from persons nominated by the county judicial magistrate appointing commission. Each office of judicial magistrate authorized by this section shall be for a term of four years from July 1, 1974, and each four years thereafter.

Sec. ..... Section six hundred two point fifty-eight (602.58), Code 1975, is amended to read as follows:
602.58 ADDITIONAL JUDICIAL MAGISTRATE ALLOWED.

## Page 2

In those counties which are allotted one judicial magistrate under section 602.57 [or 602.59], the county judicial magistrate appointing commission may, by majority vote, decide to appoint one additional judicial magistrate. In those counties appointing an additional magistrate under this section, each magistrate shall receive a salary of two thousand four hundred dollars per year.

Sec. ..... Section six hundred two point fifty-nine (602.59), Code 1975, is repealed."

MIDDLESWART of Warren
H-4032
1 Amend Senate File 303, as amended and passed
2 by the Senate, page 2, line 1, by inserting after
3 the word "a" the word "voting".
OAKLEY of Clinton

1 Amend Senate File 367 as follows:

1. Page 3 , line 10 by striking the word
"ten" and inserting in lieu thereof the word "two".
2. Page 3 , line 29, by striking the word
"ten" and inserting in lieu thereof the word "two".
3. Page 4, line OL, by striking the word
"ten" and inserting in lieu thereof the word "two".
GENTLEMAN of Polk
H-4034
1 Amend Senate File 485 as amended, passed and reprinted by the Senate as follows:
4. Page 2, by striking from lines 33 and 34 the word and figure "thirty-two (s2)" and inserting in lieu thereof the word and figure "thirty-three (33)".
5. Page 3, line 3, by striking the word and figure "thirty-two (32)" and inserting in lieu
thereof the word and figure "thirty-three (3s)".
SCHROEDER of Pottawattamie VARLEY of Adair NIELSEN of Polk HARPER of Davis CRAWFORD of Story JESSE of Polk

H-4036
1 Amend Senate File 485, page 9, line 23 by
2 striking "four (24)" and inserting "three (23)".
SCHROEDER of Pottawattamie
H-4029
Amend Senate File 501, as passed by the Senate, as follows:

1. Page 1, by inserting after line 20 the following new sections:
"Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

In assessing and determining the actual value of agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity determined on the basis of the use for agricultural purposes capitalized at a rate representing [a fair return on the investment] the avarage agricultural property mortgage loan rate for the previous year, such rate to be establised by the [state board of tax review] director of revenue and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses.

Sec. ..... Section four hundred forty-one point forty-seven (441.47), Code 1975, is amended to read as follows:
441.47 ADJUSTED VALUATIONS. The director of
revenue on or about the third Monday of September in each year shall adjust the valuation of property in the several counties adding to or deducting from the valuation of each kind or class of property such percentage in each case as will bring the same to its taxable value as fixed in this chapter and chaptrie 427 to 443, inclusive. The director shall also adjust the valuations as between each kind or class of property in any city assessed by a city assessor and each kind or class of property in the same county assessed by the county assessor. The director shall order the equalization of the levels of assessment of each class of property in the first and third year of the quadrennial assessment period. The director shall, when equalizing the level of assessments of agricultural property in 1975 and subsequent years, establish a rate representing the average agricultural property mortgage loan rate for the previous year, and shall apply such rate to adjust the level of assessment for agricultural property to the level which will result if such rate had been used to capitalize productivity and net earning capacity in assessing and determining the actual value of agricultural property in accordance with section four Code. For purposes of such value adjustments and before such equalization the director shall adopt, in the manner prescribed by chapter 17 A , such rules as may be necessary to determine the level of assessment for each class of property in each county. The rules shall cover: (1) The proposed use of the assessment-sales ratio study set out in section 421.17, subsection 6 ; (2) the proposed use of any state-wide income capitalization studies; (3) the proposed use of other methods that would assist the director in arriving at the accurate level of assessment of each class of property in each assessing jurisdiction."
2. Amend the title, line 1, by inserting after the word "of" the words "agricultural property and".

> DANKER of Pottawattamie HINKHOUSE of Cedar PELLETT of Cass HUSAK of Tama KOOGLER of Mahaska

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:23 p.m. until 9:00 a.m., Wednesday, June 4, 1975.

## JOURNAL OF THE HOUSE

One Hundred Forty-third Calendar Day-Ninety-fourth Session Day

Hall of the House of Representatives<br>Des Moines, Iowa, Wennesday, June 4, 1975

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

Prayer was offered by Sister Alice Schaefer, principal, St. Martin's School, Cascade, Iowa.

The Journal of Tuesday, June 3, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Steve Eckstat, Des Moines, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Wulff of Black Hawk for an indefinite period on request of Millen of Van Buren; Patchett of Johnson on request of Walter of Pottawattamie; Husak of Tama for the remainder of the week on request of Wyckoff of Benton; Hutchins of Guthrie for the remainder of the week on request of Perkins of Greene; Crabb of Crawford for the remainder of the week on request of Lonergan of Boone; Millen of Van Buren, Stromer of Hancock and Lipsky of Linn for the remainder of the week on request of Varley of Adair.

## PRESENTATION OF VISITORS

McElroy of Fremont presented to the House Oliveira Receife, an exchange student from Brazil, attending Farragut Community High School, staying with the Roger Bookers of Riverton, Iowa.

## PETITION FILED

The following petition was received and placed on file:
By Den Herder of Sioux from twelve residents of Sioux City opposing legislation extending the time of Sunday liquor sales and permitting the sale of wine in grocery stores.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 187 and 895 and Senate Files 548 and 550, under Rule 36.

## INTRODUCTION OF BILLS

House File 896, by committee on appropriations, a bill for an act making an appropriation to the Iowa housing finance authority.

Read first time and placed on the appropriations calendar.
House File 897, by committee on appropriations, a bill for an act relating to the salaries of area school superintendents.

Read first time and placed on the appropriations calendar.
House File 898, by committee on appropriations, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds.

Read first time and placed on the appropriations calendar.
House File 899, by committee on appropriations, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps.

Read first time and placed on the appropriations calendar.
House File 900, by committee on appropriations, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller.

Read first time and placed on the appropriations calendar.
House File 901, by committee on appropriations, a bill for an act to make a supplemental appropriation from the general fund of the state to the municipal assistance fund and to appropriate from the general fund of the state to the county government assistance fund created by this Act.

## Read first time and placed on the appropriations calendar.

House File 902, by committee on appropriations, a bill for an act relating to the administration of the special employment security contingency fund.

Read first time and placed on the appropriations calendar.

House File 903, by committee on appropriations, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund.

Read first time and placed on the appropriations calendar.

## SENATE MESSAGES CONSIDERED

Senate File 167, a bill for an act relating to licensing and regulating restaurants and food establishments.

Read first time and referred to sifting committee.
Senate File 518, a bill for an act creating a child support recovery unit within the department of social services, prescribing the powers and duties thereof, and providing for the assignment of rights to child support payments by any person who receives public assistance and providing a penalty.

Read first time and referred to sifting committee.
Senate File 541, a bill for an act relating to the probate code.
Read first time and referred to sifting committee.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 206, a bill for an act relating to deduction of debts for inheritance tax purposes.

CLARK R. RASMUSSEN, Secretary

## ADOPTION OF HOUSE RESOLUTION 41

Pursuant to House Rule 26, the Speaker announced that House Resolution 41 filed on May 23, 1975, and found on pages 1915 and 1916 of the House Journal is adopted by unanimous consent.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 16)

[^50]On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS <br> SIFTING COMMITTEE CALENDAR

Senate File 485, a bill for an act relating to employment security, with report of committee recommending passage, was taken up for consideration.
Baker of Buena Vista offered the following amendment H-4046 filed by Baker, Koogler and Daggett from the floor and moved its adoption:

H—4046
Amend Senate File 485 as amended, passed
and reprinted by the Senate as follows:

1. Page 1, line 23, by striking the
word "statewide" and inserting in lieu thereof the word "countywide".
2. Page 1, line 31, by striking the word "statewide" and inserting in lieu thereof the word "countywide".
3. Page 2 , line 3 , by striking the word "statewide" and inserting in lieu thereof the word "countywide".
Roll call was requested by Baker of Buena Vista and Drake of Muscatine.

Rule 70 was invoked.
On the question "Shall amendment H-4046 be adopted?"
The ayes were, 29 :

| Baker | Fullerton | Junker | Miller, O. L. |
| :---: | :---: | :---: | :---: |
| Bennett | Halvorson | Koogler | Pellett |
| Bortell | Hansen | Lageschulte | Perkins |
| Branstad | Harvey | Lindeen | Scheelhaase |
| Daggett | Higgins | McElroy | Spradling |
| Danker | Howell | Menke | Tofte |
| Den Herder | Jordan | Mennenga | Welden |
| Evans |  |  |  |
| The nays were, 55 : |  |  |  |
| Anderson | Brunow | Cusack | Fitzgerald |
| Avenson | Byerly | Dieleman | Gentleman |
| Bina | Caffrey | Doyle | Gilloon |
| Bittle | Clark | Drake | Griffee |
| Brandt | Connors | Dunton | Hargrave |
| Brockett | Crawford | Dyrland | Harper |

Hennessey
Hines
Hinkhouse
Horn
Hullinger
Jesse
Jochum
Krause
Lonergan
Middleswart
Miller, K. D.
Monroe
Nealson
Newhard
O'Halloran
Pavich

Absent or not voting, 16:
Crabb Kreamer
Egenes
Husak
Hutchins

Lipsky
Middleton
Millen
Poncy
Readinger
Rinas
Schroeder
Small
Spear
Spencer
Svoboda

Miller, A. V. Nielsen Norland Oakley

Tauke
Varley
Walter
Wells
Woods
Wyckoff
Mr. Speaker

Patchett
Stromer
West Wulff

Amendment H-4046 lost.
Branstad of Winnebago offered the following amendment $\mathrm{H}-4047$ filed by him from the floor:

Amend Senate File 485 as amended, passed, and reprinted by the Senate, as follows:

1. Page 1 , by inserting before line 1 , the following:
"Section 1. Section ninety-six point three (96.3), subsection two (2), Code 1975, is amended to read as follows:
2. TOTAL UNEMPLOYMENT. Each eligible individual who is totally unemployed in any week shall be paid with respect to such week benefits in an amount which shall be equal to his weekly benefit amount, but only if the county in which the individual has applied for benefits, was unable to provide work as provided in subsection one (1) of section ninety-six point four (96.4) of the Code".
3. Page 2, line 31, by adding before the period the words "and in addition that he has reported to the office of the county board of supervisors of the county of his residence at eight a.m. Monday through Thursday of each week during the period of his unemployment to seek employment with the county on public projects, including but not limited to the maintenance, repair or construction of public projects that would serve the general public welfare. Every unemployed person who seeks benefits under the employment security act and who has the physical capability to perform the above duties must apply for work in the above capacity. Compensation for such services shall be at the rate established for like services within the county of application for unemployment benefits, and credit for such work shall be given until the full amount of weekly benefits has been accumulated. Should the county fail to provide a job opportunity only then will the employment benefits apply".

36 3. By renumbering the remaining sections in 37 accordance with this amendment.

Connors of Polk rose on a point of order that amendment H-4047 was not germane.

The Speaker ruled the point well taken and amendment H-4047 not germane.

Branstad of Winnebago moved that the rules governing germaneness be suspended for the consideration of amendment H—4047.

A non-record roll call was requested.
The ayes were 20, nays 61 .
The motion lost.
Schroeder of Pottawattamie asked and received unanimous consent that amendments $\mathrm{H}-4034$ and $\mathrm{H}-4036$, filed by Schroeder, et al., and Schroeder, respectively, on June 3, 1975, and found on page 2116 of the House Journal, be withdrawn.

Byerly of Polk offered the following amendment H-4052 filed by him from the floor and moved its adoption:

H-4052
1 Amend Senate File 485, as amended, passed and reprinted by the Senate as follows:

1. Page 2, after line 5, by adding the words "Any
individual receiving unemployment benefits on July
1, 1975, shall have his benefit amount recomputed
in accordance with the provisions of this subsection."
2. Page 2, line 27, by striking the word "four
(4),".
3. Page 3, by striking lines 5 through 21.
4. Page 3, by inserting after line 32 the
following:
"Sec. ..... Section ninety-six point four (96.4), Code 1975, is amended by striking subsection four (4)."
5. By renumbering sections and correcting internal references as necessary to conform to this amendment.
Roll call was requested by Schroeder of Pottawattamie and Drake of Muscatine.

On the question "Shall amendment H-4052 be adopted?"
The ayes were, 33:

| Baker | Byerly | Evans | Hansen |
| :--- | :--- | :--- | :--- |
| Bina | Crawford | Fullerton | Higgins |
| Bittle | Danker | Gillon | Hines |
| Bortell | Egenes | Halvorson | Jesse |

Jochum
Jordan
Junker
Koogler
Lindeen

McElroy
Mennenga
Miller, K. D.
Nielsen

The nays were, 50:

| Anderson | Doyle |
| :--- | :--- |
| Avenson | Drake |
| Bennett | Dunton |
| Brandt | Dyrland |
| Branstad | Fitzgerald |
| Brockett | Gentleman |
| Brunow | Griffee |
| Caffrey | Hargrave |
| Clark | Harper |
| Connors | Harvey |
| Daggett | Hennessey |
| Den Herder | Hinkhouse |
| Dieleman | Horn |

Absent or not voting, 17:
Crabb Hutchins
Cusack
Howell
Hullinger
Husak
Kreamer
Lipsky
Middleton

Amendment H—4052 lost.
Byerly of Polk asked and received unanimous consent that amendment H-3722, filed by Byerly, et al., on May 1, 1975, and found on page 1503 of the House Journal, be withdrawn.

Speaker pro tempore Jesse in the chair at 3:47 p.m.
Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 70 was invoked.
On the question "Shall the bill pass?" (S.F. 485)
The ayes were, 61:

| Anderson | Dieleman | Higgins | Newhard |
| :--- | :--- | :--- | :--- |
| Avenson | Doyle | Hines | Nielsen |
| Bina | Drake | Horn | Norland |
| Bittle | Dunton | Howell | O'Halloran |
| Brandt | Dyrland | Hullinger | Pavich |
| Brockett | Egenes | Jochum | Pellett |
| Brunow | Fitzgerald | Jordan | Perkins |
| Byerly | Gentleman | Junker | Poncy |
| Caffrey | Gilloon | Krause | Readinger |
| Clark | Griffee | Mennenga | Rinas |
| Cochran | Hargrave | Miller, A.V. | Small |
| Connors | Harper | Miller, K. D. | Spear |
| Crawford | Harvey | Monroe | Spencer |
| Cusack | Hennessey | Nealson | Svoboda |


| Tauke Walter | Wells | Woods | Mr. Speaker (Jesse) |
| :---: | :---: | :---: | :---: |
| The nays were, 26: |  |  |  |
| Baker | Evans | Lindeen | Schroeder |
| Bennett | Fullerton | Lonergan | Spradling |
| Bortell | Halvorson | McElroy | Tofte |
| Branstad | Hansen | Menke | Varley |
| Daggett | Hinkhouse | Miller, O. L. | Welden |
| Danker | Koogler | Scheelhaase | Wyckoff |
| Den Herder | Lageschulte |  |  |
| Absent or not voting, 13: |  |  |  |
| Crabb | Lipsky | Millen | Stromer |
| Husak | Middleswart | Oakley | West |
| Hutchins | Middleton | Patchett | Wulff |

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

## MOTION TO RECONSIDER LOST (Senate File 485)

Connors of Polk moved to reconsider the vote by which Senate File 485 passed the House on June 4, 1975.

A non-record roll call was requested.
The ayes were 21 , nays 52 .
The motion lost.

## OBJECTION TO ABSENTEE VOTING

Middleswart of Warren asked and received unanimous consent in his absence to suspend the rules to be recorded as voting "aye" on Senate File 485.

There being no objection, the vote was recorded accordingly.
Jordan of Linn moved to reconsider the suspension of rules to allow that Middleswart of Warren be recorded as voting "aye" in his absence.

A non-record roll call was requested.
The ayes were 58 , nays 7 .
The motion prevailed.
Middleswart of Warren asked for unanimous consent in his absence to be recorded as voting "aye" on Senate File 485.

Objection was raised.

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council and making an appropriation, with report of committee recommending amendment and passage, was taken up for consideration.

O'Halloran of Black Hawk offered the following amendment H-3994 filed by the committee on appropriations:
H-3994
1 Amend Senate File 289 as follows:

1. By striking all after the word "of" on page 1, line 6, "as determined" in line 7, and inserting in lieu thereof the following: "projects designated to improve Iowa's energy situation by developing improved methods of energy conservation, by enabling Iowans to better manage available energy resources, or through the increased development and use of Iowa's renewable or non-renewable energy resources. Said projects will be selected".
2. By inserting after the word "of" on page

1 , line 12 , the words "the above described".
Speaker Cochran in the chair at 4:28 p.m.
O'Halloran of Black Hawk moved the adoption of the committee amendment H-3994.

Amendment H—3994 was adopted.
O'Halloran of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 289)
The ayes were, 76:

| Anderson | Egenes   <br> Avenson Evans Junker <br> Bennett Fitzgerald Krause <br> Bina Fullerton Lageschulte | Pellett <br> Perkins |  |
| :--- | :--- | :--- | :--- |
| Bittle | Gentleman | Lindeen | Readinger |
| Brockett | Gilloon | Lonergan | Rinas |
| Brunow | Griffee | MeElroy | Scheelhasse |
| Byerly | Halvorson | Menke | Small |
| Caffrey | Hansen | Middleswart | Spencer |
| Connors | Hargrave | Miller, A. V. | Spradling |
| Crawford | Harper | Miller, K. D. | Tauke |
| Cusack | Hennessey | Miller, O. L. | Tofte |
| Danker | Hines | Monroe | Varley |
| Den Herder | Hinkhouse | Nealson | Walter |
| Dieleman | Horn | Newhard | Welden |
| Doyle | Howell | Norland | Wells |
| Drake | Hullinger | Oakley | West |
| Dunton | Jesse | O'Halloran | Wyckoff |
| Dyrland | Jochum | Pavich | Mr. Speaker |

The nays were, 14:

| Baker | Clark |
| :--- | :--- |
| Bortell | Daggett |
| Brandt | Harvey |
| Branstad | Higgins |

Absent or not voting, 10: Crabb Husak Hutchins

Kreamer
Lipsky Middleton

| Jordan | Schroeder <br> Koogler |
| :--- | :--- |
| Nielsen | Spear |
| Woods |  |

Millen
Patchett

Schroeder Spear woods

Stromer Wulff

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

House File 892, a bill for an act to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system, was taken up for consideration.

Daggett of Adams offered the following amendment H-4044 filed by him and moved its adoption:
H-4044
1 Amend House File 892 as follows:
2 Page 1, line 12, by striking the words "road use
3 tax" and inserting in lieu thereof the word "general".
Roll call was requested by Daggett of Adams and Danker of Pottawattamie.

On the question "Shall amendment H-4044 be adopted?"
The ayes were, 26:

| Bennett | Drake <br> Evans |
| :--- | :--- |
| Bittle | Franstad |

The nays were, 57:
Anderson
Avenson
Bina
Bortell
Brandt
Brunow
Byerly
Caffrey
Clark
Crawford
Cusack

Dieleman
Doyle
Dunton
Dyrland
Egenes
Fitzgerald
Gilloon
Hargrave
Harper
Harvey
Hennessey

| Higgins | Menke |
| :--- | :--- |
| Hines | Mennenga |
| Hinkhouse | Middleswart |
| Horn | Miller, A. V. |
| Howell | Miller, K. D. |
| Jesse | Monroe |
| Jochum | Newhard |
| Junker | Nielsen |
| Koogler | O'Halloran |
| Krause | Pavich |
| Lonergan | Poncy |

Pellett<br>Spencer<br>Tauke<br>Tofte<br>Welden<br>West

Menke
Mennenga
Middleswart
Miller, A. V.
Miller, K. D.
Monroe
Newhard
Nielsen
O'Halloran
Pavich
Poncy

Readinger
Rinas
Scheelhaase
Schroeder
Absent or not voting, 17:
Baker Connors
Crabb
Griffee
Hullinger

Small
Spear
Spradling

Husak
Hutchins
Kreamer
Lipsky

Varley
Walter
Wells
Middleton
Millen
Norland
Patchett

Woods W yckoff Mr. Speaker

Amendment H-4044 lost. filed by him and moved its adoption:
H-4017
1 Amend House File 892 as follows:
2 1. Page 1, line 34, by striking the figure
3 " $69,775,000$ " and inserting in lieu thereof the figure " $69,700,000$ ".
2. Page 5 , line 13 , by striking the word "fortyfive".
3. Page 5, line 15, by striking the word "eightyfive".

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 40 , nays 47 .
Amendment H-4017 lost.
Miller of Buchanan offered the following amendment H-4016 filed by him and moved its adoption:

H—4016
1 Amend House File 892 as follows:
2 Page 5, by striking everything after the period
3 in line 16 and all of lines 17 and 18.
Roll call was requested by Wyckoff of Benton and Nealson of Muscatine.

Rule 70 was invoked.
On the question "Shall amendment H-4016 be adopted?"
The ayes were, 42:

| Anderson | Daggett | Halvorson | Koogler |
| :--- | :--- | :--- | :--- |
| Baker | Danker | Hansen | Lageschulte |
| Bennett | Dieleman | Harvey | Lindeen |
| Bittle | Dyrland | Hennessey | Menke |
| Bortell | Evans | Higgins | Miller, K. D. |
| Branstad | Fullerton | Jochum | Miller, O. L. |
| Brockett | Gentleman | Jordan | Nealson |
| Byerly | Gilloon | Junker | Nielsen |


| Pellett <br> Perkins | Spencer <br> Svoboda <br> Tpauk |
| :--- | :--- |
| The nays were, | 47: |
| Avenson | Egenes |
| Bina | Fitzgerald |
| Brandt | Griffee |
| Brunow | Hargrave |
| Caffrey | Harper |
| Clark | Hines |
| Connors | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Doyle | Hullinger |
| Drake | Jesse |
| Dunton | Krause |

Absent or not voting, 11:

| Crabb | Hutchins |
| :--- | :--- |
| Den Herder | Kreamer |
| Husak | Lipsky |

Amendment H-4016 lost.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevaile $\quad 1$ and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 892)
The ayes were, 86:

Anderson
Avenson
Baker
Bennett
Bina
Bittle
Bortell
Brandt
Branstad
Brockett
Brunow
Byerly
Caffrey
Clark
Connors
Crawford
Cusack
Daggett
Dieleman
Doyle
Drake
Dunton

Dyrland
Egenes
Evans
Fitzgerald
Fullerton
Gentieman
Gilloon
Griffee
Halvorson
Hansen
Hargrave
Harper
Hennessey
Higgins
Hines
Hinkhouse
Horn
Howell
Hullinger
Jesse
Jochum
Jordan
Junker
Koogler
Krause
Lageschulte
Lindeen
Lonergan
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Miller, K. D
Mille, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Pavich

Welden

Middleton
Millen
Patchett

Pellett
Perkins
Poncy
Reading er
Rinas
Scheelhzanse
Schroed $\rightleftharpoons \boldsymbol{T}$
Small
Spear
Spencer
Spradlin $=3$
Svoboda
Tauke
Tofte
Varley
Walter
Wells
West
Woods
Wyckoff
Mr. Spe Kner

The nays were, 3 :
Danker Harvey
Absent or not voting, 11:

Crabb
Den Herder
Husak

Hutchins
Kreamer
Lipsky

Stromer
Wulff

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

IMMEDIATE MESSAGE
(House File 892)
Brunow of Appanoose asked and received unanimous consent that House File 892 be immediately messaged to the Senate.

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 187, a bill for an act relating to use of state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of patients thereof, with report of committee recommending passage.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 187)
The ayes were, 85:

| Anderson | Egenes | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Poncy |
| Baker | Fitzgerald | Krause | Readinger |
| Bennett | Fullerton | Lageschulte | Rinas |
| Bina | Gentleman | Lindeen | Scheelhaase |
| Bittle | Gilloon | Lonergan | Schroeder |
| Bortell | Griffee | McElroy | Small |
| Brandt | Halvorson | Menke | Spear |
| Branstad | Hansen | Mennenga | Spencer |
| Brockett | Hargrave | Middleswart | Spradling |
| Byerly | Harper | Miller, A. V. | Svoboda |
| Caffrey | Harvey | Miller, K. D. | Tauke |
| Clark | Hennessey | Miller, O. L. | Tofte |
| Connors | Higgins | Monree | Varley |
| Crawford | Hines | Nealson | Walter |
| Cusack | Hinkhouse | Newhard | Welden |
| Danker | Horn | Nielsen | Wells |
| Dieleman | Howell | Oakley | West |
| Doyle | Jesse | O'Halloran | Woods |
| Drake | Jochum | Pavich | Wyckofl |
| Dunton | Jordan | Pellett | Mr. Speaker |
| Dyrland |  |  |  |
| The nays were, | 3: |  |  |
| Brunow | Daggett | Hullinger |  |
| Absent or not voting, 12: |  |  |  |
| Crabb | Hutchins | Middleton |  |
| Den Horder | Kreamer | Millen | Patchett |
| Husak | Lipsky | Norland | Stromer |
|  | Wulff |  |  |

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

## HOUSE CONCURRENT RESOLUTION 55

By Welden, Kreamer, Millen, Danker, Hansen, Tofte, Schroed $\underset{\sim}{ }$,<br>Pellett, Brunow, Stromer, Bortell, Daggett, Den Herder, Woods,<br>Brockett, Evans, West, Fullerton, Halvorson, Byerly, Nielsen,<br>Menke, Branstad, Perkins, Crawford, Tauke, Nealson,<br>Clark, Wyckoff, Jordan, Crabb, McElroy, Miller of Buchanan and Harper

Whereas, there is growing concern among many citizens of Iowa that annual sessions, their length, and general method of operation that is developing will lead to a full-time professional legislature; and

Whereas, the legislative service bureau is overloaded with bill requests so that many bills are never printed in time to be considered; and

Whereas, many more bills are being developed as study bills originating through the work of interim study committees, state departments, and various other sources and there is adequate procedure for making these bills available to interested members of the public and the complete committee membership before final action of the committee; and

Whereas, the number of amendments filed this session has approximately doubled; and

Whereas, many states including our neighboring states of Kansas, Nebraska, and South Dakota have developed procedures by which their legislation is prepared, considered and passed and sessions adjourned in much less time; and

Whereas, an orderly and timely adjournment of the legislature should be a top priority; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Conourring, That the legislative council establish an interim study committee to study ways and means of improving the handling of bills from introduction to passage, including improving public access to bills prior to final committee action, and procedures for shortening the length and improving the adjournment procedures of our sessions. It should include contacting leaders in other comparable states to determine if their methods might be adopted by Iowa.
Laid over under Rule 25.

# HOUSE CONCURRENT RESOLUTION 56 <br> By Bina and Walter 

Whereas, the State of Iowa has found it necessary for economic and safety reasons to comply with a federal mandate of a fifty-five miles per hour speed limit for our state's interstates and highways; and

Whereas, great concern has developed over the disparity in the speeds traveled by the trucking industry and private citizens; and

Whereas, our law enforcement agencies have found it next to impossible to equitably

11 enforce this provision due to limited equipment
12 and manpower; and
18
Whereas, this problem will be of continuing
importance because of limited energy and growing:
concern for the conservation of energy and
lives, Now Therefore;
Be It Resolved by the House of Representatives,
the Senate Concurring, that the legislative
council be authorized to create a stady committee as
provided by law composed of members of the
House of Representatives and the Senate to
conduct a study during the 1975 legislative
interim on the disparity and inequity of the
fifty-five miles per hour speed limit as applied
to automobiles and semitrucks and the inability
Page 2
1 of the Iowa law enforcement division to enforce
equitably the present speed limits, and that a
final report including bill drafts designed to
carry out recommendations of the committee
prior to commencement of the 1976 Session of
the Sixty-sixth General Assembly.

Laid over under Rule 25.

## REMOVED FROM UNANIMOUS CONSENT CALENDAR (House Resolution 8)

I request that House Resolution 8 be removed from the unanimous consent calendar.

CRAWFORD of Story

## EXPLANATION OF VOTE

It was necessary for me to be in the Attorney General's office Tuesday afternoon, June 4, for a few minutes, to receive an important opinion regarding constitutionality of the judicial magistrates system, and had I been present I would have voted "aye" on Senate File 485.

MIDDLESWART of Warren

## REPORTS OF COMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 896, a bill for an act making an appropriation to the lowa housing finance authority, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 897, a bill for an act relating to the salaries of area school superin-
tendents, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

> DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations has considered House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. SpEAKER: Your committee on appropriations has considered House File 899, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speakir: Your committee on appropriations has considered House File 900 , a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 901, a bill for an act to make a supplemental appropriation from the general fund of the state to the municipal assistance fund and to appropriate from the general fund of the state to the county government assistance fund created by this Act, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations has considered House File 902, a bill for an act relating to the administration of the special employment security contingency fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. SPEAKER: Your committee on appropriations has considered House Flle 903, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-4066
Amend the amendment $\mathrm{H}-4061$ to House File 431
as follows:

1. Page 9 , line 31 by inserting after the word " $A$ " the word "natural".

MONROE of Des Moines
H—4061
1 Amend House File 431 as follows:

1. By striking from page 1, lines 26 through 35 , all of pages 2 and 3, and from page 4, lines 1 through
22 and inserting in lieu thereof the following:
"Sec. ..... Section forty-three point eighteen (43.18), Code 1975, is amended to read as follows:
43.18 AFFIDAVIT BY CANDIDATE. Every candidate shall make and file an affidavit in substantially the following form:
"I, ........................................, being duly sworn, say that I reside at ....................................... street, city of
.............................., county of ................................. in the
state of Iowa; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is the $\qquad$ party;
that I am a candidate for nomination to the office of to be held on ................................... and hereby request to be made at the primary election that my name be printed upon the official primary ballot as provided by law, as a candidate of that party. I furthermore declare that if I am nominated and elected I will qualify as such officer.

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of one hundred dollars for the purpose of supporting my candidacy for public office.
(Signed)
Subscribed and sworn to (or affirmed) before me by ............................... on this ................................ day of

[^51]unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. The affidavit required to be filed under the provisions of this section shall include a statement in substantially the following form:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of one hundred dollars for the purpose of supporting my candidacy for public office.

Sec. ..... Section forty-five point three (45.3),
Code 1975, is amended by adding the following new unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. The affidavit required to be filed under the provisions of this section shall include a statement in substantially the following form:

I am aware that $I$ am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of one hundred dollars for the purpose of supporting my candidacy for public office.

Sec. ..... Section fifty-six point two (56.2), Code 1975, is amended by striking subsection six (6) and inserting in lieu thereof the following:
6. "Political committee" means a committee, but not a candidate's committee, which shall consist of persons organized for the purpose of accepting contributions, making expenditures, or incurring indebtedness in the aggregate of more than one hundred dollars in any one calendar year for the purpose of supporting or opposing a candidate for public office or ballot issue.

Sec. ..... Section fifty-six point two (56.2), Code 1975, is amended by adding the following new subsections:

NEW SUBSECTION. "Candidate's committee" means the committee designated by the candidate to receive contributions, expend funds, or incur indebtedness in excess of one hundred dollars in any calendar year on behalf of the candidate.

NEW SUBSECTION. "Committee" includes a political committee and a candidate's committee.

NEW SUBSECTION. "Disclosure report" means a statement of contributions received, expenditures made, and indebtedness incurred on forms prescribed by the commission and approved by the administrative rules review committee.

Sec. ..... Section fifty-six point four (56.4), Code 1975, is amended to read as follows:
56.4 REPORTS FILED WITH [COMMISSIONER] COMMISSION. All statements and reports required to be filed under

## Page

2 commissioner with a copy sent to the [state commissioner]
this chapter for a [federal or] state office shall be filed with the [state commissioner] commission. All statements and reports required to be filed under this chapter for a county, city or school office shall be filed with the commissioner. State statutory political committees shall file all statements and reports with the [state commissioner] commission. All other statutory political committees shall file the

## 3

statements and reports with the [appropriate]
commission.
Political committess supporting or opposing candidates for both federal office and any elected office created by law or the Constitution of the state of Iowa shall file statements and reports with the commission in addition to any federal reports required to be filed with the secretary of state.

Sec. ..... Section fifty-six point five (56.5), Code 1975, is amended to read as follows:
56.5 ORGANIZATION STATEMENT.

1. Every [political] committee [which receives or expends any amount of money], as defined in this chapter, shall file a statement of organization within ten days from the date of its organization. [For the purposes of this section, "political committee" means a person or committee, but not a candidate, including a statutory committee which accepts any contributions or makes any expenditures for the purpose of supporting or opposing a candidate for public office.]
2. The statement of organization shall include:
a. The name and mailing address of the [political] committee.
b. The name, mailing address, and position of the [political] committee officers.
c. The name, mailing address, and position of the custodian of records and accounts.
d. The name, address, office sought, and the party affiliation of all candidates whom the [political] committee is supporting and if the [political] committee is supporting the entire ticket of any party, the name of the party.
e. The disposition of funds which will be made in the event of dissolution if the committee is not a statutory committee.
f. Such other information as may be required by this chapter or rules adopted pursuant to this chapter.
g. A signed statement by [the candidate or an officer] the treasurer of the [political party] committee which shall be in the following form:
"I am aware that I am required to file [additional] disclosure reports if [I receive] the committee receives contributions, [or expend more than] makes expenditures, or incurs indebtedness in excess of one hundred dollars in a calendar year for the purpose of supporting or

## Page 4

1 dissolution of the [political] committee shall be
2
opposing any candidate for public office or ballot
issue."
3. Any change in information previously submitted in a statement of organization or notice in case of reported to the [state commissioner] commission or commissioner not more than thirty days from the date of the change or dissolution.
[4. All affidavits of candidacy required by law shall contain a sworn statement by the candidate in substantially the following form:
"I am aware that I am required to file additional reports if I receive or expend more than one hundred dollars for the purpose of supporting or opposing any candidate for public office."]

Sec. .... Section fifty-six point five (56.5),
Code 1975, is amended by adding the following new subsection:
$N E W S U B S E C T I O N$. A list, by office and district, of all candidates who have filed an affidavit of candidacy in the office of the secretary of state shall be prepared by the secretary of state and delivered to the commission not more than ten days after the last day for filing nomination papers.

Sec. ..... Section fifty-six point six (56.6), Code 1975, is amended to read as follows:
56.6 [REPORTS OF CONTRIBUTIONS] DISCLOSURE RE-

1. Each treasurer of a [political] committee shall
file with the [state commissioner] commission or commissioner disclosure reports of contributions received and disbursed on forms prescribed by [the state commissioner] rules as provided by chapter seventsen $A$ (17A) of the Code. The reports from all committees, except those committees for municipal and school elective offices, shall be filed on the [twentieth] twenty-fifth day or mailed by certified mail by the twenty-fourth day of January, May, July, and October of each year. The January [and July reports] report shall be current to the end of the month preceding the filing. The May, July, and October reports shall be current as of five days prior to the filing deadline. The January report shall be the annual report. Reports from [political] committees for municipal and school elective offices shall file reports five days prior to any election in which the names of the candidate which they support or oppose appears on the printed ballot and thirty days following the [general or run-off] election. A state statutory political committee and congressional district committees as authorized by the constitution of the state statutory political committee shall not be subject to the provisions of this subsection if the state statutory political committee files copies of PORTS.
campaign disclosure reports as required by federal

## Page 5

1

## Page 6

1 the committee when the aggregate market value of the
2 in kind contribution in a calendar year exceeds the
3 amount specified in subsection three (3), paragraph
b, of this section. In kind contributions shall be designated on a separate schedule from schedules showing contributions of money.
[d] $e$. The name and address of each [political] committee from which the reporting committee received or to which that committee transferred funds, together with the amounts and date of such receipts or disbursements.
[e] $f$. Each loan to or from any person within the calendar year in an aggregate amount in excess of those amounts enumerated in the schedule in paragraph "b" of this subsection, together with the name and mailing address of the lender and endorsers and the date and amount of such loans. A state or county statutory political committee shall report the name and mailing address of each person who has made one or more loans in an aggregate amount in excess of one hundred dollars.
[f] $g$. The total amount of proceeds [or contributions] from any fund-raising event. Contributions and sales at fund-raising svents whioh involve the sale of a product acquired at less than market value and sold for an amount of money in excess of the amount specified in paragraph $b$ of this subsection shall be designated separately from in kind and monetary contributions and the report shall include the name and address of the donor, a description of the product, the market value of the product, the sales price of the product, and the name and address of the purchaser.
[g] $h$. The name and mailing address of each person to whom disbursements have been made by the [political committee from contributions during the reporting period and the amount and date of each disbursement except that disbursements of less than five dollars may be shown as miscellaneous disbursements so long as the aggregate miscellaneous disbursements to any one person during a calendar year do not exceed one hundred dollars.
[h] i. The amount and nature of debts and obligations owed in excess of those amounts stated in the schedule in paragraph " b " of this section by or to the [political] committee[, such form as the state commissioner may prescribe and a continuous reporting of its debts and obligations following the election at such times as the state commissioner may require until such debts and obligations are paid].
[i] $j$. Such other information as may be required by this chapter or rules adopted pursuant to this chapter.
[j] $k$. The aggregate amount received by a candidate or an officeholder in any form of an honorarium in excess of those amounts enumerated in the schedule In paragraph "b" of this subsection.
4. [The reports required to be filed by this section
shall be cumulative during the calendar year, but where there has been no change in an item reported in a previous report during the year, only the amount shall be carried forward]. If no contributions have been accepted nor any disbursements made or indebtedness incurred during that reporting period, the treasurer of the [political] committee shall [also be required to] file a disclosure statement which shows only the amount of cash on hand at the beginning of the reporting period. [A candidate who does not receive or expend an amount of money in excess of one hundred dollars shall not be required to file disclosure statements.]

Sec. ..... Section fifty-six point six (56.6), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. A committee shall not dissolve until all debts and obligations are paid or transferred and the remaining money in the account is distributed according to the organization statement.

Sec. ..... Section fifty-six point eight (56.8),
Code 1975, is amended to read as follows:
56.8 [COMMISSIONER OF ELECTIONS] COMMISSION-DUTIES.

1. The [state commissioner] commission shall:
a. Develop forms for the filing of reports and statements required to be filed under this chapter.
b. Furnish the necessary forms to persons required to file reports and statements and to the commissioners.
c. Distribute the necessary forms to each commissioner to be furnished to persons required to file reports and statements.
[d. Recommend rules to the commission to carry out the provisions of this chapter.]
2. The commissioners shall furnish the necessary forms to persons required to file reports and statements in their office.
3. The [state commissioner] commission and the commissioner shall:
a. Make the reports and statements filed available for public inspection and copying, not later than the end of the day following the day during which a charge [for the actual cost of] which shall be established by rule as provided under chapter seventeen A (17A) of the Code for copying these reports and statements. Upon receipt of payment, the commission shall mail copies of reports to persons requesting them. Information copied from reports and statements shall not be [sold] used by any person other than statutory political committees for the purpose of soliciting contributions or for any commercial purpose.
b. Preserve the reports and statements for a
period of five years from the date of receipt.
c. Prepare and publish such other reports as may be deemed appropriate.

Sec. $\qquad$ Section fifty-six point nine (56.9), subsection four (4), Code 1975, is amended to read as follows:
4. The commission shall employ an executive secretary who shall be the chief administrative officer and such personnel as are necessary to carry out the duties of the commission[, consistent with the provisions of chapter 19A and subject to the policies of the commission]. Notwithstanding the provisions of section nineteen A point thres (19A.s), subsection three ( 8 ), of the Code, all of its employess shall be employed subject to the provisions of chapter ninateen $A$ (19A) of the Code. The executive secretary of the commission shall be at least an acountant II pursuant to the rules of the merit system.

Sec. ..... Section fifty-six point ten (56.10), Code 1975, is amended to read as follows:
56.10 DUTIES OF COMMISSION. The commission shall :

1. [Approve the forms developed by the state commissioner pursuant to section 56.8 , subsection 1, paragraph "a".
2.] Review the contents of all disclosure reports and organization statements filed under the provisions of this chapter and promptly advise each committee of errors found. The commission may, upon its own motion, initiate action and conduct a hearing as provided in section 56.11 , subsections 1 and 2 . The [campaign finance disclosure] commission may require the [state and] county [commissioners] commissioner to file summary reports with them periodically.
[3] 2. Prepare and publish a manual setting forth examples of approved uniform systems of accounts for use by persons required to file statements and reports by this chapter.
[4] 3. Assure that the statements and reports which have been filed in accordance with this chapter are
available for public inspection and copying during the regular office hours of the [state] commission and county commissioners [of election].
[5] 4. Adopt rules pursuant to chapter 17A to carry out the provisions of this chapter.
[6] 5. Determine, in case of dispute, at what time a person has become a candidate.

Sec. ..... Sectior. fifty-six point thirteen (56.13), Code 1975, is amended to read as follows:
56.13 ACTION OF COMMITTEE IMPUTED TO CANDIDATE. Action by any person or political committee on behalf of a candidate, if known and approved by the candidate, shall be deemed action by the candidate. It shall be presumed that a candidate approved such action if he had knowledge thereof and failed to file a
statement of disavowal with the [appropriate] commissioner [of elections] or commission and take corrective action within seventy-two hours thereof.

Any person who makes expenditures or incurs indebtedness, other than incidental expenses incurred in performing volunteer work, in support or opposition
of a candidate for public office shall notify the appropriate committee and provide necessary information for disclosure reports.

However, this section shall not be construed to required duplicate reporting of anything reported under this chapter, by a political committee, or of action by any person which does not constitute a contribution.

Sec. ..... Chapter fifty-six (56), Code 1975, is amended by adding the following new sections:

NEW SECTION. A person shall not contribute in excess of ten percent of the total contributions of a political committee in a calendar year. Each political committee, except those supporting ballot issues, candidates for school or municipal public office, or those making contributions solely to a statutory political committee shall make contributions to at least five candidates during any year it disperses contributions to committees.

The expenditure of funds from an unknown or unidentifiable source received by a candidate or committee is prohibited. Such funds received by a candidate or committee shall escheat to the state. Any candidate or committee receiving such contributions shall remit such contributions to the state comptroller for deposit in the general fund of the state. Persons requested to make a contribution at a fund raising event shall be advised that it is illegal to make a contribution in excess of ten dollars unless the person making the contribution also provides his or

## 10

her name and address .
$N E W$ SECTION. Each candidate for public office shall organize one, and only one, candidate's committee if the candidate anticipates receiving contributions, making expenditures, or incurring indebtedness in excess of one hundred dollars in a calendar year.
$N E W S E C T I O N$. It shall be unlawful for any insurance company, savings and loan association, bank, and corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, representative thereof acting for such insurance company, savings and loan association, bank, or corporation, to contribute any money, property, labor, or thing of value, directly or indirectly, to any member of any political or candidate's committee, political party, or employee or representative thereof, or to any candidate for any public office or candidate for nomination to any public office or to the
representative of such candidate, for campaign expenses or for any political purpose, or to any person, partnership, or corporation for the purpose of influencing or causing such person, partnership, or corporation to influence any elector of the state to vote for or against any candidate for public office or for nomination for public office or to any public officer for the purpose of influencing his official action.

It shall be unlawful for any member of any political committee, political party, or employee or representative thereof, or candidate for any office or the representative of such candidate, to solicit, request, or knowingly receive from any insurance company, savings and loan association, bank, and corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, or representative thereof, any money, property, or thing of value belonging to such insurance company, savings and loan association, bank, or corporation, for campaign expenses or for any political purpose.

Any person convicted of a violation of any of the provisions of this section shall be subject to imprisonment in the county jail for not more than one year and by a fine not to exceed one thousand dollars.

NEW SECTION. At least thirty days prior to each filing date, the commission and the commissioner shall mail the proper forms to each committee which is required to file a report with them. The commission

## e 11

shall mail the appropriate forms to the statutory political committees.

Sec. ..... Sections four hundred ninety-one point sixty-nine (491.69), four hundred ninety-one point seventy (491.70), four hundred ninety-one point seventy-one (491.71), and four hundred ninety-six A point one hundred forty-five (496A.145), Code 1975, are repealed."
2. Amend the title by striking everything after the word "Act" in line 1 and inserting in lieu thereof the words "making an appropriation to the campaign finance disclosure commission, amending laws relating to the administration of the campaign finance laws and providing penalties, and making appropriations to state regulatory agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the secretary of state."

MONROE of Des Moines
VARLEY of Adair DRAKE of Muscatine GRIFFEE of Chickasaw

HINES of Story<br>BITTLE of Polk TAUKE of Dubuque PAVICH of Pottawattamie MILLER of Buchanan WEST of Marshall BRANDT of Black Hawk

Amend House File 431 as follows:

1. Page 4 , by inserting after line 22 the
following:
"Sec. ..... Section one hundred seventeen point
fifteen (117.15), Code 1975, is amended by adding
the following new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. Any person who, after July 1, 1975, successfully passes the real estate salesman's examination required under this chapter shall have twelve months in which to satisfactorily complete thirty hours of additional real estate education which has been approved by the commission. If such licensee does not complete the thirty hours of continuing education during the twelve months following the receipt of his initial license, the license shall not be renewed unless a reasonable extension of time is allowed by the commission in the case of hardship or other unusual circumstances."
2. By renumbering sections to conform to this amendment.

HENNESSEY of Delaware DRAKE of Muscatine

4053
Amend House File 895 as follows:

1. Page 4, line 8, by inserting after the period the words "This subsection shall be of no force and effect if House File one hundred eighty-seven (187) of the Sixty-sixth General Assembly becomes law prior to or during the period for which this Act is in effect."
2. Page 4, by striking lines 9 through 17 and inserting in lieu thereof the following:
"3. Hospital-school charges to counties.
a. The state hospital-schools' per-patient-perday cost as determined pursuant to section two hundred twenty-two point seventy-three (222.73) of the Code shall be billed at eighty percent for the fiscal year, except as otherwise provided by paragraph b of this subsection.
b. If more than twenty percent of the cost of a patient's care is initially paid from any source other than state-appropriated funds, the amount so paid shall be subtracted from the per-patient-perday cost of that patient's care computed pursuant to section two hundred twenty-two point seventy-three (222.73) of the Code and the patient's county of legal settlement shall be billed for the full balance of

25 the cost so computed.
26 c. If House File one hundred eighty-seven (187)
27 of the Sixty-sixth General Assembly becomes law prior
28 to or during the period for which this Act is in
29 effect, paragraph a of this subsection shall be of
30 no force and effect but the provisions of paragraph
31 b shall take precedence over any conflicting provision
32 of House File one hundred eighty-seven (187)."

# COMMITTEE ON APPROPRIATIONS DUNTON of Keokuk, Chairman 

H-4054
Amend House File 895 as follows: Page 2,
2 line 32, by striking the figures " $\$ 38,280,000$ "
3 and inserting in lieu thereof the figures
4 " $\$ 39,280,000$ ".
BRANDT of Black Hawk O'HALLORAN of Black Hawk MONROE of Des Moines

H-4055
1 Amend House File 895 as follows:
2 Page 2, line 32, by striking the figure
3 " $\$ 38,280,000$ " and inserting in lieu thereof the
4 figure " $\$ 37,280,000$ ".

## DEN HERDER of Sioux

## H-4064

Amend House File 898 as follows:
Page 4, by striking from lines 3, 16, 21 and 31
"A. Wallace" and inserting in lieu thereof "Wallaces".
SPEAR of Lee
H-4063
1 Amend House File 898 as follows:
2 1. Page 4, line 3, by striking "Henry A. Wallace"
3 and inserting in lieu thereof "Norman E. Borlaug".
2. Page 4, line 16, by striking "Henry A.

Wallace" and inserting in lieu thereof "Norman E. Borlaug".
3. Page 4, line 21, by striking "Henry A.

Wallace" and inserting in lieu thereof "Norman E.
Borlaug".
4. Page 4, line 31, by striking "Henry A. Wallace" and inserting in lieu thereof "Norman E. Borlaug".

H-4068
1 Amend House File 898, as follows:
2 1. Page 4, line 13, by striking the word " $a$ "
3 and inserting the words "Ansel Briggs".
4 2. Page 4, by inserting after the word "the"
5 in lines 17, 22 and 32 the words "Ansel Briggs".
CLARK of Lee
OAKLEY of Clinton
VARLEY of Adair
TAUKE of Dubuque
WEST of Marshall
HALVORSON of Clayton
McELROY of Fremont
RINAS of Linn
JUNKER of Woodbury
NEWHARD of Jones
EGENES of Story
BROCKETT of Marshall
BITTLE of Polk
SMALL of Johnson
BYERLY of Polk
WOODS of Polk
BAKER of Buena Vista
BORTELL of Madison
WYCKOFF of Benton
ANDERSON of Jasper
EVANS of Grundy
WELDEN of Hardin
DOYLE of Woodbury
HARVEY of Scott
BENNETT of Ida
LAGESCHULTE of Bremer
GENTLEMAN of Polk
BRANDT of Black Hawk
SPEAR of Lee
HARGRAVE of Johnson
DAGGETT of Adams
PELLETT of Cass
SVOBODA of Iowa
H-4062
Amend H-3651, filed by the committee on education, to Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, line 47, by striking the words "Notice of".
2. Page 1, by striking lines 48,49 , and 50 and inserting in lieu thereof the words "The appeal shall be de novo and shall be governed by the rules of civil procedures."
3. Page 2, by striking lines 1 through 6.
4. Page 2, line 7, by inserting after the word
"costs" the words ", including those of arbitration,".

H-4065

1

Amend Senate File 205 as amended, passed, and reprinted by the Senate, as follows:

1. Page 4, line 19, by inserting after the word "contract" the words "to the district court in the county in which the board's principal offices are located within twenty days following receipt of the notice by the teacher. The board's decision may be modified, reversed, or set aside only if the court determines that the board acted without or in excess of its authority, that it is not supported by a preponderance of the competent evidence on the record considered as a whole, or that the decision was procured by fraud or is contrary to law".
2. Page 4, by striking line 35 and inserting in lieu thereof the words "the Code."
3. Page 5, by striking lines 1 through 35.
4. Page 6 , by striking lines 1 through 27.

OAKLEY of Clinton
H-4051
1 Amend Senate File 205, as amended, passed, and
2 reprinted by the Senate, page 2, by striking lines
329 through 32 and inserting in lieu thereof the words
4 "teacher with a written statement of any alleged
5 deficiencies constituting grounds for termination
6 at least thirty days prior to the issuance of the
7 notice."
OAKLEY of Clinton
H-4050

H-4049

OAKLEY of Clinton
Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 5, by striking lines 11 and 12 and inserting in lieu thereof the words ". If an".
2. Page 6, line 23, by striking the word "by" and inserting in lieu thereof the word "to".
3. Page 6, line 23, by inserting after the word "parties" the words "at their cost".
4. Page 6, line 27, by inserting after the word "board" the words ", except the fee of the arbitrator shall be paid by the losing party unless the decision of the arbitrator is appealed to the district court in which event the fee shall be assessed as part of the court costs".

Amend H-3623 by Menke and Hansen, to Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by striking lines 12 and 13 and inserting in lieu thereof the following:
"4. Page 5, by striking lines 11 and 12 and in-
serting in lieu thereof the words ". If an"."
2. Page 2, by striking lines 7 through 15 and inserting in lieu thereof the words "arbitrators shall be paid by the selecting party and those of the third arbitrator shall be divided between the parties.
The fee of the arbitrators shall not exceed the fees permitted by rule of the public employment relations board. Costs of appeal, except arbitrators and attorney fees, shall be paid by the losing party."

## OAKLEY of Clinton

H
1

Amend Senate File 491, as amended, passed and reprinted by the Senate, as follows:

1. Page 7, by striking lines 5 through 27 and inserting in lieu thereof the following:
"237A. 12 RULES. Subject to the provisions of chapter 17A, the director shall promulgate rules for operating and maintaining licensed] rules shall be promulgated setting minimum standards to assure the health, safety and welfare of children and to provide quality child day care in the operation and maintenance of child care centers and registered family day care homes [relating to:] . Rules shall be promulgated by and shall relate to the following:
2. By the department in consultation with the department of public instruction, rules relating to the [The] number [of qualified] and qualifications of personnel [necessary to assure the health, safety, and welfare of children in the center.]
3. [The minimum number of square feet available for use both indoors and outdoors, by each child received into the center. Outdoors area used by the children shall be enclosed either by fencing or some other appropriate method] By the department in consultation with the state department of health, rules relating to physical facilities.
4. By the department of public instruction in consultation with the department, rules relating to the [The] adequacy of activity and educational programs [and food services available to the children].
5. By the state department of health in consultation with the department, rules relating to nutrition and food services.
[4.] 5. By the department, rules relating to [Policies] policies established by the center for parental participation.
6. By the department in consultation with the department of public instruction, programs for education and in-service training of staff.
7. By the department, rules relating to records kept by the facilities.
8. By the department rules relating to administration.
9. By the state department of health in consultation with the department, rules relating to

OAKLEY of Clinton
H—4048
Amend Senate 496 as amended, passed and reprinted by the Senate, page 25 , by striking lines 16 through 19 and inserting in lieu thereof the following: "misdemeanor." DIELEMAN of Marion 4060

Amend Senate File 496 as amended, passed and reprinted by the Senate, as follows:

1. Page 4, line 2, by inserting after the word "chance" the following:
", except roulette, klondike, faro, chuck-a-luck, keno, punchboard, push card, pull-tab, jar ticket, numbers ticket, or bookmaking,".
2. Page 9 , line 20, by inserting after the word "raffles"
the following:
", except roulette, klondike, faro, chuck-a-luck, keno, punchboard, push card, pull-tab, jar ticket, numbers ticket or bookmaking,".

DIELEMAN of Marion BENNETT of Ida

## 4059

Amend Senate File 496, as amended, passed by the Senate, and reprinted, as follows:

1. Page 14, by inserting after line 20 the following new subsection:
"3. The provisions of subsection two (2) notwithstanding the sponsor may not charge an entrance fee or a fee to participate in roulette, klondike, faro, chuck-a-luck, keno, punchboard, push card, pull-tab, jar ticket, numbers ticket or bookmaking, and no person may expend any money in participation of the above."
2. By renumbering the subsection to conform with this amendment.

DIELEMAN of Marion BENNETT of Ida
$\mathrm{H}-4058$
Amend Senate File 518, as amended and passed by the Senate, as follows:

1. Page 4, by striking everything in lines 10 through 24.
```
2. Page 6, line 17 , by striking the word "shall" and inserting in lieu thereof the word "may".
3. Page 6 , line 25 , by inserting after the word "Code" the following: ", of those support payments assigned to the department."
4. Page 7, line 5, by striking the word "shall" and inserting in lieu thereof the following: "[shall]" "may".
5. Page 7, line 13 , by inserting after the figure " 598.24 " the following: "of those support payments assigned to the department".
6. Page 7, line 24, by striking the word "shall" and inserting in lieu thereof the word "may".
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HARGRAVE of Johnson
H—4057
Amend Senate File 525 as amended and passed by the Senate, as follows:

1. Page 14, line 1, by striking the word "designee" and inserting in lieu thereof the words "or her designee, with industry, professional and consumer groups affected thereby".
2. Page 14, line 34, by inserting after the period the words "Staff-to-resident ratios established under this subsection need not be the same for facilities holding different types of licenses, nor for facilities holding the same type of license if there are significant differences in the needs of residents which the respective facilities are serving or intend to serve."

HARGRAVE of Johnson
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:18 p.m. until 9:00 a.m., Thursday, June 5, 1975.

## JOURNAL OF THE HOUSE

One Hundred Forty-fourth Calendar Day-Ninety-fifth Session Day
Hall of the House of Representatives Des Moines, Iowa, Thursday, June 5, 1975

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

Prayer was offered by the Reverend Arthur W. Kleve, pastor of St. Mathew's Catholic Church, Cedar Rapids, Iowa.

The Journal of Wednesday, June 4, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hennessey, Manilla, Iowa.

## SPECIAL PRESENTATIONS

Speaker Cochran presented to the House Kevin Baker, Speaker of the House of the Iowa Boys State. Kevin, the son of Representative and Mrs. Keith Baker, is currently serving as a Page for the House of Representatives.

The House rose and extended its welcome to Kevin and other representatives of the 832 boys attending Boys State this week.

Kevin briefly addressed the House.
Also present in the House chamber was Paul Summerside, Governor of the Iowa Boys State, from Le Mars, Iowa.

McElroy of Fremont escorted to the Speaker's Station and presented Miss Cheryl Haselwood, Miss Iowa Teenager of 1975, from Percival, Iowa. Cheryl is the daughter of Mr. and Mrs. Edwin Haselwood and will represent Iowa at the national contest in Kansas City this August.

The House rose and extended its welcome.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 896, 897, 898, 899, 900, 901, 902 and 903, under Rule 36.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 3, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:
House File 625, a bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter.

Also: That the Senate has on June 4, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 764, a bill for an act relating to the Iowa income tax and making changes.

Also: That the Senate has on May 23, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 525, a bill for an act relating to the licensing and regulation of health care facilities.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 764

4079
Amend House File 764, as amended, passed, and reprinted by the House, as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point five (422.5), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

A tax is hereby imposed upon every resident of the state, and upon that part of the taxable income of any nonresident which is derived from any property, trust, or other source within this state, including any business, trade, profession, or occupation carried on within this state, which tax shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:

1. On the first one thousand dollars of taxable income, or any part thereof, [three-fourths] one-half of one percent.
2. On the second thousand dollars of taxable income, or any part thereof, one and [one-half] onefourth percent.
3. On the third thousand dollars of taxable income, or any part thereof, [three] two and three-fourths percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, [four] three and one-half percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five
percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. On the tenth through the fifteenth thousand dollars of taxable income or any part thereof, seven percent.
8. On the sixteenth through the twentieth thousand dollars of taxable income or any part thereof, eight percent.
9. On the twenty-first through the twenty-fifth thousand dollars of taxable income or any part thereof, nine percent.
10. On the twenty-sixth through the thirtieth thousand dollars of taxable income or any part thereof, ten percent.
11. On the thirty-first through the fortieth thousand dollars of taxable income or any part thereof, eleven percent.
12. On the forty-first through the seventy-fifth thousand dollars of taxable income or any part thereof, Page 2
twelve percent.
[7] 13. On all taxable income over [nine] seventyfive thousand dollars, [seven] thirteen percent.

Sec. 2. Section four hundred twenty-two point nine (422.9), subsection one (1), Code 1975, is amended to read as follows:

1. An optional standard deduction of ten percent of the net income after deduction of federal income tax, not to exceed five hundred dollars for a married person who files separately, or one thousand dollars for a single person or a husband and wife who file a joint return.

Sec. 3. Section four hundred twenty-two point nine (422.9), subsection two (2), paragraph b, Code 1975, is amended to read as follows:
b. Add the amount of federal income taxes paid or accrued as the case may be, during the tax year, adjusted by any federal income tax refunds. Provided, however, that where married persons, who have filed a joint federal income tax return, file separately, such total shall be divided between them according to the portion thereof paid or accrued, as the case may be, by each [, and provided further that where a taxpayer has used an optional standard deduction on his federal return, he shall use the optional standard deduction provided for above].

Sec. 4. The provisions of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent the provisions of this Act are retroactive."
2. Amend the title by striking everything after the word "Act" in line 1 and inserting in lieu thereof the words "relating to individual income tax rates and deductions and making the Act retroactive."

## SENATE MESSAGE CONSIDERED

Senate File 525, a bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.

Read first time and passed on file.

## UNANIMOUS CONSENT CALENDAR <br> (House Resolution 38)

We hereby request that House Resolution 38, filed on May 20, 1975, and found on page 1829 of the House Journal, be placed on the unanimous consent calendar.

BENNETT of Ida
MILLER of Calhoun BAKER of Buena Vista

## SPONSOR WITHDRAWN (Amendment H-4068 to House File 898)

Brandt of Black Hawk requests she be withdrawn as a sponsor of amendment H—4068 to House File 898.

SPONSOR ADDED
(Amendment H-4068 to House File 898)
Gilloon of Dubuque requests he be added as a sponsor of amendment H—4068 to House File 898.

## MOTION TO RECONSIDER PREVAILS

(House File 431 Deferred)
Griffee of Chickasaw called up for consideration the motion to reconsider House File 431, filed on March 24, 1975, and moved to reconsider the vote by which House File 431, a bill for an act relating to and making an appropriation to state regulatory agencies established for the regulation of banking, beer and liquor control, campaign finance disclosure, insurance, real estate, and those subjects regulated by the secretary of state, passed the House on March 24, 1975.

A non-record roll call was requested.
The ayes were 81, nays none.
The motion prevailed.
Griffee of Chickasaw moved to reconsider the vote by which House File 431 was placed on its last reading.

The motion prevailed.

Monroe of Des Moines offered amendment H-4061 filed by Monroe, et al., on June 4, 1975, and found on pages 2134 through 2143 of the House Journal.

Monroe of Des Moines asked and received unanimous consent that amendment $\mathrm{H}-4066$, to amendment $\mathrm{H}-4061$, filed by him on June 4, 1975, and found on page 2134 of the House Journal, be withdrawn.

Monroe of Des Moines offered the following amendment $\mathrm{H}-4069$, to amendment $\mathrm{H}-4061$, filed by him:

H-4069
1 Amend the Monroe, et al., amendment H-4061, to
House File 431, as follows:
Page 9, by striking all of lines 31 through
39 and inserting in lieu thereof the following:
5 "NEW SECTION.".
Fitzgerald of Webster asked and received unanimous consent that House File 431 be deferred and that the bill retain its place on the calendar.
(Amendment H-4061 and amendment $\mathrm{H}-4069$ to amendment H-4061 pending.)

## CONSIDERATION OF BILLS

## APPROPRIATIONS COMMITTEE CALENDAR

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 895, a bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration.

Brandt of Black Hawk offered the following amendment H-4054 filed by Brandt, et al.:

H-4054
1 Amend House File 895, as follows: Page 2,
line 32 , by striking the figures " $\$ 38,280,000$ "
and inserting in lieu thereof the figures
4 " $\$ 39,280,000$ ".
Wells of Linn in the chair at 10:35 a.m.
Speaker Cochran in the chair at 11:06 a.m.
Brandt of Black Hawk moved the adoption of amendment $\mathrm{H}-4054$.

Roll call was requested by Tauke of Dubuque and Monroe of Des Moines

On the question "Shall amendment H-4054 be adopted?"
The ayes were, 14:

| Anderson | Dieleman  <br> Bittle Doyle <br> Brandt Gentleman <br> Crawford Mennenga |
| :--- | :--- |

The nays were, 79:

| Avenson | Evans <br> Baker |
| :--- | :--- |
| Bennett | Fitzgerald |
| Fullerton |  |
| Bina | Gilloon |
| Bortell | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Connors | Higgins |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Drake | Hullinger |
| Dunton | Jesse |
| Dyrland | Jochum |
| Egenes | Jordan |

Absent or not voting, 7:
Crabb Hutchins
Husak
Lipsky

| Monroe | Readinger <br> O'Halloran <br> Patchett |
| :--- | :--- |
| Svoboda |  |
| Tauke |  |


| Junker | Perkins |
| :--- | :--- |
| Koogler | Poncy |
| Krause | Rinas |
| Kreamer | Scheelhaase |
| Lageschulte | Schroeder |
| Lindeen | Small |
| Lonergan | Spear |
| McErroy | Spencer |
| Menke | Snradling |
| Middleswart | Tofte |
| Miller, A. V. | Varley |
| Miller, K.D. | Walter |
| Miller, O. L. | Welden |
| Nealson | Wells |
| Newhard | West |
| Nielsen | Woods |
| Norland | Wulff |
| Oakley | Wyckoff |
| Pavich | Mr. Speaker |
| Pellett |  |

Middleton Stromer

Amendment H—4054 lost.
Den Herder of Sioux offered the following amendment H-4055:

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H-4055
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1 Amend House File 895 as follows:
2 Page 2, line 32, by striking the figure
3 " $\$ 38,280,000$ " and inserting in lieu thereof the
4 figure " $\$ 37,280,000$ ".
Fitzgerald of Webster moved the previous question on House File 895 and all amendments and motions filed thereto.

Roll call was requested by Branstad of Winnebago and Tauke of Dubuque.

On the question "Shall the previous question motion prevail?"
The ayes were, 53 :

| Anderson | Byerly <br> Avfrey | Dunton <br> Ayranson | Connors |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Harper |  |
| Bina | Cusack | Higgins |  |
| Bittle | Den Herder | Gilloon | Hines |
| Brandt | Dieleman | Hargrave | Howell |
|  |  | Hullinger |  |


| Jesse | Miller, A. V. | Pavich | Spencer |
| :---: | :---: | :---: | :---: |
| Jochum | Miller, O. L. | Perkins | Spradling |
| Jordan | Monroe | Poncy | Svoboda |
| Krause | Newhard | Readinger | Walter |
| Lindeen | Norland | Rinas | Wells |
| Lonergan | O'Halloran | Scheelhaase | W yckoff |
| Mennenga | Patchett | Small | Mr. Speaker |
| Middleswart |  |  |  |
| The nays were, 35: |  |  |  |
| Bennett | Evans | Koogler | Schroeder |
| Bortell | Fullerton | Kreamer | Spear |
| Branstad | Gentleman | Lageschulte | Tauke |
| Clark | Halvorson | McElroy | Tofte |
| Crawford | Hansen | Menke | Varley |
| Daggett | Harvey | Miller, K. D. | West |
| Danker | Hennessey | Nealson | Woods |
| Drake | Horn | Oakley | Wulff |
| Egenes | Junker | Pellett |  |
| Absent or not voting, 12: |  |  |  |
| Brockett | Doyle | Lipsky | Nielsen |
| Brunow | Husak | Middleton | Stromer |
| Crabb | Hutchins | Millen | Welden |

The motion prevailed.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.
A non-record roll call to determine that a quorum was present was requested by Cusack of Scott.

Rule 70 was invoked.
Roll call revealed seventy-seven members present, twenty-three absent.

The House resumed consideration of House File 895, a bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration, and amendment H-4055 filed by Den Herder of Sioux.

Koogler of Mahaska asked for unanimous consent that the rules be suspended to allow him to speak on amendment H-4055 under the previous question motion.

Objection was raised.
Speaker pro tempore Jesse in the chair at 2:12 p.m.
Perkins of Greene asked for unanimous consent that, having filed a request to speak, his time be allowed to Koogler of Mahaska.

Objection was raised.
Perkins of Greene moved that the rules be suspended to allow Koogler of Mahaska to speak on amendment H-4055.

Roll call was requested by Bittle of Polk and Kreamer of Polk.

Rule 70 was invoked.
On the question "Shall the rules be suspended?"
The ayes were, 59:

| Anderson | Dunton <br> Avenson | Dyrland <br> Evans |
| :--- | :--- | :--- |
| Baker | Jochum |  |
| Bennett | Firdan |  |
| Bortell | Fitgerald | Junker |
| Branstad | Fullertan | Koogler |
| Brockett | Gilloon | Krause |
| Brunow | Halvorson | Lageschulte |
| Caffrey | Hansen | Lindeen |
| Clark | Hargrave | MeElroy |
| Connors | Harper | Middleswart |
| Crawford | Harvey | Miller, K. D. |
| Daggett | Hennessey | Miller, O. L. |
| Danker | Higgins | Newhard |
| Dieleman | Hines | Nielsen |
|  | Hinkhouse | O'Halloran |

The nays were, 22:

| Bina | Egenes <br> Bentleman |
| :--- | :--- |
| Bittle | Griffee |
| Brandt | Kreamer |
| Cusack | Lonergan |
| Den Herder | Mennenga |
| Drake | Me |

Absent or not voting, 19:

| Byerly | Howell | Middleton | Readinger |
| :--- | :--- | :--- | :--- |
| Cochran | Hullinger | Millen | Rinas |
| Crabb | Husak | Monro | Stromer |
| Doyle | Hutchins | Noalson | Tofte |
| Horn | Lipsky | Norland |  |

The motion prevailed.
Fitzgerald of Webster asked and received unanimous consent that the human resources subcommittee of the committee on appropriations be exempted from the previous question motion.

Speaker Cochran in the chair at 2:30 p.m.
Den Herder of Sioux moved the adoption of amendment H-4055.

Roll call was requested by Wyckoff of Benton and Higgins of Scott.

On the question "Shall amendment H-4055 be adopted?"
The ayes were, 33:

| Baker | Dunton | Koogler | Nielsen |
| :---: | :---: | :---: | :---: |
| Bennett | Fullerton | Kreamer | Pellett |
| Bortell | Halvorson | Lageschulte | Perkins |
| Branstad | Hansen | McElroy | Schroeder |
| Brockett | Harvey | Menke | Welden |
| Daggett | Hinkhouse | Middleswart | West |
| Danker | Hullinger | Miller, O. L. | Woods |
| Den Herder | Junker | Nealson | Wyckoff |
| Drake |  |  |  |
| The nays were, 59: |  |  |  |
| Anderson | Evans | Krause | Rinas |
| Avenson | Fitzgerald | Lindeen | Scheelhaase |
| Bina | Gentleman | Lonergan | Small |
| Bittle | Gilloon | Mennenga | Spear |
| Brandt | Griffee | Miller, A. V. | Spencer |
| Brunow | Hargrave | Miller, K. D. | Spradling |
| Byerly | Harper | Monroe | Svoboda |
| Caffrey | Hennessey | Newhard | Tauke |
| Clark | Higgins | Norland | Tofte |
| Connors | Hines | Oakley | Varley |
| Crawford | Horn | O'Halloran | Walter |
| Cusack | Howell | Patchett | Wells |
| Dieleman | Jesse | Pavich | Wulff |
| Dyrland | Jochum | Poncy | Mr. Speaker |
| Egenes | Jordan | Readinger |  |
| Absent or not voting, 8: |  |  |  |
| Crabb | Husak | Lipsky | Millen |
| Doyle | Hutchins | Middleton | Stromer |

Amendment H-4055 lost.
Dunton of Keokuk offered the following amendment $\mathrm{H}-4053$ filed by the committee on appropriations and moved its adoption :

H-4053
Amend House File 895 as follows:

1. Page 4 , line 8 , by inserting after the period the words "This subsection shall be of no force and effect if House File one hundred eighty-seven (187) of the Sixty-sixth General Assembly becomes law prior to or during the period for which this Act is in effect."
2. Page 4 , by striking lines 9 through 17 and inserting in lieu thereof the following:
"3. Hospital-school charges to counties.
a. The state hospital-schools' per-patient-perday cost as determined pursuant to section two hundred twenty-two point seventy-three (222.73) of the Code shall be billed at eighty percent for the fiscal year, except as otherwise provided by paragraph $b$ of this subsection.
b. If more than twenty percent of the cost of a patient's care is initially paid from any source other than state-appropriated funds, the amount so

20 paid shall be subtracted from the per-patient-per-
21 day cost of that patient's care computed pursuant
22 to section two hundred twenty-two point seventy-three
23 (222.73) of the Code and the patient's county of legal
24 settlement shall be billed for the full balance of
25 the cost so computed.
26
provion
b shall take precedence over any conficting provision
32 of House File one hundred eighty-seven (187)."
Amendment $\mathrm{H}-4053$ was adopted.
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 895)
The ayes were, 87 :

| Anderson | Egenes | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Poncy |
| Baker | Fitzgerald | Krause | Readinger |
| Bennett | Fullerton | Lageschulte | Rinas |
| Bina | Gentleman | Lindeen | Scheelhaase |
| Bittle | Gilloon | Lonergan | Schroeder |
| Bortell | Griffee | McElroy | Small |
| Brandt | Halvorson | Menke | Spear |
| Branstad | Hansen | Mennenga | Spencer |
| Brockett | Hargrave | Middleswart | Spradling |
| Brunow | Harper | Miller, A.V. | Svoboda |
| Byerly | Harvey | Miller, K. D. | Tauke |
| Caffrey | Hennessey | Miller, O. L. | Tofte |
| Clark | Higgins | Monroe | Varley |
| Crawford | Hines | Newhard | Walter |
| Cusack | Hinkhouse | Nielsen | Wells |
| Daggett | Horn | Norland | West |
| Den Herder | Howell | Oakley | Woods |
| Dieleman | Hullinger | O'Halloran | Wulff |
| Drake | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan | Pellett |  |
| The nays were, | 4: |  |  |
| Danker | Kreamer |  | Nealson |
| Absent or not | voting, 9: |  | Welden |
| Connors | Husak |  |  |
| Crabb | Hutchins | Lipsky | Middleton |
| Doyle |  |  | Millen |

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

## IMMEDIATE MESSAGE

(House File 895)
Cusack of Scott asked and received unanimous consent that House File 895 be immediately messaged to the Senate.

## APPROPRIATIONS CALENDAR

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 548, a bill for an act to make an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state, with report of committee recommending passage.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 548)
The ayes were, 86:

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Evans |  |
| Baker | Fitzgerald |
| Bennett | Fullerton |
| Bina | Gentleman |
| Bittle | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Harvey |
| Caffrey | Higgins |
| Clark | Hines |
| Crawford | Hinkhouse |
| Cusack | Horn |
| Daggett | Howell |
| Den Herder | Hullinger |
| Dieleman | Jesse |
| Drake | Jochum |
| Dunton | Jordan |
| Dyrland | Junker |
|  |  |

The nays were, 2:
Danker Nealson
Absent or not voting, 12:

| Connors | Hennessey | Kreamer | Millen |
| :--- | :--- | :--- | :--- |
| Crabb | Husak | Lipsky | Patchett |
| Doyle | Hutchins | Middleton | Stromer |

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

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 550, a bill for an
act making supplementary appropriations to designated boards, with report of committee recommending passage.

Griffee of Chickasaw offered the following amendment H-4083 filed by him from the floor and moved its adoption:

H-4083
1 Amend Senate File 550 as follows:
2 1. Page 1, after line 21 insert the following:
"4. From the fund of the board of
engineering examiners for salaries,
support, maintenance, and miscellaneous
purposes of the state board of en-
gineering examiners
$. \$ 3,000^{\prime \prime}$
Amendment H—4083 was adopted.
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 550)
The ayes were, 87:

| Anderson | Egenes | Krause | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Lageschulte | Readinger |
| Baker | Fitzgerald | Lindeen | Rinas |
| Bennett | Fullerton | Lonergan | Scheelhaase |
| Bina | Gentleman | McElroy | Schroeder |
| Bittle | Gilloon | Menke | Small |
| Bortell | Griffee | Mennenga | Spear |
| Brandt | Halvorson | Middleswart | Spencer |
| Branstad | Hansen | Miller, A.V. | Spradling |
| Brunow | Hargrave | Miller, K. D. | Svoboda |
| Byerly | Harper | Miller, O. L. | Tauke |
| Caffrey | Harvey | Monroe | Tofte |
| Clark | Higgins | Nealson | Varley |
| Crawford | Hines | Newhard | Walter |
| Cusack | Hinkhouse | Nielsen | Welen |
| Daggett | Horn | Norland | Wells |
| Danker | Howell | Oakley | West |
| Den Herder | Jesse | O'Halloran | Woods |
| Dieleman | Jochum | Patchett | Wulff |
| Drake | Jordan | Pavich | Wyckoff |
| Dunton | Junker | Pellett | Mr. Speaker |
| Dyrland | Koogler | Perkins |  |

The nays were, none.
Absent or not voting, 13:

| Brockett | Hennessey | Hutchins | Middleton |
| :--- | :--- | :--- | :--- |
| Connors | Hullinger | Kreamer | Millen |
| Crabb | Husak | Lipsky | Stromer |
| Doyle |  |  |  |

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

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 896, a bill for an act making an appropriation to the Iowa housing finance authority, with report of committee recommending passage.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 896)

The ayes were, 76:

| Anderson | Egenes |
| :--- | :--- |
| Avenson | Fitzgerald |
| Baker | Fullerton |
| Bina | Gentleman |
| Bittle | Gilloon |
| Brandt | Griffee |
| Brockett | Hargrave |
| Brunow | Harper |
| Byerly | Higgins |
| Caffrey | Hines |
| Clark | Hinkhouse |
| Connors | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Den Herder | Jesse |
| Dieleman | Jochum |
| Drake | Jordan |
| Dunton | Junker |
| Dyrland | Koogler |

The nays were, 11:

| Bennett | Daggett |
| :--- | :--- |
| Bortell | Danker |
| Branstad | Evans |

Absent or not voting, 13:
Crabb Hennessey
Doyle
Hansen
Harvey
Krause
Lindeen
Lonergan
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Newhard
Nielsen
Norland
Oakley
Patchett
Pavich
Perkins
Poncy

| Halvorson | Pellett |
| :--- | :--- |
| Lageschulte | Wyckoff |

Kreamer Millen Lipsky O'Halloran Middleton Stromer

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

## IMMEDIATE MESSAGE

(House File 896)
Griffee of Chickasaw asked and received unanimous consent that House File 896 be immediately messaged to the Senate.

## ADOPTION OF HOUSE RESOLUTION 34

Wells of Linn called up for consideration House Resolution 34, filed on May 9, 1975, and found on page 1666 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE RESOLUTIONS 39 AND 42

Pursuant to House Rule 26, the Speaker announced that House Resolution 39, filed on May 22, 1975, and found on page 1898 of the House Journal, and House Resolution 42, filed on May 27, 1975, and found on page 1939 of the House Journal, are adopted by unanimous consent.

## APPROPRIATIONS CALENDAR

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 897, a bill for an act relating to the salaries of area school superintendents, with report of committee recommending passage.

Bennett of Ida offered the following amendment H-4089 filed by him from the floor and moved its adoption:

## H-4089

Amend House File 897, page 1, line 5, by inserting after the word "superintendent" the following: "at an amount not over thirty thousand $(30,000)$ dollars including additional benefits, over and above the additional benefits given all fulltime employees".
A non-record roll call was requested.
The ayes were 28 , nays 47 .
Amendment H-4089 lost.
Small of Johnson offered the following amendment H-4092 filed by him and Welden of Hardin from the floor:

H-4092

1
2

Amend House File 897 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. Section two hundred eighty A point twenty-three (280A.23), Code 1975, is amended by striking subsection nine (9) and inserting in lieu thereof the following:
2. Employ an area superintendent and such assistant superintendents as are deemed necessary for one year. After serving at least seven months, any person employed under this subsection may be employed for a term of not to exceed three years.

Sec. 2. Section two hundred eighty A point twentyfive (280A.25), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. Set the salaries of the area

Nielsen of Polk rose on a point of order that amendment H-4092 was not germane.

The Speaker ruled the point well taken and amendment H-4092 not germane.

Small of Johnson moved that the rules governing germaneness be suspended for the consideration of amendment H-4092.

A non-record roll call was requested.
The ayes were 37 , nays 47 .
The motion lost.
O'Halloran of Black Hawk offered the following amendment H-4095 filed by her and Menke of O'Brien from the floor.

## H-4095

Amend House File 897 as follows:

1. Page 1, by inserting before line 1 the following section:
"Section 1. Section two hundred sixty point nine (260.9), Code 1975, is amended by adding the following new subsection after subsection one (1):

NEW SUBSECTION. AREA SCHOOL SUPERINTENDENT'S CERTIFICATE. The board of educational examiners shall establish a certificate for area school superintendents. The area school superintendent's certificate shall be issued to an applicant who has met two of the following three requirements:
a. Completion of at least three years of fulltime employment as an administrator at a community or junior college, or post-secondary vocationaltechnical school.
b. Completion of at least three years of fulltime employment as a certificated teacher in a community or junior college, or post-secondary vocational-technical school.
c. Possession of an earned doctoral degree.

No uncertificated person shall be employed as a superintendent of an area school.

The provisions of this section shall not apply to persons employed as area school superintendents

26 prior to July 1, 1975."
27 2. By renumbering the remaining section.
Nielsen of Polk rose on a point of order that amendment H-4095 was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-4095$ not germane.

O'Halloran of Black Hawk moved that the rules governing germaneness be suspended for the consideration of amendment H-4095.

A non-record roll call was requested.
The ayes were 17 , nays 59 .
The motion lost.
Small of Johnson offered the following amendment H-4096 filed by him and Welden of Hardin from the floor:

H-4096
1 Amend House File 897 as follows:
2 Page 1, by striking all of lines 3 through 8
3 and inserting in lieu thereof the following:
4 "striking the subsection.
5 Sec. 2. Section two hundred eighty A point twenty-five (280A.25), Code 1975, is amended by adding the following new subsection:
$N E W S U B S E C T I O N$. Set the salaries of the area
superintendents employed by the area boards. In
setting the salaries, the board shall consider the
salaries of administrators of educational institutions in the respective merged areas and the enrollments of the respective area schools."

Patchett of Johnson offered the following amendment H-4097, to amendment H-4096, filed by him from the floor:
H-4097
1 Amend the Small amendment H-4096, to House File
2 897, by striking from line 8 the word "Set" and
3 inserting in lieu thereof the words "Review and
4 approve or disapprove".
Bennett of Ida moved that House File 897 be referred to the committee on appropriations.

A non-record roll call was requested.
The ayes were 15, nays 61 .
The motion lost.

Patchett of Johnson moved the adoption of amendment I-4097, to amendment H-4096.

Amendment H—4097 lost.
Patchett of Johnson moved the adoption of amendment H-4096.

Amendment H—4096 lost.
Nielsen of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 897)
The ayes were, 62:

| Anderson | Dunton | McElroy | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Menke | Readinger |
| Baker | Fitzgerald | Mennenga | Rinas |
| Bina | Griffee | Miller, A.V. | Scheelhaase |
| Bittle | Halvorson | Miller, K. D. | Schroeder |
| Bortell | Hansen | Monroe | Spear |
| Brandt | Hargrave | Nealson | Spencer |
| Brockett | Harper | Newhard | Spradling |
| Brunow | Hennessey | Nielsen | Varley |
| Byerly | Hines | Norland | Walter |
| Caffrey | Hinkhouse | Oakley | Wells |
| Clark | Horn | O'Halloran | Woods |
| Connors | Jesse | Patchett | Wulff |
| Cusack | Jordan | Pavich | Wyckoff |
| Dieleman | Koogler | Perkins | Mr. Speaker |

The nays were, 27:

| Bennett | Evans | Junker | Small |
| :---: | :---: | :---: | :---: |
| Branstad | Gentleman | Krause | Svoboda |
| Crawford | Gilloon | Lageschulte | Tauke |
| Daggett | Higgins | Lindeen | Tofte |
| Danker | Howell | Middleswart | Welden |
| Den Herder | Hullinger | Miller, O. L. | West |
| Dyrland | Jochum | Pellett |  |
| Absent or not voting, 11: |  |  |  |
| Crabb | Harvey | Kreamer | Millen |
| Doyle | Husak | Lipsky | Stromer |
| Fullertor: | Hutchins | Middleton |  |

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

## MOTION TO RECONSIDER LOST <br> (House File 897)

Nielsen of Polk moved to reconsider the vote by which House File 897 passed the House on June 5, 1975.

A non-record roll call was requested.
The ayes were 26 , nays 52 .
The motion lost.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Junker of Woodbury for the remainder of the day on request of Rina: of Linn; Harvey of Scott for the remainder of the day and June 6 or request of Oakley of Clinton.

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds.

Fitzgerald of Webster moved the previous question, with respect to the filing of amendments only, on House File 898.

A non-record roll call was requested.
The ayes were 53 , nays 30 .
The motion prevailed.
Koogler of Mahaska offered the following amendment H-4073 filed by him from the floor and moved its adoption:
H-4073
Amend House File 898 as follows:

1. Page 2, line 24, by inserting before the word "For" the following: "a."
2. Page 2, by inserting after line 34 the following:
"b. For construction and necessary expenses incidental to the construction of a lake located in Mahaska County, to be known as Barnes City Lake, there shall be allocated from funds appropriated by paragraph a of this subsection the sum of three hundred sixty thousand $(360,000)$ dollars."
A non-record roll call was requested.

The ayes were 20, nays 58 .
Amendment H- 4073 lost.
Nealson of Muscatine offered the following amendment H-4076 filed by him from the floor and moved its adoption:

H—4076
1 Amend House File 898 as follows:
2 Page 3, line 7, by striking " 500,000 " and inserting
3 "750,000".
Roll call was requested by Nealson of Muscatine and Branstad of Winnebago.

On the question "Shall amendment H-4076 be adopted?"
The ayes were, 21 :

| Bennett | Drake | Lindeen | Scheelhaase <br> Bortell |
| :--- | :--- | :--- | :--- |
| Branstad | Egenes | MaEElroy | Tauke |
| Crawford | Hansen | Menke | Varley |
| Daggett | Hinkhouse | Nealson | West |
| Danker | Howell | Pellett | Wulff |
| The nays were, | 60: |  |  |
| Anderson | Fitzgerald |  | Koogler |
| Avenson | Gentleman | Krause | Perkins |
| Baker | Gilloon | Lageschulte | Poncy |
| Bina | Griffee | Lonergan | Rinas |
| Brandt | Halvorson | Mennenga | Schroeder |
| Brunow | Hargrave | Middleswart | Spear |
| Byerly | Harper | Miller, A. V. | Spencer |
| Caffrey | Hennessey | Miller, K. D. | Spradling |
| Clark | Higgins | Miller, O. L. | Svoboda |
| Connors | Hines | Monroe | Tofte |
| Cusack | Horn | Nielsen | Walter |
| Dieleman | Hullinger | Oakley | Wells |
| Dunton | Jesse | O'Halloran | Woods |
| Dyrland | Jochum | Patchett | Wyckoff |
| Evans | Jordan | Pavich | Mr. Speaker |
| Absent or not | voting, 19: |  |  |
| Bittle | Fullerton | Kreamer | Norland |
| Brockett | Harvey | Lipsky | Small |
| Crabb | Husak | Middleton | Stromer |
| Den Herder | Hutchins | Millen | Welden |
| Doyle | Junker | Newhard |  |
|  |  |  |  |

Amendment H-4076 lost.
Miller of Calhoun offered the following amendment H-4081 filed by Miller of Calhoun, Bennett and Hansen from the floor and moved its adoption:

H-4081
1 Amend House File 898, page 11, by striking lines
$2 \quad 10$ and 11.

Roll call was requested by Wulff of Black Hawk and Walter of Pottawattamie.

On the question "Shall Amendment H—4081 be adopted?"
The ayes were, 30:

| Baker | Egenes |
| :--- | :--- |
| Bennett | Evans |
| Bortell | Hansen |
| Brandt | Harper |
| Branstad | Horn |
| Clark | Krause |
| Crawford | Lageschulte |
| Daggett | Lindeen |

The nays were, 51:

| Anderson | Fitzgerald <br> Avenson |
| :--- | :--- |
| Gentleman |  |
| Bina | Gilloon |
| Brockett | Griffee |
| Brunow | Halvorson |
| Caffrey | Hargrave |
| Connors | Hennessey |
| Cusack | Higgins |
| Danker | Hines |
| Dieleman | Hinkhouse |
| Drake | Howell |
| Dunton | Hullinger |
| Dyrland | Jesse |

Absent or not voting, 19:

| Bittle | Fullerton |
| :--- | :--- |
| Byerly | Harvey |
| Crabb | Husak |
| Den Herder | Hutchins |
| Doyle | Junker |

Amendment H-4081 lost.
(House File 898 pending at adjournment and placed under unfinished business.)

## MOTION TO SUSPEND RULES PREVAILS

Crawford of Story asked for unanimous consent that amendment H-4090 be redrafted and a substitute amendment filed.

Objection was raised.
Crawford of Story moved that the rules be suspended to redraft amendment H-4090, and a substitute amendment filed.

A non-record roll call was requested.
The ayes were 58 , nays 15 .
The motion prevailed and amendment $\mathrm{H}-4105$ was filed accordingly.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakir: I am directed to inform your honorable body that the Senate has on June 4, 1975, adopted the following joint resolution in which the concurrence of the House is asked:

Senate Joint Resolution 13, providing for an interim study of the structure and performance of the department of social services.

Also: That the Senate has on June 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 559, a bill for an act making an appropriation to the department of public instruction for the administration of driver education courses.

Also: That the Senate has on June 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 560, a bill for an act making an appropriation to the moneys and credits replacement fund.

Also: That the Senate has on June 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 561, a bill for an act creating and making an appropriation to the executive council general contingent fund.

Also: That the Senate has on June 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 562, a bill for an act relating to the funding of certain employment positions.

Also: That the Senate has on June 4, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 563, a bill for an act appropriating funds to the office of the citizens' aide.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate Joint Resolution 13, a joint resolution to provide for an interim study of the structure and performance of the department of social services.

Read first time and referred to committee on appropriations.
Senate File 559, a bill for an act making an appropriation to the department of public instruction for the administration of driver education courses.

Read first time and referred to committee on appropriations.
Senate File 560, a bill for an act making an appropriation to the moneys and credits replacement fund.

Read first time and referred to committee on appropriations.

Senate File 561, a bill for an act creating and making an appropriation to the executive council general contingent fund.

Read first time and referred to committee on appropriations.
Senate File 562, a bill for an act relating to the funding of certain employment positions.

Read first time and referred to committee on appropriations.
Senate File 563, a bill for an act appropriating funds to the office of the citizens' aide.

Read first time and referred to committee on appropriations.

## COMMUNICATION FROM HIGHER EDUCATION FACILITIES COMMISSION

The report on the 1973-75 Biennium, April 1975, has been received from the Higher Education Facilities Commission of the State of Iowa and placed on file in the office of the Chief Clerk.

## COMMUNICATION FROM DEPARTMENT OF SOCIAL SERVICES

There is on file in the Speaker's office the Sixth Annual Report of the Department of Social Services, covering the period ending June 30, 1974, in compliance with the requirements of the General Assembly.

## EXPLANATIONS OF VOTE <br> (Suspend Rules)

Had I been present for the vote to suspend the rules to allow Representative Koogler to speak on House File 895, I would have voted "aye".

BYERLY of Polk
(Senate File 485)
I was necessarily absent from the House chamber Wednesday, June 4th, when the vote was taken on Senate File 485. Had I been present, I would have voted "aye."

OAKLEY of Clinton
BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR
The Chief Clerk of the House submitted the following report:
Mr. Sprakimr: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on the 4th day of June, 1975: House Files $18,390,411,465,498,793$ and 881.

DAVID L. WRAY
Chief Clerk of the House

Report adopted.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 5, 1975, he approved and transmitted to the Secretary of State the following bills:

Senate File 44, an act relating to the registration of certain trailers and semitrailers which are not for hire and making the act retroactive.

Senate File 309, an act relating to the reproduction and duplication of sound recordings and providing a penalty.

Senate File 397, an act relating to benefited street lighting districts.

## AMENDMENTS FILED

## H-4070

1 . Amend H-4061 to House File 431 as follows:
2 1. Page 4, line 44, by striking the words
3 "[general or run off]" and inserting in lieu thereof
4 the words "general or run off".
HARVEY of Scott
H-4085
Amend House File 894 as follows:

1. Page 17, line 19, by striking the word "and".
2. Page 17, line 20, by inserting after the
figures "(321G.24)" the following: "; six hundred
one E point one (601E.1), subparagraph two (2); and
six hundred one E point three (601E.3)".
OAKLEY of Clinton
H-4091
1 Amend House File 894 as follows:
following:
"Sec. ..... Section three point four (3.4), Code
1975, is amended to read as follows:
3.4 BILLS-APPROVAL_PASSAGE OVER VETO. If the
governor approves a bill, he shall sign and date it;
if he returns it with his objections and it afterwards
passes as provided in the Constitution, a certificate,
signed by the presiding officer of each house in the
following form, shall be endorsed thereon or attached
thereto: "This bill or this item of an appropriation
bill, as the case may be, having been returned by
the governor, with his objections, to the house in
which it originated, and, after reconsideration,
having again passed both houses by yeas and nays by
a vote of two-thirds of the members of each house,
has become a law this $\qquad$ day of $\qquad$ ."
3. Page 2, by inserting after line 7 the following:
"Sec. ..... Section seventy-eight point two (78.2), subsection six (6), Code 1975, is amended to read
as follows:
4. All investigators for [old age] supplemental assistance as provided for under chapter 249."
5. Page 6, by inserting after line 12 the following:
"Sec. ..... Section two hundred seventy-five point three (275.3), Code 1975, is amended to read as follows:
275.3 MINIMUM STANDARDS. No new school district shall be planned by [a county board of education] an
area education ageney board nor shall any proposal for creation or enlargement of any school district be approved by [a county board of education] an area education agency board or submitted to electors unless there reside within the proposed limits of such district at least three hundred persons of school age who were enrolled in public schools in the preceding school year. Provided, however, that the state superintendent of public instruction shall have authority to grant permission to [a county] an area. education agency board to approve the formation or enlargement of a school district containing a lower school population than above provided on the written request of such [county board of education] area education agency board if such request is accompanied by evidence tending to show that sparsity of population, natural barriers or other good reason makes it impracticable to meet said school population requirement."
e 2
6. Page 8 , line 1 , by striking the word "suspend" and inserting in lieu thereof the words "[suspend] revoke".
7. Page 7, by inserting after line 9 the following:
"Sec. ..... Section two hundred ninety point four (290.4), Code 1975, is amended to read as follows:
290.4 WITNESS-FEES-COLLECTION. The state board of public instruction in all matters triable before it shall have power to issue subpoenas for witnesses, which may be served by any peace officer, compel the attendance of those thus served, and the giving of evidence by them, in the same manner and to the same extent as the district court may do, and such witnesses and officers may be allowed the same compensation as is paid for like attendance or service in such court, which shall be paid out of the general fund of the proper school corporation, upon the certificate of the state board to and warrant of the secretary upon the treasurer; but if the [superintendent] board is of the opinion that the proceedings were instituted without reasonable cause therefor, or if, in case of an appeal, it shall not be sustained, it shall enter such findings in the record, and tax all costs to the party responsible therefor. A transcript thereof shall be filed in the office of the clerk
of the district court and a judgment entered thereon
by him, which shall be collected as other judgments."
8. Page 9, by inserting after line 9 the following:
"Sec. ..... Section three hundred thirty-two point
seventeen (332.17), subsections eight (8) and nine
(9), Code 1975, are amended to read as follows:
9. County [home] care facility steward
10. [Soldiers relief commission] Commission on veteran affairs"
11. Page 11, by inserting after line 2 the
following:
"Sec. ..... Section four hundred ninety A point twenty-three (490A.23), Code 1975, is amended to read as follows:

490A. 23 CITIES-CONFLICT OF SERVICE. All rights
of municipal corporations to franchise and regulate
use of streets, alleys and other public property, and all rights acquired by franchise or agreement shall be preserved in such municipalities, excepting only the duties and jurisdiction conferred upon the commission in this chapter. [(Except as otherwise)] Except as otherwise provided by section 437.14 whenever the corporate boundaries of any city are extended utility service, as defined in section 490A.1, shall be provided in such extended area by the public utility
or the municipally owned utility serving such city immediately prior to the extension of such boundaries. In the event service is provided, in such extended area, at the time of the extension of the corporate boundaries, by a public utility which does not have a municipal franchise for such city, the facilities located within such extended area shall be purchased at the end of six years from the date the corporate boundaries shall have been extended by the franchised public utility of such city or by the municipal utility serving such city and the municipal franchised public utility or municipally owned utility shall furnish such service without interruption upon the acquisition thereof [(except as otherwise provided by section 437.14)], except as otherwise provided by section four hundred thirty-seven point fourteen (437.14) of the Code. The franchised or municipally owned utility shall pay to the utility serving in the annexed area the fair and reasonable value of its properties within such annexed area by exchange of other electric utility property outside such city on a fair and reasonable basis giving due consideration to revenue from and value of the respective properties. In the event the public utilities involved are unable to agree as to the terms of such exchange, either utility may file an application with the commission requesting that the commission determine such fair and reasonable terms for such exchange. After notice

OAKLEY of Clinton JESSE of Polk
and hearing the commission shall determine fair and reasonable terms for such exchange, or in the event no appropriate properties can be exchanged the commission shall fix and determine the fair and reasonable value of the property within the annexed area, and such transfer shall be made as directed by the commission. Until such determination by the commission, the facilities shall remain in place and service to the public shall be maintained by the owner. However, the utility not having a municipal franchise and serving such annexed area shall not extend service to any additional points of delivery within such annexed area if the commission, after notice and hearing, with due consideration of any unnecessary duplication of facilities, shall determine that such extension is not in the public interest. Provided, however, that production, generation, highvoltage transmission facilities and high-voltage transformers owned by a utility in territory annexed to a city shall be exempt from the operation of this section, and provided further that if a public utility not having a municipal franchise at the time of the
extension of the corporate boundaries subsequently acquires a municipal franchise within six years of the extension of the corporate boundaries such utility shall be exempt from the operation of this section."
8. Page 17, line 7, by inserting after the word "Sections" the words "one hundred twenty-seven point twelve (127.12) ; one hundred thirty-five $D$ point twenty-nine (135D.29);".
9. Page 17 , lines 8 and 9 , by striking the words "three hundred twenty-one point nineteen (321.19), subsection one (1);".
10. Page 18, lines 13 and 14, by striking the words "review committee".
11. Page 18, line 15, by striking the words "review committee". 4102

Amend the Oakley amendment ( $\mathrm{H}-4091$ ) to House File 894, page 1, by inserting after line 24 the following and by renumbering the amendment sections accordingly:
"3. Page 2, by inserting after line 22 the following:
"Sec. ..... Section ninety-six point four (96.4), subsections one (1) and three (3), Code 1975, as amended by Senate File four hundred eighty-five (485) enacted by the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:

1. He has registered for work at and thereafter has continued to report at an employment office in accordance with such regulations as the commission
may prescribe. The provisions of this subsection shall be waived if the individual is deemed temporarily unemployed as defined in section [thirty-two (32)] thirty-three (33) of this Act.
2. He is able to work, is available for work, and is earnestly and actively seeking work. The provision of this subsection shall be waived if he is deemed temporarily unemployed as defined in section [thirty-two (32)] thirty-three (39) of this Act.

Sec. ..... Section ninety-six point seven (96.7), subsection four (4), paragraph a, Code 1975, as amended by Senate File four hundred eighty-five (485) enacted by the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
a. As soon as practicable and in any event within two years after an employer has filed reports, as required by the commission pursuant to section 96.11 , subsection 7, the commission shall examine such reports and determine the correct amount of contributions due, and the amount so determined by the commission shall be the contributions payable. If the contributions found due shall be greater than the amount theretofore paid the notice with respect to the additional contributions, together with any interest and penalty, shall be sent by certified mail. A lien shall attach as provided in section [twentyfour (24)] twenty-three (23) of this Act if the assessment is not paid or appealed within thirty days of the date of the notice of assessment." "

SCHROEDER of Pottawattamie
H-4072
Amend House File 898 as follows:

1. Page 1, by striking all of line 20 and inserting in lieu thereof the following:
"under its jurisdiction, including alterations for the main building at Iowa braille and sightsaving school, and remodeling and centralizing food service operations at the school for the deaf. $\$ 3,700,000$ ". WYCKOFF of Benton
PAVICE of Pottawattamie
WALTER of Pottawattamie
SCHROEDER of Pottawattamie
DANKER of Pottawattamie 4075

Amend House File 898, page 2, by inserting after line 7 the following:
"d. For purchase and installation of a tur-
bine generator and accessories at Iowa state university of science and technology. $\qquad$

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H-4077
    1 Amend House File }898\mathrm{ by adding on page 1, after
    2 line 9 the following new paragraph:
    3 "For construction of an addition to the liquor
    4 warehouse and modernization of present warehouse
    facilities which is to include the general offices
    for the department.
        $1,650,000".
```

                                    VARLEY of Adair
                                    WELDEN of Hardin
                                    WULFF of Black Hawk
    H-4078
1 Amend House File 898 as follows:
2 1. Page 1, by atriking from line 20, the
3 figures " $3,700,000$ " and inserting in lieu thereof
4 the figures " $5,053,000$ ".
5 2. Page 1, by striking from line 26 the words
6 and figures "seventy-five thousand ( 75,000 )" and
7 inserting in lieu thereof the words and figures "one
8 million four hundred twenty-eight thousand
9 (1,428,000)".

PELLETT of Cass
VARLEY of Adair
EVANS of Grundy
H-4080
Amend the Clark, et al., amendment, $\mathrm{H}-4068$, to House File 898, as follows:

1. Line 3, by striking the words "Ansel Briggs"
and inserting the words "Carrie Chapman Catt".
2. Line 5, by striking the word "Ansel Briggs"
and inserting the words "Carrie Chapman Catt".

> O'HALLORAN of Black Hawk HULLINGER of Decatur DOYLE of Woodbury DRAKE of Muscatine PATCHETT of Johnson HENNESSEY of Delaware HANSEN of O'Brien GRIFFEE of Chickasaw KOOGLER of Mahaska MILLER of Cerro Gordo NORLAND of Worth HARPER of Davis

Amend House File 898 on page 2 by striking lines
219 through 22 and inserting in lieu thereof the
3 following:
4 "For purchase, according to competitive bidding
5 conducted by the comptroller in a manner similar to
6 the provisions of section eighteen point six (18.6)
7 of the Code, of two central data processing units,
8 one microfilmer which converts computer tape into
microfiche, and a communications front-end processor
system . $\$ 5,242,260 "$.

VARLEY of Adair WULFF of Black Hawk

H-4090
1
Page 2, by inserting after line 7 the following new subparagraph:
"d. In order to comply with federal and state occupational safety and health standards the sum of nine million three hundred three thousand dollars ( $\$ 9,303,000.00$ ) to be allocated to the following projects:

1. Replacement of substandard food service facilities at the Iowa school for the deaf.............................. $\$ 600,000.00$
2. Remodeling of the old veterinary quadrangle at Iowa state university of science and technology to house the college of education and the department of psychology. $\$ 2,000,000.00$
3. Replacement of substandard facilities of the department of music at Lowa state university of science and technology . $\$ 3,235,000.00$
4. Replacement of substandard facilities of the seeds laboratory at Iowa state university of science and technology............................................................ $\$ 1,428,000.00$
5. Replacement of substandard facilities of the horticulture department at Iowa state university of science and technology \$2,040,000.00."

> CRAWFORD of Story EGENES of Story

H-4098
Amend House File 898 on page 1, by striking lines 20 through 28 and inserting in lieu thereof the following:
"under its jurisdiction.................................... $\mathbf{\$ 5 , 0 5 3 , 0 0 0}$
b. For construction of a seeds laboratory facilities at Iowa state university there shall be allocated from funds appropriated by paragraph
a of this subsection the sum of one million four hundred twenty-eight thousand $(1,428,000)$ dollars, or so much thereof as may be necessary."

PELLETT of Cass
VARLEY of Adair
EVANS of Grundy

## H-4099

1 Amend House File 898 as follows:
2 1. Page 4, by striking from lines 2 and 3 the
3 words "building to be known as the Henry A. Wallace".
4 2. Page 4, line 16, by striking the words
5 "Henry A. Wallace" and inserting in lieu thereof
6 "state agricultural".
3. Page 4, line 21, by striking the words "Henry A. Wallace" and inserting in lieu thereof "state agricultural".
4. Page 4, line 31, by striking the words "Henry A. Wallace" and inserting in lieu thereof "state agricultural".

DIELEMAN of Marion
$\mathrm{H}-4100$
1 Amend House File 898 on page 2 by striking lines
19 through 22 and inserting in lieu thereof the following:
"For rental, lease, or lease with the option to buy, according to competitive bidding conducted by the comptroller in a manner similar to the provisions of section eighteen point six (18.6) of the Code, of two central data processing units, one microfilmer which converts computer tape into microfiche, and a communications front-end processor system . $\$ 1,500,000 \prime$.

VARLEY of Adair GRIFFEE of Chickasaw
$\mathrm{H}-4101$
1 Amend House File 898 as follows:
2 1. Page 2, line 10 , by striking the word "contract"
3 and inserting the words "preparation of contracts".
2. Page 3, line 13, after the word "lots" insert ";".

JESSE of Polk
H-4103
1 Amend House File 898 as follows:
2 1. Page 11, after line 18, by adding the following
3 sections:
or a state agency, wherever situated. Such buildings
11 and structures are not subject to other local building
12 codes or inspection.
Sec. …- Section one hundred three A point ten (103A.10), subsection two (2), paragraph a, Code 1975, is amended to read as follows:
a. To all buildings and structures owned by the state or an agency of the state and the commissioner shall determine compliance with the state building code.

Sec. ..... Section one hundred three A point nineteen (103A.19), Code 1975, is amended by adding at the end thereof the following new subsection:
$N E W$ SUBSECTION. Subsections one (1) through six

(6) of this section do not apply to buildings and structures owned by the state or a state agency. Approval of plans and specifications, the issuance of documents, and inspection of construction shall be carried out or delegated by the commissioner, whether or not the building or structure is within or without a governmental subdivision which has adopted or enacted a resolution or ordinance accepting the applicability of the code."
2. Title page, line 2 , after the comma insert the words "clarifying responsibility for determining compliance with the state building code of state owned capital improvements, buildings, and structures, providing for".

SCHROEDER of Pottawattamie BITTLE of Polk MONROE of Des Moines GRIFFEE of Chickasaw

H-4104
Amend House File 898 as follows:

1. Page 4, line 2, by striking the words "to be".
2. Page 4 , line 3 , by striking the words "as the
Henry A. Wallace" and inserting the words "by a nameselected by the capitol planning commission for the".3. Page 4, line 14, after the word "building"
insert the words "to be known by a name selected bythe capitol planning commission,".4. Page 4, line 16, by striking the words "Henry
A. Wallace" and inserting the words "stateagricultural".5. Page 4, line 21, by striking the words "Henry
A. Wallace" and inserting the words "state
agricultural".
3. Page 4, line 31, by striking the words "HenryA. Wallace" and inserting the words "stateagricultural".
SCHROEDER of Pottawattamie CAFFREY of Polk
CAFFREY of Polk
H-4105
1 Amend House File 898 as follows:

Amend House File 898 as follows:
2

1. Page 1, by striking lines 21 through 28 and inserting in lieu thereof the following:
"b. For replacement of substandard facilities of the seeds laboratory at Iowa state university of science and technology in order to comply with federal and state occupational safety and health standards $. \$ 1,428,000$
2. Page 2, by inserting after line 7 thefollowing new subparagraphs:
"d. For replacement of substandard food service facilities at the Iowa school for the deaf in order to comply with federal and state occupational safety and health standards $\qquad$ $\$ 600,000$
e. For remodeling of the old veterinary quadrangle at Iowa state university of science and technology to

17 house the college of education and the department of
18 psychology in order to comply with federal and state

19
20
21
occupational safety and health standards .... $\$ 2,000,000$
f. For replacement of substandard facilities of the department of music at Iowa state university of science and technology in order to comply with federal and state occupational safety and health standards . $\$ 3,235,000$
g. For the replacement of substandard facilities of the horticulture department at Iowa state university of science and technology in order to comply with federal and state occupational safety and health standards
. $\$ 2,040,000$
CRAWFORD of Story EGENES of Story
H-4071
1 Amend House File 901 as follows:
2 1. Page 1, line 5 , by striking the following:
3 "three million ( $3,000,000$ )" and inserting in lieu
thereof the following: "two million ( $2,000,000$ )".
2. Page 1, line 31, by striking the following:
"four million ( $4,000,000$ )" and inserting in lieu
thereof the following: "five million ( $5,000,000$ )".
MILLER of Buchanan
H-4074
Amend House File 901, page 1, by striking all after the comma in line 31 and all of lines 32,33 and 34, and inserting in lieu thereof the following:
"three million six hundred thousand dollars ( $\$ 3,600,000.00$ ), or so much thereof as may be necessary shall be first used to repay the loans to the counties made under the provisions of House File 368, Sixty-sixth General Assembly; the balance shall be distributed to the counties in accordance with section three (3) of this Act."

WELDEN of Hardin
4088
Amend House File 901, page 1, lines 23 through 26, by striking the words ", insofar as practicable, for projects and programs developed and maintained for citizens of the county residing outside the incorporated areas of any city" and inserting in lieu thereof the words "for the construction and maintenance of secondary and farm-to-market roads".

## DANKER of Pottawattamie BENNETT of Ida

H-4086
Amend H—4065 by Oakley to Senate File 205, as amended, passed, and reprinted by the Senate, page 1, by striking lines 7 through 13 and inserting in lieu thereof the words "notice by the teacher. The court's review shall be de novo."

OAKLEY of Clinton

H-4082

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may authorize that games of skill, games of chance,
bingo and raffles may be held at bona fide school
functions, such as carnivals, fall festivals, bazaars
and similar events. Each school shall obtain a license
pursuant to this section prior to permitting such
games or activities on the premises."

MONROE of Des Moines PATCHETT of Johnson

H-4084
1 Amend Senate File 496, as amended, passed by the
2 Senate, and reprinted, as follows:
3 1. Page 14, by inserting after the period in line
420 the following:
5 "The provisions of this paragraph notwithstanding
6 the sponsor may not charge an entrance fee or a fee to
7 participate in roulette, klondike, faro, chuck-a-luck,
8 keno, punchboard, push card, pull-tab, jar ticket, numbers ticket or bookmaking, and no person may expend any money in participation of the above."

DIELEMAN of Marion BENNETT of Ida

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:47 p.m. until 9:00 a.m., Friday, June 6, 1975.

## JOURNAL OF THE HOUSE

One Hundred Forty-fifth Calendar Day-Ninety-sixth Session Day

> Hall of the House of Rerpresentatives Des Moines, Iowa, Friday, June 6, 1975

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

Prayer was offered by the Reverend John Dorton, pastor of the St. Anthony's Catholic Church, Des Moines, Iowa.

The Journal of Thursday, June 5,1975 , was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dayrle Crabb, Denison, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Fullerton of Woodbury on request of Rinas of Linn; Newhard of Jones on request of Poncy of Wapello; Doyle of Woodbury on request of Middleswart of Warren.

## SPECIAL PRESENTATIONS

Lonergan of Boone introduced to the House Dr. H. C. Erbe who presented the following visitors from Iowa's sister state, Yucatan: Senora Socorro Coberero de Rodriguez from Campeche, wife of the Governor; Treasurer of State Fernando and Senora Susanna Berro Waring; Director of Economic Development from Quintana Roo, Senor Sabas Barondi; and Senors Jaime Ramos, Eduardo Puerto and Victor Perez Novelo.

## PRESENTATION OF VISITORS

Brockett of Marshall presented the Honorable Harold McCormick, former member of the House during the Sixty-third through the Sixty-fifth General Assemblies representing Delaware County.

Griffee of Chickasaw presented the Honorable Ralph McCartney, former member of the House from Floyd County during the Sixty-second and Sixty-third General Assemblies, serving as
majority floor leader in 1969 and 1970, and member of the Senate during the Sixty-fifth General Assembly.

## PETITION FILED

The following petition was received and placed on file:
By Brockett of Marshall from twenty-four Jaycee Ettes of Marshall County requesting action from the Legislature to pass legislation that will help to keep the malpractice insurance rates down.

## INTRODUCTION OF BILL

House File 904, by committee on appropriations, a bill for an act relating to the railroad grade crossings on public highways , and increasing funds allocated for such purposes.

Read first time and placed on the appropriations calendar.

## messages from the senate

The following messages were received from the Senate:
Mr. Splakikr: I am directed to inform your honorable body that the members of the conference committee appointed on House File 185, a bill for an act relating to the transporting of livestock, and providing penalties, on the part of the Senate, are: The Senator from Cerro Gordo, Mr. Scott, chairman; the Senator from Butler, Mr. Burroughs; the Senator from Mitchell, Mr. Merritt; the Senator from Linn, Mr. Redmond; and the Senator from Clinton, Mr. Shaff.

Also: That the Senate has on June 5, 1975, receded from its amendment to and passed the following bill:

House File 421, a bill for an act relating to the equipment of motorcycles and motorcycle riders.

Also: That the Senate has on June 5, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice.

Also: That the Senate has on June 5, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 880, a bill for an act appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council, and the academy of science.

Also: That the Senate has on June 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 565, a bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program.

Also: That the Senate has on June 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue.

Also: That the Senate has on June 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 567, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission.

Also: That the Senate has on June 5, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 568, a bill for an act setting a salary range for certain state officials and designated employees of the state and providing for the governor to set salaries within such ranges.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 803

H—4107

Amend House File 803 as amended, passed and reprinted by the House as follows:

1. Page 1 , line 17 , by striking the words "an
assessment of the policyholders" and inserting in lieu
thereof the words "a stabilization reserve fund contributed to by insureds".
2. Page 2, by striking line 5 , and inserting in lieu thereof the words "licensed health care".
3. Page 2, by inserting after line 12 the following new subsection:
"5. "Licensed health care provider" means and includes a physician and surgeon, osteopath, osteopathic physician and surgeon, dentist, podiatrist, optometrist, pharmacist, chiropractor or nurse licensed pursuant to chapter one hundred forty-seven (147) of the Code, and a hospital licensed pursuant to chapter one hundred thirty-five $B$ (135B) of the Code."
4. Page 4, by striking lines 12 through 19.
5. Page 5 , by striking lines 15 and 16 and inserting in lieu thereof the following:
"All policies shall be issued subject to the group retrospective rating plan and the stabilization reserve fund authorized by this Act. No policy".
6. Page 5, line 35, by inserting after the word "basis," the following:
"giving due consideration to the group retrospective rating plan and the stabilization reserve fund,".
7. Page 6, by striking lines 4 through 10 and inserting in lieu thereof the following:
"ject to a nonprofit group retrospective rating plan to be approved by the commissioner under which the final premium for all policyholders of the association, as a group, will be equal to the administrative expenses, loss and loss adjustment
expenses and taxes, plus a reasonable allowance for contingencies and servicing. Policyholders shall be given full credit for all investment income, net of expenses and a reasonable management fee, on policyholder supplied funds. The standard premium, before retrospective adjustment, for each policy issued by the association shall be established for portions of the policy period coinciding with the association's fiscal year on the basis of the association's rates, rating plans, rating rules, and rating classifications then in effect. The maximum final premium for all policyholders of the association, as a group, shall be limited as provided in subsection five (5) of section six (6) of this Act. Since the business of the association is subject to the nonprofit group retrospective rating plan required

## e 2

by this subsection, there shall be a presumption that the rates filed and premiums imposed by the association are not unreasonable or excessive."
8. Page 6, line 12, by striking the word "assessment".
9. Page 6, by striking line 13 and inserting in lieu thereof the following:
"the stabilization reserve fund has been exhausted in payment of the maximum final premium for all policyholders of the association."
10. Page 6 , line 16, by striking the word "one".
11. Page 6, by striking lines 17 through 28 and inserting in lieu thereof the following:
"deducting their share of the deficit from past or future premium taxes due the state of Iowa. The association shall amend the amount of".
12. Page 7, by inserting after line 4 the following new section:
"Sec. 6. NEW SECTION. STABILIZATION RESERVE FUND.

1. There is created a stabilization reserve fund.

The fund shall be administered by three directors, one of whom shall be the commissioner. The remaining two directors shall be appointed by the commissioner: One shall be a representative of the association and the other a representative of its policyholders.
2. The directors shall act by majority vote with two directors constituting a quorum for the transaction of any business or the exercise of any power of the fund. The directors shall serve without salary, but each director other than the commissioner shall be reimbursed for actual and necessary expenses incurred in the performance of official duties as a director. The directors shall not be subject to any personal liability with respect to the administration of the fund for acts or decisions made in good faith pursuant to the provisions of this Act.
3. Each policyholder shall pay to the association a stabilization reserve fund charge determined by
ge
the directors which shall not exceed the amount of one annual premium due for insurance through the association. Such charge shall be separately stated in the policy. The association shall cancel the policy of any policyholder who fails to pay the stabilization reserve fund charge.
4. The association shall promptly pay to the fund all stabilization reserve fund charges which it collects from its policyholders and any retrospective premium refunds payable under any group retrospective rating plan approved by the commissioner under the provisions of this Act.
5. All monies received by the fund shall be held in trust by a corporate trustee selected by the directors. The corporate trustee may invest the monies held in trust, subject to the approval of the directors. All investment income shall be credited to the fund, and all expenses of administration of the fund shall be charged against the fund. The monies held in trust shall be used solely for the purpose of discharging when due any retrospective premium charges payable by policyholders of the association under the group retrospective rating plan approved by the commissioner. Payment of retrospective premium charges shall be made by the directors upon certification to them by the association of the amount due. If all monies accruing to the fund are finally exhausted in payment of retrospective premium charges, all liability and obligations of the association's policyholders with respect to the payment of retrospective premium charges shall thereupon terminate and shall be conclusively presumed to have been discharged. Any monies remaining in the fund after all such retrospective premium charges have been pald shall be returned to policyholders pursuant to procedures authorized by the directors."
13. By renumbering sections of the bill and correcting internal references in conformity with sections $1,5,6,7,8,9$, and 12 of this amendment.
14. Page 11, line 1, by striking the word "be".
15. Page 11, by striking lines 2 through 8 and inserting in lieu thereof the following:
"create a presumption that informed consent was given. A".
16. Page 11, by striking line 26, and inserting in lieu thereof the following:
519.1 AUTHORIZATION. Any number of physicians[, druggists] and surgeons, osteopaths, osteopathic physicians and surgeons, podiatrists, chiropractors, pharmacists,".
17. Page 14, by striking lines 10 and 11 and inserting in lieu thereof the following:
"wrongful death against any physician and surgeon, osteopath, osteopathic physician and surgeon, dentist,

## Page 4

1 20. Page 15, by striking lines 16 through 20.

## SENATE AMENDMENT TO HOUSE FILE 880

H-4108

4108
podiatrist, optometrist, pharmacist, chiropractor or nurse licensed under this chapter or against any hospital licensed under chapter one thirtyfive B (135B) of the Code,'.
18. Page 14, line 12, by striking the words "this state,".
19. Page 14, line 23, by inserting after "optometrist," the word "pharmacist,".

Amend House File 880, as passed by the House, as
follows:

1. Page 2, by inserting after line 19 the
following:
"Sec. ..... Section three hundred three A point six (303A.6), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

The Iowa library department shall include but not be limited to the medical library division [and], the
law library division, and the military library division.

Sec. ..... Section three hundred three A point six (303A.6), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. The military library division shall be headed by the adjutant general. The adjutant general shall:
a. Operate the military library division which shall be maintained in the memorial hall at Camp Dodge and which shall be available for free use by the residents of Iowa under such reasonable rules as the commission may adopt.
b. Maintain as an integral part of the military library documents, reports, records, and books which describe the history of the national guard and individual Iowans who have served in the armed services.
c. Perform such other duties related to the military library as may be imposed by law or by rules of the commission."
2. Title page, line 3, by inserting after the word "science" the words "and establishing a military library division within the Iowa library department".

## SENATE MESSAGES CONSIDERED

Senate File 565, a bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle fuel tax fund to the department of revenue for such purposes.

Read first time and referred to committee on appropriations.
Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue.

Read first time and referred to committee on appropriations.
Senate File 567, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission to finance the participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D. C.

Read first time and referred to committee on appropriations.

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following bills: House Files 899, 900, 901, and 903.

## UNFINISHED BUSINESS

The House resumed consideration of House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds.

Wyckoff of Benton offered the following amendment H-4072 filed by Wyckoff, et al., and moved its adoption:

| H- | 4072 |
| ---: | :--- |
| 1 | Amend House File 898 as follows: |
| 2 | 1. Page 1, by striking all of line 20 and |
| 3 | inserting in lieu thereof the following: |
| 4 | "under its jurisdiction, including alterations |
| 5 | for the main building at Iowa braille and sight- |
| 6 | saving school, and remodeling and centralizing |
| 7 | food service operations at the school for the |
| 8 | deaf........................................................ $\$ 3,700,000 "$. |

Roll call was requested by Schroeder of Pottawattamie and Pavich of Pottawattamie.

On the question "Shall amendment H-4072 be adopted ?"
The ayes were, 41:

| Baker | Egenes | Lageschulte | Perkins <br> Bennett |
| :--- | :--- | :--- | :--- |
| Evans |  |  |  |
| Bortell | Gentleman | Lindeen | McElroy |

The nays were, 43:
$\left.\begin{array}{ll}\text { Anderson } & \begin{array}{l}\text { Fitzgerald } \\ \text { Avenson }\end{array} \\ \text { Gilloon }\end{array}\right)$

Absent or not voting, 16:

| Brunow | Fullerton |
| :--- | :--- |
| Connors | Harper |
| Crabb | Harvey |
| Doyle | Husak |

Amendment H—4072 lost.
Pellett of Cass asked and received unanimous consent that amendment H-4078, filed by Pellett, et al., on June 5, 1975, and found on page 2178 of the House Journal, be withdrawn.

Pellett of Cass offered the following amendment H-4098 filed by Pellett, et al., and moved its adoption:

4098
Amend House File 898 on page 1, by striking
lines 20 through 28 and inserting in lieu thereof
the following:
"under its jurisdiction.
\$5,053,000
b. For construction of a seeds
laboratory facilities at Iowa state
university there shall be allocated
from funds appropriated by paragraph
a of this subsection the sum of one
million four hundred twenty-eight
thousand ( $1,428,000$ ) dollars, or so
much thereof as may be necessary."
Roll call was requested by Pellett of Cass and Varley of Adair.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4098$ be adopted?"
The ayes were, 42:

| Baker <br> Bennett | Drake <br> Egenes |
| :--- | :--- |
| Bittle | Evans |
| Bortell | Gentleman |
| Branstad | Halvorson |
| Brockett | Hansen |
| Clark | Hinkhouse |
| Crawford | Jordan |
| Daggett | Junker |
| Danker | Kreamer |
| Den Herder | Lageschulte |

The nays were, 43 :

| Anderson | Fitzgerald <br> Avenson |
| :--- | :--- |
| Gilloon |  |
| Bina | Griffee |
| Brandt | Hargrave |
| Brunow | Hennessey |
| Byerly | Higgins |
| Caffrey | Hines |
| Cusack | Horn |
| Dieleman | Howell |
| Dunton | Hullinger |
| Dyrland | Jesse |

Absent or not voting, 15:

| Connors | Harper | Lipsky | Nealson |
| :--- | :--- | :--- | :--- |
| Crabb | Harvey | Middleton | Newhard |
| Doyle | Husak | Millen | Stromer |
| Fullerton | Hutchins | Monroe |  |

Amendment H-4098 lost.
Speaker pro tempore Jesse in the chair at 10:25 a.m.
Crawford of Story offered amendment H-4105 filed by him and Egenes of Story. Division was requested as follows:

```
H-4105
    1 Amend House File 898 as follows:
H-4105A
            1. Page 1, by striking lines 21 through 28 and
    inserting in lieu thereof the following:
            "b. For replacement of substandard facilities
    of the seeds laboratory at Iowa state university of
    science and technology in order to comply with
    federal and state occupational safety and health
    standards
        $1,428,000
H-4105B
            2. Page 2, by inserting after line 7 the
        following new subparagraphs:
            "d. For replacement of substandard food service
        facilities at the Iowa school for the deaf in order
```

13 to comply with federal and state occupational safety
14 and health standards .................................................. $\$ 600,000$
15 e. For remodeling of the old veterinary quadrangle
16 at Iowa state university of science and technology to
17 house the college of education and the department of
18 psychology in order to comply with federal and state

Oakley of Clinton rose on a point of order that amendment $\mathrm{H}-4105 \mathrm{~A}$ was not in order.

The Speaker ruled the point well taken and amendment H-4105A out of order.

Speaker Cochran in the chair at 10:34 a.m.
Crawford of Story moved the adoption of amendment H—4105B.

Roll call was requested by Egenes of Story and Varley of Adair.
On the question "Shall amendment H-4105B be adopted ?"
The ayes were, 32:

| Bennett | Drake |
| :--- | :--- |
| Bittle | Egenes |
| Bortell | Evans |
| Brockett | Gentleman |
| Clark | Halvorson |
| Crawford | Hansen |
| Daggett | Hines |
| Danker | Junker |

The nays were, 51:

| Anderson | Fitzgerald |
| :--- | :--- |
| Avenson | Gilloon |
| Baker | Griffee |
| Bina | Hargrave |
| Brandt | Harper |
| Branstad | Hennessey |
| Brunow | Higgins |
| Byerly | Hinkhouse |
| Caffrey | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Dunton | Jesse |
| Dyrland | Jochum |


| Kreamer | Readinger |
| :--- | :--- |
| Lageschulte | Schroeder |
| Lindeen | Small |
| Lonergan | Tauke |
| McElroy | Tofte |
| Nealson | Varley |
| Oakley | West |
| Pellett | Wulff |


| Koogler | Rinas |
| :--- | :--- |
| Mennenga | Scheelhaase |
| Middleswart | Spear |
| Miller, A.V. | Spencer |
| Miller, K. D. | Spradling |
| Miller, O. L. | Svoboda |
| Monroe | Walter |
| Norland | Welden |
| O'Halloran | Wells |
| Patchett | Woods |
| Pavich | Wyckoff |
| Perkins | Mr. Speaker |
| Poncy |  |

Absent or not voting, 17:

Connors
Crabb
Den Herder
Doyle
Fullerton

Harvey
Husak Hutchins Jordan

Amendment H—4105B lost.
Welden of Hardin offered the following amendment $\mathrm{H}-4075$ filed by Welden, et al., and moved its adoption:

## H-4075

1 Amend House File 898, page 2, by inserting
2 after line 7 the following:
"d. For purchase and installation of a tur-
bine generator and accessories at Iowa state
5 university of science and technology.

| Krause | Millen |
| :--- | :--- |
| Lipsky | Newhard |
| Menke | Nielsen |
| Middleton | Stromer |

Roll call was requested by Varley of Adair and Welden of Hardin.

On the question "Shall amendment H-4075 be adopted?"
The ayes were, 38:

| Bennett | Drake <br> Bittle | Egenes | Lageschulte |
| :--- | :--- | :--- | :--- |
| Bortell | Evans | Schroeder <br> Small |  |
| Branstad | Gentleman | Lonergan | Mauke |
| Brockett | Halvorson | McElroy | Tauke |
| Clark | Hansen | Nealson | Varte |
| Crawford | Harper | Oakley | Walter |
| Daggett | Hines | Pellett | Welden |
| Danker | Junker | Readinger | West |
| Den Herder | Kreamer |  |  |

The nays were, 47:

| Anderson | Fitzgerald | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Mennenga | Rinas |
| Baker | Griffee | Middleswart | Scheelhaase |
| Bina | Hargrave | Miller, A.V. | Spear |
| Brandt | Hennessey | Miller, K. D. | Spencer |
| Brunow | Higgins | Miller, O. L. | Spradling |
| Byerly | Hinkhouse | Monroe | Svoboda |
| Caffrey | Horn | Norland | Wells |
| Cusack | Howell | O'Halloran | Woods |
| Dieleman | Hullinger | Patchett | Wyckoff |
| Dunton | Jese | Pavich | Mr. Speaker |
| Dyrland | Jochum | Perkins |  |
| Absent or not voting, 15: |  |  |  |
| Connors | Harvey | Krause | Newhard |
| Crabb | Husak | Lipsky | Nielsen |
| Doyle | Hutchins | Middleton | Stromer |
| Fullerton | Jordan | Millen |  |

Amendment H-4075 lost.
Crawford of Story asked and received unanimous consent that amendment H-4090, filed by him and Egenes of Story on June 5, 1975, and found on page 2179 of the House Journal, be withdrawn.

Varley of Adair offered the following amendment $\mathrm{H}-4077$ filed by Varley, et al., and moved its adoption:


Amend House File 898 by adding on page 1, after
line 9 the following new paragraph:
"For construction of an addition to the liquor
warehouse and modernization of present warehouse
facilities which is to include the general offices
for the department. $\qquad$ $\$ 1,650,000^{\prime \prime}$.
Roll call was requested by Varley of Adair and Drake of Muscatine.

On the question "Shall amendment $\mathrm{H}-4077$ be adopted?"
The ayes were, 28:

| Bennett | Danker |
| :--- | :--- |
| Bortell | Drake <br> Branstad |
| Brockett | Egenes |
| Clark | Gens |
| Crawford | Gentleman |
| Daggett | Hanorson |
| Hansen |  |

The nays were, 50 :

| Anderson | Fitzgerald <br> Gilloon |
| :--- | :--- |
| Avenson | Hargrave |
| Baker | Hennessey |
| Bina | Higgins |
| Bittle | Hines |
| Brandt | Hinkhouse |
| Brunow | Horn |
| Byerly | Howell |
| Caffrey | Hullinger |
| Cusack | DenHerder |
| Dieleman | Jesse |
| Dunton | Jochum |
| Junker |  |

Koogler Poncy
Krause Rinas
Lindeen Scheelhaase
Lonergan Small

## Mennenga

Middleswart
Miller, A. V.
Spear
Spencer
Miller, O. L.
Nielsen
Norland
O'Halloran
Pavich
Spradling
Svoboda
Walter
Wells
Wyckoff
Mr. Speaker
Absent or not voting, 22:

| Connors | Harvey | Middleton | Perkins |
| :--- | :--- | :--- | :--- |
| Crabb | Husa | Millen | Stromer |
| Doyle | Hutchins | Newhard | West |
| Dyrland | Jordan | Oakley | Woods |
| Fullerton | Kreamer | Patchett | Wulff |
| Griffee | Lipsky |  |  |

Amendment H—4077 lost.
(House File 898 pending at recess.)
On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Varley of Adair. Roll call revealed sixty-six members present, thirty-four absent.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lageschulte of Bremer for the afternoon session on request of Tofte of Winneshiek; Junker of Woodbury for the afternoon session on request of Rinas of Linn.

## UNFINISHED BUSINESS

The House resumed consideration of House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds.

Jesse of Polk offered the following amendment H-4101 filed by him and moved its adoption:

H-4101
1 Amend House File 898 as follows:
2 1. Page 2, line 10, by striking the word "contract"
and inserting the words "preparation of contracts".
2. Page 3, line 18, after the word "lots" insert ";".
Amendment $\mathrm{H}-4101$ was adopted.
Varley of Adair offered the following amendment H-4087 filed by him and Wulff of Black Hawk and moved its adoption:

[^52]9 microfiche, and a communications front-end processor
10 system................................................ $\mathbf{\$ 5 , 2 4 2 , 2 6 0 ^ { \prime \prime } .}$
Roll call was requested by Varley of Adair and Welden of Hardin.

On the question "Shall amendment H- 4087 be adopted ?"
The ayes were, 26:

| Bennett | Danker Eindeen Schroeder <br> Bortell Egenes McElroy | Tauke |  |
| :--- | :--- | :--- | :--- |
| Branstad | Evans | Menke | Varley |
| Brockett | Gentleman | Nealson | Welden |
| Clark | Halvorson | Pellett | West |
| Crawford | Hansen | Readinger | Wulff |
| Daggett | Jordan |  |  |

The nays were, 52:

| Anderson | Griffee |
| :--- | :--- |
| Avenson | Hargrave <br> Baker |
| Harper |  |
| Bina | Hennessey |
| Brandt | Higgins |
| Brunow | Hines |
| Byerly | Hinkhouse |
| Caffrey | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Dunton | Jesse |
| Dyrland | Jochum |
| Gilloon | Koogler |

Absent or not voting, 22:
Bittle Fitzgerald
Connors Fullerton
Crabb Harvey
Den Herder
Doyle
Drake
Husak

Amendment H—4087 lost.
Varley of Adair asked and received unanimous consent that amendment H-4100, filed by him and Griffee of Chickasaw on June 5, 1975, and found on page 2180 of the House Journal, be withdrawn.

Dieleman of Marion offered the following amendment H-4099 filed by him and moved its adoption:
H-4099
Amend House File 898 as follows:

1. Page 4, by atriking from lines 2 and 3 the
words "building to be known as the Henry A. Wallace".
2. Page 4, line 16, by striking the words
"Henry A. Wallace" and inserting in lieu thereof
"state agricultural".
3. Page 4, line 21, by striking the words
"Henry A. Wallace" and inserting in lieu thereof

9 "state agricultural".
10 4. Page 4, line 31, by striking the words
11 "Henry A. Wallace" and inserting in lieu thereof
12 "state agricultural".
Roll call was requested by Avenson of Fayette and Dieleman of Marion.

On the question "Shall amendment H—4099 be adopted?"
The ayes were, 34:

| Baker | Dieleman |
| :--- | :--- |
| Bennett | Drake <br> Bortell |
| Bgenes |  |
| Branstad | Evans |
| Brockett | Halvorson |
| Caffrey | Hansen |
| Crawford | Horn |
| Daggett | Jordan |
| Danker | Koogler |

The nays were, 45:

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Harper |
| Bina | Hennessey |
| Brandt | Higgins |
| Brunow | Hines |
| Byerly | Hinkhouse |
| Clark | Howell |
| Connors | Hullinger |
| Cusack | Jesse |
| Dunton | Jochum |
| Dyrland | Krause |
| Gentleman |  |

Absent or not voting, 21:

Bittle
Crabb
Den Herder
Doyle
Fitzgerald
Fullerton

Griffee
Hargrave
Harvey
Husak
Hutchins

| Lindeen | Tauke |
| :--- | :--- |
| McEIroy | Tofte |
| Menke | Varley |
| Middleswart | Walter |
| Nealson | Welden |
| Oakley | West |
| Pellett | Woods |
| Schroeder | Wulff |

Lonergan Poncy
Mennenga $\quad$ Readinger
Miller, A. V. Scheelhaase

Miller, K. D.
Miller, O. L.
Monroe
Norland
O'Halloran
Patchett
Pavich
Perkins
Junker
Kreamer
Lageschulte
Lipsky
Middleton

Millen
Newhard
Nielsen
Rinas
Stromer
Amendment H—4099 lost.
Schroeder of Pottawattamie offered amendment H-4104 filed by him and Caffrey of Polk. Division was requested as follows:

H-4104
1 Amend House File 898 as follows:
H-4104B
2 1. Page 4, line 2, by striking the words "to be".
3 2. Page 4, line 3, by striking the words "as the
4 Henry A. Wallace" and inserting the words "by a name
5 selected by the capitol planning commission for the".
H-4104A
6 3. Page 4, line 14, after the word "building"
7 insert the words "to be known by a name selected by
8 the capitol planning commission,".

## H-4104B

9 4. Page 4, line 16, by striking the words "Henry
10 A. Wallace" and inserting the words "state
11 agricultural".
12 5. Page 4, line 21, by striking the words "Henry
13 A. Wallace" and inserting the words "state 14 agricultural".
6. Page 4, line 31, by striking the words "Henry

16 A. Wallace" and inserting the words "state
17 agricultural".
Schroeder of Pottawattamie asked and received unanimous consent that amendment H-4104B be withdrawn.

Evans of Grundy offered the following amendment H-4063 filed by Evans, et al., and moved its adoption:

## H-4063

Amend House File 898 as follows:

1. Page 4, line 3, by striking "Henry A. Wallace"
and inserting in lieu thereof "Norman E. Borlaug".
2. Page 4, line 16, by striking "Henry A.

Wallace" and inserting in lieu thereof "Norman E.
Borlaug".
3. Page 4, line 21, by striking "Henry A.

Wallace" and inserting in lieu thereof "Norman E.
Borlaug".
4. Page 4, line 31, by striking "Henry A. Wallace" and inserting in lieu thereof "Norman E. Borlaug".
A non-record roll call was requested.
The ayes were 23 , nays 52 .
Amendment H—4063 lost.
Spear of Lee offered the following amendment H-4064 filed by him from the floor and moved its adoption:

H-4064
1 Amend House File 898 as follows:
2 Page 4, by striking from lines 3, 16, 21 and 31
3 "A. Wallace" and inserting in lieu thereof "Wallaces".
A non-record roll call was requested.
The ayes were 25 , nays 46 .
Amendment H-4064 lost.
Clark of Lee offered the following amendment $\mathrm{H}-4068$ filed by Clark, et al.:

1 Amend House File 898, as follows:
2 1. Page 4, by striking the word " $a$ "
and inserting the words "Ansel Briggs".
2. Page 4, by inserting after the word "the"
in lines 17, 22 and 32 the words "Ansel Briggs".
O'Halloran of Black Hawk offered the following amendmen H-4080, to amendment H-4068, filed by O'Halloran, et al.:

H-4080
Amend the Clark, et al., amendment, H-4068,
to House File 898, as follows:

1. Line 3, by striking the words "Ansel Briggs"
and inserting the words "Carrie Chapman Catt".
2. Line 5, by striking the word "Ansel Briggs"
and inserting the words "Carrie Chapman Catt".
Roll call was requested by O'Halloran of Black Hawk anc Brunow of Appanoose.

Rule 70 was invoked.
On the question "Shall amendment H-4080, to amendmen H-4068, be adopted?"

The ayes were, 89:

| Avenson | Griffee <br> Bina |
| :--- | :--- |
| Brandt | Hargrave |
| Brockett | Hennessey |
| Higgins |  |
| Brunow | Hines |
| Cusack | Hinkhouse |
| Drake | Howell |
| Dyrland | Jochum |
| Evans | Koogler |
| Gentleman | Krause |
| The nays were, 41: |  |


| Lonergan | Pavich |
| :--- | :--- |
| McElroy | Rinas |
| Mennenga | Scheelhaase |
| Middleswart | Small |
| Miller, A. V. | Spear |
| Miller, O. L. | Svoboda |
| Monroe | Varley |
| Norland | Weden |
| O'Halloran | Wulff |
| Patchett |  |


| Lindeen | Schroeder <br> Menke |
| :--- | :--- |
| Spencer |  |
| Miller, K. D. | Spradling <br> Nealson |
| Tauke |  |
| Nielsen | Walter |
| Oakley | Wells |
| Pellett | West |
| Perkins | Woods |
| Poncy | Wyckoff |
| Readinger | Mr. Speaker |


| Hutchins | Middleton <br> Junker |
| :--- | :--- |
| Millen |  |
| Kreamer | Newhard |
| Lageschulte | Stromer |
| Lipsky | Tofte |

Amendment H-4080 lost.
Clark of Lee moved the adoption of amendment $\mathrm{H}-4068$.

A non-record roll call was requested.
The ayes were 46 , nays 34 .
Amendment H-4068 was adopted.
With the adoption of amendment $\mathrm{H}-4068$, amendment $\mathrm{H}-4104 \mathrm{~A}$ is out of order.

Schroeder of Pottawattamie offered the following amendment H-4103 filed by Schroeder, et al., and moved its adoption :
"Sec. ..... Section one hundred three A point five (103A.5), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. Perform or delegate the acts necessary to carry out the objectives of this chapter for all building and structures owned by the state or a state agency, wherever situated. Such buildings and structures are not subject to other local building codes or inspection.

Sec. $\qquad$ Section one hundred three A point ten (103A.10), subsection two (2), paragraph a, Code 1975, is amended to read as follows:
a. To all buildings and structures owned by the state or an agency of the state and the commissioner shall determine compliance with the state building code.

Sec. ..... Section one hundred three A point nineteen (103A.19), Code 1975, is amended by adding at the end thereof the following new subsection:

NEW SUBSECTION. Subsections one (1) through six (6) of this section do not apply to buildings and structures owned by the state or a state agency. Approval of plans and specifications, the issuance of documents, and inspection of construction shall be carried out or delegated by the commissioner, whether or not the building or structure is within or without a governmental subdivision which has adopted or enacted a resolution or ordinance accepting the applicability of the code."
2. Title page, line 2 , after the comma insert the words "clarifying responsibility for determining compliance with the state building code of state owned capital improvements, buildings, and structures, providing for".

Amendment H-4103 was adopted.
Caffrey of Polk moved to reconsider the vote by which amendment H-4072 failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 46 , nays 32 .
The motion prevailed and the House reconsidered amendment H-4072.

Wyckoff of Benton moved the adoption of amendment H-4072.
Roll call was requested by Walter of Pottawattamie and Bina of Scott.

On the question "Shall amendment H-4072 be adopted?"
The ayes were, 50 :

| Anderson | Dieleman <br> Baker | Lindeen <br> Drake | McElroy |
| :--- | :--- | :--- | :--- |

The nays were, 30 :

| Avenson | Hargrave | Lonergan | Readinger |
| :--- | :--- | :--- | :--- |
| Brunow | Harper | Miller,A. V. | Scheelhaase |
| Connors | Hinkhouse | Monroe | Small |
| Crawford | Horn | Nielsen | Spradling |
| Cusack | Hullinger | O'Halloran | Welden |
| Dunton | Jochum | Patchett | Wells |
| Fitzgerald | Koogler | Poncy | Mr. Speaker |
| Griffee | Krause |  |  |

Absent or not voting, 20:

| Bittle | Fullerton | Junker | Millen |
| :--- | :--- | :--- | :--- |
| Crabb | Harvey | Kreamer | Newhard |
| Den Herder | Husak | Lageschulte | . Spencer |
| Doyle | Hutchins | Lipsky | Stromer |
| Egenes | Jesse | Middleton | Tofte |

Amendment H-4072 was adopted
Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 898)
The ayes were, 78:

| Anderson | Bennett |
| :--- | :--- |
| Avenson | Bina |
| Baker | Bortell |


| Brandt | Brunow <br> Branstad <br> Brockett |
| :--- | :--- |
| Byerly <br> Caffrey |  |


| Clark | Harper |
| :--- | :--- |
| Connors | Hennessey |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Daggett | Horn |
| Danker | Howell |
| Dieleman | Hullinger |
| Drake | Jochum |
| Dunton | Jordan |
| Dyrland | Koogler |
| Evans | Krause |
| Fitzgerald | Lindeen |
| Gentleman | Lonergan |
| Gilloon | McElroy |
| Griffee | Menke |
| Halvorson | Mennenga |
| Hansen | Middleswart |


| Miller, A. V. | Schroeder |
| :--- | :--- |
| Miller, K. D. | Small |
| Miller, O. L. | Spear |
| Nealson | Spencer |
| Nielsen | Spradling |
| Norland | Svoboda |
| Oakley | Tauke |
| O'Halloran | Varley |
| Patchett | Walter |
| Pavich | Welden |
| Pellett | Wells |
| Perkins | West |
| Poncy | Woods |
| Readinger | Wulff |
| Rinas | Wyckoff |
| Scheelhaase | Mr. Speaker |

The nays were, 2:
Higgins Monroe
Absent or not voting, 20:

| Bittle | Fullerton | Jesse | Middleton |
| :--- | :--- | :--- | :--- |
| Crabb | Hargrave | Junker | Millen |
| Den Herder | Harvey | Kreamer | Newhard |
| Doyle | Husak | Lageschulte | Stromer |
| Egenes | Hutchins | Lipsky | Tofte |

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

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

House File 899, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 899)
The ayes were, 78:

| Anderson | Clark | Gentleman | Hullinger |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Gilloon | Jochum <br> Baker |
| Bennett | Crawford | Griffee | Jordan |
| Bina | Cusack | Halvorson | Koogler |
| Bortell | Daggett | Hansen | Lindeen |
| Brandt | Dieleman | Harper | Honergan |
| Branstad | Drake | Hennessey | McElroy |
| Brockett | Dunton | Higgins | Menke |
| Brunow | Dyrland | Hinkhouse | Mennenga |
| Byerly | Evans | Horn | Middleswart |
| Caffrey | Fitzgerald | Howell | Miller, A.V. |
|  |  |  | Miller, K. D. |

Miller, O. L.
Monroe
Nealson
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder

| Small | Welden |
| :--- | :--- |
| Spear | Wells |
| Spencer | West |
| Svoboda | Woods |
| Tauke | Wulff |
| Varley | Wyckoff |
| Walter | Mr. Speaker |

The nays were, none.
Absent or not voting, 22:

| Bittle | Hargrave |
| :--- | :--- |
| Crabb | Harvey |
| Den Herder | Husak |
| Doyle | Hutchins |
| Egenes | Jesse |
| Fullerton | Junker |


| Krause | Millen <br> Kreamer |
| :--- | :--- |
| Newhard |  |
| Lageschulte | Spradling |
| Lipsky | Stromer |
| Middleton | Tofte |

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

House File 900, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 900)
The ayes were, 79:

| Anderson | Dyrland | Krause | Poncy |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Lindeen | Readinger |
| Baker | Fitzgerald | Lonergan | Scheelhaase |
| Bennett | Gentleman | McElroy | Schroeder |
| Bina | Gilloon | Menke | Small |
| Bortell | Griffee | Mennenga | Spear |
| Brandt | Halvorson | Middleswart | Spencer |
| Branstad | Hansen | Miller, A. V. | Spradling |
| Brockett | Hargrave | Miller, K. D. | Svoboda |
| Brunow | Harper | Miller, O. L. | Tauke |
| Byerly | Hennessey | Monroe | Varley |
| Clark | Higgins | Nealson | Walter |
| Connors | Hines | Nielsen | Welden |
| Crawford | Hinkhouse | Norland | Wells |
| Cusack | Horn | Oakley | West |
| Daggett | Howell | O'Halloran | Woods |
| Danker | Hullinger | Patchett | Wulff |
| Dieleman | Jochum | Pavich | Wyckoff |
| Drake | Jordan | Pellett, | Mr. Speaker |
| Dunton | Koogler | Perkins |  |

The nays were, none.
Absent or not voting, 21:
Bittle Den Herder
Caffirey
Crabb
Doyle
Egenes

| Fullerton | Hutchins <br> Harvey |
| :--- | :--- |
| Husak | Jesse |
| Junker |  |


| Kreamer | Middleton | Newhard | Stromer <br> Lageschulte |
| :--- | :--- | :--- | :--- |
| Millen | Rinas | Tofte |  | Lipsky

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

## HOUSE FILES 901 AND 902 DEFERRED

Dunton of Keokuk asked and received unanimous consent that House Files 901 and 902 be deferred and that the bills retain their place on the calendar.

House File 903, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund, was taken up for consideration.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 903)
The ayes were, 78:

| Anderson | Dyrland <br> Avenson | Krause <br> Evans | Poncy <br> Readinger |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Lindeen | Ronergan |
| Bennett | Gentleman | McElroy | Schas |
| Bina | Gilloon | Menke | Schroeder |
| Bortell | Griffee | Mennenga | Spear |
| Brandt | Halvorson | Middleswart | Spencer |
| Branstad | Hansen | Miller, A. V. | Spradling |
| Brunow | Hargrave | Miller, K. D. | Svoboda |
| Byerly | Harper | Miller, O. L. | Tauke |
| Caffrey | Hennessey | Monroe | Varley |
| Clark | Higgins | Nealson | Walter |
| Connors | Hines | Nielsen | Welden |
| Crawford | Hinkhouse | Norland | Wells |
| Cusack | Horn | Oakley | West |
| Daggett | Howell | O'Halloran | Woods |
| Danker | Hullinger | Pavich | Wulfs |
| Dieleman | Jochum | Pellett | Wyckoff |
| Drake | Jordan | Perkins | Mr. Speaker |
| Dunton | Koogler |  |  |
| The nays were, none. |  |  |  |

Absent or not voting, 22:

| Bittle | Fullerton <br> Brockett |
| :--- | :--- |
| Crabb | Harvey |
| Husak |  |
| Den Herder | Hutchins |
| Doyle | Jesse |
| Egenes | Junker |


| Kreamer | Newhard <br> Lageschulte |
| :--- | :--- |
| Patchett |  |

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

House File 901, a bill for an act to make a supplemental appropriation from the general fund of the state to the municipal assistance fund and to appropriate from the general fund of the state to the county government assistance fund created by this Act, was taken up for consideration.

Miller of Buchanan offered the following amendment H-4071 filed by him and moved its adoption:

H-4071
1 Amend House File 901 as follows: 1. Page 1 , line 5 , by striking the following:
"three million ( $3,000,000$ )" and inserting in lieu thereof the following: "two million ( $2,000,000$ )". 2. Page 1 , line 31 , by striking the following:
"four million ( $4,000,000$ )" and inserting in lieu
thereof the following: "five million ( $5,000,000$ )".
Roll call was requested by Schroeder of Pottawattamie and Bennett of Ida.

Rule 70 was invoked.
On the question "Shall amendment H—4071 be adopted?"
The ayes were, 29:

| Baker | Dyrland | McElroy | Scheelhaase |
| :---: | :---: | :---: | :---: |
| Bennett | Griffee | Menke | Schroeder |
| Bortell | Halvorson | Miller, K. D. | Spencer |
| Branstad | Hansen | Miller, O. L. | Svoboda |
| Byerly | Hennessey | Nealson | Welden |
| Caffrey | Jordan | Pellett | West |
| Daggett | Lindeen | Perkins | Wyckoff |
| Danker |  |  |  |
| The nays were, 48: |  |  |  |
| Anderson | Evans | Jochum | Patchett |
| Avenson | Fitzgerald | Koogler | Pavich |
| Bina | Gentleman | Krause | Readinger |
| Brandt | Gilloon | Lonergan | Rinas |
| Brunow | Hargrave | Mennenga | Spear |
| Clark | Harper | Middleswart | Spradling |
| Connors | Higgins | Miller, A. V. ${ }^{\text {- }}$ | Tauke |
| Crawford | Hines | Monroe | Varley |
| Cusack | Hinkhouse | Nielsen | Walter |
| Dieleman | Horn | Norland | Wells |
| Drake | Howell | Oakley | Woods |
| Dunton | Hullinger | O'Halloran | Mr. Speaker |
| Absent or not voting, 23: |  |  |  |
| Bittle | Fullerton | Kreamer | Poncy |
| Brockett | Harvey | Lageschulte | Small |
| Crabb | Husak | Lipsky | Stromer |
| Den Herder | Hutchins | Middleton | Tofte |
| Doyle Egenes | Jesse | Millen Newhard | Wulff |

Amendment $\mathrm{H}-4071$ lost.

Oakley of Clinton offered the following amendment H-4106 filed by him from the floor and moved its adoption:

H-4106
1 Amend House File 901 as follows:
2 1. Page 1, line 19 , by striking the words
3 "the unincorporated area of".
4 2. Page 1, line 21, by striking the words
"unincorporated areas of".
3. Page 1, by striking all of lines 22 through
26.

Roll call was requested by Krause of Palo Alto and Branstad of Winnebago.

On the question "Shall amendment H-4106 be adopted?"
The ayes were, 14:

| Bina <br> Byerly | Cusack <br> Gentleman | Monroe <br> Nielsen | O'Halloran <br> Readinger <br> Clark |
| :--- | :--- | :--- | :--- |
| Crawford | Higgins | Oakley |  |
| The nays were, | J3: |  |  |
| Anderson | Evans |  |  |
| Avenson | Fitzgerald | Lonergan | Schroeder |
| Baker | Gilloon | McElroy | Small |
| Bennett | Halvorson | Menke | Spear |
| Bortell | Hansen | Middleswart | Spencer |
| Brandt | Harper | Miller, A.V. | Spradling |
| Branstad | Hennessey | Miller, K. D. | Svober |
| Brunow | Hines | Miller, O. L. | Varley |
| Caffrey | Hinkhouse | Nealson | Walter |
| Connors | Horn | Norland | Welen |
| Daggett | Howell | Patchett | Wells |
| Danker | Hullinger | Pavich | West |
| Dieleman | Jordan | Pellett | Woods |
| Drake | Koogler | Perkins | Wyckoff |
| Dunton | Krause | Rinas | Mr. Speaker |
| Dyrland | Lindeen | Scheelhaase |  |

Absent or not voting, 23:

| Bittle | Fullerton |
| :--- | :--- |
| Brockett | Griffee |
| Crabb | Hargrave |
| Den Herder | Harvey |
| Doyle | Husak |
| Egenes | Hutchins |

Amendment H-4106 lost.
Brunow of Appanoose offered the following amendment H- 4114 filed by him from the floor and moved its adoption:

2 the following:

3 'For purposes of this section 'population' shall
4 be based on the most recent federal census."
Amendment H-4114 was adopted.
Danker of Pottawattamie offered the following amendment $\mathrm{H}-4088$ filed by him and Bennett of Ida and moved its adoption:

H—4088
1 Amend House File 901, page 1, lines 23 through
2 26, by striking the words ", insofar as practicable,
3 for projects and programs developed and maintained
4 for citizens of the county residing outside the in-
5 corporated areas of any city" and inserting in lieu
6 thereof the words "for the construction and main-
7 tenance of secondary and farm-to-market roads".
A non-record roll call was requested.
The ayes were 20 , nays 48 .
Amendment H—4088 lost.
Welden of Hardin asked and received unanimous consent that amendment H-4074, filed by him on June 5, 1975, and found on page 2182 of the House Journal, be withdrawn.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 901)
The ayes were, 68:

| Anderson | Dunton | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Jordan | Perkins |
| Baker | Evans | Koogler | Readinger |
| Bennett | Fitzgerald | Krause | Rinas |
| Bina | Gilloon | Lindeen | Scheelhaase |
| Brandt | Griffee | Lonergan | Small |
| Branstad | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harper | Middleswart | Spradling |
| Caffrey | Hennessey | Miller, A. V. | Svoboda |
| Clark | Hines | Miller, O. L. | Tauke |
| Connors | Hinkhouse | Monroe | Walter |
| Crawford | Horn | Nealson | Wells |
| Cusack | Howell | Norland | West |
| Daggett | Hullinger | Oakley | Woods |
| Danker | Husak | O'Halloran | Wyckoff |
| Dieleman | Hutchins | Patchett | Mr. Speaker |
| The nays were, | 12: |  |  |
| Bortell | Halvorson | Nielsen | Stromer |
| Drake | Higgins | Pellett | Varley |
| Gentleman | McElroy | Schroeder | Welden |

Absent or not voting, 20:

| Bittle | Egenes | Kreamer | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Brockett | Fullerton | Lageschulte | Newhard |
| Crabb | Harvey | Lipsky | Poncy |
| Den Herder | Jesse | Middleton | Tofte |
| Doyle | Junker | Millen | Wulff |

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

MOTION TO RECONSIDER LOST
(House File 901)
Brunow of Appanoose moved to reconsider the vote by which House File 901 passed the House on June 6, 1975.

A non-record roll call was requested.
The ayes were 25 , nays 53 .
The motion lost.
The House resumed consideration on House File 431, a bill for an act relating to and making an appropriation to state regulatory agencies established for the regulation of banking, beer and liquor control, campaign finance disclosure, insurance, real estate, and those subjects regulated by the Secretary of State, and amendment H-4069 to amendment H-4061 filed by Monroe of Des Moines, as follows:

[^53]
## Page 2

1 Code 1975, is amended by adding the following new
 day of
................................. 19
.........
(Name) "

## (Official title)

Sec. .... Section forty-four point three (44.3) Code 1975, is amended by adding the following new unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. The affidavit required to be filed under the provisions of this section shall include a statement in substantially the following form:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of one hundred dollars for the purpose of supporting my candidacy for public office.

Sec. ..... Section forty-five point three (45.3), unnumbered paragraph:
NEW UNNUMBERED PARAGRAPH. The affidavit required to be filed under the provisions of this section shall include a statement in substantially the following form:

I am aware that I am required to organize a candidate's committee which shall file an organization statement and disclosure reports if it receives contributions, makes expenditures, or incurs indebtedness in excess of one hundred dollars for the purpose of supporting my candidacy for public office.

Sec. ..... Section fifty-six point two (56.2), Code 1975, is amended by striking subsection six (6) and inserting in lieu thereof the following:
6. "Political committee" means a committee, but not a candidate's committee, which shall consist of persons organized for the purpose of accepting contributions, making expenditures, or incurring indebtedness in the aggregate of more than one hundred dollars in any one calendar year for the purpose of supporting or opposing a candidate for public office or ballot issue.

Sec. ..... Section fifty-six point two (56.2), Code 1975, is amended by adding the following new subsections:

NEW SUBSECTION. "Candidate's committee" means
the committee designated by the candidate to receive
contributions, expend funds, or incur indebtedness
in excess of one hundred dollars in any calendar year on behalf of the candidate.

NEW SUBSECTION. "Committee" includes a political committee and a candidate's committee.
$N E W$ SUBSECTION. "Disclosure report" means a statement of contributions received, expenditures made, and indebtedness incurred on forms prescribed by the commission and approved by the administrative rules review committee.

Sec. ..... Section fifty-six point four (56.4), Code 1975, is amended to read as follows:
56.4 REPORTS FILED WITH [COMMISSIONER] COMMISSION. All statements and reports required to be filed under this chapter for a [federal or] state office shall be filed with the [state commissioner] commission. All statements and reports required to be filed under this chapter for a county, city or school office shall be filed with the commissioner. State statutory political committees shall file all statements and reports with the [state commissioner] commission. All other statutory political committees shall file the

Political committees supporting or opposing candidates for both federal office and any elected office created by law or the Constitution of the state of Iowa shall file statements and reports with the commission in addition to any federal reports required to be filed with the secretary of state.

Sec. ..... Section fifty-six point five (56.5), Code 1975, is amended to read as follows:
56.5 ORGANIZATION STATEMENT.

1. Every [political ] committee [which receives or expends any amount of money], as defined in this chapter, shall file a statement of organization within ten days from the date of its organization. [For the purposes of this section, "political committee" means a person or committee, but not a candidate, including a statutory committee which accepts any contributions or makes any expenditures for the purpose of supporting or opposing a candidate for public office.]
2. The statement of organization shall include:
a. The name and mailing address of the [political] committee.
b. The name, mailing address, and position of the [political] committee officers.
c. The name, mailing address, and position of the custodian of records and accounts.
d. The name, address, office sought, and the party affiliation of all candidates whom the [political] committee is supporting and if the [political] committee
is supporting the entire ticket of any party, the name of the party.
e. The disposition of funds which will be made in the event of dissolution if the committee is not a statutory committee.
f. Such other information as may be required by this chapter or rules adopted pursuant to this chapter.
g. A signed statement by [the candidate or an officer] the treasurer of the [political party] committee which shall be in the following form:
"I am aware that I am required to file [additional] disclosure reports if [I receive] the committee receives contributions, [or expend more than] makes expenditures, or incurs indebtedness in excess of one hundred dollars in a calendar year for the purpose of supporting or opposing any candidate for public office or ballot issue."
3. Any change in information previously submitted in a statement of organization or notice in case of
dissolution of the [political] committee shall be reported to the [state commissioner] commission or commissioner not more than thirty days from the date of the change or dissolution.
[4. All affidavits of candidacy required by law shall contain a sworn statement by the candidate in substantially the following form:
"I am aware that I am required to file additional reports if I receive or expend more than one hundred dollars for the purpose of supporting or opposing any candidate for public office."]

Sec. ..... Section fifty-six point five (56.5), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. A list, by office and district, of all candidates who have filed an affidavit of candidacy in the office of the secretary of state shall be prepared by the secretary of state and delivered to the commission not more than ten days after the last day for filing nomination papers.

Sec. ..... Section fifty-six point six (56.6), Code 1975, is amended to read as follows:
56.6 [REPORTS OF CONTRIBUTIONS] DISCLOSURE REPORTS.

1. Each treasurer of a [political] committee shall file with the [state commissioner] commission or commissioner disclosure reports of contributions received and disbursed on forms prescribed by [the state commissioner] rules as provided by chapter seventeen $A(17 A)$ of the Code. The reports from all committees, except those committees for municipal and school elective offices, shall be filed on the [twentieth] twenty-fifth day or mailed by certified mail by the twenty-fourth day of January, May, July, and October of each year. The January [and July reports]
report shall be current to the end of the month preceding the filing. The May, July, and October reports shall be current as of five days prior to the filing deadline. The January report shall be the annual report. Reports from [political] committees for municipal and school elective offices shall file reports five days prior to any election in which the names of the candidate which they support or oppose appears on the printed ballot and thirty days following the [general or run-off] election. A state statutory political committee and congressional district committees as authorized by the constitution of the state statutory political committee shall not be subject to the provisions of this subssction if the state statutory political committee fles copies of campaign disclosure reports as required by federal

1 law with the commission at such times as the reports are required to be filed under federal law, provided that the federal reports contain all information required by this chapter.
2. If any [political] committee, after having filed [one or more statements] a statement of organization, or one or more disclosure reports dissolves or determines that it shall no longer receive contributions or make disbursements, the treasurer of the [political] committee shall notify the [state commissioner] commission or the commissioner within thirty days following such dissolution by filing a dissolution report on forms prescribed by the [state commissioner] commission. Moneys refunded in accordance with the dissolution statement shall [not] be considered a disbursement or expense [and] but the names of persons receiving funds [shall] need not be released or reported unless the contributors' names were required to be reported when the contribution was received.
3. Each report under this section shall disclose:
a. The amount of cash on hand at the beginning of the reporting period.
b. The name and mailing address of each person who has made one or more contributions of money to the [political] committee including the proceeds [or contributions] from any fund-raising events except those reportable under paragraph $g$ of this subsection, when the aggregate amount in a calendar year exceeds the amount specified in the following schedule:
(1) For any candidate for school or township office $\$ 25$
(2) For any candidate for city
office ...................................................................................... 25
(3) For any candidate for county office ..................................................................................... 25
(4) For any candidate for the general assembly ......................................................... 50
(5) For any candidate for the

# Congress of the United States $\$ 100$ <br> (6) For any candidate for statewide office . $\$ 100$ <br> (7) For any state statutory political committee $\$ 100$ <br> (8) For any county statutory <br> political committee $\$ 50$ <br> c. The total amount of contributions made to the [political] committee during the reporting period and not reported under paragraph "b" of this subsection. <br> d. The name and mailing address of each person who has made one or more in kind contributions to 

the committee when the aggregate market value of the in kind contribution in a calendar year exceeds the amount specified in subsection three (3), paragraph b, of this section. In kind contributions shall be designated on a separate schedule from schedules showing contributions of money.
[d] $e$. The name and address of each [political] committee from which the reporting committee received or to which that committee transferred funds, together with the amounts and date of such receipts or disbursements.
[e] $f$. Each loan to or from any person within the calendar year in an aggregate amount in excess of those amounts enumerated in the schedule in paragraph " $b$ " of this subsection, together with the name and mailing address of the lender and endorsers and the date and amount of such loans. A state or county statutory political committee shall report the name and mailing address of each person who has made one or more loans in an aggregate amount in excess of one hundred dollars.
[f] $g$. The total amount of proceeds [or contributions] from any fund-raising event. Contributions and sales at fund-raising events which involve the sale of a product acquired at less than market value and sold for an amount of money in excess of the amount specified in paragraph b of this subsection shall be designated separately from in kind and monetary contributions and the report shall include the name and address of the donor, a description of the product, the market value of the product, the sales price of the product, and the name and address of the purchaser.
[g] $h$. The name and mailing address of each person to whom disbursements have been made by the [political committee from contributions during the reporting period and the amount and date of each disbursement except that disbursements of less than five dollars may be shown as miscellaneous disbursements so long as the aggregate miscellaneous disbursements to any one person during a calendar year do not exceed one hundred dollars.
[h] $i$. The amount and nature of debts and obligations

## Page 7

owed in excess of those amounts stated in the schedule in paragraph " $b$ " of this section by or to the [political] committee[, such form as the state commissioner may prescribe and a continuous reporting of its debts and obligations following the election at such times as the state commissioner may require until such debts and obligations are paid].
[i] $j$. Such other information as may be required
by this chapter or rules adopted pursuant to this chapter.
[j] $k$. The aggregate amount received by a candidate or an officeholder in any form of an honorarium in excess of those amounts enumerated in the schedule in paragraph " $b$ " of this subsection.
4. [The reports required to be filed by this section shall be cumulative during the calendar year, but where there has been no change in an item reported in a previous report during the year, only the amount shall be carried forward]. If no contributions have been accepted nor any disbursements made or indebtedness incurred during that reporting period, the treasurer of the [political] committee shall [also be required to] file a disclosure statement which shows only the amount of cash on hand at the beginning of the reporting period. [A candidate who does not receive or expend an amount of money in excess of one hundred dollars shall not be required to file disclosure statements.]

Sec. ..... Section fifty-six point six (56.6), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. A committee shall not dissolve until all debts and obligations are paid or transferred and the remaining money in the account is distributed according to the organization statement.

Sec. ..... Section fifty-six point eight (56.8), Code 1975, is amended to read as follows:
56.8 [COMMISSIONER OF ELECTIONS] COMMISSION-DUTIES.

1. The [state commissioner] commission shall:
a. Develop forms for the filing of reports and statements required to be filed under this chapter.
b. Furnish the necessary forms to persons required to file reports and statements and to the commissioners.
c. Distribute the necessary forms to each commissioner to be furnished to persons required to file reports and statements.
[d. Recommend rules to the commission to carry out the provisions of this chapter.]
2. The commissioners shall furnish the necessary forms to persons required to file reports and statements in their office.
3. The [state commissioner] commission and the

1 a report or statement was received. There may be
2 a charge [for the actual cost of] which shall be
3 established by rule as provided under chapter seventeen
4 A (17A) of the Code for copying these reports and
5 statements. Upon receipt of payment, the commission
6 shall mail copies of reports to persons requesting 7 them. Information copied from reports and statements
8
commissioner shall:
a. Make the reports and statements filed available
for public inspection and copying, not later than
the end of the day following the day during which
shall not be [sold] used by any person other than
statutory political committees for the purpose of soliciting contributions or for any commercial purpose.
b. Preserve the reports and statements for a period of five years from the date of receipt.
c. Prepare and publish such other reports as may be deemed appropriate.

Sec. ..... Section fifty-six point nine (56.9), subsection four (4), Code 1975, is amended to read as follows:
4. The commission shall employ an executive secretary who shall be the chief administrative officer and such personnel as are necessary to carry out the duties of the commission [, consistent with the provisions of chapter 19A and subject to the policies of the commission]. Notwithstanding the provisions of section nineteen A point three (19A.3), subsection three (3), of the Code, all of its employees shall be employed subject to the provisions of chapter nineteen $A$ (19A) of the Code. The executive secretary of the commission shall be at least an accountant II pursuant to the rules of the merit system.

Sec. ..... Section fifty-six point ten (56.10), Code 1975, is amended to read as follows:
56.10 DUTIES OF COMMISSION. The commission shall:

1. [Approve the forms developed by the state commissioner pursuant to section 56.8 , subsection 1, paragraph " $a$ ".
2.] Review the contents of all disclosure reports and organization statements filed under the provisions of this chapter and promptly advise each committee of errors found. The commission may, upon its own motion, initiate action and conduct a hearing as provided in section 56.11, subsections 1 and 2. The [campaign finance disclosure] commission may require the [state and] county [commissioners] commissioner to file summary reports with them periodically.
[3] 2. Prepare and publish a manual setting forth examples of approved uniform systems of accounts for use by persons required to file statements and reports by this chapter.
[4] 3. Assure that the statements and reports which have been filed in accordance with this chapter are

## Page 9

1 available for public inspection and copying during 2 the regular office hours of the [state] commission and

## Page 10

1 her name and address.
NEW SECTION. Each candidate for public office shall organize one, and only one, candidate's committee
if the candidate anticipates receiving contributions, making expenditures, or incurring indebtedness in excess of one hundred dollars in a calendar year.
$N E W$ SECTION. It shall be unlawful for any insurance company, savings and loan association, bank, and corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, representative thereof acting for such insurance company, savings and loan asocation, bank, or corporation, to contribute any money, property, labor, or thing of value, directly or indirectly, to any member of any political or candidate's committee, political party, or employee or representative thereof, or to any candidate for any public office or candidate for nomination to any public office or to the representative of such candidate, for campaign expenses or for any political purpose, or to any person, partnership, or corporation for the purpose of influencing or causing such person, partnership, or corporation to influence any elector of the state to vote for or against any candidate for public office or for nomination for public office or to any public officer for the purpose of influencing his official action.

It shall be unlawful for any member of any political committee, political party, or employee or representative thereof, or candidate for any office or the representative of such candidate, to solicit, request, or knowingly receive from any insurance company, savings and loan association, bank, and corporation organized pursuant to the laws of this state or any other state, territory, or foreign country, whether for profit or not, or any officer, agent, or representative thereof, any money, property, or thing of value belonging to such insurance company, savings and loan association, bank, or corporation, for campaign expenses or for any political purpose.

Any person convicted of a violation of any of the provisions of this section shall be subject to imprisonment in the county jail for not more than one year and by a fine not to exceed one thousand dollars.
$N E W$ SECTION. At least thirty days prior to each filing date, the commission and the commissioner shall mail the proper forms to each committee which is required to file a report with them. The commission 11
shall mail the appropriate forms to the statutory political committees.

Sec. ..... Sections four hundred ninety-one point sixty-nine (491.69), four hundred ninety-one point seventy (491.70), four hundred ninety-one point seventy-one (491.71), and four hundred ninety-six

$$
\begin{aligned}
& \text { A point one hundred forty-five ( } 496 \mathrm{~A} .145 \text { ), Code } 1975 \text {, } \\
& \text { are repealed." } \\
& 2 \text {. Amend the title by striking everything after } \\
& \text { the word "Act" in line } 1 \text { and inserting in lieu thereof } \\
& \text { the words "making an appropriation to the campaign } \\
& \text { finance disclosure commission, amending laws relating } \\
& \text { to the administration of the campaign finance laws } \\
& \text { and providing penalties, and making appropriations } \\
& \text { to state regulatory agencies for the regulation of } \\
& \text { banking, beer and liquor control, insurance, real } \\
& \text { estate, and those subjects regulated by the secretary } \\
& \text { of state." }
\end{aligned}
$$

Monroe of Des Moines asked and received unanimous consent that amendment $\mathrm{H}-4069$, to amendment $\mathrm{H}-4061$, be withdrawn.

Monroe of Des Moines offered amendment H-4115, to amendment H-4061, filed by Monroe, Varley, Griffee, Hines, Tauke, Pavich, Drake, Miller of Buchanan, West, and Brandt from the floor, and moved its adoption:
$\mathrm{H}-4115$
Amend the Monroe, et al., amendment, $\mathrm{H}-4061$, to House File 431 as follows:

1. Page 4 , line 39 , by striking the words "Reports from [political] committees" and inserting in lieu thereof the words "[Report from political committees] Committees".
2. Page 4, line 44, by striking the word "election" and inserting in lieu thereof the words "final election in a calendar year in which the candidate's name appears on the ballot. These reports shall be current to five days prior to the filing deadline".
3. Page 9 , line 31 , by striking the words " A person shall not contribute in".
4. Page 9 , by striking lines 32 through 39.
5. Page 10 , line 16 , by striking the words "member
of any political or candidate's committee," and inserting in lieu thereof the words "committee, or for the purpose of influencing the vote of any elector."
6. Page 10 , by striking lines 17 through 28 .
7. Page 10 , line 29 , by striking the word "political".
8. Page 10 , line 30 , by striking the words "political party,".
9. Page 10 , lines 40 and 41 , by striking the words ", for campaign expenses or for any political purpose".
10. Page 10 , by inserting after line 41 the words "Nothing in this section shall be construed to restrain or abridge the freedom of the press or prohibit the consideration and discussion therein of candidacies, nominations, public officers, or public questions."
Amendment H-4115 was adopted.

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-4070, to amendment H-4061, filed by Harvey of Scott on June 5, 1975, and found on page 2173 of the House Journal, be withdrawn.

Monroe of Des Moines moved the adoption of amendment H-4061, as amended.

Amendment H-4061, as amended, was adopted.
With the adoption of amendment $\mathrm{H}-4061$, as amended, the following amendments are out of order:

Amendment H—3517 filed by Drake and Monroe on April 9, 1975, and found on page 1041 of the House Journal.

Amendment H-3352, filed by Drake, et al., on March 26, 1975, and found on pages 762 and 763 of the House Journal.

Horn of Linn offered the following amendment H-4045 filed by him from the floor:

[^54]Drake of Muscatine rose on a point of order that amendment H-4045 was not germane.

The Speaker ruled the point well taken and amendment H-4045 not germane.

Horn of Linn moved that the rules governing germaneness be suspended for the consideration of amendment H-4045.

Roll call was requested by Byerly of Polk and Baker of Buena Vista.

On the question "Shall the rules be suspended to consider amendment H-4045 ?"

The ayes were, 21:

| Baker | Gentleman | Jesse | Rinas |
| :--- | :--- | :--- | :--- |
| Byerly | Gilloon | Jordan | Svoboda |
| Caffrey | Hennessey | Miller, A. V. | Walter |
| Connors | Higgins | Miller, K. D. | Woods |
| Cusack | Horn | Nielsen | Wyckoff |

Dyrland
The nays were, 55:

| Anderson | Evans | Lindeen |
| :--- | :--- | :--- |
| Avenson | Griffee | Lonergan |
| Bennett | Halvorson | McElroy |
| Bina | Hansen | Menke |
| Bortell | Hargrave | Mennenga |
| Brandt | Harper | Middleswart |
| Branstad | Hines | Miller, O.L. |
| Brunow | Hinkhouse | Monroe |
| Clark | Howell | Nealson |
| Crawford | Hullinger | Norland |
| Daggett | Husak | Oakley |
| Danker | Hutchins | O'Halloran |
| Dieleman | Jochum | Pavich |
| Drake | Koogler | Pellett |

Absent or not voting, 24:

| Bittle <br> Brockett <br> Crabb | Egenes <br> Fitzerald | Kreamer <br> Lageschulte | Patchett <br> Perkins |
| :--- | :--- | :--- | :--- |
| Den Herder | Fullerton | Harvey | Lipsky |

The motion lost.
Hennessey of Delaware offered the following amendment H-4056 filed by him and Drake of Muscatine:

H—4056
Amend House File 431 as follows:

1. Page 4, by inserting after line 22 the
following:
"Sec. ..... Section one hundred seventeen point fifteen (117.15), Code 1975, is amended by adding the following new unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. Any person who, after
July 1, 1975, successfully passes the real estate
salesman's examination required under this chapter
shall have twelve months in which to satisfactorily
complete thirty hours of additional real estate education which has been approved by the commission. If such licensee does not complete the thirty hours of continuing education during the twelve months following the receipt of his initial license, the license shall not be renewed unless a reasonable extension of time is allowed by the commission in the case of hardship or other unusual circumstances."
2. By renumbering sections to conform to this amendment.

Husak of 'rama rose on a point of order that amendment H-4056 was not germane.

The Speaker ruled the point well taken and amendment H-4056 not germane.

Hennessey of Delaware moved that the rules governing germaneness be suspended for the consideration of amendment H—4056.

A non-record roll call was requested.
The ayes were 44, nays 32 .
The motion, having failed to receive a constitutional majority, lost.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 431)
The ayes were, 71:

| Anderson | Gilloon | Koogler | Readinger |
| :--- | :--- | :--- | :--- |
| Baker | Griffee | Krause | Rinas |
| Bina | Halvorson | Lindeen | Scheelhaase |
| Brandt | Hansen | McElroy | Schroeder |
| Branstad | Hargrave | Menke | Small |
| Brunow | Harper | Mennenga | Spear |
| Caffrey | Hennessey | Middleswart | Spencer |
| Clark | Higgins | Miller, A.V. | Spradling |
| Connors | Hines | Miller, K.D. | Stromer |
| Crawford | Hinkhouse | Miller, O.L. | Svoboda |
| Cusack | Horn | Monroe | Tauke |
| Dieleman | Howell | Nealson | Varley |
| Drake | Hullinger | Norland | Walter |
| Dunton | Husak | Oakley | Wells |
| Dyrland | Hutchins | O'Halloran | West |
| Evans | Jesse | Patchett | Wyckoff |
| Fitzgerald | Jochum | Pavich | Mr. Speaker |
| Gentleman | Jordan | Perkins |  |

The nays were, 9:

| Bennett <br> Bortell <br> Byerly | Daggett <br> Danker | Nielsen <br> Pellett | Welden <br> Woods |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 20: |  |  |  |
| Avenson | Doyle | Kreamer | Millen |
| Bitle | Egenes | Lageschulte | Newhard |
| Brockett | Fullerton | Lipsky | Poncy |
| Crabb | Harvey | Lonergan | Tofte |
| Den Herder | Junker | Middleton | Wulff |

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

## MOTION TO RECONSIDER LOST <br> (House File 431)

Griffee of Chickasaw moved to reconsider the vote by which House File 431 passed the House on June 6, 1975.

A non-record roll call was requested.
The ayes were 16 , nays 56 .
The motion lost.

## SENATE AMENDMENT CONSIDERED

## house refuses to concur

Norland of Worth called up for consideration House File 764, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income taxpayers, making changes in Iowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the Act retroactive, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4079
Amend House File 764, as amended, passed and
reprinted by the House, as follows:
1. By striking everything after the enacting
clause and inserting in lieu thereof the following:
"Section 1. Section four hundred twenty-two point
five (422.5), unnumbered paragraph one (1), Code 1975,
is annexed to read as follows:
A tax is hereby imposed upon every resident of
the state, and upon that part of the taxable income
of any nonresident which is derived from any property,
trust, or other source within this state, including
any business, trade, profession, or occupation carried
on within this state, which shall be levied, collected, and paid annually upon and with respect to his entire taxable income as herein defined at rates as follows:

1. On the first one thousand dollars of taxable income, or any part thereof, [three-fourths] one-half of one percent.
2. On the second thousand dollars of taxable income, or any part thereof, one and [one-half] onefourth percent.
3. On the third thousand dollars of taxable income, or any part thereof, [three] two and three-fourths percent.
4. On the fourth thousand dollars of taxable income, or any part thereof, [four] three and one-half percent.
5. On the fifth, sixth, and seventh thousand dollars of taxable income, or any part thereof, five percent.
6. On the eighth and ninth thousand dollars of taxable income, or any part thereof, six percent.
7. On the tenth through the fifteenth thousand dollars of taxable income or any part thereof, seven percent.
8. On the sixteenth through the twentieth thousand dollars of taxable income or any part thereof, eight percent.
9. On the twenty-first through the twenty-fifth thousand dollars of taxable income or any part thereof, nine percent.
10. On the twenty-sixth through the thirtieth thousand dollars of taxable income or any part thereof, ten percent.
11. On the thirty-first through the fortieth thousand dollars of taxable income or any part thereof, eleven percent.
12. On the forty-first through the seventy-fifth thousand dollars of taxable income or any part thereof,
twelve percent.
[7] 13. On all taxable income over [nine] seventyfive thousand dollars, [seven] thirteen percent.

Sec. 2. Section four hundred twenty-two point nine (422.9), subsection one (1), Code 1975, is amended to read as follows:

1. An optional standard deduction of ten percent of the net income after deduction of federal income tax, not to exceed five hundred dollars for a married person who files separately, or one thousand dollars for a single person or a husband and wife who file a joint return.

Sec. 3. Section four hundred twenty-two point nine (422.9), subsection two (2), paragraph b, Code 1975, is amended to read as follows:
b. Add the amount of federal income taxes paid
> or accrued as the case may be, during the tax year, adjusted by any federal income tax refunds. Provided, however, that where married persons, who have filed a joint federal income tax return, file separately, such total shall be divided between them according to the portion thereof paid or accrued, as the case may be, by each[, and provided further that where a taxpayer has used an optional standard deduction on his federal return, he shall use the optional standard deduction provided for above].

> Sec. 4. The provisions of this Act shall be retroactive to January 1, 1975, for all taxable years commencing on or after January 1, 1975, and to this extent the provisions of this Act are retroactive."
> 2. Amend the title by striking everything after the word "Act" in line 1 and inserting in lieu thereof the words "relating to individual income tax rates and deductions and making the Act retroactive."

A non-record roll call was requested.
The ayes were 16, nays 65 .
The motion lost and the House refused to concur in the Senate amendment.

## MOTION TO RECONSIDER <br> (Senate Amendment to House File 764)

I move to reconsider the vote by which the House refused to concur in the Senate amendment H-4079 to House File 764 on June 6, 1975.

SCHROEDER of Pottawattamie

## EXPLANATION OF VOTE

I voted "nay" on House File 431 because of the greatly increased expenditure in the Insurance Commission Budget.

BYERLY of Polk

## COMMUNICATION FROM THE SECRETARY OF STATE

June 6, 1975

## Mr. David L. Wray

Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 728 was published in The BulletinJournal, Independence, Iowa, May 30, 1975, and in the Independence Conservative, Independence, Iowa, June 3, 1975.

I further certify that House File 741 was published in the Onawa Democrat, Onawa, Iowa, May 29, 1975, and in The Manning Monitor, Manning, Iowa, May 29, 1975.

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 6, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 18, an act relating to expert witness fees.
House File 36, an act relating to discrimination in the renewal of automobile insurance.

House File 390, an act authorizing the expenditure of federal funds or grants for the support of mental health centers, programs for the mentally retarded, and capital improvements by counties.

House File 411, an act relating to the dates of World War II, the Korean Conflict, and the Vietnam Conflict.

House File 465, an act relating to the transportation of nonpublic school pupils outside the boundary lines of the school district of residence.

House File 479, an act relating to the movement of mobile homes and fac-tory-built structures of excessive size subject to penalties provided by law.

House File 498, an act to provide that the making or delivering of a false odometer statement is an offense subject to a penalty provided by law.

House File 742, an act to legalize and validate proceedings of the City Council of the City of Missouri Valley, Harrison County, Iowa.

House File 793, an act relating to the marketing board of the Department of Agriculture.

House File 881, an act relating to the taxation of individual retirement annuity premiums.

Senate File 522, an act making an appropriation to supplement funds appropriated to the State Board of Veterinary Examiners fund.

## SUBCOMMITTEE ASSIGNMENTS

House File 786
Ways and Means
Miller of Buchanan, Chairman
Husak
Wyckoff
Branstad
Bennett
House File 789
Ways and Means
Hutchins, Chairman
Baker
Husak
Branstad
Miller of Buchanan
Harvey
Daggett

House File 873
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Nealson
Readinger

House File 878
Ways and Means
Anderson, Chairman
Hennessey
Jochum
Nealson
Readinger

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS WAYS AND MEANS

35. To increase the maximum levy on assessed valuation of lots used for agriculture within city limits.

Mennenga, Chairman
Bennett
Bittle
Danker
Norland
Pavich
Wyckoff
36. Relating to fruit tree and forest reservation which may qualify for a tax exemption.

Special Subcommittee
Norland, Chairman
West
Anderson
Readinger
Hines
Hutchins
Daggett
Mennenga
Wyckoff
Bittle
37. Relating to special permit fee for garbage trucks.

Norland, Chairman
West
Anderson
Hines
Readinger
Hutchins
Daggett
Mennenga
Wyckoff
Bittle
38. To clarify the Code with respect to authority and municipal corporations to participate in the finance of jointly owned facilities for generation, acquisition, or transmission of electric energy and legalizing prior contracts therefor.

Miller of Buchanan, Chairman
Clark
Jochum
Husak
Branstad

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speakirn: Your committee on appropriations has considered House File 904, a bill for an act relating to the railroad grade crossings on public highways and increasing funds allocated for such purposes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Spfakir: Your committee on appropriations to whom was referred Senate Joint Resolution 13, a joint resolution to provide for an interim study of the structure and performance of the department of social services, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Splakgr: Your committee on appropriations to whom was referred Senate File 549, a bill for an act making an appropriation to the Iowa law
enforcement academy, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 559, a bill for an act making an appropriation to the department of public instruction for the administration of driver education courses, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 560, a bill for an act making an appropriation to the moneys and credits replacement fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## Also

Mr. Speakme: Your committee on appropriations to whom was referred Senate File 561, a bill for an act creating and making an appropriation to the executive council general contingent fund, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaknr: Your committee on appropriations to whom was referred Senafe File 563, a bill for an act appropriating funds to the office of the citizens' aide, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H-4111
1 Amend H-4091 to House File 894 as follows:
2 1. Page 1, by inserting after line 24 the
3 following:
4 "..... Page 5, by inserting after line 7 the
5 following section:
Sec. ..... Section two hundred eighteen point fifty-
eight (218.58), Code 1975, is amended to read as
follows:
218.58 STATE ARCHITECT. The commissioner of the
architect, and such draftsmen as may be authorized by law. Said architect shall, in addition to salary, be reimbursed for his actual and necessary expenses within the state while engaged in official business. In cases of sufficient magnitude the commissioner may secure the advice of a consulting architect, or may secure plans and specifications from other architects, at a cost not exceeding one thousand five hundred dollars in any year, unless a larger amount is approved by the [budget and financial control committee] executive council."
2. Page 2, by inserting after line 34 the following:
"..... Page 10, by inserting after line 21 the following section:

Sec. ..... Section four hundred fifty-five A point four (455A.4), Code 1975, is amended to read as follows:

455A. 4 APPOINTMENT. The council shall consist of ten members, nine of whom shall be electors of the state of Iowa and shall be selected from the state at large solely with regard to their qualifications and fitness to discharge the duties of office without regard to their political affiliation. The tenth member shall be the executive director of the department of environmental quality or his designee, who shall be a nonvoting member. The appointive members of the council shall be appointed by the governor with the approval of two-thirds of the members of the senate and shall be appointed for overlapping terms of six years. The terms of three members of the council shall expire on July 1 of each odd-numbered year. Within sixty days following the organization of each [biennial] regular session of the general assembly held during an odd-numbered year, appointments shall be made of successors to members of the council whose terms of office shall expire on the first of July next thereafter and of members to fill the unexpired portion of vacant terms."

JESSE of Polk 4113

Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by inserting before line 1 the following section:
"Section 1. Chapter two hundred seventy-seven (277), Code 1975, is amended by adding the following new section:

NEW SECTION. REGISTRATION FOR ARBITRATORS. Fach third voter at the regular school election shall be required to complete a form listing the voter's name and address which form shall be used for selecting arbitrators under sections two hundred seventy-nine point thirteen (279.13) and two hundred seventy-nine point twenty-four (279.24) of the Code. The county
commissioner of elections shall prescribe and provide the forms. Voters shall be excused from filing the form if they have served as members of the school board or have been certificated employees of the school board at any time during the preceding four years. Other voters may be excused by the county commissioner of elections of the county in which the school district is located. The completed forms shall be transmitted by the election officials to the secretary of the school board."
2. Page 5, by inserting after line 8 the following:
"shall set a date for a meeting between the board and the teacher for selection of a panel of arbitrators. At the meeting the secretary of the board shall place the forms containing the names and addresses of voters eligible to serve as arbitrators, completed at the last preceding school election under the provisions of section one (1) of this Act, in a container and the teacher shall draw the names of eleven potential arbitrators from the container. Within five days following the drawing of names, the school board and the teachers shall each remove four names from the list of potential arbitrators. The three potential arbitrators whose names remain shall serve as the panel of arbitrators.

If the board and the teacher agree at the meeting that the use of the procedure specified in this subsection is unfeasible, the board".
3. Page 5 , line 33 , by inserting after the word "arbitrator" the words "or panel of arbitrators".
4. Page 6, line 3, by inserting after the word "arbitrator" the words "or panel of arbitrators".
5. Page 6, line 4, by inserting after the word "arbitrator" the words "or arbitrators".
6. Page 6, line 7, by inserting after the word "arbitrator" the words "or arbitrators".

## 2

7. Page 6, line 9, by inserting after the word "arbitrator" the words "or arbitrators".
8. Page 6, line 11, by inserting after the word "board" the words "or following selection of the panel of arbitrators".
9. Page 6, line 11, by inserting after the word "arbitrator" the words "or arbitrators".
10. Page 6, line 14, by inserting after the period the following: "The judgment of the appeal by the panel of arbitrators shall be unanimous."
11. Page 6, line 14, by inserting after the word "arbitrator" the words "or arbitrators".
12. Page 6, line 22, by inserting after the word "arbitrator's" the words "or arbitrators' ".
13. Page 6, line 27, by inserting after the period the following: "The panel of arbitrators shall be paid at the same rate as members of a district court jury."

# 14. Page 6, by inserting after line 27 the following: <br> "If a unanimous decision cannot be reached by the panel of arbitrators in the time limits allowed, a new panel of arbitrators shall be selected in the same manner as the original panel." <br> 15. By renumbering sections as necessary. 

MILLER of Buchanan

$\mathrm{H}-4112$
Amend Senate File 253 as amended and passed by the Senate as follows:

1. Page 1, by striking lines 8 through 8 C and inserting "of prisons with the consent of the inmate."
2. Page 1, by striking all after the word "prisons" in line 16 and all of lines 16A through 16D and inserting "with the consent of the inmate".

JOCHUM of Dubuque
H-4109

1

Amend Senate File 525 as amended, passed and reprinted by the Senate, as follows:

1. Page 14, line 12, by striking the word "designee" and inserting in lieu thereof the words "or her designee and with industry, professional and consumer groups affected thereby".
2. Page 15 , line 10 , by inserting after the period the words "Staff-to-resident ratios established under this subsection need not be the same for facilities holding different types of licenses, nor for facilities holding the same type of license if there are significant differences in the needs of residents which the respective facilities are serving or intend to serve."

HARGRAVE of Johnson
$\mathrm{H}-4110$
Amend Senate File 525 as amended, passed and reprinted by the Senate, page 31, by inserting after line 13 the following new section and renumbering the succeeding sections accordingly:
"Sec. ..... NEW SECTION. PENALTIES PRORATED AMONG FACILITY RESIDENTS. When a penalty is assessed against any facility under sections twenty-three (23) through thirty-one (31) of this Act, the facility may prorate the amount of the penalty equally among all of its residents and add the prorated amount to the first succeeding periodic payment for services which is due the facility from or on behalf of each respective resident. If any prorated amount which may be so added to the payment due from any resident increases the amount of that payment by more than five percent, the facility shall divide the prorated amount into two or more equal installments and add the

18 installments to the appropriate number of successive
19 periodic payments due from or on behalf of that
20 patient. The successive installments shall be so
21 computed that no installment increases the amount
22 of the payment to which it is added by more than five
23 percent."
DAGGETT of Adams
Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:50 p.m. until 10:00 a.m., Monday, June 9, 1975.

## JOURNAL OF THE HOUSE

One Hundred Forty-eighth Calendar Day-Ninety-seventh Session Day
Hall of the housh of Representatives Des Moines, Iowa, Monday, June 9, 1975

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

Prayer was offered by the Reverend LaVerne Kiel, pastor of the United Church of Christ, Avoca, Iowa.

The Journal of Friday, June 6, 1975, was approved.

## Legislative physician for the day

Dr. Donald Boldt, Ackley, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Kreamer of Polk for the week of June 9 on request of Bittle of Polk; Bina of Scott for June 9 and June 10 on request of Cusack of Scott; Harper of Davis on request of McElroy of Fremont.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House File 904, Senate Files 549, 559, 560, 561 and 563 and Senate Joint Resolution 13, under Rule 36.

## INTRODUCTION OF BILLS

House File 905, by committee on ways and means, a bill for an act relating to the inspection of grain by the department of agriculture and providing penalties for violations.

Read first time and placed on the ways and means calendar.
House File 906, by committee on ways and means, a bill for an act to provide for an annual special permit for operation of certain compacted rubbish trucks, subject to penalties provided by law.

Read first time and placed on the ways and means calendar.

House File 907, by committee on ways and means, a bill for an act relating to a fruit-tree and forest reservation which may qualify for a tax exemption.

Read first time and placed on the ways and means calendar.
House File 908, by committee on ways and means, a bill for an act to amend chapter three hundred ninety (390) of the Code relating to the authority of cities to participate in and finance jointly-owned facilities for the generation, acquisition, or transmission of electric energy, making its provisions retroactive and providing for the validity of contracts executed under said chapter.

Read first time and placed on the ways and means calendar.
House File 909, by committee on ways and means, a bill for an act relating to the platting of land.

Read first time and placed on the ways and means calendar.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 6, 1975, concurred in the House amendment and adopted the following joint resolution in which the concurrence of the Senate was asked:

Senate Joint Resolution 6, providing for the continuation of the governor's task force on early childhood development.

Also: That the Senate has on June 6, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 521, a bill for an act relating to the expenses for persons seeking or employed in professional positions with the state.

Also: That the Senate has on June 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 530, a bill for an act relating to the powers and duties of clerks of the district court.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGE CONSIDERED

Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations.

Read first time and referred to sifting committee.

## HOUSE CONCURRENT RESOLUTION 57

By Stromer, Varley, Hutchins, Husak and Welden

Whereas, our nation is extremely dependent upon Iowa's annual agricultural production of adequate grain, and;

Whereas, many areas of the state are dependent upon a complex system of drainage and levee districts to assure that this production is maintained, and;

Whereas, our present laws relating to drainage and levee districts are inadequate to solve the complex problems created by redredging and establishment of new districts; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to updating and making needed corrections in our present law, and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 58

By Millen, Kreamer, Stromer and Varley
Be It Resolved by the House, the Senate Concurring: That when adjournment is had at 5:00 p.m. on Friday, June 13, 1975, it be the final adjournment of the 1975 regular session of the Sixty-sixth General Assembly.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 59

By Fitzgerald, Husak, Jesse and Perkins (Priebe, Nolin, Scott and Merritt)

Whereas, one of the problems facing the midwest agriculture industry is the grading and moisture testing of grain; Now Therefore,
Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is requested to appoint a study committee to consider the problems noted in this resolution and to offer recommendations concerning methods and necessary legislation to resolve such problems; and

Be It Further Resolved, That representatives from the agricultural departments of the states of Missouri, Illinois, Wisconsin, Nebraska, and Minnesota and representatives of the United States Department of Agriculture be invited to attend meetings of the study committee; and

Be It Further Resolved, That the study committee consider the possible changes in grain grading procedures with regard to foreign material and damaged grain to more accurately

17 determine the quality of grain and to further determine the
18 extent of blending grain in this state.
Laid over under Rule 25.

## CONSIDERATION OF BILLS

STEERING COMMITTEE NONCONTROVERSIAL CALENDAR
House File 617, a bill for an act relating to mobile home tiedowns and providing a penalty, was taken up for consideration.

Spear of Lee offered the following amendment H-3956 filed by Monroe of Des Moines and him and moved its adoption:

## H-3956

1 Amend House File 617 as follows:
2 1. Page 2, line 15, by inserting after the period
3 the sentence "Nothing in this Act shall be construed
to prohibit the owner of a permanent site from charging
5 the owner of a mobile home for expenses incurred in
6 relocating a tiedown system when necessary to accom-
7 modate various sized mobile homes."
A non-record roll call was requested.
The ayes were 52, nays 21.
Amendment $\mathrm{H}-3956$ was adopted.
The Speaker announced that debate had exceeded the allowed time.

Rinas of Linn moved that the rules be suspended for the continued consideration of House File 617.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 53 , nays 30 .
The motion prevailed and the House continued debate.
Rinas of Linn offered amendment H-3955 filed by him and moved its adoption:

H-3955
1 Amend House File 617 as follows:
2 Page two, line 21, by striking the word "proscribe"
3 and inserting in lieu thereof the word "prescribe".
Amendment H-3955 was adopted.
Rinas of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Miller of Buchanan refrained from voting.

On the question "Shall the bill pass?" (H.F. 617)
The ayes were, 61 :

Anderson
Bennett Bittle Brandt Brunow Clark Connors Crább Crawford Cusack Danker Dieleman Dunton Dyrland Evans Fitzgerald

| Baker | Doyla |
| :--- | :--- |
| Bortell | Harvey |
| Branstad | Horn |
| Brockett | Hullinger |
| Byerly | Husak |
| Caffrey | Jordan |
| Daggett | Middleswart |
| Den Herder |  |

Absent or not Foting, 10:

| Avenson | Egenes | Kreamer | Middleton |
| :--- | :--- | :--- | :--- |
| Bina | Harper | Lonergan | Miller, K. D. |
| Drake | Junker |  |  |

Millen
Nealson
Nielsen
Perkins
Poncy
Scheelhasse
Spencer

Tofte
Welden
Wells
West
Woods
Wyckoff
Mr. Speaker

Middleton
Miller, K. D.
Koogler
Krause
Lageschulte
Lindeen
Lipsky
McElroy
Menke
Mennenga
Miller, A. V.
Miller, O. L.
Monroe
Newhard
Norland
Oakley
O'Halloran

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

> IMMEDIATE MESSAGE (House File 617)

Rinas of Linn asked and received unanimous consent that House File 617 be immediately messaged to the Senate.

Senate File 303, a bill for an act relating to the composition and appointment of members of the Iowa crime commission, with report of committee recommending passage, was taken up for consideration.

Hargrave of Johnson offered the following amendment H-4005 filed by him and moved its adoption:

1 Amend Senate File 303, as amended and passed by
2 the Senate, page 1, by striking lines 8 through 35
and inserting in lieu thereof the following:
"1. [Ten] Five members [shall be officials of cities or counties, appointed by the governor] representative of law enforcement and criminal justice agencies maintaining programs to reduce and control crime, two of whom shall be officials of cities or counties, two of whom shall be officials of the state and one of whom shall be a representative of a juvenile justice agency.
2. [Eleven] Four citizen members [concerned with and knowledgeable about the problems of criminal justice, appointed by the governor] who have demonstrated knowledgs and concern in the prevention and control of crime and delinquency. At least one citizen member shall be appointed to represent the citizens of the state who are affected by unemployment, low income or substandard housing.
[3. Ten officials of the state, as follows:
a. The attorney general.
b. The commissioner of public safety.
c. The director of the division of criminal investigation and bureau of identification.
d. The director of the Iowa law enforcement academy.
e. The director of the adult corrections services of the department of social services.
f. The chief of the Iowa highway safety patrol.

The governor shall also appoint one state senator, one state representative, a member of the board of parole and a supreme court justice.
4.] The governor shall appoint an executive director of the commission who shall be his official representative, and who shall be the principal executive administrator of the commission [and shall also be a member of the commission].

All commissioners designated by the governor shall serve at the governor's pleasure. No member of the Gẹneral".

Amendment H-4005 was adopted.
With the adoption of amendment $\mathrm{H}-4005$, amendment H-3633, filed by Higgins of Scott on April 23, 1975, and found on page 1325 of the House Journal, is out of order.

Oakley of Clinton offered the following amendment H-4032 filed by him and moved its adoption:

## H-4032

Amend Senate File 303, as amended and passed
2 by the Senate page 2 , line 1 , by inserting after
3 the word " $a$ " the word "voting".
Amendment H-4032 was adopted.

Higgins of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 303)
The ayes were, 88:

| Anderson | Dyrland | Jordan | Pellett |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Koogler | Perkins |
| Bennett | Fitzgerald | Krause | Poncy |
| Bittle | Fullerton | Lageschulte | Readinger |
| Bortell | Gentleman | Lindeen | Rinas |
| Brandt | Gilloon | Lipsky | Scheelhaase |
| Branstad | Griffee | McElroy | Small |
| Brockett | Halvorson | Menke | Spear |
| Brunow | Hansen | Mennenga | Spencer |
| Byerly | Hargrave | Middleswart | Spradling |
| Caffrey | Harvey | Millen | Stromer |
| Clark | Hennessey | Miller, A. V. | Svoboda |
| Connors | Higgins | Miller, O. L. | Tauke |
| Crabb | Hines | Monroe | Tofte |
| Crawford | Hinkhouse | Nealson | Walter |
| Cusack | Horn | Newhard | Welden |
| Daggett | Howell | Nielsen | Wells |
| Danker | Hullinger | Norland | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Avenson | Egenes | Kreamer | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Bina | Harper | Lonergan | Schroeder |
| Drake | Junker | Middleton | Varley |

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

## IMMEDIATE MESSAGE

(Senate File 303)
Higgins of Scott asked and received unanimous consent that Senate File 303 be immediately messaged to the Senate.

Senate File 308, a bill for an act relating to the definition of finance charge in consumer credit transactions and providing an exception thereto, with report of committee recommending passage, was taken up for consideration.

Walter of Pottawattamie offered the following amendment $\mathrm{H}-3990$ filed by him and moved its adoption:

H-3990
1 Amend Senate File 308 as passed by the Senate as
2 follows:

3

1. Page 1 , line 11 , by striking " $a n d$ " and inserting in lieu thereof "or".
2. Page 1, line 15, by inserting after "time" the figure ",".
Amendment $\mathrm{H}-3990$ was adopted.
Hennessey of Delaware asked and received unanimous consent that amendment H-3607 filed by him on April 21, 1975, and found on pages 1237 and 1238 of the House Journal, be withdrawn.

Hennessey of Delaware offered the following amendment H-3621 filed by Hennessey, et al.:

H-3621
1 Amend Senate File 308 as follows:

1. Page 1, by inserting after line 25 the following:
"Sec. ..... Section five hundred thirty-five point two (535.2), subsection two (2), Code 1975, is amended to read as follows:
2. Any domestic or foreign corporation or real estate investment trust as defined in section 856 of the Internal Revenue Code, and any porson borrowing money in the principal amount of twentyfive thousand dollars or more for a business purpose, and any person borrowing money in the principal amount of thirty-five thousand dollars or more for an agricultural purpose, may agree in writing to pay any rate of interest in excess of the rate prescribed in subsection 1 hereof, and no such corporation or real estate investment trust or person so agreeing in writing shall plead or interpose the claim or defense of usury in any action or proceeding."
3. Amend the title by striking lines 1 and 2 and inserting in lieu thereof the following:
"An Act relating to finance charges."
Scheelhaase of Woodbury rose on a point of order that amendment H-3621 was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-3621$ not germane.

Hennessey of Delaware moved that the rules governing germaneness be suspended for the consideration of amendment H-3621.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 49 , nays 41.

The motion, not having received a constitutional majority, lost.
Walter of Pottawattamie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 308)
The ayes were, 91:

| Anderson |  |
| :--- | :--- |
| Avenson | Dyrland <br> Baker |
| Evans |  |
| Bennett | Fitzgerald |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Rrandt | Gilloon |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Clark | Higgins |
| Connors | Hines |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Den Herder | Hutchins |
| Dieleman | Jesse |
| Doyle | Jochum |
| Dunton | Jordan |
|  | Koogler |

The nays were, none.
Absent or not voting, 9:

| Bina | Griffee | Junker | Lonergan |
| :--- | :--- | :--- | :--- |
| Drake | Harper | Kreamer | Middleton |

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

IMMEDIATE MESSAGE
(Senate File 808)
Walter of Pottawattamie asked and received unanimous consent that Senate File 308 be immediately messaged to the Senate.

## HOUSE INSISTS

(Senate File 504)
Dunton of Keokuk called up for consideration Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons and moved that the House recede from its amendment to Senate File 504.

Roll call was requested by Higgins of Scott and Hines of Story.

On the question "Shall the House recede from its amendment to Senate File 504 ?"

The ayes were, 34:

| Avenson | Hargrave <br> Baker | Harvey | Krause <br> Mennenga |
| :--- | :--- | :--- | :--- |
| Byerly | Hennessey | Miller, A.V. | Patchett <br> Pavich |
| Clark | Higgins | Nealson | Rinas |
| Cusack | Hines | Newhard | Small |
| Dyrland | Horn | Norland | Spear |
| Fitzgerald | Howell | Oakley | Svoboda |
| Gilloon | Jochum | O'Halloran | Woods |
| Griffee | Jordan |  |  |

The nays were, 56:

| Anderson | Dieleman | Koogler | Schroeder |
| :---: | :---: | :---: | :---: |
| Bennett | Doyle | Lageschulte | Spencer |
| Bittle | Dunton | Lindeen | Spradling |
| Bortell | Evans | Lipsky | Stromer |
| Brandt | Fullerton | McElroy | Tauke |
| Branstad | Gentleman | Menke | Tofte |
| Brockett | Halvorson | Middleswart | Varley |
| Brunow | Hansen | Millen | Walter |
| Caffrey | Hinkhouse | Miller, O. L. | Welden |
| Crabb | Hullinger | Monroe | Wells |
| Crawford | Husak | Pellett | West |
| Daggett | Hutchins | Perkins | Wulff |
| Danker | Jesse | Readinger | Wyckoff |
| Den Herder | Junker | Scheelhaase | Mr. Speaker |
| Absent or not voting, 10: |  |  |  |
| Bina | Egenes | Lonergan | Miller, K. D. |
| Connors | Harper | Middleton | Nielsen |
| Drake | Kreamer |  |  |

The motion lost and the House insists on its amendment.

## HOUSE INSISTS

(Senate File 507)
Monroe of Des Moines called up for consideration Senate File 507, a bill for an act relating to the funding, conpensation. expenses and membership of legislative members of committees and certain statutory or appointive boards, commissions, and councils, and moved that the House insist on its amendment to Senate File 507.

A non-record roll call was requested.
The ayes were 87, nays 1.
The motion prevailed and the House insists on its amendment to Senate File 507.

## HOUSE FILE 344 WITHDRAWN

Daggett of Adams asked and received unanimous consent to withdraw House File 344 from further consideration by the House.

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 6, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 885, a bill for an act to exempt the equalization of property from the provisions of the Iowa administrative procedure Act.

Also: That the Senate has on June 6, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 887, a bill for an act providing for an appropriation to the department of health to finance programs.

Also: That the Senate has on June 2, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 887

$\mathrm{H}-4130$
1 Amend House File 887, as follows:
2 1. Page 2, by striking lines 21 through 27.
3 2. Page 2, line 28, by striking the number " 3 " and
4 inserting in lieu thereof the number " 2 ".
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS

STEERING COMMITTEE CALENDAR
SENATE FILE 525 SUBSTITUTED FOR HOUSE FILE 866
Higgins of Scott asked and received unanimous consent to substitute Senate File 525 for House File 866.

Senate File 525, a bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations, was taken up for consideration.

Hargrave of Johnson asked and received unanimous consent that Rick Middleton and Linda Cooper be present in the House chamber during consideration of Senate File 525.

Monroe of Des Moines offered amendment H-4117 filed by Hargrave, Lipsky, West and Hutchins from the floor and requested division as follows:
H-4117
1 Amend Senate File 525 as amended, passed and reprinted by the Senate, as follows:
H-4117A
3 1. Page 1, line 31, by inserting after the second word "of" the word "[age,]".
2. Page 2, line 18, by inserting after the second word "of" the word "[age,]".
H—4117B
7 3. Page 4, by inserting after line 21 the following new subsections:
"15. "Nursing care" means those services which can be provided only under the direction of a registered nurse or a licensed practical nurse.
16. "Social services" means services relating to the psychological and social needs of the individual in adjusting to living in a health care facility, and minimizing stress arising from that circumstance.
17. "Rehabilitative services" means services to encourage and assist restoration of optimum mental and physical capabilities of the individual resident of a health care facility." 4117C
20 4. Page 18, line 16, by inserting after the period
21 the following:
22 "When the findings are made public, they shall
23 include no reference to any cited violation which
24 has been corrected to the department's satisfaction
25 unless the same reference also clearly notes that
26 the violation has been corrected."
H-4117D
27 5. Page 20, lines 28 and 29, by striking the words
28 "or such longer period as the department may by rule
29 require" and inserting in lieu thereof the words "[or
30 such longer period as the department may by rule
31 require]".
H-4117E
32 6. Page 21, by striking lines 7 through 13, in-
33 clusive, and inserting in lieu thereof the word
34 "chapter."
H—4117F
35 7. Page 23, by inserting after line 26 the fol-

1 and shall file a report on the status of the people 2 and property over which he or she has been granted

H-4117G
lowing:
"5. a. The provisions of this section nothwithstanding, the district court may enter an order appointing the administrator of a county care facility as guardian of the person or of the property, or both, of a resident of the county care facility, if the county board of supervisors has so petitioned the court. Notice and hearing on the petition and order are not required. The administrator of a county care facility may establish either separate or consolidated bank accounts for cash funds of residents over whom guardianship has been granted to the administrator. The administrator shall maintain records as required by the auditor of state to account for receipts and disbursements of the residents' cash or property, guardianship with the county care facility's care review committee on July first and January first of each year.
b. The board of supervisors shall not petition the district court for appointment of the county care facility administrator as guardian of the person or the property, or both, of a resident of the facility unless the county has made every reasonable effort to have guardianship assumed by a person related to the resident within the third degree of consanguinity. The board may so petition the court not less than ninety days after sending to all of the resident's known relatives of that degree a notice stating that it is proposed that the county care facility administrator be appointed guardian. The court may grant limited guardianship, having due regard for the needs of the resident and the extent of the efforts required of the county care facility administrator to properly manage the resident's affairs. The resident, if competent, or the resident's relatives shall have the right to appear before the court in opposition to the county board's petition to appoint the county care facility administrator as guardian."
8. Page 23, by striking lines 29 through 35, inclusive, and page 24, by striking line 1, and inserting in lieu thereof the following:
"135C. 25 CARE REVIEW COMMITTEE-APPOINTMENTDUTIES.

1. Each health care facility shall have a care review committee whose members shall be appointed [by] as follows:
a. By the areawide health planning council recognized as such by this state acting through the office for comprehensive health planning in the office for planning and programming; or
b. If the appropriate areawide health planning
council has failed to make any appointment necessary under this subsection within thirty days after being notified of a vacancy by the administrator of the facility involved, by the commissioner; or
c. If the commissioner has failed to act within thirty days after being notified by the administrator of the facility involved of a vacancy which has not been filled by the appropriate areawide health planning council within the time prescribed by this subsection, the appointment may be made by the administrator.
2. The care review committee shall periodically review the needs of each individual [patient or] resident

## Page 3

of the facility, and shall perform the functions delegated to it by section twenty-five (25) of this Act. The responsibilities of the care review".
9. Page 25, line 27, by inserting after the word "department" the words "or care review committee of the facility".
4117 I
10. Page 25, line 31, by inserting after the word "complaint" the words ", and a copy thereof shall be forwarded to the facility involved within twentyfour hours of receipt of the complaint by the department or the committee". -4117G
12 11. Page 25, by striking line 32 and inserting in lieu thereof the following:
"Sec. 25. NEW SECTION. INSPECTIONS UPON COMPLAINTS.

1. Upon".
2. Page 25 , lines 34 and 35 , by striking the words "shall assign a staff member to" and inserting in lieu thereof the words "or care review committee shall".
3. Page 26, line 1, by inserting after the word "department" the words "or committee".
4. Page 26, line 4, by striking the words "cause an on-site inspection to be made" and inserting in lieu thereof the words "make or cause to be made an on-site inspection".
5. Page 26, line 5, by inserting after the period the words "The department may refer to the care review committee of a facility any complaint received by the department regarding that facility, for initial evaluation and appropriate action by the committee."
6. Page 26, line 7, by inserting after the word "department" the words "or committee".
7. Page 26 , by inserting after line 7 the following:
"2. An inspection made pursuant to a complaint filed under section twenty-four (24) of this Act shall be limited to the matter or matters complained of, and shall not be a general inspection."
8. Page 26, line 12, by inserting after the word "department" the words "or committee".

H-4117H
41 19. Page 26 , line 18, by inserting after the
42 period the words "The dignity of the resident shall
43 be given first priority by the inspector and others."
H-4117G
44 20. Page 26, by inserting after line 18 the fol45 lowing:
46 "3. If upon an inspection of a facility by its 47 care review committee, pursuant to this section, the 48 committee advises the department of any circumstance
49 believed to constitute a violation of this chapter
50 or of any rule adopted pursuant to it, the committee

## Page 4

1 shall similarly advise the facility at the same time.
2 If the facility's licensee or administrator disagrees
3 with the conclusion of the committee regarding the 4 supposed violation, an informal conference may be 5 requested and if requested shall be arranged by the
6 department as provided in section twenty-nine (29)
7 of this Act before a citation is issued. If the
8 department thereafter issues a citation pursuant to
9 the committee's finding, the facility shall not be 10 entitled to a second informal conference on the same 11 violation and the citation shall be considered
12 affirmed. The facility cited may proceed under section
13 thirty (30) of this Act if it so desires."
Hargrave of Johnson moved the adoption of amendment H—4117A.

Amendment H-4117A was adopted.
Monroe of Des Moines asked and received unanimous consent that action on amendment H-4117B be temporarily deferred.

Monroe of Des Moines moved the adoption of amendment H-4117C.

Amendment H—4117C was adopted.
Monroe of Des Moines moved the adoption of amendment H-4117D.

Amendment H—4117D was adopted.
Monroe of Des Moines moved the adoption of amendment H-4117E.

A non-record roll call was requested.
The ayes were 30 , nays 47 .
Amendment H—4117E lost.

Monroe of Des Moines moved the adoption of amendment H—4117F.

Amendment $\mathrm{H}-4117 \mathrm{~F}$ was adopted.
The House resumed consideration of amendment $\mathrm{H}-4117 \mathrm{~B}$.
Koogler of Mahaska offered the following amendment H-4122, to amendment $\mathrm{H}-4117 \mathrm{~B}$, filed by him from the floor and moved its adoption:

H-4122
1 Amend the amendment H-4117 to Senate File 525,
2 page 1, by striking all of line 11 and inserting
3 in lieu thereof the words "istered nurse."
Amendment H-4122 lost.
Monroe of Des Moines moved the adoption of amendment H-4117B.

Amendment $\mathrm{H}-4117 \mathrm{~B}$ was adopted.
Monroe of Des Moines moved the adoption of amendment H-4117G.

Amendment H-4117G was adopted.
Lipsky of Linn moved the adoption of amendment H-4117I.
Roll call was requested by Higgins of Scott and Hines of Story.
Rule 70 was invoked.
On the question "Shall amendment H-4117I be adopted?"
The ayes were, 49:

| Bennett | Gentleman <br> Bortell | Lageschulte <br> Griffee | Perkins <br> Rranstad |
| :--- | :--- | :--- | :--- |
| Halvorson | Lindeen | Rinas |  |
| Brockett | Hansen | McElioy | Schroeder |
| Brunow | Harvey | Menke | Spradling |
| Byerly | Horn | Millen | Stromer |
| Crabb | Howell | Miller, o. L. | Varte |
| Daggett | Husak | Monroe | Welden |
| Danker | Hutchins | Nealson | West |
| Den Herder | Jesse | Norland | Woods |
| Egenes | Jordan | Pavich | Wulff |
| Evans | Junker | Pellett | Wyckoff |
| Fullerton |  |  |  |

The nays were, 42 :

| Anderson | Caffrey |
| :--- | :--- |
| Avenson | Clark |
| Baker | Connors |
| Brandt | Crawford |


| Cusack | Dyrland |
| :--- | :--- |
| Dieleman | Fitzgerald |
| Doyle | Gilloon |
| Dunton | Hargrave |

Hennessey
Higgins Hines Hullinger Jochum
Koogler Krause
Lonergan
Mennenga
Middleswart
Miller, A. V.
Newhard
Oakley
O'Halloran

Absent or not voting, 9:

| Bina <br> Bittle <br> Drake | Harper <br> Hinkhouse | Kreamer <br> Middleton | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Nielsen |  |  |  |

Amendment H-4117I was adopted.
Monroe of Des Moines moved the adoption of amendment $\mathrm{H}-4117 \mathrm{H}$.

Amendment $\mathrm{H}-4117 \mathrm{H}$ was adopted.
Branstad of Winnebago offered the following amendment $\mathrm{H}-4125$ filed by him from the floor and moved its adoption:

H-4125
1 Amend Senate File 525, as passed by the Senate and reprinted, as follows:

Page 4, by inserting after line 33 the following:
"Such rules and standards of the department, provisions of chapter seventeen A (17A) of the Code notwithstanding, shall be submitted to and approved by both houses of the general assembly before they shall become effective. If the general assembly is not in session when such rules and standards are promulgated, the rule shall be effective until thirty days after the convening of the next regular session of the general assembly, and shall continue to be effective only upon submission to and approval by both houses of the general assembly."
Amendment H-4125 lost.
Hargrave of Johnson asked and received unanimous consent that amendment H-4057, filed by him on June 4, 1975, and found on page 2150 of the House Journal, be withdrawn.

Hargrave of Johnson offered the following amendment H-4109 filed by him and moved its adoption:

| H-4109 |  |
| :--- | :--- |
| 1 | Amend Senate File 525 as amended, passed and |
| 2 | reprinted by the Senate as follows: |
| 3 | 1. Page 14, line 12, by striking the word |
| 4 | "designee" and inserting in lieu thereof the words |
| 5 | "or her designee and with industry, professional and |
| 6 | consumer groups affected thereby". |
| 7 | 2. Page 15, line 10, by inserting after the period |
| 8 | the words "Staff-to-resident ratios established under |

```
    9 this subsection need not be the same for facilities
10 holding different types of licenses, nor for facilities
11 holding the same type of license if there are
12 significant differences in the needs of residents
13 which the respective facilities are serving or intend
14 to serve."
```

Amendment $\mathrm{H}-4109$ was adopted.
Welden of Hardin offered amendment H-4118 filed by him from the floor and requested division as follows:

H-4118
1 Amend Senate File 525, as passed by the Senate
2 and reprinted, as follows:
H-4118A
3 1. Page 15, line 7, by striking the word
4 "specified" and inserting in lieu thereof the
5 word "minimum".
H-4118B
6 2. Page 16, line 14, by inserting after the
7 period the following new sentence: "The inspector
8 shall identify himself or herself to the person in
9 charge of the facility and state that an inspection
10 is to be made before beginning the inspection."
H-4118C
11 3. Page 17, lines 8 and 9 by striking the
12 words "to operation of the facility and".
H-4118D
13 4. Page 19, line 23, by inserting after the
14 word "offense" the words "or chargeable offense".
H-4118E
15 5. Page 26, by striking all after the period
16 in line 24 and all of lines 25 through 27 and in-
17 serting in lieu thereof the following: "The per-
18 son in charge of the facility shall be informed of
19 the substance of the complaint at the commencement
20 of the on-site inspection."
H-4118F
21 6. Page 31, line 20 by striking the words "not
22 more than".
7. Page 31, line 21, by inserting after the

24 word "date" the following: ", subject to such pro-
25 visional certificates or other extensions as may
26 be granted in accordance with this Act,".
Welden of Hardin moved the adoption of amendment H—4118A.

Amendment H—4118A was adopted.
Welden of Hardin moved the adoption of amendment H—4118B.

Amendment $\mathrm{H}-4118 \mathrm{~B}$ was adopted.
Welden of Hardin moved the adoption of amendment H-4118C.

Amendment $\mathrm{H}-4118 \mathrm{C}$ was adopted.
Welden of Hardin moved the adoption of amendment H—4118D.

Amendment $\mathrm{H}-4118 \mathrm{D}$ was adopted.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Hinkhouse of Cedar for the remainder of the day on request of Scheelhaase of Woodbury.

Welden of Hardin moved the adoption of amendment $\mathrm{H}-4118 \mathrm{E}$.

Amendment H-4118E was adopted.
Welden of Hardin moved the adoption of amendment H—4118F.

Amendment $\mathrm{H}-4118 \mathrm{~F}$ was adopted.
Welden of Hardin offered the following amendment H-4123 filed by him from the floor and moved its adoption:

H-4123
1 Amend Senate File 525, as passed by the Senate
2 and reprinted, page 15, line 19, by striking the
3 words "not to exceed twelve months".
Amendment H-4123 was adopted.
Daggett of Adams offered the following amendment H-4110 filed by him and moved its adoption:

H-4110
1 Amend Senate File 525 as amended, passed and
2 reprinted by the Senate, page 31, by inserting after
3 line 13 the following new section and renumbering
4 the succeeding sections accordingly:
"Sec. ..... NEW SECTION. PENALTIES PRORATED AMONG FACILITY RESIDENTS. When a penalty is assessed against any facility under sections twenty-three (23) through thirty-one (31) of this Act, the facility may prorate the amount of the penalty equally among all of its residents and add the prorated amount to the first succeeding periodic payment for services which is due the facility from or on behalf of each respective

13 resident. If any prorated amount which may be so 14 added to the payment due from any resident increases
15 the amount of that payment by more than five per-
16 cent, the facility shall divide the prorated amount
17 into two or more equal installments and add the
18 installments to the appropriate number of successive
19
20
21
22
23
periodic payments due from or on behalf of that
patient. The successive installments shall be so computed that no installment increases the amount of the payment to which it is added by more than five percent."

Roll call was requested by Avenson of Fayette and Patchett of Johnson.

On the question "Shall amendment H-4110 be adopted ?"
They ayes were, 6:

| Baker <br> Bortell | Crabb <br> Daggett | Fullerton | Pellett |
| :---: | :---: | :---: | :---: |
| The nays were, 78: |  |  |  |
| Anderson | Gilloon | Lageschulte | Readinger |
| Avenson | Griffee | Lindeen | Rinas |
| Bittle | Halvorson | Lipsky | Scheelhaase |
| Brandt | Hansen | Lonergan | Schroeder |
| Branstad | Hargrave | McElroy | Small |
| Brockett | Harvey | Menke | Spear |
| Byerly | Hennessey | Mennenga | Spencer |
| Caffrey | Higgins | Middleswart | Spradling |
| Clark | Hines | Miller, A. V. | Svoboda |
| Crawford | Horn | Miller, K. D. | Tauke |
| Cusack | Howell | Miller, O. L. | Tofte |
| Danker | Hullinger | Monroe | Varley |
| Dieleman | Husak | Newhard | Walter |
| Doyle | Hutchins | Oakley | Wells |
| Dunton | Jesse | O'Halloran | West |
| Dyrland | Jochum | Patchett | Woods |
| Egenes | Jordan | Pavich | Wulff |
| Evans | Junker | Perkins | Wyckoff |
| Fitzgerald | Koogler | Poncy | Mr. Speaker |
| Gentleman | Krause |  |  |
| Absent or not voting, 16: |  |  |  |
| Bennett | Den Herder | Kreamer | Nielsen |
| Bina | Drake | Middleton | Norland |
| Brunow | Harper | Millen | Stromer |
| Connors | Hinkhouse | Nealson | Welden |

Amendment H-4110 lost.
Hargrave of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

The ayes were, 85:

| Anderson | Gentleman | Lageschulte | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Lindeen | Rinas |
| Baker | Griffee | Lipsky | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Brockett | Hansen | Menke | Small |
| Brunow | Hargrave | Mennenga | Spear |
| Byerly | Harvey | Middleswart | Spencer |
| Caffrey | Hennessey | Millen | Spradling |
| Clark | Higgins | Miller, A. V. | Stromer |
| Connors | Hines | Miller, K. D. | Svoboda |
| Crabb | Horn | Monroe | Tauke |
| Crawford | Howell | Nealson | Tofte |
| Cusack | Hullinger | Newhard | Varley |
| Den Herder | Husak | Nielsen | Walter |
| Dieleman | Hutchins | Norland | Welden |
| Doyle | Jesse | Oakley | Wells |
| Dunton | Jochum | O'Halloran | West |
| Dyrland | Jordan | Patchett | Woods |
| Egenes | Junker | Pavich | Wulff |
| Evans | Koogler | Perkins | Wyckoff |
| Fitzgerald | Krause | Poncy | Mr. Speaker |
|  |  |  |  | Fullerton

The nays were, 9:

| Bennett <br> Bittle <br> Bortell | Branstad <br> Daggett | Danker <br> McElroy | Miller, O. L. <br> Pellett |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 6: |  |  |  |
| Bina <br> Drake | Harper | Kreamer | Middleton |

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

IMMEDIATE MESSAGE
(Senate File 525)
Higgins of Scott asked and received unanimous consent that Senate File 525 be immediately messaged to the Senate.

## HOUSE FILES 866 AND 462 WITHDRAWN

Higgins of Scott asked and received unanimous consent to withdraw House Files 866 and 462 from further consideration by the House.

## UNANIMOUS CONSENT TO VOTE

Fitzgerald of Webster asked and received unanimous consent that Representatives Connors, Horn and Byerly be permitted to vote on legislation considered in their absence while attending a meeting on unemployment compensation. The votes were so recorded.

## MOTION TO RECONSIDER WITHDRAWN <br> (Amendment H—4079 to House File 764)

Schroeder of Pottawattamie asked and received unanimous consent that the motion to reconsider amendment H-4079 to House File 764 filed by him on June 6, 1975, be withdrawn.

## IMMEDIATE MESSAGE <br> (House File 764)

Norland of Worth asked and received unanimous consent that House File 764 be immediately messaged to the Senate.

## CONSIDERATION OF BILLS

SIFTING COMMITTEE CALENDAR
House File 894, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-4102$ filed by him and moved its adoption:

H--4102

Amend the Oakley amendment ( $\mathrm{H}-4091$ ) to House File 894, page 1, by inserting after line 24 the following: and by renumbering the amendment sections accordingly:
"3. Page 2, by inserting after line 22 the following:
"Sec. ..... Section ninety-six point four (96.4), subsections one (1) and three (3), Code 1975, as amended by Senate File four hundred eighty-five (485) enacted by the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:

1. He has registered for work at and thereafter has continued to report at an employment office in accordance with such regulations as the commission may prescribe. The provisions of this subsection shall be waived if the individual is deemed temporarily unemployed as defined in section [thirty-two (32)] thirty-three (5s) of this Act.
2. He is able to work, is available for work, and is earnestly and actively seeking work. The provision of this subsection shall be waived if he is deemed temporarily unemployed as defined in section [thirty-two (32)] thirty-three (33) of this Act.

Sec. .... Section ninety-six point seven (96.7), subsection four (4), paragraph a, Code 1975, as amended by Senate File four hundred eighty-five (485) enacted by the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
a. As soon as practicable and in any event within

```
two years after an employer has filed reports, as
required by the commission pursuant to section 96.11,
subsection 7, the commission shall examine such reports
and determine the correct amount of contributions
due, and the amount so determined by the commission
shall be the contributions payable. If the
contributions found due shall be greater than the
amount theretofore paid the notice with respect to
the additional contribution, together with any
interest and penalty, shall be sent by certified mail.
A lien shall attach as provided in section [twenty-
four (24)] twenty-three (23) of this Act if the
assessment is not paid or appealed within thirty days
of the date of the notice of assessment.""
```

Amendment H-4102 was adopted.
Oakley of Clinton offered the following amendment H-4091 filed by him and Jesse of Polk:

H-4091
Amend House File 894 as follows:

1. Page 1 , by inserting before line 1 the
following:
"Sec. ..... Section three point four (3.4), Code 1975, is amended to read as follows:
3.4 BILLS-APPROVAL-PASSAGE OVER VETO. If the governor approves a bill, he shall sign and date it; if he returns it with his objections and it afterwards passes as provided in the Constitution, a certificate, signed by the presiding officer of each house in the following form, shall be endorsed thereon or attached thereto: "This bill or this item of an appropriation bill, as the case may be, having been returned by the governor, with his objections, to the house in which it originated, and, after reconsideration, having again passed both houses by yeas and nays by a vote of two-thirds of the members of each house, has become a law this $\qquad$ day of $\qquad$ ""
2. Page 2, by inserting after line 7 the following:
"Sec. ..... Section seventy-eight point two (78.2), subsection six (6), Code 1975, is amended to read as follows:
3. All investigators for [old age] supplemental assistance as provided for under chapter 249,"
4. Page 6, by inserting after line 12 the
following:
"Sec. ..... Section two hundred seventy-five point three (275.3), Code 1975, is amended to read as follows:
275.3 MINIMUM STANDARDS. No new school district shall be planned by [a county board of education] an area education agency board nor shall any proposal for creation or enlargement of any school district be approved by [a county board of education] an area

## Page 2

education agency board or submitted to electors unless there reside within the proposed limits of such district at least three hundred persons of school age who were enrolled in the public schools in the preceding school year. Provided, however, that the state superintendent of public instruction shall have authority to grant permission to [a county] an area education agency board to approve the formation or enlargement of a school district containing a lower school population than above provided on the written request of such [county board of education] area education agency board if such request is accompanied by evidence tending to show that sparsity of population, natural barriers or other good reason makes it impracticable to meet said school population requirement."
4. Page 8 , line 1, by striking the word "suspend" and inserting in lieu thereof the words "[suspend] revoke".
5. Page 7, by inserting after line 9 the following:
"Sec. ..... Section two hundred ninety point four (290.4), Code 1975, is amended to read as follows:
290.4 WITNESS-FEES-COLLECTION. The state
board of public instruction in all matters triable
before it shall have power to issue subpoenas for
witnesses, which may be served by any peace officer, compel the attendance of those thus served, and the giving of evidence by them, in the same manner and to the same extent as the district court may do, and such witnesses and officers may be allowed the same compensation as is paid for like attendance or serve in such court, which shall be paid out of the general fund of the proper school corporation, upon the certificate of the state board to and warrant of the secretary upon the treasurer; but if the [superintendent] board is of the opinion that the proceedings were instituted without reasonable cause therefor, or if, in case of an appeal, it shall not be sustained, it shall enter such findings in the record, and tax all costs to the party responsible therefor. A transcript thereof shall be filed in the office of the clerk of the district court and a judgment entered thereon by him, which shall be collected as other judgments."
6. Page 9 , by inserting after line 9 the following:
"Sec. ..... Section three hundred thirty-two point seventeen (332.17), subsections eight (8) and nine
(9), Code 1975, are amended to read as follows:
8. County [home] care facility steward
9. [Soldiers relief commission] Commission on veteran affairs"
7. Page 11, by inserting after line 2 the

## following:

'Sec. ..... Section four hundred ninety A point twenty-three (490A.23), Code 1975, is amended to read

## Page 3

1 or the municipally owned utility serving such city 2 immediately prior to the extension of such boundaries. 3 In the event service is provided, in such extended
as follows:
490A. 23 CITIES-CONFLICT OF SERVICE. All rights
of municipal corporations to franchise and regulate
use of streets, alleys and other public property, and all rights acquired by franchise or agreement shall be preserved in such municipalities, excepting only the duties and jurisdiction conferred upon the commission in this chapter. [(Except as otherwise)] Except as otherwise provided by section 437.14 whenever the corporate boundaries of any city are extended utility service, as defined in section 490A.1, shall be provided in such extended area by the public utility area, at the time of the extension of the corporate boundaries, by a public utility which does not have a municipal franchise for such city, the facilities located within such extended area shall be purchased at the end of six years from the date the corporate boundaries shall have been extended by the franchised public utility of such city or by the municipal utility serving such city and the municipal franchised public utility or municipally owned utility shall furnish such service without interruption upon the acquisition thereof [except as otherwise provided by section 437.14], except as otherwise provided by section four hundred thirty-seven point fourteen (437.14) of the Code. The franchised or municipally owned utility shall pay to the utility serving in the annexed area the fair and reasonable value of its properties within such annexed area by exchange of other electric utility property outside such city on a fair and reasonable basis giving due consideration to revenue from and value of the respective properties. In the event the public utilities involved are unable to agree as to the terms of such exchange, either utility may file an application with the commission requesting that the commission determine such fair and reasonable terms for such exchange. After notice and hearing the commission shall determine fair and reasonable terms for such exchange, or in the event no appropriate properties can be exchanged the commission shall fix and determine the fair and reasonable value of the property within the annexed area, and such transfer shall be made as directed by the commission. Until such determination by the commission, the facilities shall remain in place and service to the public shall be maintained by the owner. However, the utility not having a municipal franchise and serving such annexed area shall not extend service to any additional points of delivery within such annexed area if the commission, after notice and hearing, with due consideration of any

## Page 4

1 extension of the corporate boundaries subsequently 2 acquires a municipal franchise within six years of 3 the extension of the corporate boundaries such utility shall be exempt from the operation of this section."
8. Page 17, line 7, by inserting after the word "Sections" the words "one hundred twenty-seven point twelve (127.12); one hundred thirty-five $D$ point twenty-nine (135D.29);".
9. Page 17, lines 8 and 9 , by striking the words "three hundred twenty-one point nineteen (321.19), subsection one (1);".
10. Page 18, lines 13 and 14 , by striking the words "review committee".
11. Page 18, line 15 , by striking the words "review committee".

Jesse of Polk offered amendment H-4111, to amendment H-4091.

Division wàs requested as follows:
H-41111 Amend $\mathrm{H}-4091$ to House File 894 as follows:H-4111A1. Page 1, by inserting after line 24 thefollowing:"..... Page 5, by inserting after line 7 the
following section:Sec. .... Section two hundred eighteen point fifty-eight (218.58), Code 1975, is amended to read as
follows:
218.58 STATE ARCHITECT. The commissioner of the
department of social services may employ a competent
architect, and such draftsmen as may be authorized
by law. Said architect shall, in addition to salary,
be reimbursed for his actual and necessary expenses
within the state while engaged in official business.
In cases of sufficient magnitude the commissioner
may secure the advice of a consulting architect, or
may secure plans and specifications from other
architects, at a cost not exceeding one thousand five
hundred dollars in any year, unless a larger amount
is approved by the [budget and financial control
committee] executive council."
H-4111B
22 2. Page 2, by inserting after the line 34 the
following:
"..... Page 10, by inserting after line 21 the following section:

Section. ..... Section four hundred fifty-five A point four (455A.4), Code 1975, is amended to read as follows:

455A. 4 APPOINTMENT. The council shall consist of ten members, nine of whom shall be electors of the state of Iowa and shall be selected from the state at large solely with regard to their qualifications and fitness to discharge the duties of office without regard to their political affiliation. The tenth member shall be the executive director of the department of environmental quality or his designee, who shall be a nonvoting member. The appointive members of the council shall be appointed by the governor with the approval of two-thirds of the members of the senate and shall be appointed for overlapping terms of six years. The terms of three members of the council shall expire on July 1 of each odd-numbered year. Within sixty days following the organization of each [biennial] regular session of the general assembly held during an odd-numbered year, appointments shall be made of successors to members of the council whose terms of office shall expire on the first of July next thereafter and of members to fill the unexpired portion of vacant terms."
Jesse of Polk moved the adoption of amendment H-4111A, to amendment H-4091.

A non-record roll call was requested.
The ayes were 67 , nays 10 .
Amendment H-4111A was adopted.
Jesse of Polk moved the adoption of amendment H-4111B, to amendment H-4091.

Amendment H—4111B was adopted.
Oakley of Clinton moved the adoption of amendment H-4091, as amended.

Amendment H—4091, as amended, was adopted.
Patchett of Johnson offered the following amendment H-4133
filed by him from the floor and moved its adoption:
$\mathrm{H}-4133$
1 Amend House File 894 as follows:
2 Page 6, by striking all of lines 13 through 23
3 and inserting in lieu thereof the following:
4
"Sec. 18. Section two hundred seventy-five point
5 twelve (275.12), subsection two (2), paragraph c

6 and d, Code 1975, as amended by Acts of the Sixty7 sixth General Assembly, 1975 Session, House File
8 seven hundred (700), section one hundred twenty-six (126), are amended to read as follows:
c. Election of not more than one-half of the total number of school directors at large from the entire district and the remaining directors from and as residents of designated single-member director districts into which the entire school district shall be divided on the basis of population. In such case, all directors shall be elected by the electors of the entire school district. Changes in the boundaries of director districts shall not be made during a period commencing sixty days prior to the date of the annual school election.
d. Division of the entire school district into designated geographical subdistricts on the basis of population, to be known as director districts, each of which director districts shall be represented on the school board by one director who shall be a resident of such director district and who shall be elected by the voters of said director district. Place of voting in such director districts shall be designated by the [county] area education agency board. Changes in the boundaries of director districts shall not be made during a period commencing sixty days prior to the date of the annual school election."

Amendment H-4133 was adopted.
Oakley of Clinton offered the following amendment $\mathrm{H}-4085$ filed by him and moved its adoption:
H-4085
1 Amend House File 894 as follows:

1. Page 17 , line 19 , by striking the word "and".
2. Page 17, line 20, by inserting after the
figures "(321G.24)" the following: "; six hundred
one E point one (601E.1), subparagraph two (2); and
six hundred one E point three (601E.3)".
Amendment H-4085 was adopted.
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 894)
The ayes were, 91 :

| Anderson | Branstad Crawford Dunton <br> Avenson <br> Brockett Cusack Dyrland <br> Baker Brunow Daggett <br> Bennett Byerly Danker <br> Bittle Cafrey Den Herder <br> Bortell Clark Evans <br> Brandt Connors Dieleman <br> Doylerald   | Fullerton |
| :--- | :--- | :--- | :--- |
| Deyle | Gentleman |  |


| Gilloon | Jordan |
| :--- | :--- |
| Griffee | Junker |
| Halvorson | Koogler |
| Hansen | Krause |
| Hargrave | Lageschulte |
| Harvey | Lipsky |
| Hennessey | Longeran |
| Higgins | McElroy |
| Hines | Menke |
| Horn | Mennenga |
| Howell | Middleswart |
| Hullinger | Millen |
| Husak | Miller, A. V. |
| Hutchins | Miller, K. D. |
| Jesse | Miller, O. L. |
| Jochum | Monroe |

The nays were none.
Absent or not voting, 9 :

| Bina | Harper | Kreamer <br> Crabb | Minkhouse |
| :--- | :--- | :--- | :--- |
| Drake |  | Lindeen | Spencer |

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

IMMMEDIATE MESSAGE
(House File 894)
Oakley of Clinton asked and received unanimous consent that House File 894 be immediately messaged to the Senate.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House File 904, a bill for an act relating to the railroad grade crossings on public highways and increasing funds allocated for such purposes.

Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 904)
The ayes were, 86:

| Anderson | Brockett <br> Brunow | Danker <br> Den Herder <br> Baker | Fitzgerald <br> Fullerton |
| :--- | :--- | :--- | :--- |
| Byerer | Byerly | Dieleman | Gentleman |
| Bennett | Caffrey | Doyle | Gilloon |
| Bittle | Clark | Dunton | Griffee |
| Bortell | Crawford | Dyrland | Halvorson |
| Brandt | Cusack | Egenes | Hansen |
| Branstad | Daggett | Evans | Hargrave |


| Harvey | Lipsky | Oakley | Spradling |
| :---: | :---: | :---: | :---: |
| Hennessey | Lonergan | O'Halloran | Stromer |
| Higgins | McElroy | Patchett | Svoboda |
| Hines | Menke | Pavich | Tauke |
| Howell | Mennenga | Pellett | Tofte |
| Hullinger | Middleswart | Perkins | Varley |
| Husak | Millen | Poncy | Walter |
| Hutchins | Miller, A. V. | Readinger | Wells |
| Jesse | Miller, K. D. | Rinas | West |
| Jochum | Miller, O. L. | Scheelhaase | Woods |
| Jordan | Monroe | Schroeder | Wulff |
| Koogler | Nealson | Small | Wyckoff |
| Krause | Newhard | Spear | Mr. Speaker |
| Lageschulte | Nielsen |  |  |
| The nays were, 2 : |  |  |  |
| Junker | Welden |  |  |
| Absent or not voting, 12: |  |  |  |
| Bina | Drake | Horn | Middleton |
| Connors | Harper | Kreamer | Norland |
| Crabb | Hinkhouse | Lindeen | Spencer |

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

IMMEDIATE MESSAGE<br>(House File 904)

Krause of Palo Alto asked and received unanimous consent that House File 904 be immediately messaged to the Senate.

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Joint Resolution 13, a joint resolution to provide for an interim study of the structure and performance of the department of social services, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the joint resolution be adopted and agreed to?" (S.J.R. 13)

The ayes were, 89:

| Anderson | Brunow | Dieleman | Gilloon |
| :--- | :--- | :--- | :--- |
| Avenson | Byerly | Doyle | Griffee |
| Baker | Caffrey | Dunton | Halvorson |
| Bennett | Clark | Dyrland | Hansen |
| Bittle | Crawford | Egenes | Hargrave |
| Bortell | Cusack | Evans | Harvey |
| Brandt | Daggett | Fitzgerald | Hennessey |
| Branstad | Danker | Fullerton | Higgins |
| Brockett | Den Herder | Gentleman | Hines |


| Horn | McElroy | Oakley | Stromer |
| :---: | :---: | :---: | :---: |
| Howell | Menke | O'Halloran | Svoboda |
| Hullinger | Mennenga | Patchett | Tauke |
| Husak | Middleswart | Pavich | Tofte |
| Hutchins | Millen | Pellett | Varley |
| Jesse | Miller, A. V. | Perkins | Walter |
| Jochum | Miller, K. D. | Poncy | Welden |
| Jordan | Miller, O. L. | Readinger | Wells |
| Junker | Monroe | Rinas | West |
| Koogler | Nealson | Scheelhaase | Woods |
| Krause | Newhard | Schroeder | Wulff |
| Lageschulte | Nielsen | Spear | Wyckoff |
| Lipsky | Norland | Spradling | Mr. Speaker |
| Lonergan |  |  |  |
| The nays were, 1: |  |  |  |
| Small |  |  |  |
| Absent or not voting, 10: |  |  |  |
| Bina | Drake | Kreamer | Middleton |
| Connors | Harper | Lindeen | Spencer |
| Crabb | Hinkhouse |  |  |

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to.

## MOTION TO RECONSIDER <br> (Senate Joint Resolution 13)

I move to reconsider the vote by which Senate Joint Resolution 13 was adopted and agreed to by the House.

> LIPSKY of Linn

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 549, a bill for an act making an appropriation to the Iowa law enforcement academy, with report of committee recommending passage.

Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 549)
The ayes were, 77:

| Anderson | Connors | Fullerton | Hullinger |
| :--- | :--- | :--- | :--- |
| Avenson | Crawford | Gentleman | Husak |
| Baker | Cusack | Gilloon | Hutchins |
| Bennett | Daggett | Griffee | Jesse |
| Bittle | Danker | Halvorson | Jochum |
| Bortell | Den Herder | Hansen | Koogler |
| Brandt | Dieleman | Harvey | Lageschulte |
| Branstad | Doyle | Hennessey | Lonergan |
| Brockett | Dunton | Higgins | McEIroy |
| Brunow | Dyrland | Hines | Menke |
| Cafrey | Egenes | Horn | Mennenga |
| Clark | Fitzgerald | Howell | Middleswart |


| Millen | Pavich | Spear | Walter |
| :---: | :---: | :---: | :---: |
| Miller, A. V. | Pellett | Spradling | Welden |
| Nealson | Perkins | Stromer | Wells |
| Newhard | Poncy | Svoboda | West |
| Nielsen | Readinger | Tauke | Woods |
| Norland | Scheelhaase | Tofte | Wyckoff |
| Oakley | Schroeder | Varley | Mr. Speaker |
| O'Halloran |  |  |  |
| The nays were, 10: |  |  |  |
| Byerly | Junker | Patchett | Small |
| Evans | Lipsky | Rinas | Wulff |
| Jordan | Miller, K. D. |  |  |
| Absent or not voting, 13: |  |  |  |
| Bina | Harper | Kreamer | Miller, O. L. |
| Crabb | Hinkhouse | Lindeen | Monroe |
| Drake | Krause | Middleton | Spencer |
| Hargrave |  |  |  |

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

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 559, a bill for an act making an appropriation to the department of public instruction for the administration of driver education courses, with report of committee recommending passage.

Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S. F. 559)
The ayes were, 85:

| Anderson | Fitzgerald | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Fullerton | Lageschulte | Poncy |
| Baker | Gentleman | Lipsky | Readinger |
| Bennett | Gilloon | Lonergan | Rinas |
| Bittle | Griffee | McElroy | Scheelhaase |
| Bortell | Halvorson | Menke | Schroeder |
| Brandt | Hansen | Mennenga | Small |
| Branstad | Hargrave | Middleswart | Spear |
| Brunow | Harvey | Millen | Spradling |
| Byerly | Hennessey | Miller, A. V. | Stromer |
| Caffrey | Higgins | Miller, K. D. | Svoboda |
| Clark | Hines | Miller, O. L. | Tauke |
| Crawford | Horn | Monroe | Tofte |
| Cusack | Howell | Newhard | Varley |
| Daggett | Hullinger | Nielsen | Walter |
| Danker | Husak | Norland | Wells |
| Den Herder | Hutchins | Oakley | West |
| Dieleman | Jesse | O'Halloran | Woods |
| Doyle | Jochum | Patchett | Wulff |
| Dunton | Jordan | Pavich | Wyckoff |
| Dyrland | Koogler | Pellett | Mr. Speaker |

The nays were, 5 :

| Brockett <br> Erans | Junker | Nealson | Welden |
| :---: | :---: | :---: | :---: |
| Absent or not voting, 10: |  |  |  |
| Bina | Drake | Kreamer | Middleton |
| Connors | Harper | Lindeen | Spencer |
| Crabb | Hinkhouse |  |  |

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

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 560, a bill for an act making an appropriation to the moneys and credits replacement fund, with report of committee recommending passage.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 560)
The ayes were, 81:

| Anderson | Egenes | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Lageschulte | Poncy |
| Bennett | Fitzgerald | Lipsky | Readinger |
| Bittle | Fullerton | Lonergan | Scheelhaase |
| Bortell | Gentleman | McElroy | Schroeder |
| Brandt | Gilloon | Menke | Small |
| Branstad | Griffee | Mennenga | Spear |
| Brockett | Halvorson | Middleswart | Spradling |
| Brunow | Hansen | Millen | Stromer |
| Byerly | Hargrave | Miller, A. V. | Svoboda |
| Caffrey | Harvey | Miller, K. D. | Tauke |
| Clark | Hennessey | Miller, O. L. | Tofte |
| Connors | Horn | Nealson | Varley |
| Crawford | Howell | Newhard | Welden |
| Cusack | Husak | Nielsen | Wells |
| Daggett | Hutchins | Norland | West |
| Danker | Jesse | Oakley | Woods |
| Den Herder | Jordan | O'Halloran | Wulff |
| Dieleman | Junker | Pavich | Wyckoff |
| Doyle | Koogler | Pellett | Mr. Speaker |
| Dunton |  |  |  |
| The nays were, 9: |  |  |  |
| Avenson | Hines | Monroe | Rinas |
| Dyrland | Jochum | Patchett | Walter |
| Higgins |  |  |  |
| Absent or not voting, 10: |  |  |  |
| Bina | Harper | Kreamer | Middleton |
| Crabb | Hinkhouse | Lindeen | Spencer |
| Drake | Hullinger |  |  |

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

## SENATE FILE 563 DEFERRED

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 563, a bill for an act appropriating funds to the office of the citizens' aid, with report of committee recommending passage.

Husak of Tama asked for unanimous consent that Senate File 563 be deferred and that the bill retain its place on the calendar.

Objection was raised.
Husak of Tama moved that Senate File 563 be deferred and that the bill retain its place on the calendar.

The motion prevailed.
Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 561, a bill for an act creating and making an appropriation to the executive council general contingent fund, with report of committee recommending passage.

Stromer of Hancock offered the following amendment H-4134 filed by him from the floor:

H-4134
Amend Senate File 561, as passed by the Senate, as follows:

Page 1, by inserting after line 28 the following new section:
"Sec 3. There is appropriated from the general fund of the state to the executive council for the fiscal year commencing July 1, 1975 and ending June 30, 1976 the following amounts or so much thereof as may be necessary to be used for the following purpose:

1975-76
Fiscal Year
For building repairs and improvements required to implement and comply with the Federal Occupational
Safety and Health Act of all state owned buildings, including costs of administration . $\$ 5,000,000 "$
Griffee of Chickasaw rose on a point of order that amendment $\mathrm{H}-4134$ was not germane.

The Speaker ruled the point well taken and amendment H-4134 not germane.

Stromer of Hancock moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-4134$.

Jordan of Linn rose on a point of order that the motion, having received debate, was not in order.

The Speaker ruled the point well taken.
Millen of Van Buren moved that the rules governing germaneness be suspended for the consideration of amendment H-4134.

Roll call was requested by Stromer of Hancock and Bennett of Ida.

On the question "Shall the rules be suspended to consider amendment H-4134?"

The ayes were, 32:

| Bennett | Danker | Harvey | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Den Herder | Junker | Schroeder |
| Bortell | Egenes | Lageschulte | Stromer |
| Branstad | Evans | Lipsky | Tauke |
| Brockett | Fullerton | McElroy | Varley |
| Clark | Gentleman | Millen | Welden |
| Crawford | Halvorson | Nealson | West |
| Daggett | Hansen | Pellett | Wulff |
| The nays were, 55: |  |  |  |
| Anderson | Griffee | Lonergan | Perkins |
| Avenson | Hargrave | Menke | Poncy |
| Baker | Hennessey | Mennenga | Rinas |
| Brunow | Hines | Middleswart | Scheelhaase |
| Byerly | Horn | Miller, A. V. | Small |
| Caffrey | Howell | Miller, O. L. | Spear |
| Connors | Hullinger | Monroe | Spradling |
| Cusack | Husak | Newhard | Svoboda |
| Dieleman | Hutchins | Nielsen | Walter |
| Doyle | Jesse | Norland | Wells |
| Dunton | Jochum | Oakley | Woods |
| Dyrland | Jordan | O'Halloran | Wyckoff |
| Fitzgerald | Koogler | Pachett | Mr. Speaker |
| Gilloon | Krause | Pavich |  |
| Absent or not voting, 13: |  |  |  |
| Bina | Harper | Kreamer | Miller, K. D. |
| Brandt | Higgins | Lindeen | Spencer |
| Crabb | Hinkhouse | Middleton | Tofte |
| Drake |  |  |  |

The motion lost.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 561)

The ayes were, 84:

| Anderson | Dyrland <br> Egenes | Koogler <br> Baker | Krause <br> Bennett |
| :--- | :--- | :--- | :--- |
| Evans | Perkins <br> Boncv |  |  |
| Bittle | Fitzgerald | Lageschulte | Readinger |
| Bortell | Fullerton | Lipsky | Rinas |
| Brandt | Gentleman | McElrgan | Scheelhaase |
| Branstad | Gilloon | Menke | Schroeder |
| Brockett | Griffee | Mennenga | Small |
| Brunow | Hansen | Middleswart | Sprar |
| Byerly | Hargrave | Millen | Stromer |
| Caffrey | Hennessey | Miller, A. V. | Svoboda |
| Clark | Hines | Miller, O. L. | Tauke |
| Connors | Horn | Monroe | Varley |
| Crawford | Howell | Newhard | Walter |
| Cusack | Hullinger | Nielsen | Welden |
| Daggett | Husak | Norland | Wells |
| Danker | Hutchins | Oakley | West |
| Den Herder | Jesse | O'Halloran | Woods |
| Dieleman | Jochum | Patchett | Wulff |
| Doyle | Jordan | Pavich | Wyckoff |
| Dunton | Junker | Pellett | Mr. Speaker |
| The nays were, | 4: |  |  |
| Avenson | Halvorson | Harvey | Nealson |
| Absent or not | voting, 12: |  |  |
| Bina | Harper |  | Kreamer |
| Crabb | Higgins | Lindeen | Miller, K. D. |
| Drake | Hinkhouse | Middleton | Tnencer |

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

## HOUSE FILE 838 WITHDRAWN

Krause of Palo Alto asked and received unanimous consent to withdraw House File 838 from further consideration by the House.

## SENATE AMENDMENTS CONSIDERED

Small of Johnson called up for consideration House File 803, a bill for an act relating to the compensation of persons suffering loss as a result of medical malpractice, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4107
1 Amend House File 803 as amended, passed and
2 reprinted by the House as follows:

1. Page 1, line 17, by striking the words "an assessment of the policyholders" and inserting in lieu thereof the words "a stabilization reserve fund contributed to by insureds".
2. Page 2, by striking line 5, and inserting in

## 11. Page 6, by striking lines 17 through 28 and

 inserting in lieu thereof the following:"deducting their share of the deficit from past or future premium taxes due the state of Iowa. The association shall amend the amount of".
12. Page 7 , by inserting after line 4 the following new section :
"Sec. 6. NEW SECTION. STABILIZATION RESERVE FUND.

1. There is created a stabilization reserve fund. The fund shall be administered by three directors, one of whom shall be the commissioner. The remaining two directors shall be appointed by the commissioner: One shall be a representative of the association and the other a representative of its policyholders.
2. The directors shall act by majority vote with two directors constituting a quorum for the transaction of any business or the exercise of any power of the fund. The directors shall serve without salary, but each director other than the commissioner shall be reimbursed for actual and necessary expenses incurred in the performance of official duties as a director. The directors shall not be subject to any personal liability with respect to the administration of the fund for acts or decisions made in good faith pursuant to the provisions of this Act.
3. Each policyholder shall pay to the association a stabilization reserve fund charge determined by the directors which shall not exceed the amount of one annual premium due for insurance through the association. Such charge shall be separately stated in the policy. The association shall cancel the policy of any policyholder who fails to pay the stabilization reserve fund charge.
4. The association shall promptly pay to the fund all stabilization reserve fund charges which it collects from its policyholders and any retrospective premium refunds payable under any group retrospective rating plan approved by the commissioner under the provisions of this Act.

## Page 3

1 5. All monies received by the fund shall be held in trust by a corporate trustee selected by the directors. The corporate trustee may invest the monies held in trust, subject to the approval of the directors. All investment income shall be credited to the fund, and all expenses of administration of the fund shall be charged against the fund. The monies held in trust shall be used solely for the purpose of discharging when due any retrospective premium charges payable by policyholders of the association under the group restrospective rating plan approved by the commissioner. Payment of retrospective premium charges shall be made by the directors upon certification to them by the association of the amount due. If all monies accruing to the fund are finally

16 exhausted in payment of retrospective premium charges,
all liability and obligations of the association's
policyholders with respect to the payment of
retrospective premium charges shall thereupon terminate
and shall be conclusively presumed to have been
discharged. Any monies remaining in the fund after
all such retrospective premium charges have been paid
shall be returned to policyholders pursuant to
procedures authorized by the directors."
13. By renumbering sections of the bill and correcting internal references in conformity with sections $1,5,6,7,8,9$, and 12 of this amendment.
14. Page 11, line 1 , by striking the word "be".
15. Page 11, by striking lines 2 through 8 and inserting in lieu thereof the following:
"create a presumption that informed consent was given. A".
16. Page 11, by striking line 26 , and inserting in lieu thereof the following:
519.1 AUTHORIZATION. Any number of physicians[, druggists] and surgeons, osteopaths, osteopathic physicians and surgeons, podiatrists, chiropractors, pharmacists,".
17. Page 14 , by striking lines 10 and 11 and inserting in lieu thereof the following:
"wrongful death against any physician and surgeon, osteopath, osteopathic physician and surgeon, dentist, podiatrist, optometrist, pharmacist, chiropractor or nurse licensed under this chapter or against any hospital licensed under chapter one thirtyfive B (135B) of the Code,".
18. Page 14 , line 12 , by striking the words "this state,".
19. Page 14 , lines 23 , by inserting after "optometrist," the words "pharmacist,".

## Page 4

1 20. Page 15, by striking lines 16 through 20.
A non-record roll call was requested.
The ayes were 86 , nays none.
The motion prevailed and the House concurred in the Senate amendment H-4107.

Small of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 803)
The ayes were, 84:

| Anderson | Baker | Bortell | Branstad |
| :--- | :--- | :--- | :--- |
| Avenson | Bennett | Brandt | Brockett |


| Brunow | Gilloon | Menke | Readinger |
| :--- | :--- | :--- | :--- |
| Byerly | Halvorson | Mennenga | Rinas |
| Caffrey | Hansen | Middleswart | Scheelhaase |
| Clark | Hargrave | Millen | Schroeder |
| Connors | Harvey | Miller, A. V. | Small |
| Crawford | Hennesser | Miller, K. D. | Spear |
| Cusack | Hines | Miller, O. L. | Spradling |
| Daggett | Horn | Monroe | Stromer |
| Danker | Howell | Nealson | Svoboda |
| Den Herder | Hutchins | Newhard | Tauke |
| Dieleman | Jochum | Nielsen | Varley |
| Doyle | Jordan | Norland | Walter |
| Dunton | Junker | Oakley | Welden |
| Dyrland | Koogler | O'Halloran | Wells |
| Egenes | Krause | Patchett | West |
| Evans | Lageschulte | Pavich | Woods |
| Fitzgerald | Lipsky | Pellett | Wulff |
| Fullerton | Lonergan | Perkins | Wyckoff |
| Gentleman | McElroy | Poncy | Mr. Speaker |

The nays were, 2:
Bittle Jesse
Absent or not voting, 14 :
Bins Harper
Crabb Higgins
Drake Hinkhouse
Griffee
Hullinger

| Husak | Middleton |
| :--- | :--- |
| Kreamer | Spencer |
| Lindeen | Tofte |

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

## REPORT OF THE CONFERENCE COMMITTEE ON SENATE CONCURRRENT RESOLUTION 6

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on Senate Concurrent Resolution 6, a resolution providing for the joint rules of the Senate and House for the Sixty-sixth General Assembly, respectfully submit the following report:

1. That the Senate and House conferees failed to reach an agreement.

On the Part of the Senate:
WILLIAM D. PALMER, Chairman GENE W. GLENN
W. R. RABEDEAUX

On the Part of the House:
JEROME FITZGERALD, Chairman
CARL V. NIELSEN
FLOYD H. MILLEN

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has insisted on its amendment to House File 215, a bill for an act relating to farming by corporations, and that the members of the conference committee on the part of the Senate are: The Senator from Black

Hawk, Mr. Nolting, chairman; the Senator from Osceola, Mr. Bergman; the Senator from Webster, Mr. Coleman; the Senator from Dallas, Mr. Rodgers; and the Senator from Hardin, Mr. Taylor.

Also: That the members of the second conference committee on Senate Concurrent Resolution 6, providing for the joint rules of the Senate and House for the Sixty-sixth General Assembly, on the part of the Senate, are: The Senator from Jasper, Mr. Hill, chairman; the Senator from Montgomery, Mr. Hultman; and the Senator from Des Moines, Mr. Miller.

CLARK R. RASMUSSEN, Secretary

## CONFERENCE COMMITTEE APPOINTED <br> (House File 215)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 215: Hutchins of Guthrie, chairman; Howell of Floyd, Miller of Calhoun, Lindeen of Henry and Lageschulte of Bremer.

## SECOND CONFERENCE COMMITTEE APPOINTED <br> (Senate Concurrent Resolution 6)

The Speaker announced the appointment of the second conference committee to consider the differences between the House and Senate concerning Senate Concurrent Resolution 6: Byerly of Polk, chairman; Avenson of Fayette and Oakley of Clinton.

## REMOVED FROM UNANIMOUS CONSENT CALENDAR (House Resolution 43)

I request that House Resolution 43 be removed from the Unanimous Consent Calendar.

## SCHROEDER of Pottawattamie

## COMMUNICATION FROM THE ADJUTANT GENERAL

There has been received and placed on file in the Chief Clerk's office The Biennial Report of the Military Division, Department of Public Defense of the State of Iowa for Fiscal Years 1973 and 1974.

## EXPLANATIONS OF VOTE

[^55]LAGESCHULTE of Bremer

I was necessarily absent from the House chamber Friday, June 6. Had I been present I would have voted "aye" on amendments H-4072, H-4098, H-4105B, H-4075, H-4077, H-4087, H-4099, H-4071 and the following bills: House Files 898, 899, 900, 903 and 901. I would have voted "nay" on the following amendments: H-4080, H-4106 and H-4045.

## FULLERTON of Woodbury

I was necessarily absent from the House chamber on all or portions of May 28 through May 30 and June 2 through June 4 while attending a conference in Boston, Massachusetts, on legislative internship programs in my capacity as chairman of the joint intern committee and a conference in Washington, D. C., on special education in my capacity as chairman of the House committee on education. Had I been present, I would have voted "aye" on the following bills, amendments, and motions: House Files 743, 739 and 826, Senate File 266, H-3843, the motion to suspend the rules to consider H-3978, House Files 390, 264 and 700, Senate File 285, House File 502, Senate File 521, House File 889, Senate File 38, House Files 823 and 890, Senate Joint Resolution 6, H-3824, Senate File 296, House File 670, H-3772, House File 802, H-4052, Senate Files 485 and 289, and House Files 892 and 187. I would have voted "nay" on the following bills, amendments, and motions: the motion to withdraw $\mathrm{H}-3735$, the motion to defer House File 215, the motion to disperse the conference committee on joint rules, $\mathrm{H}-3984, \mathrm{H}-3974$, the motion to insist on the House amendment to Senate File 285, H-3960, H-4004E, H-4004F, H-4006, $\mathrm{H}-4037 \mathrm{~B}, \mathrm{H}-4046, \mathrm{H}-4044$ and $\mathrm{H}-4016$.

PATCHETT of Johnson

## AMENDMENTS FILED

H-4132
Amend House File 759 as follows:

1. Page 5, line 31, by striking all after the period and by striking lines 32,33 , and through the period in line 34.
2. Page 17 , by striking lines 2 and 3 and inserting in lieu thereof the following:
"in death, partial or complete dismemberment, any permanent injury, disability or disfigurement, ninety or more days of con-".

WULFF of Black Hawk
H-4116
Amend Senate File 18, as passed by the Senate as follows:

1. Page 1, line 6, by striking the word "fifty".
2. Page 1, line 7, by striking the word "seventytwo" and inserting in lieu thereof the word "fortyeight".
3. Page 1, line 17, by striking the word "fifty".

MILLER of Buchanan
H-4119
1 Amend Senate File 496, as amended, passed and
2 reprinted by the Senate as follows:

H-4120

1. Page 18 , line 33 , by striking the word "or".
2. Page 18 , line 34 , by inserting after the numeral "(10)" the words ", or section eleven (11)".

HIGGINS of Scott

Amend Senate File 496 as amended, passed and reprinted by the Senate as follows:

1. Page 7, by striking lines 7 through 21 and inserting in lieu thereof the words "license fee shall be twenty-five dollars."
2. Page 7, line 25, by inserting after the word "activities" the words ", except as a participant while playing on the same basis as every other participant".
3. Page 8, by striking lines 26 through 31.
4. Page 9, line 1, by striking the words ", whether or not" and inserting in lieu thereof the word "when".
5. Page 13, line 26, by inserting after the word "permit" the words "unless such location has been issued a license pursuant to section eight (8) of this Act".
6. Page 13 , line 29 , by inserting after the words "this section" the words ", or sponsors the event on premises otherwise licensed pursuant to section eight (8) or section eleven (11) of this Act,".
7. Page 22, by inserting after line 15 the following:
"NEW SECTION. COMPANY GAMES. Games of skill, games of chance, card games and raffles may be conducted on premises either licensed or unlicensed and no license fee shall be required therefor provided a bona fide social, employment, trade or professional association relationship exists between the sponsors and the participants and the participants pay no consideration of any nature, either directly or indirectly, to participate in the games or raffles, and only play money or other items of no intrinsic value which may be wagered are provided to the participant free, and the sponsor conducting the game or raffle receives no consideration, either directly or indirectly, other than goodwill.

Any gambling device intended for use or used as herein provided shall be exempt from the provisions of section twenty (20) of this Act."

NIELSEN of Polk WOODS of Polk HARVEY of Scott PERKINS of Greene

H-4121
1 Amend Senate File 496 as amended, passed and reprinted by the Senate as follows:
3 1. Page 8 , line 13 , by striking the word "fifty"

WOODS of Polk
and inserting in lieu thereof the words "one hundred".
2. Page 14, line 16, by striking the word "fifty"
and inserting in lieu thereof the words "one hundred".
3. Page 15 , line 32 , by striking the word "fifty"
and inserting in lieu thereof the words "one hundred".
4. Page 19 , line 26, by striking the word "fifty"

4124
Amend Senate File 496 as amended, passed and reprinted by the Senate as follows:

1. Page 3, by striking lines 5 and 6, and inserting
in lieu thereof the words " 2 . A person issued a
license pursuant to this chapter shall".
2. Page 7, by striking lines 3 through 21, and inserting in lieu thereof the following:
"a. The holder of the liquor control license or beer permit has submitted to the beer and liquor control department on forms provided by that department a certification by the licensee that the licensee intends to permit gambling on the premises and that the licensee will comply with the applicable provisions of this chapter and chapter one hundred twenty-three (123) of the Code, subject to the penalties provided by law."
3. Page 8, by striking lines 32 through 35, and inserting in lieu thereof the following:
" 2 . The holder of a liquor control license or beer permit shall be strictly accountable for maintaining compliance with subsection one (1) of this section on the premises of that licensee or permittee. Proof of any violation of subsection one (1) of this section shall constitute grounds for suspension or revocation of the liquor control license or beer permit, whether or not the holder of the license or permit had knowledge of the facts constituting the violation."
4. Page 9 , by striking lines 1 and 2.
5. Page 9, by striking lines 7 through 14 and inserting in lieu thereof the following:
"4. The holder of a liquor control license or beer permit and every agent of a licensee or permittee who is required by that licensee or permittee to exercise control over the use of the premises covered by the liquor control license or beer permit who knowingly permits or engages in acts or omissions which constitute a violation of subsection one (1) of this section commits a misdemeanor. A licensee or permittee has knowledge of acts or omissions if any agent of the licensee or permittee has knowledge of those acts or omissions."
6. Page 22, by inserting after line 15 the following new section:
"Sec. ..... Section one hundred twenty-three point

## Page 2

1 or permit."

Amend Senate File 496, as passed by the Senate and reprinted as follows:

1. Page 8 , line 18 , by striking the word "wage" and inserting in lieu thereof the word "wager".
2. Page 8 , by striking lines 26 through 31 and inserting in lieu thereof the following:
" k . No person under eighteen years of age shall be allowed to purchase or consume liquor or beer in an establishment having a liquor control license or a beer permit nor shall such person be allowed to participate in gambling activities in an establishment which has a gambling permit."

SCHROEDER of Pottawattamie
H-4128
1 Amend Senate File 496 as amended, passed and
reprinted by the Senate as follows:

1. Page 16, by inserting after line 30 the following new section as section 13:
"Sec.13. Chapter ninety-nine B (99B), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. BOOKMAKING. 1. Bookmaking shall be unlawful unless all the following are complied with:
a. The person conducting bookmaking has submitted an application for a license and an application fee of five hundred dollars, and has been issued a bookmaking license, and prominently displays that license on the premises where bookmaking is engaged in. An application shall be accompanied by the fingerprint records of the applicant and each agent or employee of the applicant. No person may be an associate or employee of a licensee unless the fingerprint record of that person has been submitted to the department and the department has approved the association or employment of that person.
b. A person under the age of eighteen years shall not be permitted to place a wager or bet in premises covered by a bookmaking license, and a licensee shall not solicit, take or accept any wager or bet from such a person.
c. A person who has been convicted of a felony under the laws of this state or who elsewhere has been convicted of any offense which would be a felony if committed in this state shall not be issued a license to conduct bookmaking and shall not be an agent or employee of a person licensed to conduct bookmaking.
d. A licensee shall pay to the department for deposit in the general fund of this state a special tax of ten percent of all moneys wagered or bet in the licensed bookmaking establishment. Such tax shall be in addition to the sales tax collected by the licensee.
e. A licensee shall submit the reports required by section four (4) of this Act, and in addition shall give to representatives of the department full access to all books, records, accounts and reports required to be maintained by the licensee. A licensee shall submit to, and the department shall administer an annual audit of the licensee's bookmaking business.
f. A licensee and agents and employees of the licensee shall not engage in the business of bookmaking at any place other than at the premises for which a license has been issued.

## Page 2

1 2. A licensee or an agent or employee who knowingly
2 commits, or a licensee who knowingly permits the
3 commission by an agent or employee of a violation
4 of this section commits a misdemeanor; provided that
5 a licensee or an agent or employee who commits, or
6 a licensee who knowingly permits the commission by

8 one (1) of this section commits an offense punishable
9 by a fine not exceeding three hundred dollars.

10
11
3. Failure by a licensee to comply with this section or with any rule of the department constitutes grounds for revocation of a bookmaking license. A licensee whose license has been revoked shall not be eligible for a refund of any part of the license fee or for another license, and shall not be approved as an agent or employee of some other licensee for a period of one year following the date of revocation."
2. Page 18 , line 33 , by striking the word "or".
3. Page 18 , line 34 , by inserting after the numerals " $(10)$ " the words ", or section thirteen (13)".
4. By renumbering sections of the bill and correcting internal references in conformity with this amendment.

SCHROEDER of Pottawattamie
CAFFREY of Polk
4129
Amend Senate File 496 as amended, passed and re-
printed by the Senate as follows:

1. Page 8 , line 13 , by striking the words "wins or".
2. Page 8 , line 17 , by striking the words "For the purpose of this paragraph".
3. Page 8 , by striking lines 18 through 20.
4. Page 15, line 32, by striking the words "wins or".
5. Page 15 , line 35 , by striking the words "For the".
6. Page 16, by striking lines 1 through 3.
7. Page 19 , line 26 , by striking the words "wins or".
8. Page 19, line 30, by striking the words "For
the purpose of this paragraph".
9. Page 19, by striking lines 31 through 33.

WOODS of Polk

4131
Amend Senate File 496, as amended, passed and reprinted by the Senate, as follows:

1. Page 13 , by inserting after line 15 the
following new subsection:
"5. a. A licensed qualified organization may possess and may permit the use of slot machines, but only if all of the following are complied with:
(1) The slot machines must be owned and maintained only by the licensee.
(2) The licensee must submit to the department on forms furnished by the department a certification that the licensee intends to possess and operate slot

## Page 2

1 subsection.
2 d. Any licensee and any agent or employee of a
3 licensee who knowingly commits any act or omission constituting a violation of this subsection commits a misdemeanor."

HORN of Linn
H-4135
Amend Senate File 563, as passed by the Senate, as follows:

1. Page 1, line 9 , by striking the figures " 104,150 " and inserting in lieu thereof the figures "120,150".
2. Page 1, by inserting after line 13 the following new section:

8 "Sec. 3. Section six hundred one G point six 9 (601G.6), unnumbered paragraph two (2), Code 1975, 10 is amended to read as follows:

The citizens' aide shall appoint an assistant
who shall be responsible for investigating complaints relating only to penal or correctional agencies and shall appoint another assistant who shall be responsible for investigating complaints relating only
to Indian problems. A person who is an assistant
of Indian problems shall have knowledge of American Indian cultures and the problems of American Indians living in this state."

HUSAK of Tama DOYLE of Woodbury

Note: For explanation of brackets and italics, see page 148 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 7:35 p.m. until 9:00 a.m., Tuesday, June 10, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Forty-ninth Calendar Day-Ninety-eighth Session Day
Hall of the House of Representatives Des Moines, Iowa, Tursday, June 10, 1976
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Dick Leonard, pastor of the Catholic Student Center, Iowa City, Iowa.

The Journal of Monday, June 9, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. A. Nicoll, Panora, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Den Herder of Sioux for the remainder of the week on request of Bortell of Madison.

## SPECIAL PRESENTATION

The Speaker presented to the House Jackson Reed, representing the Pages of the House (first group) and the Senate.

Jackson introduced James Monachino, American Cancer Society, Iowa Division, and presented him a donation of $\$ 540.00$ from the Pages to the Iowa Cancer Society.

## PRESENTATION OF VISITORS

Halvorson of Clayton presented to the House the Honorable John Mendenhall, former member of the House during the Sixtythird through the Sixty-fifth General Assemblies, representing Allamakee County.

Mennenga of Clinton presented to the House Miss Norma Natusch from Trinidad, Bolivia, an A.F.S. student living with the Donald Dunns of DeWitt. She is graduated from DeWitt Central High School, and Miss Alina Veneros, a Y.F.U. student from Antosagasto, Chile. Miss Veneros is staying with the Lyle Schawl family and has graduated from Camanche High School.

## PETITIONS FILED

The following petitions were received and placed on file:
By Millen of Van Buren from forty-five constituents from Fairfield, Iowa, in support of Senate File 567 to appropriate to the Iowa American revolution bicentennial commission funds for participation of Iowa musical groups at the Kennedy Center for the Performing Arts in Washington, D. C., during the 1976 bicentennial celebrations.

By Junker of Woodbury from fifteen constituents favoring payment of all Department of Public Instruction employees on the same day.

## INTRODUCTION OF BILLS

House File 910, by committee on appropriations, a bill for an act making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles.

Read first time and placed on the appropriations calendar.
House File 911, by committee on appropriations, a bill for an act appropriating funds for certain legal fees.

Read first time and placed on the appropriations calendar.

## SENATE MESSAGES CONSIDERED

Senate File 530, a bill for an act relating to the powers and duties of clerks of the district court.

Read first time and referred to sifting committee.

## HOUSE CONCURRENT RESOLUTION 60 <br> By Brandt

Whereas, the regulation of financial institutions is presently under the jurisdiction of two executive agencies; and

Whereas, previous studies made by the executive branch of government have recommended that the regulation of financial institutions be consolidated within one executive agency; and

Whereas, the banking department presently regulates credit unions and small loan companies in addition to banks; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of mem-
bers of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to the feasibility of creating a separate state agency to regulate all financial institutions in the state; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

## Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 61

## By Committee on Energy

Whereas, Iowa and the nation are facing a serious national energy shortage because of the growing demand for energy and the increasing technological, economic, and environmental problems involved in meeting energy needs; and

Whereas, significant levels of conservation of energy and reclamation of valuable resources is possible through the recycling of waste; and

Whereas, nonrefillable beverage containers contribute to problems of unsightly litter and solid waste disposal; and

Whereas, returnable beverage containers use one-third as much energy as nonrefillable bimetal cans, glass bottles, and aluminum cans; and

Whereas, land for landfills has become increasingly difficult to locate and is costly to purchase; and

Whereas, the production of supplementary-fired solid waste boiler fuel appears to be economically attractive for those utilities which have coal burning boilers; Now Therefore,

Be It Resolved by the House, the Senate Concurring, That the legislative council create a study committee, as provided by law, composed of members of both houses of the general assembly, to study the energy-related impacts of nonrefillable beverage containers and the feasibility of resources recovery systems as they relate to the waste disposal problems in this state and to solid waste management, which study shall include consideration of social, political, economic and energy aspects of the problems; and

Be It Further Resolved, That the study committee may include nonlegislative members representing the Department of Environmental Quality, the State Department of Health, the
30 Energy Policy Council, and other citizens who have demonstrated

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1 an interest in knowledge of solid waste management,
2 including representatives of management and labor, and that
3 a report of the study shall be prepared and submitted to the
4 legislative council and the members of the general assembly
5 at the conclusion of the 1975 interim, which shall be

6 accompanied by legislative bill drafts as necessary to carry 7 out the recommendations of the committee.

Laid over under Rule 25.

## CONFERENCE COMMITTEE APPOINTED <br> (Senate File 507)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 507: Cusack of Scott, chairman; Jesse of Polk, Woods of Polk, Oakley of Clinton and Brockett of Marshall.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate insists on its amendment to House File 764, a bill for an act relating to the lowa income tax and making changes in individual income tax rates, exemptions, and administrative requirements, and that the members of the conference committee, on the part of the Senate, are: The Senator from Lee, Mr. Junkins, chairman; the Senator from Harrison, Mr. Culver; the Senator from Polk, Mr. Plymat; the Senator from Jefferson, Mr. Schwengels; and the Senator from Mahaska, Mr. Van Gilst.

CLARK R. RASMUSSEN, Secretary

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

Senate File 496, a bill for an act relating to gambling, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Woods of Polk offered amendment H-4124 filed by him. Division was requested as follows:


1 Amend Senate File 496 as amended, passed and
2 reprinted by the Senate as follows:
H-4124A
3 1. Page 3, by striking lines 5 and 6, and inserting
4 in lieu thereof the words " 2 . A person issued a
5 license pursuant to this chapter shall".
6 2. Page 7, by striking lines 3 through 21, and
7 inserting in lieu thereof the following:
8 "a. The holder of the liquor control license or
9 beer permit has submitted to the beer and liquor
10 control department on forms provided by that department
11 a certification by the licensee that the licensee
12 intends to permit gambling on the premises and that

## Page 2

1 or permit."
H-4124D
the licensee will comply with the applicable provisions of this chapter and chapter one hundred twenty-three (123) of the Code, subject to the penalties provided by law." 4124B
3. Page 8 , by striking lines 32 through 35 , and inserting in lieu thereof the following:
" 2 . The holder of a liquor control license or beer permit shall be strictly accountable for maintaining compliance with subsection one (1) of this section on the premises of that licensee or permittee. Proof of any violation of subsection one (1) of this section shall constitute grounds for suspension or revocation of the liquor control license or beer permit, whether or not the holder of the license or permit had knowledge of the facts constituting the violation."
4. Page 9 , by striking lines 1 and 2. 4124C
5. Page 9, by striking lines 7 through 14 and inserting in lieu thereof the following:
" 4 . The holder of a liquor control license or beer permit and every agent of a licensee or permittee who is required by that licensee or permittee to exercise control over the use of the premises covered by the liquor control license or beer permit who knowingly permits or engages in acts or omissions which constitute a violation of subsection one (1) of this section commits a misdemeanor. A licensee or permittee has knowledge of acts or omissions if any agent of the licensee or permittee has knowledge of those acts or omissions."
6. Page 22, by inserting after line 15 the following new section:
"Sec. ..... Section one hundred twenty-three point thirty-nine (123.39), Code 1975, is amended by adding the following new subsection:
7. NEW SECTION. Proof of a violation of subsection one (1) of section eight (8) of this Act which occurred on the premises covered by the license
7. Page 22, by inserting after line 26 the following new section:
"Sec. ..... Section one hundred twenty-three point fifty (123.50), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. The department or a local authority shall suspend or revoke a liquor control license or beer permit upon proof of any violation of chapter ninety-nine $B$ (99B) of the Code, relating to gambling, which violation occurred on the premises covered by the liquor control license or beer permit. Suspension
l3 or revocation shall be ordered pursuant to the 14 following:
a. Upon proof of a first violation the license or permit shall be suspended for a period of fourteen days.
b. Upon proof of a second violation within a period of two years, the license or permit shall be suspended for a period of thirty days.
c. Upon proof of a third violation within a period of five years, the license or permit shall be suspended for a period of sixty days.
d. Upon proof of a fourth violation within a period of five years, the license or permit shall be revoked."
8. By renumbering sections of the bill and correcting internal references in conformity with this amendment.
Woods of Polk moved the adoption of amendment H-4124A.
A non-record roll call was requested.
The ayes were 51, nays 27 .
Amendment H—4124A was adopted.
Dieleman of Marion offered the following amendment H-4060 filed by him and Bennett of Ida:

H-4060
Amend Senate File 496 as amended, passed and reprinted by the Senate, as follows:

1. Page 4, line 2, by inserting after the word "chance" the following:
", except roulette, klondike, faro, chuck-a-luck, keno, punchboard, push card, pull-tab, jar ticket, numbers ticket, or bookmaking,".
2. Page 9, line 20, by inserting after the word "raffles" the following:
", except roulette, klondike, faro, chuck-a-luck, keno, punchboard, push card, pull-tab, jar ticket, numbers ticket or bookmaking,".

Higgins of Scott asked and received unanimous comment that action on amendment H-4060 be deferred.

Dieleman of Marion offered the following amendment H-3893 filed by him and moved its adoption:

Amend Senate File 496, as passed by the Senate and reprinted, as follows:

1. Page 7, line 1, by striking the words "unless all of the" and inserting in lieu thereof a period.
2. Page 7, by striking all of lines 2 through 35.

6 3. Page 8, by striking all of lines 1 through 35.
7 4. Page 9 , by striking all of lines 1 through 14.
Roll call was requested by Junker of Woodbury and Tauke o Dubuque.

Rule 69 was invoked.
On the question "Shall amendment $\mathrm{H}-3893$ be adopted?"
The ayes were, 26:

| Anderson | Dieleman <br> Egenes |
| :--- | :--- |
| Bennett | Fullerton |
| Bortell | Hansen |
| Branstad | Hark |
| Clark | Hines |
| Cusack | Howell |
| Daggett | Hullinger |


| Junker | Middleswart |
| :--- | :--- |
| Koogler | Miller, O. L. |
| Lindeen | Pellett |
| Lipsky | Spradling |
| Lonergan | Welden |
| Mennenga | West |

The nays were, 63 :

| Avenson | Gentleman |
| :--- | :--- |
| Baker | Gilloon |
| Brandt | Griffee |
| Brockett | Halvorson |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Crabb | Hennessey |
| Crawford | Higgins |
| Danker | Hinkhouse |
| Doyle | Horn |
| Drake | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
| Evans | Jochum |
| Fitzgerald | Jordan |

Absent or not voting, 11:

| Bina | Den Herder | Millen | Stromer |
| :--- | :--- | :--- | :--- |
| Bittle | Kreamer | Norland | Varley |
| Connors | Middleton | Small |  |

Amendment H—3893 lost.
Nielsen of Polk offered amendment H-4120 filed by Nielsen, et al., and requested division as follows:
H-4120
1 Amend Senate File 496 as amended, passed and
2 reprinted by the Senate as follows:
H-4120A
3 1. Page 7, by striking lines 7 through 21 and
4 inserting in lieu thereof the words "license fee shall
5 be twenty-five dollars."
H-4120B
6 2. Page 7, line 25, by inserting after the word
7 "activities" the words ", except as a participant
8 while playing on the same basis as every other
9 participant".

0 3. Page 8, by striking lines 26 through 31.

4. Page 9 , line 1 , by striking the words ", whether or not" and inserting in lieu thereof the word "when". I-4120E
5. Page 13, line 26, by inserting after the word "permit" the words "unless such location has been issued a license pursuant to section eight (8) of this Act".
6. Page 13 , line 29 , by inserting after the words "this section" the words ", or sponsors the event on premises otherwise licensed pursuant to section eight (8) or section eleven (11) of this Act,".
7. Page 22, by inserting after line 15 the following:
"NEW SECTION. COMPANY GAMES. Games of skill, games of chance, card games and raffles may be conducted on premises either licensed or unlicensed and no license fee shall be required therefor provided a bona fide social, employment, trade or professional association relationship exists between the sponsors and the participants and the participants pay no consideration of any nature, either directly or indirectly, to participate in the games or raffles, and only play money or other items of no intrinsic value which may be wagered are provided to the participant free, and the sponsor conducting the game or raffles receives no consideration, either directly or indirectly, other than goodwill.

Any gambling device intended for use or used as herein provided shall be exempt from the provisions of section twenty (20) of this Act."
Nielsen of Polk asked and received unanimous consent that amendment H-4120A be withdrawn.

Nielsen of Polk moved the adoption of amendment H-4120B.
Amendment H—4120B was adopted.
Woods of Polk offered the following amendment H-4121 filed by him and moved its adoption: reprinted by the Senate as follows:

1. Page 8, line 13, by striking the word "fifty" and inserting in lieu thereof the words "one hundred".
2. Page 14, line 16 , by striking the word "fifty" and inserting in lieu thereof the words "one hundred".
3. Page 15 , line 32, by striking the word "fifty"
and inserting in lieu thereof the words "one hundred".
4. Page 19, line 26 , by striking the word "fifty" and inserting in lieu thereof the words "one hundred".

A non-record roll call was requested.
The ayes were 27 , nays 59 .
Amendment H-4121 lost.
Woods of Polk offered the following amendment $\mathrm{H}-4129$ file by him and moved its adoption:
H-4129
1 Amend Senate File 496 as amended, passed and reprinted by the Senate as follows:

1. Page 8 , line 13 , by striking the words "wins or".
2. Page 8 , line 17, by striking the words "For the purpose of this paragraph".
3. Page 8, by striking lines 18 through 20.
4. Page 15, line 32, by striking the words "wins or".
5. Page 15, line 35, by striking the words "For the".
6. Page 16, by striking lines 1 through 3.
7. Page 19, line 26, by striking the words "wins or".
8. Page 19, line 30, by striking the words "For the purpose of this paragraph".
9. Page 19, by striking lines 31 through 33.

Amendment H-4129 lost.
Schroeder of Pottawattamie offered amendment H-4126 and requested division as follows:

H-4126
1 Amend Senate File 496, as passed by the Senate
2 and reprinted as follows:
H-4126A
3 1. Page 8 , line 18 , by striking the word "wage" 4 and inserting in lieu thereof the word "wager". H-4126B
5 2. Page 8, by striking lines 26 through 31 and inserting in lieu thereof the following:
"k. No person under eighteen years of age shall be allowed to purchase or consume liquor or beer in an establishment having a liquor control license or a beer permit nor shall such person be allowed to participate in gambling activities in an establishment which has a gambling permit."

On motion by Schroeder of Pottawattamie, amendment H-4126A was adopted.

The House resumed consideration of amendment $\mathrm{H}-4120 \mathrm{C}$.
On motion by Nielsen of Polk, amendment H-4120C was adopted.

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-4126B be withdrawn.

The House resumed consideration of amendment H-4124B.
Nielsen of Polk offered the following amendment H-4136, to amendment H-4124B, filed by him from the floor:
H-4136
1 Amend H-4124 to Senate File 496 as amended,
2 passed and reprinted by the Senate as follows:
3 Page 1, line 26 by striking "whether or not"
4 and inserting "when".
Fitzgerald of Webster moved the previous question on Senate File 496 with respect to the filing of amendments only.

A non-record roll call was requested.
The ayes were 57, nays 18 .
The motion prevailed.
Nielsen of Polk moved the adoption of amendment H-4136, to amendment $\mathrm{H}-4124 \mathrm{~B}$.

A non-record roll call was requested.
The ayes were 55, nays 29 .
Amendment $\mathrm{H}-4136$ was adopted.
On motion by Woods of Polk, amendment H-4124B, as amended, was adopted.

Nielsen of Polk asked and received unanimous consent that amendment H-4120D be withdrawn.

On motion by Woods of Polk, amendment $\mathrm{H}-4124 \mathrm{C}$ was adopted.

Monroe of Des Moines offered the following amendment H-4082 filed by him and Patchett of Johnson and moved its adoption:

Amend Senate File 496 as amended, passed and reprinted by the Senate as follows:

1. Page 11, by inserting after line 31 the following paragraph:
"The board of directors of a school district may authorize that public schols within that district, and the policy-making body of a nonpublic school, may authorize that games of skill, games of chance, bingo and raffles may be held at bona fide school functions, such as carnivals, fall festivals, bazaars

## 11 and similar events. Each school shall obtain a license <br> 12 13 pursuant to this section prior to permitting such games or activities on the premises."

Amendment H-4082 was adopted.
Horn of Linn asked and received unanimous consent that amendment H-4131 (to page 13), filed by him on June 9, 1975, and found on pages 2279 and 2280 of the House Journal, be withdrawn.

Horn of Linn offered the following amendment $\mathrm{H}-4140$, filed by him from the floor. Division was requested as follows: 4140A

Amend Senate File 496, as amended, passed and reprinted by the Senate, as follows:

1. Page 13, by inserting after line 15 the following new subsection:
" 5 . a. A licensed qualified organization may possess and may permit the use of slot machines, but only if all of the following are complied with:
(1) The slot machines must be owned and maintained only by the licensee.
(2) The licensee must submit to the department on forms furnished by the department a certification that the licensee intends to possess and operate slot machines, and that the licensee will comply with the provisions of this section, subject to the penalties provided by law.
(3) The licensee shall maintain separate records relating to all revenue derived from the operation of slot machines, and shall report and pay to the department of revenue quarterly an amount equal to fifty percent of gross revenue derived from the operation of slot machines. Gross revenue as used herein means revenue prior to the award of any cash prizes. The report required by this subparagraph shall be in addition to the report required by section four (4) of this Act.
(4) The net receipts less the tax imposed by subparagraph three (3) of this paragraph must be dedicated as provided in subsection three (3) of this section.
(5) A slot machine shall not be adapted with any control device to permit manipulation of the operation of the slot machine or to predetermine who a winner will be.
(6) A slot machine may be designed to accept United States coins only. Only cash prizes may be won, and may consist only of the return by the machine to a winner of coins of the same denomination as those required to play the machine. There shall be no limit

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on the amount of a cash prize.
(7) No person other than the licensee, or a person playing the slot machine, or a person to whom proceeds are dedicated or this state shall receive or have any fixed or contingent right to receive, directly or indirectly, any amount derived from the operation of a slot machine .
(8) The slot machine has been posted and the amount which may be won is stated.
b. A qualified organization shall maintain compliance with this subsection and a violation shall constitute grounds for revocation of the license issued pursuant to this section whether or not the
2
licensee had knowledge of the facts constituting the violation.
c. It is lawful for an individual other than the licensee or an agent of the licensee to operate a slot machine on premises in possession of a licensed qualified organization whether or not the licensee complies with this subsection. However, it shall be unlawful for any person to operate a slot machine where the person has knowledge of or reason to know facts which constitute a failure to comply with this subsection.
d. Any licensee and any agent or employee of a licensee who knowingly commits any act or omission constituting a violation of this subsection commits a misdemeanor."
Horn of Linn moved the adoption of amendment H-4140A.
A non-record roll call was requested.
The ayes were 23 , nays 61 .
Amendment H—4140A lost.
Inasmuch as amendment H-4140A lost, the Speaker ruled amendment H-4140B out of order.
(Senate File 496 pending at recess.)

## CONFERENCE COMMITTEE APPOINTED <br> (House File 764)

The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 764: Mennenga of Clinton, chairman; Svoboda of Iowa, Anderson of Jasper, Egenes of Story and Harvey of Scott.

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## BUSINESS PENDING

The House resumed consideration of Senate File 496, a bill for an act relating to gambling, and providing penalties.

The House resumed consideration of amendment $\mathrm{H}-4120 \mathrm{E}$.
Nielsen of Polk offered the following amendment H-4141, to amendment H-4120E, filed by him from the fioor and moved its adoption:

H-4141
1 Amend the Nielsen, et al., amendment H-4120 to Senate File 496 as passed by the Senate and reprinted as follows:

1. By striking all of lines 15 and 16 and inserting in lieu thereof the following: "certified pursuant to section eight (8) of this Act as premises upon which gambling is allowed".
2. Line 19 , by striking the word "licensed"
and inserting in lieu thereof the word "certified".
Amendment H-4141 was adopted.
Nielsen of Polk moved the adoption of amendment $\mathrm{H}-4120 \mathrm{E}$, as amended.

Amendment H-4120E, as amended, was adopted.
The House resumed consideration of amendment $\mathrm{H}-4060$.
Oakley of Clinton offered the following amendment H-4138, to amendment H-4060, filed by him from the floor and moved its adoption:
H-4138
Amend amendment H-4060 to page 4 of Senate File 496 as amended, passed and reprinted by the Senate as follows:

1. Line 5, by inserting after the word "except" the words "games known as".
2. Line 7, by inserting after the word "bookmaking" the words "or similar games".
3. Line 10 , by inserting after the word "except" the words "games known as".
4. Line 12, by inserting after the word "bookmaking" the words "or similar games".
Amendment H-4138 was adopted.
Dieleman of Marion moved the adoption of amendment $\mathrm{H}-4060$, as amended.

Roll call was requested by Tauke of Dubuque and Perkins of Greene.

On the question "Shall amendment H-4060, as amended, be adopted?"

The ayes were, 22:

| Anderson | Dieleman <br> Bennett | Koogler <br> Fullerton | Oakley <br> Lindeen |
| :--- | :--- | :--- | :--- |
| Bortell | Hansen | Menke | Pellett <br> Concy |
| Cusack | Higgins | Mennenga | Small |
| Daggett | Howell | Miller, O. L. | Svoboda |
| Danker | Hullinger |  |  |

The nays were, 56:

| Avenson | Dyrland <br> Evans | Krause <br> Baker | Schroeder <br> Bittle |
| :--- | :--- | :--- | :--- |
| Gentleman | Lipschulte | Spear <br> Brandt | Gilloon |

Dieleman of Marion asked and received unanimous consent that the following amendments filed by him and Bennett of Ida be withdrawn:

Amendment H-4084 filed on June 5, 1975, and found on page 2183 of the House Journal.

Amendment H-4059 filed on June 4, 1975, and found on page 2149 of the House Journal.

Dieleman of Marion offered the following amendment H-3950 filed by him and moved its adoption:

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H-3950
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    1 Amend Senate File 496 as amended, passed and
    2 reprinted by the Senate, as follows:
3 1. Page 14, by striking lines 21 through 25 and
inserting in lieu thereof the following:
"3. The department may issue a license for the conduct of activities permitted by this section only upon submission to the department of an application and a license fee of twenty-five dollars. The department shall not issue pursuant to this section more than one license in a period of twelve consecutive months to the same person, regardless of the proposed location. The department shall not issue pursuant to this section more than one license in a period of twelve consecutive months for the same location, regardless of the applicant."

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 28 , nays 44 .

## Amendment $\mathrm{H}-3950$ lost.

Schroeder of Pottawattamie offered the following amendment H-4128 filed by him and Caffrey of Polk and moved its adoption:

[^56]Amend Senate File 496 as amended, passed and
reprinted by the Senate as follows:
1. Page 16, by inserting after line 30 the
following new section as section 13:
"Sec. 13. Chapter ninety-nine B (99B), Code 1975.
is amended by adding the following new section:
NEW SECTION. BOOKMAKING. 1. Bookmaking shall
be unlawful unless all the following are complied
with:
a. The person conducting bookmaking has submitted
an application for a license and an application fee
of five hundred dollars, and has been issued a
bookmaking license, and prominently displays that
license on the premises where bookmaking is engaged
in. An application shall be accompanied by the
fingerprint records of the applicant and each agent
or employee of the applicant. No person may be an
associate or employee of a licensee unless the
fingerprint record of that person has been submitted
to the department and the department has approved
the association or employment of that person.
b. A person under the age of eighteen years shall
not be permitted to place a wager or bet in premises
covered by a bookmaking license, and a licensee shall
not solicit, take or accept any wager or bet from
such a person.
c. A person who has been convicted of a felony
under the laws of this state or who elsewhere has
been convicted of any offense which would be a felony
if committed in this state shall not be issued a
license to conduct bookmaking and shall not be an

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agent or employee of a person licensed to conduct bookmaking.
d. A licensee shall pay to the department for deposit in the general fund of this state a special tax of ten percent of all moneys wagered or bet in the licensed bookmaking establishment. Such tax shall be in addition to the sales tax collected by the licensee.
e. A licensee shall submit the reports required by section four (4) of this Act, and in addition shall give to representatives of the department full access to all books, records, accounts and reports required to be maintained by the licensee. A licensee shall submit to, and the department shall administer an annual audit of the licensee's bookmaking buisiness.
f. A licensee and agents and employees of the licensee shall not engage in the business of bookmaking at any place other than at the premises for which a license has been issued.
2. A licensee or an agent or employee who knowingly commits, or a licensee who knowingly permits the commission by an agent or employee of a violation of this section commits a misdemeanor; provided that a licensee or an agent or employee who commits, or a licensee who knowingly permits the commission by an agent or employee of paragraph $b$ of subsection one (1) of this section commits an offense punishable by a fine not exceeding three hundred dollars.
3. Failure by a licensee to comply with this section or with any rule of the department constitutes grounds for revocation of a bookmaking license. A licensee whose license has been revoked shall not be eligible for a refund of any part of the license fee or for another license, and shall not be approved as an agent or employee of some other licensee for a period of one year following the date of revocation."
2. Page 18, line 33, by striking the word "or".
3. Page 18, line 34, by inserting after the numerals "(10)" the words ", or section thirteen (13)".
4. By renumbering sections of the bill and correcting internal references in conformity with this amendment.

Roll call was requested by Koogler of Mahaska and Dieleman of Marion.

On the question "Shall amendment H-4128 be adopted?"
The ayes were, 12:
Caffrey
Crabb

Gilloon Jordan Millen

| Nielsen | Schroeder |
| :--- | :--- |
| Pavich | Walter |
| Rinas | Wells |

The nays were, 71:

| Anderson | Egenes <br> Avenson <br> Baker <br> Bennett |
| :--- | :--- |
| Bortell | Fitzgerald |
| Brandt | Fullerton |
| Branstad | Gentleman |
| Brockett | Griffee |
| Brunow | Halvorson |
| Byerly | Hansen |
| Clark | Hargrave |
| Crawford | Harper |
| Daggett | Harvey |
| Danker | Hennessey |
| Dieleman | Higgins |
| Doyle | Hines |
| Dunton | Hinkhouse |
| Dyrland | Horn |
|  | Howell |
|  | Hullinger |

Absent or not voting, 17:

| Bina | Jesse |
| :--- | :--- |
| Bittle | Kreamer |
| Connors | McElroy |
| Den Herder | Middleswart |

Herder
Drake

| Husak | Patchett |
| :--- | :--- |
| Hutchins | Pellett |
| Jochum | Poncy |
| Junker | Readinger |
| Koogler | Scheelhaase |
| Krause | Spear |
| Lageschulte | Spencer |
| Lindeen | Spradling |
| Lipsky | Stromer |
| Lonergan | Svoboda |
| Menke | Tauke |
| Menenga | Varley |
| Miller, A. V. | Welden |
| Miller, K. D. | West |
| Miller, O. L. | Wulff |
| Newhard | Wyckoff |
| Oakley | Mr. Speaker |
| O'Halloran |  |
|  |  |
|  |  |
| Middleton | Perkins |
| Monroe | Small |
| Nealson | Tofte |
| Norland | Woods |

Amendment H—4128 lost.
Higgins of Scott offered the following amendment $\mathrm{H}-4119$ filed by him and moved its adoption:

H-4119
1 Amend Senate File 496, as amended, passed and
2 reprinted by the Senate as follows:
3 1. Page 18, line 33, by striking
the word "or".
5 2. Page 18, line 34, by inserting after the numeral
6 "(10)" the words ", or section eleven (11)".
Amendment H-4119 was adopted.
The House resumed consideration of amendment H-4124D.
Woods of Polk moved the adoption of amendment H-4124D.
Amendment H-4124D was adopted.
Dieleman of Marion offered the following amendment H-4048 filed by him and moved its adoption:

[^57]1 Amend Senate 496, as amended, passed and reprinted
2 by the Senate, page 25, by striking lines 16 through 19
3 and inserting in lieu thereof the following: "misdemeanor."
Amendment H-4048 lost.
By unanimous consent, the rules were suspended and the fol-
lowing corrective amendment H-4146, filed by Junker of Woodbury from the floor, was adopted:

## H-4146

Amend Senate File 496, as passed by the Senate
and reprinted, as follows:
Page 25, by striking from lines 9 and 17 the words "in the state penitentiary".

Higgins of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 496)
The ayes were, 82 :

| Anderson | Egenes <br> Avenson | Evans <br> Baker |
| :--- | :--- | :--- |
| Bennett | Fitzgerald | Kunker |
| Bittle | Fullerton | Krausere |
| Bortell | Gentleman | Lageschulte |
| Brandt | Gilloon | Lindeen |
| Branstad | Griffee | Lipsky |
| Brockett | Halvorson | Lonergan |
| Brunow | Hansen | McElroy |
| Byerly | Hargrave | Menke |
| Caffrey | Harper | Mennenga |
| Clark | Harvey | Middleswart |
| Connors | Hennessey | Millen |
| Crabb | Higgins | Miller, A. V. |
| Crawford | Hinkhouse | Miller, K. D. |
| Cusack | Horn | Newhard |
| Dieleman | Howell | Nielsen |
| Doyle | Hullinger | Norland |
| Drake | Hutchins | Oakley |
| Dyrland | Jochum | O'Halloran |
|  | Jordan | Pavich |

Perkins
Readinger
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, 11:

| Daggett | Hines | Nealson | Rinas |
| :---: | :---: | :---: | :---: |
| Danker | Miller, O. L. | Pellett | Scheelhaase |
| Dunton | Monroe | Poncy |  |
| Absent or not voting, 7: |  |  |  |
| Bina | Husak | Kreamer | Patchett |
| Den Herder | Jesse | Middleton |  |

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

IMMEDIATE MESSAGE
(Senate File 496)
Higgins of Scott asked and received unanimous consent that Senate File 496 be immediately messaged to the Senate.

## SENATE AMENDMENT CONSIDERED

Griffee of Chickasaw called up for consideration House File 880, a bill for an act appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council and the academy of science, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4108
Amend House File 880, as passed by the House, as follows:

1. Page 2, by inserting after line 19 the
following:
"Sec. ..... Section three hundred three A point six (303A.6), unnumbered paragraph one (1), Code 1975, is amended to read as follows:

The Iowa library department shall include but not be limited to the medical library division [and], the law library division, and the military library division.

Sec. ..... Section three hundred three A point six (303A.6), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. The military library division shall be headed by the adjutant general. The adjutant general shall:
a. Operate the military library division which shall be maintained in the memorial hall at Camp Dodge and which shall be available for free use by the residents of Iowa under such reasonable rules as the commission may adopt.
b. Maintain as an integral part of the military library documents, reports, records, and books which describe the history of the national guard and individual lowans who have served in the armed services.
c. Perform such other duties related to the military library as may be imposed by law or by rules of the commission."
2. Title page, line 3, by inserting after the word "science" the words "and establishing a military library division within the Iowa library department".
A non-record roll call was requested.
The ayes were 70 , nays 9 .
The motion prevailed and the House concurred in the Senate amendment.

Griffee of Chickasaw moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 880)
The ayes were, 83:

| Anderson | Dyrland <br> Avenson <br> Baker <br> Bennett <br> Bittle <br> Bortell |
| :--- | :--- |
| Brandt | Evans <br> Branstad <br> Brockett |
| Fitzgerald |  |
| Brunow | Fullerton |
| Byerly | Gilloon |
| Caffrey | Griffee |
| Clark | Halvorson |
| Crabb | Hansen |
| Crawford | Harper |
| Daggett | Harvey |
| Danker | Hines |
| Dieleman | Hinkhouse |
| Doyle | Horn |
| Drake | Howell |
| Dunton | Hullinger |
|  | Hutchins |
|  | Jochum |
|  | Jordan |


| Junker | Poncy |
| :--- | :--- |
| Lageschulte | Readinger |
| Lindeen | Rinas |
| Lipsky | Scheelhaase |
| Lonergan | Small |
| McEIroy | Spear |
| Menke | Spencer |
| Middleswart | Spradling |
| Millen | Stromer |
| Miller, A. V. | Tauke |
| Miller, K. D. | Tofte |
| Miller, O. L. | Varley |
| Nealson | Walter |
| Newhard | Welden |
| Norland | Wells |
| Oakley | West |
| O'Halloran | Woods |
| Patchett | Wulff |
| Pavich | Wyckoff |
| Pellett | Mr. Speaker |
| Perkins |  |

The nays were, none.
Absent or not voting, 17:

| Bina | Higgins <br> Connors |
| :--- | :--- |
| Cusack | Husak |
| Den Herder | Jesse |
| Hargrave | Koogier |


| Krause | Monroe |
| :--- | :--- |
| Kreamer | Nielsen |
| Mennenga | Schroeder |
| Middleton | Svoboda |

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

## MOTION TO RECONSIDER WITHDRAWN <br> (Senate File 285)

Crabb of Crawford asked and received unanimous consent that the motion to reconsider Senate File 285, filed by him on May 30, 1975, be withdrawn.

## SENATE AMENDMENT CONSIDERED

Cusack of Scott called up for consideration House File 887, a bill for an act making an appropriation to the state department of health to finance programs subject to administration by the department, amended by the Senate, and moved that the House concur in the following Senate amendment:

```
H-4130
    1 Amend House File 887, as follows:
    2 1. Page 2, by striking lines 21 through 27.
```


## 3 2. Page 2, line 28, by striking the number "8" and 4 inserting in lieu thereof the number " 2 ".

A non-record roll call was requested.
The ayes were 84, nays none.
The motion prevailed and the House concurred in the Senate amendment.

Cusack of Scott moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 887)
The ayes were, 84:

| Anderson | Dyrland | Krause | Readinger |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Lageschulte | Rinas |
| Baker | Evans | Lindeen | Scheelhase |
| Bennett | Fullerton | Lipsky | Schroeder |
| Bittle | Gilloon | Lonergan | Small |
| Bortell | Griffee | McElroy | Spear |
| Brandt | Halvorson | Menke | Spencer |
| Branstad | Hansen | Mennenga | Spradling |
| Brockett | Harper | Millen | Stromer |
| Brunow | Hennessey | Miller, K. D. | Svoboda |
| Byerly | Hines | Miller, O. L. | Tauke |
| Cafrey | Hinkhouse | Monroe | Tofte |
| Clark | Horn | Nealson | Varley |
| Crabb | Howell | Newhard | Walter |
| Crawford | Hullinger | Norland | Welden |
| Cusack | Husak | Oakley | Wells |
| Daggett | Hutchins | O'Halloran | West |
| Danker | Jochum | Pavich | Woods |
| Dieleman | Jordan | Pellett | Wulff |
| Doyle | Junker | Perkins | Wyckoff |
| Dunton | Koogler | Poncy | Mr. Speaker |

The nays were, 1:
Harvey
Absent or not voting, 15:

| Bina | Fitzgerald | Jesse | Miller, A. V. |
| :--- | :--- | :--- | :--- |
| Connors | Gentleman | Kreamer | Nielsen |
| Den Herder | Hargrave | Middleswart | Patchett |
| Drake | Higgins | Middleton |  |

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

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Avenson of Fayette asked and received unanimous consent for the immediate consideration of the following ways and means bills: House Files 905, 906, 907 and 908.

## CONSIDERATION OF BILLS <br> WAYS AND MEANS CALENDAR

House File 905, a bill for an act relating to the inspection of grain by the department of agriculture and providing penalties for violations, was taken up for consideration.

Husak of Tama offered the following amendment H-4144 filed by him and Pellett of Cass from the floor and moved its adoption:
$\mathrm{H}-4144$
1 Amend House File 905 as follows:
2 Page 3, by striking all after the word "shall"
3 in line 21, all of lines 22, 23, and 24, and
4 through the word "shall" in line 25.
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 44, nays 44.
Amendment H—4144 lost.
Miller of Buchanan moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 905)
The ayes were, 88:

| Anderson | Dyrland | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Junker | Pellett |
| Baker | Evans | Koogler | Perkins |
| Bennett | Fitzgerald | Krause | Poncy |
| Bittle | Fullerton | Lageschulte | Readinger |
| Bortell | Gentleman | Lindeen | Rinas |
| Brandt | Gilloon | Lonergan | Scheelhaase |
| Branstad | Halvorson | McElroy | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harper | Middleswart | Spradling |
| Caffrey | Harvey | Millen | Svoboda |
| Connors | Hennessey | Miller, A.V. | Tauke |
| Crabb | Higgins | Miller, K. D. | Tofte |
| Crawford | Hines | Miller, O. L. | Walter |
| Cusack | Hinkhouse | Monroe | Welden |
| Daggett | Horn | Nealson | Wells |
| Danker | Howell | Newhard | West |
| Dieleman | Hullinger | Nielsen | Woods |
| Doyle | Husak | Norland | Wulff |
| Drake | Hutchins | O'Halloran | Wyckoff |
| Dunton | Jochum | Patchett | Mr. Speaker |
| The nays were, | 4: |  |  |
| Clark | Lipsky | Schroeder | Strom |
|  |  |  |  |

Absent or not voting, 8:

| Bina | Griffee | Kreamer | Oakley |
| :--- | :--- | :--- | :--- |
| Den Herder | Jesse | Middleton | Varley |

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

> IMMEDIATE MESSAGE
> (House File 905)

Miller of Buchanan asked and received unanimous consent that House File 905 be immediately messaged to the Senate.

## REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 764

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 764, a bill for an act relating to the Iowa income tax and making changes in individual income tax rates, exemptions, and administrative requirements, respectfully submit the following report:

1. That the Senate and House conferees failed to reach an agreement.

On the Part of the House: On the Part of the Senate: JAY MENNENGA, Chairman LINDA A. SVOBODA ROBERT T. ANDERSON<br>LOWELL L. JUNKINS, Chairman LOUIS P. CULVER<br>WILLIAM N. PLYMAT<br>FORREST V. SCHWENGELS BASS VAN GILST

## SECOND CONFERENCE COMMITTEE APPPOINTED (House File 764)

The Speaker announced the appointment of the second conference committee to consider the differences between the House and Senate concerning House File 764: Norland of Worth, chairman; Hines of Story, Miller of Buchanan, Readinger of Polk, and West of Marshall.

## HOUSE FILE 906 DEFERRED

Norland of Worth asked and received unanimous consent that House File 906 be temporarily deferred.

## CONSIDERTION OF BILLS <br> WAYS AND MEANS CALENDAR

House File 907, a bill for an act relating to a fruit-tree and forest reservation which may qualify for a tax exemption, was taken up for consideration.

Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass ?" (H.F. 907)
The ayes were, 88:

| Anderson | Dunton | Jordan | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Junker | Pellett |
| Baker | Egenes | Koogler | Perkins |
| Bennett | Evans | Lageschulte | Poncy |
| Bittle | Fitzgerald | Lindeen | Readinger |
| Bortell | Fullerton | Lipsky | Scheelhaase |
| Brandt | Gilloon | Lonergan | Small |
| Branstad | Halvorson | McElroy | Spear |
| Brockett | Hansen | Menke | Spencer |
| Brunow | Hargrave | Mennenga | Spradling |
| Byerly | Harper | Middleswart | Stromer |
| Caffrey | Harvey | Millen | Svoboda |
| Clark | Hennessey | Miller, A. V. | Tauke |
| Connors | Higgins | Miller, K. D. | Tofte |
| Crabb | Hines | Miller, O. L. | Walter |
| Crawford | Hinkhouse | Monroe | Welden |
| Cusack | Horn | Nealson | Wells |
| Daggett | Howell | Newhard | West |
| Danker | Hullinger | Nielsen | Woods |
| Dieleman | Husak | Norland | Wulff |
| Doyle | Hutchins | O'Halloran | Wyckoff |
| Drake | Jochum | Patchett | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Bina | Griffee | Kreamer | Rinas |
| :--- | :--- | :--- | :--- |
| Den Herder | Jesse | Middleton | Schroeder |
| Gentleman | Krause | Oakley | Varley |

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

House File 908, a bill for an act to amend chapter three hundred ninety (390) of the Code relating to the authority of cities to participate in and finance jointly-owned facilities for the generation, acquisition, or transmission of electric energy, making its provisions retroactive and providing for the validity of contracts executed under said chapter, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment H-4145 filed by him from the floor and moved its adoption:

H-4145
1 Amend House File 908, page 1, lines 9 and 10, by
2 striking the words "forty (384.40)" and inserting
2 in lieu thereof the words "eighty (384.80)".

Amendment H-4145 was adopted.
Clark of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 908)
The ayes were, 89:

| Anderson | Egenes | Koogler | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | Poncy |
| Baker | Fitzgerald | Lageschulte | Readinger |
| Bennett | Fullerton | Lindeen | Rinas |
| Bittle | Gilloon | Lipsky | Scheelhaase |
| Bortell | Griffee | Lonergan | Schreeder |
| Brandt | Halvorson | McElroy | Small |
| Branstad | Hansen | Menke | Spear |
| Brockett | Hargrave | Mennenga | Spencer |
| Brunow | Harper | Middleswart | Spradling |
| Byerly | Harvey | Millen | Stromer |
| Caffrey | Hennessey | Miller, A. V. | Svoboda |
| Clark | Higgins | Miller, K.D. | Tauke |
| Crabb | Hines | Miller, O. L. | Tofte |
| Crawford | Hinkhouse | Monroe | Walter |
| Cusack | Horn | Nealson | Welden |
| Daggett | Howell | Newhard | Wells |
| Danker | Hullinger | Norland | West |
| Dieleman | Hutchins | O'Halloran | Woods |
| Doyle | Jochum | Patchett | Wulff |
| Drake | Jordan | Pavich | Wyckoff |
| Dunton | Junker | Pellett | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, none.
Absent or not voting, 11:

| Bina | Gentleman | Kreamer | Oakley |
| :---: | :---: | :---: | :---: |
| Connors | Husak | Middleton | Varley |
| Den Herder | Jesse | Nielsen |  |

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

House File 906, a bill for an act to provide for an annual special permit for operation of certain compacted rubbish trucks, subject to penalties provided by law, was taken up for consideration.

Hutchins of Guthrie offered the following amendment H-4148 filed by Hutchins, Wyckoff, Wells and Hines from the floor:

H-4148
1 Amend House File 906 as follows:
2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the following:
4 "Section 1. It shall be unlawful for any person

5 to operate a vehicle transporting compacted rubbish
6 on the public highways with a gross weight of twenty-
7 five percent in excess of the gross weight for which
8 it is registered. The provisions of this section
9 shall only apply to vehicles registered and in
10 operation in this state on the effective date of this
11 Act.
12 Sec. 2. The provisions of this Act shall not be
13 effective after July 1, 1980."
2. Amend the title, line 1, by striking the words "to provide for an annual special permit for" and inserting in lieu thereof the words "relating to the".
Schroeder of Pottawattamie rose on a point of order that amendment $\mathrm{H}-4148$ was not germane.

The Speaker propounded the question to the House.
A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 27 , nays 56 .
The motion lost and amendment H—4148 is not germane.
Schroeder of Pottawattamie offered the following amendment H-4147 filed by him from the floor:
H-4147
1 Amend House File 906 as follows:
2 1. Page 1, line 7, by inserting after the word
3 "two-axle" the words "or tandem axle".
2. Page 1, line 11, by inserting before the word "rear" the word "single".
3. Page 1, line 12, by inserting after the word "pounds" the words "or a rear tandem axle weight of thirty-six thousand pounds".
4. Page 1 , line 17 , by striking the words "fifty dollars" and inserting in lieu thereof the words "ten dollars for each one hundred pounds by which the vehicle's single axle weight exceeds eighteen thousand pounds and ten dollars for each one hundred pounds by which the vehicle's tandem axle weight exceeds thirty-two thousand pounds".

Nielsen of Polk offered the following amendment H-4151, to amendment $\mathrm{H}-4147$, filed by him from the floor and moved its adoption:

H-4151

1
Amend the Schroeder amendment H-4147 to House
File 906 as follows:

1. Line 10 , by striking the word "ten" and inserting in lieu thereof the word "five".

5 2. Line 13, by striking the word "ten" and
6 inserting in lieu thereof the word "five".
A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 46, nays 45 .
Amendment H--4151 was adopted.
Schroeder of Pottawattamie moved the adoption of amendment H-4147, as amended.

A non-record roll call was requested.
The ayes were 12, nays 65 .
Amendment H-4147, as amended, lost.
Krause of Palo Alto offered the following amendment H-4142 filed from the floor by Krause, Drake, Norland, Evans, Branstad, Welden, Mennenga, Small, Avenson, Woods and Horn and moved its adoption:

## H-4142

1 Amend House File 906 as follows:
2 Page 1, line 17, by inserting before the word
3 "fifty" the words "one hundred".
A non-record roll call was requested.
The ayes were 56 , nays 30 .
Amendment $\mathrm{H}-4142$ was adopted.
Hutchins of Guthrie offered the following amendment H-4152 filed by him and Wyckoff of Benton from the floor and moved its adoption:

H-4152
1 Amend House File 906 as follows:
2 1. Page 1, line 19, by inserting after the word
"treasurer" the words "shall credit fifty percent of the fees collected under this section to the county's secondary road fund and".
2. Page 1, line 19, by striking the word "any" and inserting in lieu thereof the words "the remaining fifty percent of the".

Roll call was requested by Wyckoff of Benton and Hutchins of Guthrie.

On the question "Shall amendment $\mathrm{H}-4152$ be adopted ?"

The ayes were, 29 :

| Baker | Hinkhouse |
| :--- | :--- |
| Branstad | Howell |
| Brunow | Hullinger |
| Fullerton | Husak |
| Hansen | Hutchins |
| Harper | Jordan |
| Harvey | Lindeen |
| Hines |  |

The nays were, 58:

| Anderson | Danker | Junker | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Dieleman | Koogler | Pavich |
| Bennett | Doyle | Krause | Poncy |
| Bittle | Drake | Lageschulte | Readinger |
| Bortell | Dunton | Lipsky | Rinas |
| Brandt | Dyrland | Mennenga | Scheelhaase |
| Brockett | Egenes | Midlleswart | Schroeder |
| Bverly | Evans | Millen | Small |
| Cafrey | Fitzgerald | Miller, A. V. | Spear |
| Clark | Gentleman | Monroe | Walter |
| Connors | Gilloon | Nealson | Welden |
| Crabb | Halvorson | Norland | Wells |
| Crawford | Horn | Oakley | Woods |
| Cusack | Jesse | O'Halloran | Mr. Speaker |
| Daggett | Jochum |  |  |

Absent or not voting, 13:

| Bina | Hennessey |
| :--- | :--- |
| Den Herder | Higgins |
| Griffee | Kreamer |
| Hargrave |  |

Amendment $\mathrm{H}-4152$ lost.
Schroeder of Pottawattamie asked for unanimous consent to strike the word "compacted" and insert the word "compactor" in line 8 , page 1 , and the title.

Objection was raised.
Schroeder of Pottawattamie moved to strike the word "compacted" and insert the word "compactor" in line 8 , page 1 , and the title.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 42, nays 43.

## The motion lost.

By unanimous consent the following corrective amendment H-4156, filed by Fitzgerald of Webster from the floor, was adopted:

H-4156
1 Amend House File 906 as follows:
2 1. Page 1 , line 8 , by striking "compacted 3 rubbish" and inserting "compacted-rubbish".
2. Title page, line 2, by striking "compacted rubbish" and inserting "compacted-rubbish".

Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 906)
The ayes were, 69:

| Anderson | Drake | Hinkhouse | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Avenson | Dunton | Horn | Nielsen |
| Baker | Dyrland | Howell | Norland |
| Bennett | Egenes | Hullinger | Patchett |
| Bittle | Evans | Jesse | Readinger |
| Bortell | Fitzgerald | Jochum | Rinas |
| Brandt | Fullerton | Jordan | Scheelhaase |
| Branstad | Gentleman | Junker | Small |
| Brockett | Gilloon | Koogler | Spear |
| Brunow | Griffee | Krause | Spencer |
| Byerly | Halvorson | Lageschulte | Spradling |
| Clark | Hansen | Lindeen | Stromer |
| Connors | Hargrave | Lonergan | Svoboda |
| Crawford | Harper | McElroy | Tauke |
| Daggett | Harvey | Menke | Wells |
| Danker | Hennessey | Mennenga | Woods |
| Dieleman | Hines | Miller, A. V. | Mr. Speaker |
| Doyle |  |  |  |
|  |  |  |  |
| The nays were, | 23: |  |  |
| Caffrey | Middleswart | O'Halloran | Tofte |
| Crabb | Millen | Pavich | Walter |
| Cusack | Miller, O. L. | Pellett | Welden |
| Husak | Monroe | Perkins | Wulff |
| Hutchins | Nealson | Poncy | Wyckoff |
| Linsky | Oakley | Schroeder |  |
| Absent or not voting, 8: |  |  |  |
| Bina | Miggins | Mriddleton | Varley |
| Den Herder | Kreamer | Newhard | West |

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

## REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 215

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 215, a bill for an Act relating to farming by corporations, respectfully submit the following report.

1. That the Senate and House conferees failed to reach an agreement.

On the Part of the Senate:
FRED W. NOLTING, Chairman
IRVIN L. BERGMAN
C. JOSEPH COLEMAN

NORMAN G. RODGERS
RAY TAYLOR

On the Part of the House:
C. W. HUTCHINS, Chairman

ROLLIN K. HOWELL
ARNOLD R. LINDEEN
RAY LAGESCHULTE
OPAL MILLER

## SECOND CONFERENCE COMMITTEE APPOINTED (House File 215)

The Speaker announced the appointment of the second conference committee to consider the differences between the House and Senate concerning House File 215: Scheelhaase of Woodbury, chairman; Perkins of Greene, Hinkhouse of Cedar, Stromer of Hancock and Evans of Grundy.

## MOTION TO RECONSIDER

(House File 880)
I move to reconsider the vote by which House File 880 passed the House on June 10, 1975.

GRIFFEE of Chickasaw

## EXPLANATIONS OF VOTE

I was necessarily absent from the House chamber on Monday, June 9, 1975. Had I been present, I would have voted "aye" on House Files 617, 803, 894, 904 and Senate Files 303, 308, 525, 549, 559, 560, 561; "nay" on Senate File 504; and "aye" on amendment H-4110 to Senate File 525.

HARPER of Davis
(House File 803)
We should not delude ourselves into believing that passage of House File 803, relating to malpractice insurance, will solve this problem. I supported the bill because the creation of a temporary underwriting association will assure availability of this insurance while longer range solutions are developed. However, we should be aware there is general dissatisfaction with the health care delivery system. This is not an issue of doctors versus lawyers. The public is simply more aware of the availability of suit against doctors and hospitals for their negligence. The doctor/patient relationship has probably never been worse than it is now. Part of this is as a result of the technical achievements of medicine. It has created an impersonality to develop, a failure of doctors to communicate information to the patient about the "hows" and "whys" of their treatment. More and more, medical services are prescribed by doctors but delivered by others in the system. There has been a lack of affirmative action on that system to self-police itself. All one has to do is look at the statistics for sanctions imposed on doctors by licensing boards to realize there is little
threat to the practitioner. Steps in that direction will be encouraging to the Iowa legislature.

OAKLEY of Clinton
I was necessarily absent from the House chamber for part of the afternoon on June 9, 1975. Had I been present I would have voted "aye" on the following bills: Senate Files 525, 549, 559, 561, and House Files 894, 803, 904.

## HINKHOUSE of Cedar

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 489, a bill for an act relating to the width of commercial vehicles subject to penalties.

Also: That the Senate has on June 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 544, a bill for an act to abolish the state advisory committee on area schools.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGES CONSIDERED

Senate File 489, a bill for an act relating to the width of commercial vehicles and movement of loads during special or emergency situations subject to penalties provided by law.

Read first time and referred to the sifting committee.
Senate File 544, a bill for an act to abolish the state advisory committee on area schools.

Real first time and referred to the sifting committee.

## REPORT OF SIFTING COMMITTEE

Mr. Speaker: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee calendar:
S. F. 491 Relating to the licensing and registration of child day care facilities and providing a penalty. By committee on human resources; Gluba, chairman.
H. F. 66 To impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law. By committee on transportation; Krause, chairman.
S. F. 586 Relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations. By committee on commerce; Junkins, chairman.

## REPORT OF SIFTING COMMITTEE (Noncontroversial Calendar)

Mr. Speakgr: Your sifting committee begs leave to report that it had the following bills under consideration and recommends that they be placed on the sifting committee noncontroversial calendar:
S. F. 489 Relating to the width of commercial vehicles subject to penalties provided by law. By Senate committee on transportation; Coleman, chairman.
S. F. 511 Relating to vessels. By Senate committee on natural resources; Heying, chairman.
S. F. 192 Relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages. By Doderer.
S. F. 456 Relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation. By Senate committee on judiciary; Glenn, chairman.
S. F. 358 Relating to neglected, dependent, and delinquent children. By Kelly, Doderer, DeKoster and Schwengels.
S. F. 184 An act increasing the mileage rate paid to jurors and witnesses. By Miller of Des Moines.
S. F. 378 Providing for identification of boars, sows and stags designated for slaughter. By Senate committee on agriculture; Nolin, chairman.
S. F. 167 Relating to licensing and regulating restaurants and food establishments. By Griffin.
S. F. 364 Relating to the practice of accountancy. By Curtis.
H. F. 652 Relating to the restraint of dogs. By Byerly.
S. F. 276 Relating to the grounds for suspension or revocation of a license to practice law. By Hill of Polk.
S. F. 163 Relating to the temporary service of retired supreme court judges. By Shaff.
S. F. 641 Relating to the probate code. By Senate committee on judiciary; Glenn, chairman.
S. F. 544 An act to abolish the state advisory committee on area schools. By Senate committee on education; Orr, chairman.
S. F. 189 Relating to investment reports submitted to the auditor of state. By Winkelman.
S. F. 494 Authorizing the county recorder to combine separate index books. By Senate committee on county government; Miller of Des Moines, chairman.

FITZGERALD of Webster, Chairman

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 910, a bill for an act making an appropriation to the department of
transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## Also:

Mr. Speaker: Your committee on appropriations has considered House File 911, a bill for an act appropriating funds for certain legal fees, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendaion that the same do pass.

## DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 562, a bill for an act relating to the funding of certain employment positions, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senote File 565, a bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle fuel tax fund to the department of revenue for such purposes, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations to whom was referred Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

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9 necessary, to be used to pay legal expenses of the

10 appellants in Welden, et al. v. Ray, et al., docket 11 number 20-2-57321, filed by the supreme court on 12 May 12, 1975. The attorneys of record shall subby the $t$ thell by the state comptroller the claim for such legal expenses. The state comptroller shall pay to the attorneys of record the amount claimed upon receipt of sueh claim."

DUNTON of Keokuk<br>MILLER of Buchanan<br>WELDEN of Hardin

H-4154
1 Amend Senate File 205, as amended, passed, and 2 reprinted by the Senate, as follows:

1. Page 5, line 12, by inserting after the period the words "The arbitrator shall possess at least two year's experience as a teacher or school administrator."
2. Page 5, line 21, by inserting after the period the words "Each of the persons whose names are listed shall possess at least two years experience as a teacher or school administrator."

BYERLY of Polk
$\mathrm{H}-4150$
Amend Senate File 367 as amended and passed by the Senate as follows:

1. Page 1, line 8 E , by striking the words "confined feed lot" and inserting in lieu thereof the word "feedlot".
2. Page 1, by striking all after the period in line 8 E and all of lines 8 F through 8 N and inserting in lieu thereof the following:
"With respect to an expansion of a feedlot with a previously established date of operation, the department shall not issue a subsequent operating permit until the feedlot meets rules of the department. The issuance of a subsequent operating permit shall not divest the permittee of a previously established date of operation."
3. Page 1 , line 8 Z , by adding after the period the following:
"An established date of operation for a nonpermittee does not exempt the feedlot from being required to meet subsequent rules of the department if such rules apply to the feedlot."
4. Page 1 , line 30 , by adding after the word "corral," the word "building,".
5. Page 1 , line 32 , by adding after the word "slaughter" the words "or for the production of food products".
6. Page 2, line 30, by adding after the word "Act" the words "or if the action or proceeding is based on conditions which are not regulated by rules of the department".
7. Page 3, by striking all after the period in line 1 and all of lines 2 and 3.
8. Page 3, by striking from lines 10 and 11 the words "effective date of that rule" and inserting in lieu thereof the words "established date of operation".
9. Page 4, by adding after line 26 the following new section:
"NEW SECTION. The provisions of this Act shall not apply to a nuisance action or proceeding concerning feedlot odors until rules of the department are established to control odor. A feedlot with an established date of operation prior to the adoption of rules of the department for odor control may obtain an established date of operation for odor control if the feedlot meets rules for odor control."
10. Renumber remaining provisions to conform with this amendment.

VARLEY of Adair O'HALLORAN of Black Hawk MONROE of Des Moines MIDDLESWART of Warren

Amend Senate File 367 as amended and passed by the Senate as follows:

1. Page 1 , by inserting after line 5 the following new subsection:
"..... "Certificated feedlot" means a feedlot which has been issued a certificate of compliance by the department."
2. Page 1, by striking lines 8 A through 8 Z and inserting in lieu thereof the following:
"3. "Established date of operation" means the date of issuance by the department of a certificate of compliance for the operation of a feedlot. With respect to an expansion of a feedlot with a prior established date of operation, the established date of operation for each expansion is deemed to be a separate and independent date established as of the date of issuance of a certificate of compliance for the expanded operation, and a subsequent established date of operation shall not divest the certificate holder of a prior established date of operation. An established date of operation shall be forfeited by operation of law upon either the cessation of operation of the feedlot or any transfer of ownership of the feedlot other than by devise or inheritance."
3. Page 1, line 30 , by inserting after the word "corral," the word "building,".
4. Page 1 , line 32 , by inserting after the word "slaughter" the words "or for the production of food products".
5. Page 2, by inserting after line 24 the following new section:
"Sec. 2. NEW SECTION. CERTIFICATION OF FEEDLOT. A feedlot shall not acquire an established date of operation for the purposes of this Act until the department has issued a certificate of compliance with respect to that feedlot. A certificate of compliance shall not be issued to any feedlot unless the operator establishes that the feedlot complies, or when operational will comply, with departmental rules which are in effect on the date of issuance of the certificate of compliance. The department shall not commence the issuance of certificates of compliance until the department has adopted, pursuant to sections four hundred fifty-five B point twelve (455B.12) and four hundred fifty-five B point thirtytwo (455B.32) of the Code, air and water quality standards respecting all of the following:
6. The emission, abatement, control or prevention of those air contaminants which result in noxious
or objectionable odors.
7. The emission, abatement, control or prevention of other air contaminants common but not necessarily unique to the operation of livestock feedlots.
8. The systems of disposal or dispersal of waste originating from the operation of a feedlot.
9. The emission or control of feedlot-originated waste from a sewer system outlet or other point of ultimate disposal.

A certificate of compliance shall not be issued for any feedlot which pursuant to rule is exempt from or otherwise not subject to regulation by the department."
6. Page 2, by striking lines 25 through 30 and inserting in lieu thereof the following:
"Sec. 3. NEW SECTION. NUISANCE ACTIONS LIMITED.

1. In any nuisance action or proceeding against a certificate feedlot brought by a person whose date of ownership of realty is subsequent to the established date of operation of that feedlot the defendant may establish a defense as provided in this section.
2. If any claim alleges acts, omissions or conditions which are the subject of rules of the department, it shall be a defense to that claim that the feedlot possesses a current certificate of compliance with respect to rules of the department.
3. If any claim alleges acts, omissions or conditions which are the subject of a zoning requirement, it shall be a defense to that claim that the feedlot complies with applicable zoning requirements."
4. Page 3, line 1, by striking the word "A person complies". references in conformity with this amendment.

MONROE of Des Moines O'HALLORAN of Black Hawk

## 11-4153

Amend amendment H-3977 to Senate File 387, as amended and passed by the Senate by striking all of lines 3 through 33 and inserting in lieu thereof the following:

Section 1. NEW SECTION. LIABILITY OF PERSONS REFUSING TO PERFORM ABORTIONS. An individual who may lawful perform, assist, or participate in medical procedures which will result in a abortion shall not be required against his religious beliefs or moral convictions to perform, assist, or participate in a direct manner in such procedures except in an emergency when medically necessary to save the life of the mother. A person shall not discriminate against another individual in any way, including but not limited to employment, promotion, advancement, transfer, licensing, education, training, or granting of hospital privileges or staff appointments, because of the indiividual's participation or refusal to participate in the recommendation, performance, or assistance in the performance of medical procedures which will result in an abortion, except in an emergency when medically necessary to save the life of the mother. For the purposes of this Act, "abortion" means the termination of human pregnancy with an intention other than to produce a live birth or to remove a dead fetus.

Sec. 2. NEW SECTION. LIABILITY OF HOSPITALS REFUSING TO PERFORM ABORTIONS. A hospital shall not be required to permit the performance of an abortion, except in an emergency when medically necessary to

30 save the life of the mother. The refusal to permit

35 hospital which is supported, maintained, and controlled
36 by public authority.
37 such procedures shall not be grounds for civil liability to any person nor a basis for any disciplinary or other recriminatory action against the hospital. The provisions of this section shall not apply to any

Sec. 3 NEW SECTION. INQUIRY CONCERNING PARTICIPATION IN ABORTIONS. Nothing in this Act shall prohibit any hospital which permits the performance of abortions from inquiring whether an employee, prospective employee, person with staff privileges, or prospective person with staff privileges would advance a religious belief or moral conviction for refusal to participate in an abortion or has participated in the past in medical procedures which have resulted in abortions before such a person is hired for service in or assigned to that part of a hospital where abortion patients are cared for or abortion procedures are conducted.

## SCHROEDER of Pottan attam*

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 6:27 p.m., until 9:00 a.m., Wednesday, June 11, 1975.

## JOURNAL OF THE HOUSE

One Hundred Fiftieth Calendar Day-Ninety-ninth Session Day

hall of the House of Representatives<br>Des Moines, Iowa, Whdespay, June 11, 1975

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

Prayer was offered by the Reverend Randall Cook, assistant pastor of the First Baptist Church, Creston, Iowa.

The Journal of Tuesday, June 10, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Varley of Adair on request of McElroy of Fremont; Crabb of Crawford on request of Husak of Tama; Bina of Scott on request of Walter of Pottawattamie; Harper of Davis for June 11 and 12 on request of Wyckoff of Benton.

## POINT OF PERSONNEL PRIVILEGE

Millen of Van Buren rose on a point of personal privilege and expressed the sympathy of the House to the Honorable and Mrs. Elmer Den Herder for the loss of their son, Roger.

## PRESENTATION OF VISITORS

Egenes of Story presented to the House Montserrat Salazar from Quito, Ecuador, a foreign exchange student and recent graduate from Roland-Story High School.

Tofte of Winneshiek presented to the House Pekka Tuovinen, an exchange student at Westwood High School, Mesa, Arizona, from Mantta, Finland, and Intern Mike Bernatz, who lived with the Tuovinens while an exchange student to Finland.

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

Six students from the Christian Opportunity Center for exceptional children of Pella, Iowa, accompanied by Diane Von Gilst Von Wyngorden and Cheryl Boat. By Dieleman of Marion.

Fifty Girl Scouts from Troops 174 of Farley, Iowa, and 179 of Cascade, Iowa, accompanied by Mrs. Scherff and Mrs. Devaney. By Hennessey of Delaware and Gilloon of Dubuque.

## PETITION FILED

The following petition was received and placed on file:
By Millen of Van Buren from ninety-eight constituents from the Fairfield, Iowa, area, in support of Senate File 567 to appropriate to the Iowa American revolution bicentennial commission funds for participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D. C., during the 1976 bicentennial celebrations.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on House Files 910 and 911 and Senate Files 562, 565 and 566, under Rule 36.

## HOUSE CONCURRENT RESOLUTION 62 By O'Halloran

Whereas, it appears there is insufficient time remaining during the 1975 Session of the General Assembly to give careful and detailed consideration to the land use bill, House File 505; and

Whereas, because of limited time and physical facilities available for public hearings and complexity of subject matter all persons representing various viewpoints may not have had an adequate opportunity to study and present their viewpoints to the proposed land use law embodied in House File 505 during the 1975 Session of the General Assembly; and

Whereas, the protection and best use of the natural resources of the state of Iowa is an issue which must be resolved and the state should not be dependent upon federal legislation and existing state laws to provide such protection and use; and

Whereas, it is necessary to provide a proper forum for consideration of all land use considerations and it is not possible to provide such forum during the legislative session; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council appoint members of the general assembly for the purpose of planning a legislatively sponsored public forum for a comprehensive analysis of House File 505 and the issues involved in House File 505 and land use in general and pursuant to such appointment a limited number of hearings or forums with proper advance notice to persons having divergent viewpoints in regard to land use be held and be financed with funds available

## 29

30

## Page 2

1 who are appointed shall represent the various positions and
2 viewpoints expressed in the general assembly in regard to
3 House File 505, as well as both Houses and political party

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 63 By Small and Hargrave

Whereas, the use of electronic funds transfer systems by banks, savings and loan associations and other depository institutions has exhibited a substantial growth in various states; and

Whereas, the development and use of electronic funds transfer systems portend a revolutionary change in the traditional methods and practices of such institutions and innumerable questions and problems relating to regulation by the General Assembly and by state agencies of those depository institutions; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council be authorized to create a study committee consisting of members from both political parties and both houses of the General Assembly to undertake a comprehensive and detailed study relating to the enactment of responsible and informed legislation respecting the use of electronic funds transfer systems in Iowa; and

Be It Further Resolved, That considerations of the study committee include, but not be limited to the following: the effects of such systems on the individual banks, savings and loan associations, and credit unions operating in this state; the potential interrelationships between those various types of depository institutions and the resulting interrelationships between the affected regulatory agencies of this state; the problems of security, confidentiality and documentation of transactions engaged in by means of those systems and the potential uses and abuses of the ownership of, and the agreements and practices incident to electronic funds transfer systems or parts of systems; and

## Page 2

1 Be It Further Resolved, That the study committee shall 2 submit to the General Assembly at the 1976 Session a report
3 of the study together with legislative bill drafts designed
4 to carry out the recommendations of the study committee.
Laid over under Rule 25.

## HOUSE RESOLUTION 44

By Cochran, Millen and Fitzgerald
Whereas, the membership of the House of Representatives of the Sixtysixth General Assembly has learned with great sorrow of the passing of Mr. Roger Den Herder of Sioux Center, Iowa, son of Representative Elmer Den Herder and Christine Den Herder, Now Therefore,

Be It Resolved, that the members of the House of Representatives hereby wish to express to Representative Den Herder, Mrs. Den Herder, and members of the Den Herder Family their personal sympathy in the loss of their beloved Roger.

Be It Further Resolved, that a copy of this resolution be forwarded to Representative Den Herder and members of the family.

Laid over under Rule 25.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the members of the Second Conference Committee on House File 215, a bill for an Act relating to farming by corporations, on the part of the Senate are: The Senator from Mahaska, Mr. Van Gilst, Chairman; the Senator from Fayette, Mr. Heying; the Senator from Story, Mr. Murray; the Senator from Clinton, Mr. Shaff, and the Senator from Linn, Mr. Sovern.

Also: That the members of the second conference committee on House File 764, a bill for an act relating to the Iowa income tax and making changes in individual income tax rates, exemptions, and administrative requirements, on the part of the Senate are: The Senator from Dallas, Mr. Rodgers, chairman; the Senator from Sioux, Mr. DeKoster; the Senator from Scott, Mr. Gluba; the Senator from Polk, Mr. Hill; and the Senator from Black Hawk, Mr. Nolting.

Also: That the Senate has on June 9, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 848, a bill for an act making appropriations to the crime commission, the department of public safety and providing for the administration and use of funds and personnel of such departments.

Also: That the Senate has on June 9, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 883, a bill for an act relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general.

Also: That the Senate has on June 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 93, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land received no material benefit from the district.

Also: That the Senate has on June 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 255, a bill for an act relating to the detention of a child prior to the adjudicative hearing.

Also: That the Senate has on June 9, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate is asked:

Senate File 289, a bill for an act to create an energy research and development fund within the energy policy council.

Also: That the Senate has on June 9, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 296, a bill for an act to establish and regulate the practice of barbering and cosmetology.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 353, a bill for an act making an appropriation from the general fund of the state to the American revolution bicentennial commission.

Also: That the members of the conference committee on Senate File 507, a bill for an act relating to the funding, compensation and membership of legislative members of the committee and boards, on the part of the Senate are: The Senator from Jasper, Mr. Hill, chairman; the Senator from Webster, Mr. Coleman; the Senator from Cherokee, Mr. Curtis; the Senator from Wapello, Mr. Glenn; and the Senator from Jefferson, Mr. Schwengels.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 572, a bill for an act making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 848

## H—4164

9 c. For the maintenance of state cars
10 assigned to the department for
patrolling the highways of the state, except that such funds shall not be expended for the maintenance of more than fourteen unmarked cars used for patrolling the highways of the state $\qquad$ \$ $900,000^{\prime \prime}$
2. Page 3 , by striking lines 25 through 35 and inserting in lieu thereof the following new section:
"Sec. ..... NEW SECTION. The department of public safety and the state department of transportation shall not make available to persons other than the named driver or a person authorized by the named driver, or a court or a peace officer, an individual's manual or automated traffic record relating to an individual's involvement in a motor vehicle accident unless such involvement resulted in the person's conviction of a violation of a motor vehicle law or ordinance or unless such person failed to comply with the provisions of chapter three hundred twenty-one A (321A) of the Code."
3. Page 4, by striking lines 18 a through 18 h .

## SENATE AMENDMENT TO HOUSE FILE 883

H-4163
1 Amend House File 883, page 1, line 20, by striking 2 the word "for".

## SENATE MESSAGES CONSIDERED

Senate File 93, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district.

Read first time and referred to the sifting committee.
Senate File 255, a bill for an act relating to the detention of a child prior to the adjudicative hearing.

Read first time and referred to the sifting committee.

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Files 910 and 911 and Senate Files 562, 565 and 566.

## CONSIDERATION OF BILLS APPROPRIATIONS CALENDAR

House File 910, a bill for an act making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the
collection of abandoned motor vehicles, was taken up for consideration.

Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 910)
The ayes were, 81:

| Anderson | Evans | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Koogler | Pellett |
| Baker | Fullerton | Krause | Perkins |
| Bittle | Gentleman | Lageschulte | Poncy |
| Bortell | Gilloon | Lindeen | Readinger |
| Brandt | Halvorson | Lonergan | Rinas |
| Branstad | Hansen | McEEroy | Scheelhaase |
| Brockett | Hargrave | Menke | Schroeder |
| Brunow | Harvey | Mennenga | Spear |
| Byerly | Hennessey | Middleswart | Spencer |
| Clark | Higgins | Millen | Spradling |
| Crawford | Hines | Miller, A.V. | Stromer |
| Cusack | Hinkhouse | Miller, K. D. | Svoboda |
| Daggett | Horn | Miller, O.L. | Tauke |
| Danker | Howell | Nealson | Tofte |
| Dieleman | Hullinger | Newhard | Walter |
| Doyle | Husak | Norland | Wells |
| Drake | Hutchins | Oakley | West |
| Dunton | Jesse | O'Halloran | Woods |
| Dyrland | Jochum | Patchett | Mr. Speaker |
|  |  |  |  |

The nays were, 5 :
Junker
Lipsky
Absent or not voting, 14:

| Bennett | Crabb | Kreamer | Nielsen |
| :--- | :--- | :--- | :--- |
| Bina | Den Herder | Middleton | Small |
| Caffrey | Griffee | Monroe | Varley |
| Connors | Harper |  |  |

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

House File 911, a bill for an act appropriating funds for certain legal fees, was taken up for consideration.

Dunton of Keokuk offered the following amendment H-4149 filed by Dunton, et al., and moved its adoption:

H-4149
1 Amend House File 911 as follows:
2 Page 1, by striking lines 1 through 5 and inserting in lieu thereof the following:
"Section 1. There is appropriated to the state comptroller from the general fund of the state for the fiscal year beginning July 1, 1975 and ending

7 June 30,1976 the sum of three thousand eight hun- dred $(3,800)$ dollars, or so much thereof as may be necessary, to be used to pay legal expenses of the appellants in Welden, et al. v. Ray, et al., docket number 20-2-57321, filed by the supreme court on May 12, 1975. The attorneys of record shall submit to the state comptroller in the manner required by the state comptroller the claim for such legal expenses. The state comptroller shall pay to the attorneys of record the amount claimed upon receipt of such claim."

Amendment H-4149 was adopted.
Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
Under the provisions of Rule 71, Welden of Hardin, Branstad of Winnebago, Millen of Van Buren, Miller of Calhoun, West of Marshall, Bortell of Madison and Wulff of Black Hawk refrained from voting.

On the question "Shall the bill pass?" (H.F. 911)
The ayes were, 72:

| Anderson | Dunton | Jesse | O'Halloran |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Jochum | Patchett |
| Baker | Egenes | Jordan | Pellett |
| Bennett | Evans | Koogler | Perkins |
| Bittle | Fitzgerald | Krause | Poncy |
| Brockett | Fullerton | Lageschulte | Readinger |
| Brunow | Gilloon | Lindeen | Rinas |
| Byerly | Halvorson | Lipsky | Scheelhaase |
| Caffrey | Hansen | Lonergan | Spear |
| Clark | Hargrave | McElroy | Spencer |
| Connors | Hennessey | Menke | Spradling |
| Crawford | Higgins | Mennenga | Stromer |
| Cusack | Hines | Middleswart | Svoboda |
| Daggett | Hinkhouse | Miller, A. V. | Tauke |
| Danker | Horn | Miller, K. D. | Walter |
| Dieleman | Hullinger | Nealson | Wells |
| Doyle | Husak | Newhard | Woods |
| Drake | Hutchins | Norland | Mr. Speaker |
| The nays were, 9 : |  |  |  |
| Brandt | Howell | Nielsen | Tofte |
| Gentleman | Junker | Pavich | Wyckoff |
| Harvey Wyckoff |  |  |  |
| Absent or not voting, 19: |  |  |  |
| Bina | Griffee | Miller, O. L. | Varley |
| Bortell | Harper | Monroe | Welden |
| Branstad | Kreamer | Oakley | West |
| Crabb | Middleton | Schroeder | Wulff |
| Den Herder | Millen | Small |  |

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

Senate File 562, a bill for an act relating to the funding of certain employment positions, with report of committee recommending passage, was taken up for consideration.

Avenson of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 562)
The ayes were, 83 :

| Anderson | Dyrland | Koogler | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Krause | Poncy |
| Baker | Evans | Lageschulte | Readinger |
| Bennett | Fullerton | Lindeen | Rinas |
| Bittle | Gentleman | Lipsky | Scheelhaase |
| Bortell | Gilloon | Lonergan | Schroeder |
| Brandt | Halvorson | McElroy | Spear |
| Branstad | Hansen | Menke | Spencer |
| Brockett | Hargrave | Mennenga | Spradling |
| Brunow | Hennessey | Middleswart | Stromer |
| Byerly | Higgins | Millen | Svoboda |
| Caffrey | Hines | Miller, A. V. | Tauke |
| Clark | Hinkhouse | Miller, K. D. | Tofte |
| Connors | Horn | Miller, O. L. | Walter |
| Crawford | Howell | Newhard | Wells |
| Daggett | Hullinger | Nielsen | West |
| Danker | Husak | Norland | Woods |
| Dieleman | Hutchins | Oakley | Wulff |
| Doyle | Jesse | O'Halloran | Wyckoff |
| Drake | Jochum | Patchett | Mr. Speaker |
| Dunton | Jordan | Pavich |  |
| The nays were, 4: |  |  |  |
| Harvey | Junker | Nealson | Welden |
| Absent or not voting, 13: |  |  |  |
| Bina | Fitzgerald | Kreamer | Perkins |
| Crabb | Griffee | Middleton | Small |
| Cusack | Harper | Monroe | Varley |

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

Senate File 565, a bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle fuel tax fund to the department of revenue for such purposes, with report of committee recommending passage, was taken up for consideration.

Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 565)
The ayes were, 83:

| Anderson | Egenes | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Perkins |
| Baker | Fitzgerald | Koogler | Poncy |
| Bennett | Fullerton | Krause | Readinger |
| Bittle | Gentleman | Lageschulte | Rinas |
| Bortell | Gilloon | Lindeen | Scheelhaase |
| Brandt | Halvorson | Lipsky | Spear |
| Brockett | Hansen | Lonergan | Spencer |
| Brunow | Hargrave | McElroy | Spradling |
| Byerly | Harvey | Menke | Stromer |
| Caffrey | Hennessey | Mennenga | Svoboda |
| Clark | Higgins | Middleswart | Tauke |
| Crawford | Hines | Millen | Tofte |
| Cusack | Hinkhouse | Miller, A.V. | Walter |
| Daggett | Horn | Miller, O.L. | Welden |
| Danker | Howell | Nealson | Wells |
| Dieleman | Hullinger | Newhard | West |
| Doyle | Husak | Oakley | Wulff |
| Drake | Hutchins | OHHalloran | Wyckoff |
| Dunton | Jesse | Patchett | Mr. Speaker |
| Dyrland | Jochum | Pavich |  |

The nays were, 1:
Branstad
Absent or not voting, 16:

| Bina | Griffee | Miller, K. D. | Schroeder <br> Connors |
| :--- | :--- | :--- | :--- |
| Crabb | Harper | Monroe | Small |
| Den Herder | Kreamer | Middleton | Nielsen |

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

## MOTION TO RECONSIDER <br> (Senate File 565)

I move to reconsider the vote by which Senate File 565 passed the House on June 11, 1975.

DAGGETT of Adams

## SENATE FILE 566 DEFERRED

Dunton of Keokuk asked and received unanimous consent that Senate File 566 be deferred and that the bill retain its place on the calendar.

## CONSIDERATION OF BILLS <br> SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

Senate File 489, a bill for an act relating to the width of com-
mercial vehicles and movement of loads during special or emergency situations subject to penalties provided by law, was taken up for consideration.

Drake of Muscatine offered the following amendment H-4160 filed by Drake, Hansen, Krause and Schroeder from the floor:
H-4160
Amend Senate File 489 as follows:

1. Page 1, by inserting before line 1 the following new section:
"Sec. 2. Section three hundred twenty-one point four hundred fifty-seven (321.457), subsection six
(6), Code 1975, is amended to read as follows:
2. No combination of three vehicles coupled together one of which is a motor vehicle, unladen
or with load, shall have an overall length, in-
clusive of front and rear bumpers in excess of
[sixty] sixty-five feet. No single semitrailer or
trailer, together with any hitching device and any
load thereon, included in such combination, shall
have an overall length, inclusive of rear bumper, in
excess of thirty feet. A combination of three
vehicles in excess of sixty feet but not in excess
of sixty-five feet may be operated only as follows:
a. On four-lane highways or on highways other
than four-lane highways when the point of origin and
the destination is within 5 miles, on the mast
direct route, of a four-lane highway; or
b. On any other highway the surfaced portion
of which is twenty-four feet or more in width, or
on any other highways which are designated by the director of transportation when a special permit for such travel has been obtained.
c. A truck tractor or a road tractor operated in a combination of three vehicles in excess of sixty feet but not in excess of sixty-five feet in length shall obtain from the department an annual permit at a fee of one hundred dollars. This permit fee shall be in addition to all fees imposed by section three hundred twenty-one point one hundred twentythree (321.123) of the Code, and shall not be subject to proration under chapter three hundred twenty-six (326) of the Code. Upon payment of the fee, the department shall issue a decal which shall be displayed in the lower right-corner of the windshield, or in such other location as may be designated by the department, on the vehicle for which the fee has been paid."
3. Title page, by striking the words "of commercial" in line 1 and inserting in lieu thereof the words "and length of certain".
Drake of Muscatine asked for unanimous consent to extend the time limit on debate of Senate File 489. Objection was raised.

Higgins of Scott rose on a point of order that amendment $\mathrm{H}-4160$ was not germane.

The Speaker ruled the point well taken and amendment $\mathrm{H}-4160$ not germane.

Drake of Muscatine moved that the rules be suspended for an extension of time on Senate File 489 and governing germaneness for the consideration of amendment H-4160.

Roll call was requested by Higgins of Scott and Crawford of Story.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to continue debate and consider amendment H-4160?"

The ayes were, 54:

| Avenson | Hargrave |
| :--- | :--- |
| Baker | Harvey |
| Bortell | Hennessey |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Doyle | Hutchins |
| Drake | Jordan |
| Dunton | Junker |
| Fitzgerald | Koogler |
| Fullerton | Krause |
| Hansen | Lindeen |

The nays were, 36:

| Anderson | Crawford <br> Bennett |
| :--- | :--- |
| Bieleman |  |
| Bittle | Dyrland <br> Brandt |
| Branstad | Egenes <br> Evans |
| Brockett | Gentleman |
| Brunow | Gilloon |
| Byerly | Halvorson |
| Clark | Higgins |

Absent or not voting, 10:

| Bina | Griffee | Middleton | Norland |
| :--- | :--- | :--- | :--- |
| Crabb | Harper | Monroe | Varley |
| Den Herder | Kreamer |  |  |

The motion prevailed and the House continued consideration of amendment $\mathrm{H}-4160$.

Avenson of Fayette offered the following amendment H - 4166 , to amendment H-4160, filed by him from the floor and moved its adoption:

H-4166
1 Amend H-4160 to Senate File 489 as follows:
2 Page 1, line 31 by striking "one hundred dollars"
3 and inserting in lieu thereof, "two hundred and fifty
4 dollars".
Roll call was requested by Avenson of Fayette and Patchett of Johnson.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-4166$, to amendment H-4160, be adopted ?"

## The ayes were, 46:

| Avenson | Griffee | Menke | Poncy |
| :--- | :--- | :--- | :--- |
| Bittle | Hargrave | Mennenga | Readinger |
| Brandt | Higgins | Middleswart | Small |
| Brockett | Hines | Miller, A. V. | Spear |
| Brunow | Howell | Miller, O. L. | Spencer |
| Clark | Hullinger | Morroe | Stromer |
| Crawford | Jesse | Newhard | Svoboda |
| Cusack | Jochum | Norland | Tauke |
| Dyrland | Krause | O'Halloran | Walter |
| Egenes | Lageschulte | Patchett | Wells |
| Gentleman | Lindeen | Pavich | Mr. Speaker |
| Gilloon | Lipsky |  |  |

The nays were, 43 :

| Anderson | Drake | Jordan | Perkins |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Junker | Rinas |
| Bennett | Fullerton | Koogler | Scheelhaase |
| Bortell | Halvorson | Lonergan | Schroeder |
| Branstad | Hansen | McElroy | Spradling |
| Byerly | Harvey | Millen | Tofte |
| Caffrey | Hennessey | Miller, K. D. | Welden |
| Daggett | Hinkhouse | Nealson | Woods |
| Danker | Horn | Nielsen | Wulff |
| Dieleman | Husak | Oakley | Wyckoff |
| Doyle | Hutchins | Pellett |  |
| Absent or not voting, 11: |  |  |  |
| Bina | Den Herder | Harper | Varley |
| Connors | Dunton | Kreamer | West |
| Crabb | Fitzgerald | Middleton |  |

Amendment $\mathrm{H}-4166$ was adopted.
Speaker pro tempore Jesse in the chair at 11:02 a.m.
Tauke of Dubuque offered the following amendment $\mathrm{H}-4169$, to amendment H-4160, filed by Tauke, Walter and Crawford from the floor:

H-4169
Amend the Drake, et al., amendment, H-4160 to
2 Senate File 489, as follows:
3 1. Page 1, line 21, by striking all after the

4 word "highway" and insert a "." in lieu thereof.
5 2. Page 1, by striking lines 22 through 26.
Speaker Cochran in the chair at 11:36 a.m.
Tauke of Dubuque moved the adoption of amendment H-4169, to amendment H-4160.

Roll call was requested by Tauke of Dubuque and Gentleman of Polk.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-4169$, to amendment H—4160, be adopted ?"

The ayes were, 37:

| Anderson | Egenes | Howell | Patchett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Jochum | Readinger |
| Bennett | Gentleman | Lageschulte | Small |
| Bittle | Gilloon | Lindeen | Spear |
| Brandt | Griffee | Lipsky | Svoboda |
| Brunow | Harvey | Mennenga | Tauke |
| Clark | Higgins | Monroe | Tofte |
| Crawford | Hines | Newhard | Walter |
| Cusack | Horn | Oakley | Welden |

Dyrland
The nays were, 52 :

| Baker | Halvorson |
| :--- | :--- |
| Bortell | Hansen |
| Branstad | Hargrave |
| Brockett | Hennessey |
| Byerly | Hinkhouse |
| Caffrey | Husak |
| Connors | Hutchins |
| Daggett | Jesse |
| Danker | Jordan |
| Dieleman | Junker |
| Doyle | Koogler |
| Drake | Krause |
| Fullerton | Lonergan |

Absent or not voting, 11:
Bina
Crabb
Den Herder
Dunton
Fitzgerald
Harper
McEiroy
Menke
Middleswart
Miller, A. V.
Miller, K. D.
Miller, O. L.
Nealson
Nielsen
Norland
O'Halloran
Pavich
Pellett
Perkins

Poncy
Rinas
Scheelhaase
Schroeder
Spencer
Spradling
Stromer
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

Crabb
Den Herder

Fitzgerald
Harper

Hullinger Millen Kreamer Varley

Amendment H-4169 lost.
Gilloon of Dubuque offered the following amendment $\mathrm{H}-4173$, to amendment H-4160, filed by Gilloon, Higgins and Tauke:

Wyckoff of Benton rose on a point of order that amendment H - 4173 was not germane.

The Speaker ruled the point not well taken and amendment H-4173 germane.

Gilloon of Dubuque moved the adoption of amendment H-4173.

A non-record roll call was requested.
The ayes were 34 , nays 46 .
Amendment H—4173 lost.
(Senate File 489 and amendment H-4160 pending at recess.)
On motion by Avenson of Fayette, the House recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 10, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 77, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties.

Also: That the Senate has on June 10, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 386, a bill for an act relating to the issuance of high school equivalency diplomas, including changes in fees.

Also: That the Senate has on June 10, 1975, passed the following bill in which the concurrence of the Senate was asked:
House File 623, a bill for an act providing for the approval of the transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state.
Also: That the Senate has on June 10, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 345, a bill for an act relating to the method used by judges of election to select and certify potential jurors.

Also: That the Senate has on June 10, 1975, passed the following bill in which the concurrence of the House is asked:
Senate File 524, a bill for an act relating to business corporations.
CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 77

H-4175
1 Amend House File 77 as follows:
2 1. Page 1, by striking line 35.
3 2. Page 2, by striking lines $1,2,3$, and 4.

## SENATE MESSAGES CONSIDERED

Senate File 345, a bill for an act relating to the method used by judges of election to select and certify potential jurors.

Read first time and referred to the sifting committee.
Senate File 353, a bill for an act making an appropriation from the general fund of the state to the Iowa American revolution bicentennial commission.

Read first time and referred to committee on appropriations.
Senate File 524, a bill for an act relating to business corporations.

Read first time and referred to the sifting committee.
Senate File 572, a bill for an act making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs.

Read first time and referred to committee on appropriations.

## BUSINESS PENDING

The House resumed consideration of Senate File 489, a bill for an act relating to the width of commercial vehicles and movement of loads during special or emergency situations subject to penalties provided by law, and amendment H- 4160 filed by Drake, et al.

Wulff of Black Hawk offered the following amendment $\mathrm{H}-4170$, to amendment H-4160, filed by him from the floor and moved its adoption:

10
passenger vehicles, light delivery trucks, panel delivery trucks, pickup trucks, travel trailers, boats, farm and industrial tractors and selfpropelled farm implements, nonself-propelled implements of husbandry, and self-propelled vehicles shall have an unladen length, inclusive of front and rear bumpers in excess of sixty feet, but the passenger vehicles, light delivery trucks, panel delivery trucks, pickup trucks, or boats being transported may extend up to three feet beyond the front and rear bumpers of the transporting vehicles when the overall length of the vehicle with load does not exceed sixty-five feet."
A non-record roll call was requested.
The ayes were 67 , nays 8.
Amendment $\mathrm{H}-4170$ was adopted.
Drake of Muscatine moved the adoption of amendment $\mathrm{H}-4160$, as amended.

Roll call was requested by Drake of Muscatine and Junker of Woodbury.

Rules 69 and 70 were invoked.
On the question "Shall amendment $\mathrm{H}-4160$, as amended, be adopted?"

The ayes were, 49:

| Baker | Hansen | Lonergan | Rinas |
| :--- | :--- | :--- | :--- |
| Bennett | Harvey | McElroy | Scheelhaase |
| Bortell | Hennessey | Middleswart | Schroeder |
| Branstad | Howell | Miller, A. V. | Spencer |
| Byerly | Hullinger | Miller, O. L. | Spradling |
| Caffrey | Husak | Nealson | Stromer |
| Connors | Hutchins | Nielsen | Welden |
| Daggett | Jesse | Norland | Wells |
| Danker | Jordan | Pavich | West |
| Doyle | Junker | Perkins | Wods |
| Drake | Koogler | Poncy | Wyckoff |
| Dunton | Krause | Readinger | Mr. Speaker |
| Fullerton |  |  |  |

The nays were, 48:

| Anderson | Egenes Horn  <br> Avenson Evans Jochum | O'Halloran <br> Batchett |  |
| :--- | :--- | :--- | :--- |
| Bittle | Fitzgerald | Lageschulte | Pellett |
| Brandt | Gentleman | Lindeen | Small |
| Brockett | Gilloon | Lipsky | Spear |
| Brunow | Griffee | Menke | Svoboda |
| Clark | Halvorson | Mennenga | Tauke |
| Crawford | Hargrave | Millen | Tofte |
| Cusack | Higgins | Monroe | Walter |
| Dieleman | Hines | Newhard | Wulff |
| Dyrland | Hinkhouse | Oakley |  |

Absent or not voting, 8:

| Bina | Den Herder | Kreamer | Miller, K. D. |
| :--- | :--- | :--- | :--- |
| Crabb | Harper | Middleton | Varley |

Amendment $\mathrm{H}-4160$, as amended, was adopted.
Krause of Palo Alto offered the following amendment H-4165 filed by him from the floor and moved its adoption:

H-4165
1 as follows:

1. Page 1, line 6, by inserting after "feet." the following: "A tolerance of three inches above the maximum legal width may be allowed for tie-down ropes, belts, chains, and similar tie-down equipment."
2. Page 1, by striking lines 17 through 19.

Amendment H-4165 was adopted.
Nielsen of Polk offered the following amendment H-4178 filed by him from the floor and moved to suspend the rules governing germaneness for its consideration:

Amend Senate File 489 by inserting on page
2 after line 24 the following new sections:
Sec. ..... Section three hundred twenty-one point two hundred eighty-five ( 321.285 ), subsections five (5), seven (7), and eight (8), Code 1975, are amended to read as follows:
5. [Sixty] Fifty-five miles per hour from sunset to sunrise and [seventy] fifty-five miles per hour from sunrise to sunset.
7. Reasonable and proper, but not greater than [sixty] fifty-five miles per hour at any time between sunrise and sunset, and not greater than fifty miles per hour at any time between sunset and sunrise, on secondary roads unless such roads are surfaced with concrete or asphalt or a combination of both, in which case the speed limits shall be the same as provided in subsection 5 of this section. Whenever the board of supervisors of any county shall determine upon the basis of an engineering and traffic investigation conducted by the department when so requested by said board that the speed limit on any secondary road is greater than is reasonable and proper under the conditions found to exist at any intersection or other place or upon any part of a secondary road, said board shall determine and declare a reasonable and proper speed limit thereat. Such speed limits as determined by the board of supervisors shall be effective when appropriate signs giving notice thereof are erected by the board of supervisors at such intersection or other place or part of the highway.
8. Notwithstanding any other speed restrictions, the speed limits for all vehicular traffic, except vehicles
subject to the provisions of section 321.286 on fully controlled-access, divided, multilaned highways [included in, and as a part of,] including the national system of interstate highways designated by the federal [bureau of public roads] highway administration and this state, 23 U.S.C. 103 (d), shall be [seventy-five] fifty-five miles per hour [from sunrise to sunset and sixty-five miles per hour from sunset to sunrise, except that the speed limit for any motor vehicle drawing a one wheel or two wheel trailer or a tandem wheel trailer shall be sixtyfive miles per hour]. However, the department or the cities, with the approval of the department, may establish a lower speed limit upon such highways located within the corporate limits of any city used as city alternate routes, commonly referred to as ["freeways."] "freeways". For the purposes of this subsection a fully controlled-access highway is a highway that gives preference to through traffic by providing access

## 2

connections with selected public roads only and by prohibiting crossings at grade or direct private driveway connections.

It is further provided that a minimum speed of forty miles per hour, road conditions permitting, shall be established on the highways referred to in this subsection.

Sec. ..... Section three hundred twenty-one point two hundred eighty-six (321.286), subsection one (1), Code 1975, is amended to read as follows:

1. [Sixty-five] Fifty-five miles per hour on all fully controlled-access, divided, multilaned highways including interstate [highway systems] highways.

Sec. 3. Section three hundred twenty-one point two hundred eighty-seven (321.287), Code 1975, is amended to read as follows:
321.287 BUS SPEED LIMITS. No passenger-carrying motor vehicle used as a common carrier, except school buses, shall be driven upon the highways at a greater rate of speed than [sixty] fifty-five miles per hour at any time. No school bus shall be operated in violation of section 321.377.

Sec. ..... Section three hundred twenty-one point three hundred seventy-seven (321.377), Code 1975, is amended to read as follows:
321.377 SPEED OF SCHOOL BUS. No motor vehicle in use as a school bus shall be operated at a speed in excess of [sixty] fifty-five miles per hour on any fully controlled-access, divided, multilaned highways, interstate [highway system] highways or on any four-lane primary highway. When not in operation on an interstate highway system or on any four-lane primary highway, the maximum speed for a school bus shall be fifty miles per hour when used for purposes of an educational trip or for transporting pupils to and from any extracurricular activity, and forty-five miles per hour at all other

37 times. Any violation of this section, by a driver, shall
be deemed sufficient cause for canceling his contract. For the purpose of this section, interstate highways means those highways included in the national system of interstate highways designated by the federal [bureau of public roads] highway administration and this state.

Higgins of Scott rose on a point of order that the motion, having been debated, was not in order and challenged the germaneness of amendment $\mathrm{H}-4178$.

The Speaker ruled the point well taken, the motion out of order and amendment H-4178 not germane.

Woods of Polk moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-4178$.

Roll call was requested by Woods of Polk and Baker of Buena Vista.

Rule 69 was invoked.
On the question "Shall the rules be suspended to consider amendment H-4178?"

The ayes were, 38:

| Baker | Fullerton | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Bortell | Harvey | Lonergan | Readinger |
| Branstad | Hennessey | McElroy | Rinas |
| Byerly | Horn | Middleswart | Schroeder |
| Caffrey | Howell | Miller, O. L. | Tofte |
| Connors | Hullinger | Nielsen | Welden |
| Danker | Husak | Pavich | Woods |
| Dieleman | Hutchins | Pellett | Wulff |
| Doyle | Jordan | Perkins | Wyckoff |
| Dunton | Junker |  |  |

The nays were, 53:

| Anderson | Evans | Krause | O'Halloran |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Lageschulte | Patchett |
| Bennett | Gentleman | Lindeen | Scheelhaase |
| Bittle | Gilloon | Lipsky | Small |
| Brandt | Griffee | Menke | Spear |
| Brockett | Halvorson | Mennenga | Spencer |
| Brunow | Hansen | Millen | Spradling |
| Clark | Hargrave | Miller, A. V. | Stromer |
| Crawford | Hicgins | Monroe | Svoboda |
| Cusack | Hines | Nealson | Tauke |
| Daggett | Hinkhouse | Newhard | Walter |
| Drake | Jesse | Norland | West |
| Dyrland | Jochum | Oakley | Mr. Speaker |
| Egenes |  |  |  |
| Absent or not voting, $9:$ |  |  |  |
| Bina | Harper | Kreamer |  |
| Crabb |  | Middleton | Varley |
| Den Herder |  |  | Wells |

The motion lost.

Horn of Linn offered the following amendment H-4179 filed by him from the floor:

1. Page 1 , by inserting after line 19 the

## following:

"Sec. ..... Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. Upon conviction of a violation of section one (1) of House File four hundred twentyone (421) enacted by the Sixty-sixth General Assembly, 1975 Session, a person may be punished only by a fine which shall not exceed ten dollars. Court costs shall not be imposed for a violation punished under this section."
2. Amend the title, line 1 , by inserting after the word "to" the words "motor vehicles providing for a punishment for violation of motorcycle helmet laws and changing".
3. Renumber sections and correct internal references in conformance with this amendment.

Higgins of Scott rose on a point of order that amendment $\mathrm{H}-4179$ was not germane.

The Speaker ruled the point well taken and amendment H-4179 not germane.

Horn of Linn moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-4179$.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 26 , nays 55 .
The motion lost.
Krause of Palo Alto moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (S.F. 489)
The ayes were, 56:

| Baker | Byerly Danker Dunton <br> Bennett Caffrey Dieleman | Fitzgerald |  |
| :--- | :--- | :--- | :--- |
| Bortell | Connors | Doyle | Fullerton |
| Branstad | Daggett | Drake | Gentleman |


| Hansen | Junker | Nielsen | Spradling |
| :---: | :---: | :---: | :---: |
| Harvey | Koogler | Norland | Stromer |
| Hennessey | Krause | Pavich | Tofte |
| Hinkhouse | Lonergan | Perkins | Welden |
| Howell | McElroy | Poncy | Wells |
| Hullinger | Middleswart | Readinger | West |
| Husak | Miller, A. V. | Rinas | Woods |
| Hutchins | Miller, K. D. | Scheelhasse | Wulff |
| Jesse | Miller, O.L. | Schroeder | Wyckoff |
| Jordan | Nealson | Spencer | Mr. Speaker |
| The nays were, 37: |  |  |  |
| Anderson | Egenes | Jochum | Oakley |
| Avenson | Evans | Lageschulte | O'Halloran |
| Bittle | Gilloon | Lindeen | Patchett |
| Brandt | Griffee | Lipsky | Pellett |
| Brockett | Halvorson | Menke | Small |
| Brunow | Hargrave | Mennenga | Spear |
| Clark | Higgins | Millen | Svoboda |
| Crawford | Hines | Monroe | Tauke |
| Cusack | Horn | Newhard | Walter |
| Dyrland |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Bina | Den Herder | Kreamer | Varley |
| Crabb | Harper | Middleton |  |

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

## MOTION TO RECONSIDER LOST <br> (Senate File 489)

Krause of Palo Alto asked for unanimous consent that Senate File 489 be immediately messaged to the Senate.

Objection was raised.
Krause of Palo Alto moved to reconsider the vote by which Senate File 489 passed the House on June 11, 1975.

Harvey of Scott moved that the motion to reconsider be deferred.

Oakley of Clinton rose on a point of order and invoked Rule 68.
The Speaker ruled the point not well taken and Rule 68 not in order.

On the motion to defer, a non-record roll call was requested.
The ayes were 29 , nays 57 .
The motion lost.
Lipsky of Linn moved that the motion to reconsider be tabled.
A non-record roll call was requested.

The ayes were 20 , nays 60 .
The motion lost.
On the motion to reconsider the vote by which Senate File 489 passed the House, a non-record roll call was requested.

The ayes were 29 , nays 58 .
The motion lost.
Senate File 511, a bill for an act relating to vessels, with report of committee recommending passage, was taken up for consideration.

Wyckoff of Benton offered the following amendment H-4157 filed by him and Middleswart of Warren from the floor and moved its adoption:

H-4157
Amend Senate File 511, as amended and passed by the Senate, as follows:

1. Page 2, line 18 C , by striking the word "subsection" and inserting in lieu thereof the word "subsections".
2. Page 2, by inserting after line 18 C the following new subsection:
" $N E W$ SECTION. The owner of each vessel which has a valid marine document issued by the bureau of customs of the United States government or any federal agency successor thereto shall register it every two years with the county recorder in the same manner prescribed for undocumented vessels and shall cause the registration validation decal to be placed on the vessel in the manner prescribed by the rules of the commission. When such vessel bears the identification required in the documentation, it shall be exempt from the placement of the identification numbers as required on undocumented vessels. The fee for such registration shall be twenty-five dollars plus the usual writing fee."
3. Page 2, by inserting after line 18 P the following new section:
"Sec. ..... Section one hundred six point six (106.6), Code 1975, subsections one (1) and three (3), are amended to read as follows:
4. Covered by a number in full force and effect which has been awarded to it pursuant to [federal law or] a federally-approved numbering system of another state if such vessel shall not have been within this state for a period in excess of [ninety] sixty days within one calendar year.
5. A public vessel of the United States, a state or subdivision thereof which is used for en-

35 forcement, search and rescue or official research
36 and studies, but not including vessels used for
37 recreation or commercial purposes."

38
39
40
41
42
43
44
45
4. Page 3 , by striking all of lines 8 through 12 and inserting in lieu thereof the following:
"NEW SUBSECTION. An air mattress, inner tube, or other toy or beach type item which is being used in a recognized swimming area. In the case of a natural lake or reservoir these beach or swimming areas may be less, but in no case shall exceed three hundred feet from shore."

Amendment H-4157 was adopted.
Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 511)
The ayes were, 88:

| Anderson | Egenes | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Junker | Perkins |
| Baker | Fitzgerald | Koogler | Poncy |
| Bennett | Fullerton | Lageschulte | Readinger |
| Bittle | Gentleman | Lindeen | Rinas |
| Bortell | Gilloon | Lipsky | Scheelhaase |
| Brandt | Griffee | Lonergan | Schroeder |
| Branstad | Halvorson | McElrov | Small |
| Brockett | Hansen | Menke | Spear |
| Brunow | Hargrave | Mennenga | Spencer |
| Byerly | Harvey | Middleswart | Spradling |
| Caffrey | Hennessey | Millen | Stromer |
| Clark | Higgins | Miler, A. V. | Svoboda |
| Crawford | Hines | Miller, K. D. | Tauke |
| Cusack | Hinkhouse | Miller, O.L. | Tofte |
| Daocoett | Horn | Monroe | Walter |
| Danker | Howell | Newhard | Wells |
| Dieleman | Hullinger | Norland | West |
| Doyle | Husak | Oakley | Woods |
| Drake | Hutchins | OHalloran | Wulff |
| Dunton | Jesse | Patchett | Wyckoff |
| Dyrland | Jochum | Pavich | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Bina | Den Herder | Kreamer | Nielsen |
| :--- | :--- | :--- | :--- |
| Connors | Harper | Middleton | Varley |
| Crabb | Krause | Nealson | Welden |

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

## MOTION TO RECONSIDER

(Senate File 511)
I move to reconsider the vote by which Senate File 511 passed the House.

## SENATE FILE 192 DEFERRED

Senate File 192, a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages, with report of committee recommending passage, was taken up for consideration.

Brandt of Black Hawk offered the following amendment $\mathrm{H}-4167$ filed by her from the floor and moved its adoption:

```
H-4167
    Amend Senate File 192, as passed by the
    Senate, page 2, by inserting after line 29
    the following new section:
            "Sec. ..... Section five hundred ninety-
    five point nine (595.9), Code 1975, is amended
    to read as follows:
            595.9 VIOLATIONS. [If the clerk issues a
    license in violation of the provisions of section
    595.8, or if] If a marriage is solemnized without
    [its being procured] procuring a license, [the
    clerk so issuing the same, and] the parties married,
    and all persons aiding them, are guilty of a
    misdemeanor and shall be punished by a fine not
    exceeding one hundred dollars, or by imprisonment
    in the county jail not exceeding thirty days."
```

Amendment H—4167 was adopted.
Brandt of Black Hawk asked and received unanimous consent that Senate File 192 be deferred and that the bill retain its place on the calendar.

Senate File 456, a bill for an act relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation, with report of committee recommending passage, was taken up for consideration.

Lipsky of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (S.F. 456)
The ayes were, 89 :

| Anderson | Branstad | Crawford | Dryland |
| :--- | :--- | :--- | :--- |
| Avenson | Brockett | Cusack | Egenes |
| Baker | Brunow | Daggett | Evans |
| Bennett | Byerly | Dieleman | Fitzgerald |
| Bittle | Caffrey | Doyle | Fullerton |
| Bortell | Clark | Drake | Gentleman |
| Brandt | Connors | Dunton | Gilloon |

Griffee
Halvorson
Hansen Hargrave
Harvey
Hennessey
Higgins
Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jesse Jochum

Jordan
Junker
Koogler
Krause
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Miller, A. V.
Miller, K. D.
Miller, O. L.

Monroe
Nealson
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder

Small
Spear
Spencer
Stromer
Svoboda
Tauke
Tofte
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 11 :
Bina
Crabb
Danker
Den Herder
Harper
Kreamer

Middleton
Spradling Varley

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

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

Senate File 491, a bill for an act relating to the licensing and registration of child day care facilities and providing a penalty, with report of committee recommending passage, was taken up for consideration.

Mennenga of Clinton offered the following amendment H-4171 filed by him from the floor and moved its adoption:

## H-4171

1 Amend Senate File 491, as amended, passed, and
2 reprinted by the Senate, page 1, by striking lines
325 through 27 and inserting in lieu thereof the
4 following:
5 "b. Short-term classes held between school terms."
Roll call was requested by Oakley of Clinton and Lageschulte of Bremer.

On the question "Shall amendment H—4171 be adopted ?"
The ayes were, 8:

| Byerly | Nealson | Spencer | Walter |
| :--- | :--- | :--- | :--- |
| Mennenga | Rinas | Spradling | Woods |

The nays were, 74:

| Anderson | Egenes | Jochum | O'Halloran |
| :---: | :---: | :---: | :---: |
| Baker | Evans | Junker | Patchett |
| Bennett | Fitzgerald | Koogler | Pavich |
| Bortell | Fullerton | Krause | Perkins |
| Brandt | Gentleman | Lageschulte | Poncy |
| Branstad | Gilloon | Lindeen | Scheelhaase |
| Brockett | Halvorson | Lipsky | Schroeder |
| Brunow | Hargrave | Lonergan | Small |
| Caffrey | Harvey | McElroy | Spear |
| Clark | Hennessey | Menke | Svoboda |
| Crawford | Higgins | Middleswart | Tauke |
| Cusack | Hines | Miller, A. V. | Tofte |
| Daggett | Hinkhouse | Miller, O. L. | Welden |
| Danker | Horn | Monroe | Wells |
| Dieleman | Howell | Newhard | West |
| Doyle | Hullinger | Nielsen | Wulff |
| Drake | Husak | Norland | Wyckoff |
| Dunton | Hutchins | Oakley | Mr. Speaker |
| Dyrland | Jesse |  |  |
| Absent or not voting, 18: |  |  |  |
| Avenson | Den Herder | Kreamer | Pellett |
| Bina | Griffee | Middleton | Readinger |
| Bittle | Hansen | Millen | Stromer |
| Connors | Harper | Miller, K. D. | Varley |
| Crabb | Jordan |  |  |

Oakley of Clinton offered the following amendment H-4067 filed by him:

H-4067
Amend Senate File 491, as amended, passed and reprinted by the Senate, as follows:

1. Page 7, by striking lines 5 through 27 and inserting in lieu thereof the following:
"237A.12 RULES. Subject to the provisions of chapter 17A, [the director shall promulgate rules for operating and maintaining licensed] rules shall be promulgated setting minimum standards to assure the health, safety and welfare of children and to provide quality child day care in the operation and maintenance of child care centers and registered family day care homes [relating to:] . Rules shall be promulgated by and shall relate to the following:
2. By the department in consultation with the department of public instruction, rules relating to the [The] number [of qualified] and qualifications of personnel [necessary to assure the health, safety, and welfare of children in the center.]
3. [The minimum number of square feet available for use both indoors and outdoors, by each child received into the center. Outdoors area used by the children shall be enclosed either by fencing or some other appropriate method] By the department in consultation with the state department of health,

## Page 2

1 2. Page 8, by striking lines 14 through 19 and
2 inserting in lieu thereof the following:
3 "All rules shall be developed in consultation with
4 the state day care advisory committee. The state fire marshal shall inspect the facilities."
Oakley of Clinton offered the following amendment $\mathrm{H}-4176$, to amendment $\mathrm{H}-4067$, filed by him from the floor and moved its adoption:
H-4176
1 Amend the Oakley amendment H-4067 to Senate
2 File 491, as amended, passed and reprinted by the
3 Senate, page 1, line 28, by striking the words
4 "an educational".
A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 31 , nays 54 .
Amendment H—4176 lost.
Oakley of Clinton moved the adoption of amendment H—4067.
A non-record roll call was requested.
The ayes were 19 , nays 56 .

Amendment H—4067 lost.
Miller of Calhoun offered the following amendment H-4159 filed by her from the floor and moved its adoption:

H-4159
1 Amend Senate File 491, as passed by the Senate and reprinted, as follows:

Page 7, by inserting after line 35 the follow-
4 ing: "building shall take into consideration that
5 children are".
Amendment $\mathrm{H}-4159$ was adopted.
Bortell of Madison offered the following amendment H-4185 filed by him from the floor and moved its adoption:

H-4185
Amend Senate File 491, as amended, passed and reprinted, as follows:

1. Page 2, by striking lines 33 through 35.
2. Page 3, by striking lines 1 through 7 and
inserting in lieu thereof the following:
"237A. 2 LICENSE VOLUNTARY. A center may request
to be licensed by the department but is not required
to be licensed in order to operate in this state.
The department shall issue a license if it determines
that the following conditions have been met:".
Roll call was requested by Bortell of Madison and Cusack of Scott.

Rule 69 was invoked.
On the question "Shall amendment H—4185 be adopted?"
The ayes were, 21 :

| Bennett | Dyrland <br> Bortell | Husak <br> Fullerton | Menke |
| :--- | :--- | :--- | :--- |

The nays were, 61:

| Anderson | Doyle Howell Mennenga <br> Avenson Dunton Hullinger | Middleswart <br> Bittle | Egenes |
| :--- | :--- | :--- | :--- |
| Brandt | Evans | Hutchins | Millen |
| Brunow | Fitzgerald | Jesse | Miller, A. V. |
| Byerly | Gentleman | Jochum | Mordan |
| Caffrey | Gilloon | Koogler | Miller,O.L. |
| Clark | Griffee | Newhee |  |
| Connors | Hargrave | Ligeschulte | Oakley |
| Crawford | Hennessey | Lindeen | O'Halloran |
| Cusack | Higgins | Lonergan | Patchett |
| Dieleman | Hines | McEIroy | Pavich |
| Poncy |  |  |  |



Higgins of Scott offered the following amendment H-4183 filed by him from the floor and moved its adoption:

H-4183
1 Amend Senate File 491, as amended, passed, and
2 reprinted by the Senate, page 9 , line 13, by inserting
3 after the word "be" the words "a member of".
Amendment H-4183 was adopted.
Hargrave of Johnson offered the following amendment H-4192 filed by him and Schroeder of Pottawattamie from the floor and moved its adoption:

H-4192
Amend Senate File 491 as amended, passed and reprinted by the Senate, as follows:

Page 4, line 34, by striking line 34 and inserting in lieu thereof the following: "237A. 4 [EXAMINATIONS] INSPECTION AND EVALUATION.
[The] "The local boards of health shall make periodic
7 inspections of licensed centers to insure compliance
8 with licensing requirements provided in this
9 chapter. In those instances where no local board
10 of health exists then the"
Amendment H—4192 was adopted.
Oakley of Clinton moved to reconsider the vote by which amendment H-4067 failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 37 , nays 42 .
The motion lost.
Higgins of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.

On the question "Shall the bill pass ?" (S.F. 491)
The ayes were, 82:

| Anderson | Fullerton | Krause | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Lageschulte | Poncy |
| Baker | Gilloon | Lindeen | Readinger |
| Bittle | Griffee | Lipsky | Rinas |
| Brandt | Halvorson | Lonergan | Scheelhaase |
| Brockett | Hargrave | McElroy | Schroeder |
| Brunow | Harvey | Mennenga | Small |
| Byerly | Hennessey | Middleswart | Spear |
| Caffrey | Higgins | Millen | Spencer |
| Clark | Hines | Miller, A.V. | Spradling |
| Connors | Hinkhouse | Miller, K.D. | Stromer |
| Crawford | Horn | Miller, O. L. | Svoboda |
| Cusack | Howell | Monroe | Tauke |
| Dieleman | Hullinger | Newhard | Tofte |
| Doyle | Husak | Nielsen | Walter |
| Drake | Hutchins | Norland | Wells |
| Dunton | Jesse | Oakley | West |
| Dyrland | Jochum | O'Halloran | Woods |
| Egenes | Jordan | Patchett | Wulff |
| Evans | Junker | Pavich | Mr. Speaker |
| Fitzgerald | Koogler |  |  |

The nays were, 11:

| Bennett | Daggett | Menke | Welden |
| :--- | :---: | :--- | :--- |
| Bortell | Danker | Nealson | Wyckoff |
| Branstad | Hansen | Pellett |  |
| Absent or not voting, 7: |  |  |  |
| Bina <br> Crabb | Den Herder | Kreamer | Varley |

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

## IMMEDIATE MESSAGE

(Senate File 491)
Higgins of Scott asked and received unanimous consent that Senate File 491 be immediately messaged to the Senate.

## SIFTING COMMITTEE CALENDAR

House File 66, a bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law, was taken up for consideration.

Woods of Polk offered the following amendment H-4186 filed by him from the floor and moved its adoption:

## H-4186

1 Amend House File 66 as follows:
2 Page 1, by inserting before line 1, the follow-
ing new section:
"Sec. ..... Chapter three hundred twenty-one (321) is amended by adding the following new section:

NEW SECTION. On all interstate systems within this state, speeding citations shall not be
issued unless the speed exceeds the speed limit by ten miles per hour.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 28, nays 49.
Amendment H-4186 lost.
Howell of Floyd offered amendment $\mathrm{H}-4191$ filed by him from the floor. Division was requested as follows:

H-4191
1 Amend House File 66 by inserting before line 1
2 the following new section:
H-4191A
3 "Section 1. Chapter three hundred twenty-one 4 (321), Code 1975, is amended by adding the following new sections:

NEW SECTION. No combination of two or more vehicles, one of which is a motor vehicle, shall
travel on snow packed or ice covered highways except in emergency situations."
4191B
10 NEW SECTION. The provisions of this chapter
11 notwithstanding, a motor vehicle shall not travel
12 upon the highways of this state in excess of fifty
13 miles per hour if the highway is rain-slicked or
14 rain-covered."
Koogler of Mahaska rose on a point of order that amendment $\mathrm{H}-4191 \mathrm{~A}$ was not germane.

The Speaker ruled the point well taken and amendment H-4191A not germane.

Gilloon of Dubuque moved that the rules governing germaneness be suspended for the consideration of amendment H-4191A.

Roll call was requested by Branstad of Winnebago and Wulff of Black Hawk.

On the question "Shall the rules be suspended to consider amendment H-4191A?"

The ayes were, 18:

| Bennett | Ha |
| :--- | :--- |
| Crawford | Hen |
| Dieleman | Ho |
| Gentleman | Ho |
| Gilloon | Jes |
| The nays were, | $62:$ |


| Anderson | Evans | Lindeen | Readinger |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Lonergan | Rinas |
| Baker | Fullerton | McElroy | Small |
| Bortell | Griffee | Mennenga | Spear |
| Brandt | Halvorson | Middleswart | Spradling |
| Branstad | Hansen | Millen | Stromer |
| Brockett | Hines | Miller, A. V. | Tofte |
| Caffrey | Hinkhouse | Miller, K. D. | Walter |
| Clark | Hullinger | Newhard | Welden |
| Cusack | Husak | Norland | Wells |
| Daggett | Hutchins | Patchett | West |
| Danker | Jordan | Pavich | Woods |
| Drake | Junker | Pellett | Wulff |
| Dunton | Koogler | Perkins | Wyckoff |
| Dyrland | Krause | Poncy | Mr. Speaker |
| Egenes | Lageschulte |  |  |

Absent or not voting, 20:

| Bina | Crabb | Higgins | Nielsen |
| :--- | :--- | :--- | :--- |
| Bittle | Den Herder | Kreamer | Oakley |
| Brunow | Doyle | Midleton | O'Halloran |
| Byerly | Hargrave | Miller, O. L. | Spencer |
| Connors | Harper | Monroe | Varley |

The motion lost.
Drake of Muscatine rose on a point of order that amendment $\mathrm{H}-4191 \mathrm{~B}$ was not germane.

The Speaker ruled the point not well taken and amendment H-4191B germane.

Howell of Floyd moved the adoption of amendment H-4191B.
Amendment H-4191B lost.
Schroeder of Pottawattamie offered amendment H-4194 filed by Miller of Buchanan, Schroeder, Tauke, Horn, Baker, Woods, Nielsen, Byerly and Monroe from the floor and requested division as follows:

```
H-4194
    1 Amend House File 66 as follows:
H-4194A
    2 1. Page 1, by inserting before line 1 the
    following:
    4 "Sec. ..... Section three hundred twenty-one point
    5 two hundred ten (321.210), Code 1975, is amended by
    6 adding the following new paragraph:
```

Koogler of Mahaska rose on a point of order that amendment $\mathrm{H}-4194 \mathrm{~A}$ was not germane.

The Speaker ruled the point well taken and amendment H -4194A not germane.

Miller of Buchanan moved that the rules governing germaneness be suspended for the consideration of amendment H-4194A.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 45 , nays 42 .
The motion, having failed to receive a constitutional majority, lost.

Patchett of Johnson rose on a point of order that amendment H-4194B was not germane.

The Speaker ruled the point well taken and amendment H-4194B not germane.

Schroeder of Pottawattamie moved that the rules governing germaneness be suspended for the consideration of amendments $\mathrm{H}-4194 \mathrm{~B}$ and $\mathrm{H}-4194 \mathrm{C}$.

Roll call was requested by Wulff of Black Hawk and Harvey of Scott.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to consider amendments $\mathrm{H}-4194 \mathrm{~B}$ and $\mathrm{H}-419 \mathrm{C}$ ?"

The ayes were, 47:

| Baker | Gentleman |
| :--- | :--- |
| Bennett | Griffee |
| Bortell | Halvorson |
| Branstad | Harvey |
| Byerly | Horn |
| Caffrey | Howell |
| Crawford | Husak |
| Daggett | Hutchins |
| Danker | Jesse |
| Dyrland | Jordan |
| Egenes | Junker |
| Fullerton | Lageschulte |

The nays were, 39:

| Anderson | Dunton | Koogler | Norland |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | O'Halloran |
| Bittle | Gilloon | Lipsky | Patchett |
| Brandt | Hansen | Lonergan | Poncy |
| Brockett | Hargrave | Menke | Readinger |
| Brunow | Hennessey | Middleswart | Spencer |
| Clark | Hines | Miller, A. V. | Tofte |
| Cusack | Hinkhouse | Miller, O. L. | Welden |
| Dieleman | Hullinger | Nealson | Mr. Speaker |
| Drake | Jochum | Newhard |  |
| Absent or not voting, 14: |  |  |  |
| Bina | Doyle |  |  |
| Connors | Fitzgerald | Kreamer | Pellett |
| Crabb | Hiddleton | Svoboda |  |
| Den Herder | Higger | Oakley | Varley |

The motion, having failed to receive a constitutional majority, lost.

Hines of Story asked and received unanimous consent that amendment H-3007, filed by him on January 30, 1975, and found on page 151 of the House Journal, be withdrawn.

Krause of Palo Alto offered the following amendment H-3006 filed by him and moved its adoption:

H-3006
1 Amend House File 66, page 2, line 33, by striking
2 the word "multiland" and inserting in lieu thereof
3 the word "multilaned".
Amendment H-3006 was adopted.
Horn of Linn offered the following amendment H-4199 filed by him from the floor and asked for unanimous consent to defer action on amendment H-4199:

H—4199
1 Amend House File 66 as follows:
2 1. Page 3, by inserting after line 10 the
3 following:
"Sec. .... Chapter three hundred twenty-one (321), Code 1975, is amended by adding the following new section:

NEW SECTION. Upon conviction of a violation of section one (1) of House File four hundred twenty-one (421) enacted by the Sixty-sixth General Assembly, 1975 Session, a person may be punished only by a fine which shall not exceed ten dollars. Court costs shall not be imposed for a violation punished under this section."
2. Amend the title, line 1 , by striking the words "to impose" and insert in lieu thereof the words "relating to motor vehicles providing for a punishment for a violation of motorcycle helmet laws and imposing".
3. Renumber sections and correct internal references in conformance with this amendment.

Objection was raised.
Horn of Linn moved that amendment H—4199 be deferred.
Krause of Palo Alto rose on a point of order that amendment $\mathrm{H}-4199$ was not germane.

The Speaker ruled the point well taken and amendment H-4199 not germane.

Horn of Linn moved that House File 66 be deferred and that the bill retain its place on the calendar.

Fitzgerald of Webster moved the previous question on House File 66, with respect to the filing of amendments only.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 60, nays 25 .
The motion prevailed.

Horn of Linn asked and received unanimous consent that the motion to defer House File 66 be withdrawn.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
McElroy of Fremont for the remainder of the day on request of Wyckoff of Benton.

Schroeder of Pottawattamie asked and received unanimous consent to consider amendment H-4206 filed by Schroeder, Horn and Perkins from the floor as follows:

H-4206
1 Amend House File 66 as follows:
2 Page 3, by inserting after line 10 the following:
3 "Sec. ..... Chapter three hundred twenty-one (321)
4 Code 1975, is amended by adding the following new
5 section:
NEW SECTION. VIOLATIONS OF SPEED RESTRICTIONS.
Upon conviction of a violation of the speed restric-
tions of this chapter of up to ten miles per hour
over the posted speed limit, a person may be punished
10 only by a fine which shall not exceed five dollars.
11 Court costs shall be imposed for a violation punished
12 under this section. Nothing in this section shall
13 be deemed to exempt a violator from the provisions
14 of section three hundred twenty-one point two
15 hundred ten (321.210) of the Code.
16 Sec. ..... Section seven hundred fifty-three
17 point fifteen (753.15), subsection six (6), Code 1975,
18 is amended to read as follows:
6. Excess speed up to ten miles per hour over

20 the legal limit, [twenty] five dollars."
Schroeder of Pottawattamie asked for unanimous consent to strike the word "only" in line 10 of amendment H-4206.

Objection was raised.
Schroeder of Pottawattamie moved that the previous question rule be suspended to consider and adopt the following corrective amendment $\mathrm{H}-4212$, to amendment $\mathrm{H}-4206$, filed by him from the floor:

## H-4212

Amend the Schroeder et al amendment H-4206 to
2 House File 66 as follows:
3 Page 1, line 10, by striking the word "only".

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 52 , nays 30 .
The motion prevailed and amendment H-4212 was adop ted.
Schroeder of Pottawattamie asked for unanimous consent that amendment H-4206 be withdrawn.

Objection was raised.
Schroeder of Pottawattamie moved that amendment H-4206 be withdrawn.

The motion prevailed and amendment H-4206 was withdrawn.
Drake of Muscatine moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 66)
The ayes were, 70:

| Anderson | Fitzgerald |
| :--- | :--- |
| Avenson | Gentleman |
| Baker | Gilloon |
| Bennett | Griffee |
| Bittle | Halvorson |
| Bortell | Hansen |
| Brandt | Hargrave |
| Brunow | Hennessey |
| Byerly | Hines |
| Clark | Hinkhouse |
| Connors | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Dieleman | Husak |
| Drake | Jesse |
| Dunton | Jochum |
| Egenes | Jordan |
| Evans | Junker |

Koogler
Krause
Lageschulte
Lindeen
Lipsky
Lonergan
Menke
Middleswart
Miller, A. V.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran

Patchett
Pavich
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Welden
Wells
Wyckoff
Mr. Speaker

| Mennenga | Tauke |
| :--- | :--- |
| Millen | Walter |
| Miller, K. D. | Woods |
| Perkins | Wulff |


| McElroy | Tofte |
| :--- | :--- |
| Middleton | Varley |
| Pellett | West |

The nays were, 16:

| Branstad | Dyrland <br> Caffrev <br> Dagrett |
| :--- | :--- |
| Fankerton |  |
| Danker | Harvey |
| Hutchins |  |

Absent or not voting, 14:

| Bina | Doyle |
| :--- | :--- |
| Brockett | Harper |
| Crabb | Higgins |
|  | Kreamer |

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

## MOTION TO RECONSIDER LOST

(House File 66)
Krause of Palo Alto asked for unanimous consent that House File 66 be immediately messaged to the Senate.

Objection was raised.
Krause of Palo Alto moved to reconsider the vote by which House File 66 passed the House on June 11, 1975.

A non-record roll call was requested.
The ayes were 19, nays 51 .
The motion lost.

## SIFTING COMMITTEE CALENDAR

Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations, was taken up for consideration.

Fitzgerald of Webster moved the previous question on Senate File 536, with respect to the filing of amendments only.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 55 , nays 21.
The motion prevailed.
(Senate File 536 pending at adjournment and placed under unfinished business.)

## MOTION TO RECONSIDER WITHDRAWN (House File 843)

Jordan of Linn asked and received unanimous consent that the motion to reconsider House File 843, filed by him on May 12, 1975, be withdrawn.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 792, a bill for an act relating to the legal specifications for gasoline volatility.

Also: That the Senate has on June 11, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 825, a bill for an act relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations.

Also: That the Senate has on June 11, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 890, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 899, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 900, a bill for an act to make an appropriation from the motor vehicle fuel tax fund to the state comptroller.

Also: That the Senate has on June 11, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 38, a bill for an act relating to the tax rate for nonowned cemetery property.

Also: That the Senate has on June 11, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 303, a bill for an act relating to the composition and appointment of members of the crime commission.

Also: That the Senate has on June 11, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 308, a bill for an act relating to the definition of finance charge in consumer credit transactions.

Also: That the Senate has on June 11, 1975, reconsidered and concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 504, a bill for an act making an appropriation to continue a study of the problems of Spanish-speaking persons.

Also: That the Senate has on June 11, 1975, concurred in the House amendemnt and passed the following bill in which the concurrence of the Senate was asked:

Senate File 550, a bill for an act making supplementary appropriations to designated boards.

Also: That the Senate has on June 11, 1975, passed the following bill ir which the concurrence of the House is asked:

Senate File 554, a bill for an act relating to interest rates for city bonds
Also: That the Senate has on June 10, 1975, passed the following bill ir which the concurrence of the House is asked:

Senate File 555, a bill for an act relating to benefits for public employees and retired public employees and providing for salary adjustments for public employees and certain state officials.

Also: That the Senate has on June 11, 1975, passed the following bill in which concurrence of the House is asked:

Senate File 573, a bill for an act relating to programs for the elderly: handicapped and lower income persons.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 825

H-4189

Amend House File 825, page 30, by striking lines 11 through 28 and inserting in lieu thereof the following:
" 5 . Every broker-dealer and every issuer who employees agents in connection with any security or transaction not exempted either by section two hundred two (202) of this Act or section two hundred three (203) of this Act shall file and maintain with the administrator a bond conditioned that the broker-dealer or issuer shall properly account for any moneys or securities received from or belonging to another and shall pay, satisfy, and discharge any judgment or decree that may be rendered against such broker-dealer or issuer in a court of competent jurisdiction in a suit or action brought by a purchaser or seller of securities against such broker-dealer or issuer in which it shall be found or adjudged that such securities were sold or purchased by the brokerdealer or issuer in violation of this Act. Such bond may be drawn to cover the original license and any renewals thereof, and may contain a provision authorizing the surety therein to cancel upon thirty (30) days notice to the principal and the administrator.

Every such bond shall run in favor of the state of lowa for the use and benefit of any person who sustains damages as a result of any breach of the conditions thereof, in the sum of fifteen thousand dollars and shall be in such form consistent with the provisions hereof as the administrator may prescribe, and shall be executed with surety or sureties satisfactory to the administrator. In suits against the surety upon such bond it shall not be necessary to join such broker-dealer or

6 issuer as a party.
37 Banks or trust companies under the supervision of this state or of the United States which would otherwise be required under the provisions of this Act to file and maintain the bond required herein may execute said bond without surety.

One or more recoveries upon any such bond shall not vitiate the same but it shall remain in full force and effect, but the aggregate recoveries from the surety upon any such bond shall not exceed the full amount of the penal sum of the bond, and upon suits being commenced in excess of the amount of same the administrator may require additional bond, and if not given within ten days the administrator may revoke the registration of such broker-dealer or issuer."

## SENATE AMENDMENT TO HOUSE FILE 890

H-4190
1 Amend House File 890, as amended and passed by
2 the House, page 1, line 19A, by striking " $\$ 21,000.00$
3 for".

## SENATE MESSAGES CONSIDERED

Senate File 554, a bill for an act relating to interest rates for city bonds.

Read first time and referred to the sifting committee.
Senate File 555, a bill for an act relating to benefits for public employees and retired public employees providing for salary adjustments and certain retirement benefits for public employees and certain elected officials and retired public employees and to make appropriations.

Read first time and referred to committee on appropriations.
Senate File 573, a bill for an act relating to programs for elderly, handicapped, and lower income persons and persons in need of health care and making appropriations.

Read first time and referred to committee on appropriations.

## AMENDMENTS FILED

$\mathrm{H}-4214$
1 Amend House File 643 as follows:
2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the following:
"Sec. 1. Section five hundred thirty-five
point two (535.2), subsection two (2), Code 1975,
6 is amended to read as follows:
2. Any domestic or foreign corporation or real estate investment trust as defined in section 856 of the Internal Revenue Code, and any person borrowing money in the principal amount of twentyfive thousand dollars or more for a business purpose, and any person borrowing money in the principal amount of thirty-five thousand dollars or more for an agricultural purpose, may agree in writing to pay any rate of interest in excess of the rate prescribed in subsection 1 hereof, and no such corporation or real estate investment trust or person so agreeing in writing shall plead or interpose the claim or defense of usury in any action or proceeding."
2. Amend the title by striking line 1 and inserting in lieu thereof the following:
"An Act relating to the maximum interest rate which may be paid by persons borrowing for a business purpose, including certain agricultural loans."

HENNESSEY of Delaware
PELLETT of Cass
H-4158
Amend House File 652, page 1, by striking lines
3 through 7 and inserting in lieu thereof the following:
"NEW SECTION. RESTRAINT OF DOGS. The board of trustees of any township having a common boundary with a city having a population of two hundred thousand or more or the board of supervisors of any county on behalf of such a township may require, by resolution, that any dog within the township shall be physically restrained or under the direct supervision or control of its owner or other individual at all times, and may provide for the seizure, impoundment, and disposition of dogs not restrained."

BYERLY of Polk
H-4180
Amend House File 652, page 1, by striking lines 3 through 18 and inserting in lieu thereof the following:
"NEW SECTION. RESTRAINT OF DOGS. The board of trustees of any township having a common boundary with a city having a population of two hundred thousand or more or the board of supervisors of any county on behalf of such a township may require, by resolution, that any dog within the township shall be physically restrained or under the direct supervision or control of its owner or other individual at all times, and may provide for the seizure, impoundment, and disposition of dogs not restrained."

1

Amend House File 878 as follows:

1. Page 4, line 19, insert after the second comma the words "other than the gross receipts from the sales of motor-driven, self-propelled or power-drawn equipment used directly in farming,".
2. Page 4, line 20 , insert after the word "Code" the words", other than the gross receipts from the sales of vehicles subject to registration in this state pursuant to section three hundred twenty-one point eighteen (321.18) of the Code".
3. Page 4, line 20, strike the word "A" and insert in lieu thereof the words "Except as so limited, a".

SPEAR of Lee
H-4216
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2
3

8 judge shall proceed to review the appplication under
9 subsection b of this section."

## OAKLEY of Clinton

H-4182
Amend the committee on education amendment, $\mathrm{H}-3651$, to Senate File 205, as amended, passed and reprinted by the Senate, as follows:

1. Page 1, by striking lines 23 and 24.
2. Page 1 , line 43 , by striking the word
"subsections" and inserting in lieu thereof the word "subsections".
3. Page 2, by striking lines 9 through 13.
4. By renumbering amendments as necessary.

MENNENGA of Clinton
H—4208

Amend Senate File 387, page 1, by adding after line 22 the following new section:
"Sec. 3. NEW SECTION. LIABILITY OF DOCTORS IN HOSPITALS REFUSING TO PERFORM ABORTIONS. A doctor on the staff of a hospital, not controlled, maintained, or supported by a public authority shall have the right to perform, assist or participate in medical or surgical procedures which will result in termination of a pregnancy if, in the doctor's best clinical judgement, such termination is necessary to preserve the life of the woman. The performance of such procedures shall not be grounds for any disciplinary or other recriminatory action against said doctor."

H-4217
Amend Senate File 518, as passed by the Senate, as follows:

1. Page 4, by striking lines 25 through 31 and inserting in lieu thereof the following:
"Sec. 7. NEW SECTION. LEGAL SERVICES. The attorney general shall perform the legal services for the child support recovery program and shall enforce all laws for the recovery of child support from responsible relatives. The attorney general shall have power to file and prosecute:
a. contempt of court proceedings to enforce any order of court pertaining to child support.
b. cases under Chapter 252A, the Uniform

Reciprocal Enforcement of Support Act or Uniform Support of Dependents Law.
c. an information charging desertion under the provisions of Chapter 731.
d. any other lawful action which will secure collection of support for minor children.

For the aforesaid purposes, the attorney general shall have the same power to commence, file and prosecute any action or information in the proper jurisdiction, which the county attorney could file or prosecute in that jurisdiction."

OAKLEY of Clinton
H-4181
Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

Page 3, by striking line 28 and inserting in lieu thereof the following:
"of a bank, may not be utilized within this state by a bank other than an Iowa"

NEWHARD of Jones
H-4195
Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 5, by striking lines 22 through 28 , and inserting in lieu thereof the following:
"In adopting, amending and repealing rules the superintendent shall maintain uniformity of Iowa rules with federal statutes or rules maintained by federal agencies with respect to the operation of satellite facilities by national banks.

It is the intent of this Act that satellite facilities be operated by banks, savings and loan associations and credit unions incorporated in this state only to the extent necessary to enable such institutions to compete with federal institutions
15 to the same degree as existed prior to the promulgation
16 by federal agencies of authority for federally
17 chartered institutions to operate satellite facilities.
18 Notwithstanding the provisions of this Act, if federal

19 legislation is enacted limiting the establishment 20 by national banks of satellite facilities to the

Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 5 , by inserting after line 28 , the following new subsection:
"..... A bank shall not issue a card or other device electronically or mechanically encoded for use in activating a transaction at a satellite facility except upon receipt by the bank of a written application therefor."

## SMALL of Johnson HANSEN of O'Brien KRAUSE of Palo Alto

$\mathrm{H}-4197$
1 Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 5, by inserting after line 28 the following new subsection:
..... Any agreement between a bank and a retail establishment at which a satellite facility is to be located which is to be used for transactions in which amounts are to be debited from the account of customers of the retail establishment and contemporaneously credited to an account of the retail establishment shall contain the express condition that the retail establishment shall not offer a discount or other inducement to any customer in order to encourage purchases or other commercial transactions by means of the satellite facility rather than by cash or check."

SMALL of Johnson HANSEN of O'Brien KRAUSE of Palo Alto

H—4198
Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 5, by inserting after line 28 the following new subsection:
"..... A bank shall not use either as the number necessary to identify an account which is subject to satellite facility transactions or as the code for activating a satellite facility transaction the federal social security number of the holder of that account."

SMALL of Johnson HANSEN of O'Brien KRAUSE of Palo Alto HARGRAVE of Johnson

Amend Senate File 536, as amended, passed and reprinted by the Senate as follows:

1. Page 2, by inserting after line 12 the following new subsection:
"3. Any facilities operated pursuant to this section and any transactions and accounts arising through the operation of such facilities shall be subject to the restrictions and penalties imposed by sections fifteen (15) and sixteen (16) of this Act."
2. Page 3, by inserting after line 8 the following new subsections:
"3. "Satelitte account holder" means a person who is a record holder of an account on which transactions may be engaged by means of a satellite facility.
3. "Satellite account transaction card" means any card or device which is electronically or mechanically encoded and by means of which a person may engage in satellite account transactions at a satellite facility.
4. "Retail establishment" means any location of a satellite facility, other than on premises owned and occupied or occupied by the bank with which the satellite account holder maintains that account, at which the satellite account holder and the owner or occupier of that location may engage in compound transactions on that satellite account.
5. "Compound transaction" means a transaction which results in a debit to the account of the satellite account holder and a credit to an account of a person other than the bank with which the satellite account holder maintains that account."
6. Page 5, by inserting after line 28 the following new subsections:
" 8 . Before issuing a satellite account transaction card, a bank shall provide the account holder with a written statement that clearly and conspicuously

## Page 2

sets forth all of the terms of satellite account transaction card use, including, but not limited to, the following information:
a. The specific transactions which may be performed with the card.
b. The fixed charges, if any, for maintaining a satellite account or using a transaction card.
c. The charges, if any, for individual satellite account transactions, and the method of determining those charges.
d. The minimum balance, if any, in the satellite account required as a condition for using the trans-
action card.
e. The limitations, if any, imposed on the amount or number of transactions permitted within a given time period.
$f$. The interest rate, if any, payable on the satellite account.
g. The right of the card holder to confidentiality of financial data generated through use of satellite terminals, and to recover a civil penalty for improper disclosure.
$h$. The right of the card holder to be informed whenever the bank has determined that unauthorized access has been obtained to his or her financial data, and to recover a civil penalty for failure to provide such notice.
i. The right of the card holder to stop payment.
j. The limitation on card holder liability for unauthorized use of the card.
k . The status of satellite terminal machine receipts as legal proof of payment.

1. The right of the card holder to an account statement that adequately describes satellite facility transactions.
m . The right to obtain correction of satellite account errors, and to recover a civil penalty from a noncomplying bank.
2. Before entering into any agreement with the owner or occupier of a retail establishment respecting the location thereon of a satellite facility adapted for compound transactions, a bank shall provide that person with a written statement that clearly and conspicuously discloses to that person the terms and conditions upon which that person may be a party to compound transactions, including but not limited to the following:
a. The rights of the satellite account holder specified in paragraphs $\mathrm{g}, \mathrm{h}, \mathrm{i}, \mathrm{j}$ and k of subsection eight (8) of this section.
$b$. The prohibition against the offering by that person of discounts on satellite terminal transactions as provided in subsection fourteen (14) of this
section.
3. A bank shall provide each of its satellite account holders with a periodic account statement that shall contain a brief description of all satellite terminal transactions sufficient to enable the account holder to identify any transaction and to relate it to machine receipts provided by satellite terminals.

When a periodic account statement includes both satellite terminal transactions and other, non-

## 3

satellite terminal transactions, all satellite terminal transactions shall be indicated as such, and shall be accompanied by the description required by this subsection.
11. a. When a bank receives notice from a satellite account holder indicating the belief that his or her periodic account statement contains an error in regard to a satellite terminal transaction, the bank shall within ten days send a written acknowledgement to the account holder.
b. Within forty-five days of receipt of that notice the bank shall either:
(1) Correct the person's account, and provide the person with written notification of the correction; and if the correction is not in the exact amount of the alleged error, provide the person with a written explanation of any difference between the alleged error and the correction made; or
(2) Provide the person with a written explanation, after having conducted an investigation of the matter, stating the reason the bank believes the account is correct.
c. A bank that has acted under paragraph b of this subsection shall, upon request by the account holder, provide the account holder without charge written copies of documentary evidence of any transaction that remains in dispute. The written copies shall be provided within thirty days of receipt of the request for such copies.
d. A bank that has received the notice specified in paragraph a of this subsection may not, prior to sending the account holder the written notification or explanation required by paragraph $b$ of this subsection, close or restrict an account of the account holder or impose any penalty.
e. When the correction of any error in a satellite account relating to a satellite terminal transaction results in a credit to the account holder, the bank shall immediately credit that account with any interest that was lost as a result of the error.
f. A bank that fails to comply with any provision of this subsection shall be liable to the aggrieved account holder for a civil penalty in the amount of one hundred dollars.
12. The machine receipt provided to a satellite

## Page 4

1 transaction card to any person except upon receipt
2 by the bank of a written application therefor.
3 Delivery of the card to a satellite account holder
4
account transaction card user by a satellite terminal shall be admissible as evidence in any legal action or proceeding and shall constitute prima facie proof of the transaction evidenced by that receipt.
13. A bank shall not issue a satellite account shall be accompanied by delivery of the disclosure statement required by subsection eight (8) of this section.
14. Any agreement between a bank and a retail establishment relating to the location and use of a satellite terminal shall contain the express condition that the retail establishment may not offer a discount to a satellite account transaction card holder in order to encourage purchases or other commercial transactions through the use of the satellite account rather than by cash or check.
15. a. Whenever any satellite account transaction card holder has made a purchase in a retail establishment by means of a compound transaction and the purchase has resulted in a debit to the account of the card holder and a credit to the account of the retail establishment, the card holder may order the bank to rescind the debit and the credit. The right to rescind a debit shall apply to purchase transactions which result in either a withdrawal from the card holder's account at the bank or a direct extension of credit by the bank. The order to rescind must be given in writing, and must be received by the bank within three banking days after the date of the purchase.
b. Whenever any satellite account transaction card holder has made a withdrawal of cash from his or her account by means of a satellite terminal in a retail establishment, and the withdrawal of cash was accompanied by an immediate cash purchase at the retail establishment, the card holder may order the bank to rescind the debit and the credit in the amount of the purchase. The order to rescind must be given in writing, and must be received by the bank within three banking days after the date of the purchase.
16. A satellite account transaction card holder shall have limited liability for losses with respect to unauthorized use of a transaction card issued on any single satellite account as provided in this subsection. A respective amount of liability shall be applicable only if the account holder notifies the bank issuing the transaction card of the loss or theft of the card within thirty days following such loss or theft. If the account holder fails to provide the bank with timely notice as herein provided, the account holder shall be liable only for the respective amount of liability plus any amounts lost

## Page 5

1 in transactions occurring after the expiration of thirty days following the loss or theft and before the bank received notice from the account holder of the loss or theft. The liability of the account holder shall be limited as follows:
a. If the losses consist of debits to a deposit account of the card holder, the card holder shall be liable only for the first fifty dollars of losses incurred prior to timely notice. Upon proof of losses in excess of fifty dollars, the bank issuing the transaction card shall be liable to the card holder for the difference between the total amount of such losses incurred prior to timely notice and fifty dollars.
b. If the losses consist of direct extensions of credit by the bank issuing the transaction card to the satellite account, the card holder shall be liable only for the first fifty dollars of losses incurred prior to timely notice.
c. If the losses consist of both debits to a deposit account and direct extensions of credit, the card holder shall be liable only for the first fifty dollars of losses incurred prior to timely notice. If the balance of the deposit account at the time of loss or theft of the transaction card exceeded fifty dollars, upon proof of losses in excess of fifty dollars the bank issuing the transaction card shall be liable to the card holder for the difference between the total loss to that deposit account incurred prior to timely notice and fifty dollars. If the balance of the deposit account was less than fifty dollars, the card holder shall be liable to the bank only for the difference between the first fifty dollars of losses incurred prior to timely notice and the balance of the deposit account.
17. A bank shall not use a satellite account holder's federal social security number as the number necessary to activate or identify any satellite terminal or account."
4. Page 8, by inserting after line 4 the following new paragraph:
"Any facilities operated pursuant to this section and any transactions and accounts arising through the operation of such facilities shall be subject to the restrictions and penalties imposed by sections fifteen (15) and sixteen (16) of this Act."
5. Page 9 , by inserting after line 4 the following new paragraph:
"Any facilities operated pursuant to this section and any transactions and accounts arising through
Page 6
1 the operation of such facilities shall be subject
2 to the restrictions and penalities imposed by sections
3 fifteen (15) and sixteen (16) of this Act."

## Page 7

1 two (2) of this section shall be liable to each of its affected satellite account holders for a civil penalty in an amount equal to the sum of:
a. One hundred dollars; plus
b. In the case of any successful action to enforce the foregoing liability, the cost of the action

# together with a reasonable attorney's fee." <br> 8. By renumbering and correcting internal references in conformity with this amendment <br> 9. Amend the title, line 3, by inserting after <br> the word "associations" the words "and providing penalties". 

HINES of Story HARGRAVE of Johnson O'HALLORAN of Black Hawk HIGGINS of Scott<br>WALTER of Pottawattamie

Amend Senate File "536 as amended, passed and reprinted by the Senate as follows:

1. Page 9 , by inserting after line 4 the following new section:
"Sec. ..... NEW SECTION. UNAUTHORIZED ACCESS TO SATELLITE ACCOUNTS-PENALTIES.
2. Any person who intentionally obtains or who knowingly attempts to obtain unauthorized access to information generated through the use of or stored in a satellite facility as defined in section four (4) of this Act shall upon conviction be fined not more than ten thousand dollars, or imprisoned for a term of not more than ten years, or both.
3. Any bank, savings and loan association or credit union which makes use of a computerized data bank to store information generated through use of satellite facilities as defined in section four (4) of this Act shall, whenever it determines that unauthorized access to such data bank has been obtained, notify each affected account holder of this determination.
4. Any bank, savings and loan association or credit union which fails to comply with subsection two (2) of this section shall be liable to each of its affected account holders for a civil penalty in an amount equal to the sum of:
a. One hundred dollars; plus
b. In the case of any successful action to enforce the foregoing liability, the cost of the action together with a reasonable attorney's fee."

SMALL of Johnson
4205
Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 9, by inserting after line 4 the following new section:
"Sec. ..... NEW SECTION. CONFIDENTIALITY OF RECORDS.
2. Satellite account information generated through
the use of satellite facilities as defined in section
four (4) of this Act shall not be disclosed to any
person other than the satellite account holder, except
upon the written consent of the account-holder, or except when ordered by a federal or state governmental authority acting pursuant to federal or state law. This prohibition against disclosure of information shall apply to any person with authorized access to such information, including but not limited to agents and employees of a bank, savings and loan association or credit union, a retail establishment as defined in section four (4) of this Act, or data to processors.
3. Any person with authorized access to satellite account information who knowingly discloses that information in violation of subsection one (1) of this section shall be liable to any satellite account holder whose financial data has been disclosed for a civil penalty in an amount equal to the sum of:
a. One thousand dollars; and
b. In the case of a successful action to enforce the foregoing liability, the costs of the action together with a reasonable attorney's fee."

SMALL of Johnson
$-4209$
Amend Senate File 536 as amended, passed and
reprinted by the Senate as follows:

1. Page 1, by inserting after line 17 the following new section:
"Sec. ..... NEW SECTION. PROHIBITED ACTIVITIES. It shall be unlawful for any person other than a bank, savings and loan association or credit union incorporated or chartered under the laws of this state or of the United States to possess, maintain or permit on premises occupied by that person any terminal or installation of a satellite facility as defined in section four (4) of this Act if by means of that facility customers of that person or of a bank, savings and loan association or credit union utillzing that satellite facility are enabled to engage in transactions constituting or incidental to the conduct of the business of a bank, savings and loan association or credit union. This section shall not apply to any person who has received express approval from the superintendent of banking to possess, maintain, use or permit the use of a satellite facility pursuant to an experimental plan of operation approved by the superintendent. The superintendent of banking may approve a limited number of experimental plans submitted by one or more banks, savings and loan associations or credit unions, or any combination thereof, for the experimental operation on a limited scope of satellite facilities as defined in section four (4) of this Act which are located at places other than the principal places of business and business offices of such financial institutions. A plan may not be approved by the superintendent of banking to
permit the operation of such satellite facilities after the first day of January, 1976. This section is repealed effective the first day of July, 1976."

SMALL of Johnson
$\mathrm{H}-4210$

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Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 1, by inserting after line 17 the following new section:
"Sec. ..... NEW SECTION.
2. Except as provided in subsection two (2) of this section, public funds which are required by section four hundred fifty-three point one (453.1) of the Code to be deposited in banks shall not be deposited in or maintained on deposit with any state or federal bank which utilizes a satellite facility as defined in section four (4) of this Act if that satellite facility is located at a place other than either the principal place of business or a lawful business office of that bank. Upon a determination by the treasurer of state that any state or federal depository bank is in violation of this subsection, the treasurer of state shall notify the affected governing bodies specified in section four hundred fifty-three point one (453.1) of the Code, and each governing body shall forthwith approve and order the transfer of public funds to another bank.
3. The prohibition contained in subsection one (1) of this section shall not apply to any bank participating in an experimental plan approved by the superintendent of banking. The superintendent of banking may approve a limited number of experimental plans submitted by one or more banks, savings and loan associations or credit unions, or any combination thereof, for the experimental operation on a limited scope of satellite facilities as defined in section four (4) of this Act which are located at places other than the principal places of business and business offices of such financial institutions. A plan may not be approved by the superintendent of banking to permit the operation of such satellite facilities after the first day of January, 1976. Each bank wishing to participate in such a plan shall agree as a condition of that participation to disclose to the superintendent of banking upon request any information obtained by that bank as a result of that participation which the superintendent of banking deems useful to a determination of the feasibility of authorizing the use of satellite facilities in this state on a general basis.
4. The superintendent of banking shall submit to the general assembly not later than the first day of February, 1976, a report of the operation of any experimental satellite facilities pursuant to subsection two (2) of this section, which report shall

## Page 2

include findings and recommendations of the superintendent with respect to the potential uses of satellite facilities in this state.
4. This section is repealed effective the first day of July, 1976."

SMALL of Johnson HANSEN of O'Brien KRAUSE of Palo Alto HARGRAVE of Johnson

Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 1, by inserting after the line 17 the following new sectịon:
"Sec. .... NEW SECTION. FAILURE BY FEDERAL INSTITUTION TO COMPLY. Public funds which are required by section four hundred fifty-three point one (453.1) of the Code to be deposited in banks shall not be deposited in or maintained on deposit with any foderally chartered bank which utilizes satellite facilities if that bank fails to submit to all of the requirements, limitations and conditions imposed by this Act upon banks organized under the laws of this state and utilizing satellite facilities. Upon a determination by the superintendent of banking that a federally chartered bank is failing to comply with the provisions of this Act with respect to utilization of a satellite facility, the superintendent shall notify the treasurer of state. Upon receipt of that notice the treasurer of state shall notify any affected governing bodies specified in section four hundred fifty-three point one (453.1) of the Code, and each governing body shall forthwith approve and order the transfer of all public funds to another bank."

SMALL of Johnson
4207
Amend Senate File 541 as passed by the Senate as follows:

1. Page 5, line 25, by striking the word "spouse" and inserting in lieu thereof the word "spouse,".
2. Page 5, line 25, by striking the word "property,"
and inserting in lieu thereof the word "property[,]".
JESSE of Polk
Amend Senate File 565, as passed by the Senate as follows:
3. Page 1 , by striking from lines $15 B$ and $15 C$
the following: "subsections four (4) and five (5)" and inserting in lieu thereof the following: "subsection four (4)".
4. Page 1 , by inserting after line 15 C the
[^58]DAGGETT of Adams GILLOON of Dubuque OAKLEY of Clinton

H-4161
Amend Senate File 566 as amended and passed by the Senate as follows:

1. Page 1 , by inserting after line 25B the following:
"Sec. ..... From funds appropriated to the department of revenue pursuant to this Act there shall be allocated a sufficient amount for the administration of sections four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4) of the Code and section four hundred forty-one point forty-seven (441.47) of the Code, as amended by this Act.

Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

In assessing and determining the actual value of agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity determined on the basis of the use for agricultural purposes capitalized at a rate [representing a fair return on the investment, such rate to be established by the state board of tax review] of nine percent per annum and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses.

Sec. ..... Section four hundred forty-one point forty-seven (441.47), Code 1975, is amended to read as follows:

## Page 2

1 in assessing and determining the actual value of agricultural property in accordance with section four hundred forty-one point twenty-one (441.21) of the Code. For purposes of such value adjustments and before such equalization the director shall adopt, in the manner prescribed by chapter 17A, such rules as may be necessary to determine the level of assessment for each class of property in each county. The rules shall cover: (1) The proposed use of the assessment-sales ratio study set out in section 421.17, subsection 6; (2) the proposed use of any state-wide income capitalization studies; (3) the proposed use of other methods that would assist the director in arriving at the accurate level of assessment of each class of property in each assessing jurisdiction."
2. Amend the title, line 2, by inserting after the word "revenue" the words "and allocating funds for administration".
3. By renumbering the remaining sections in accordance with this amendment.
" a . The productivity and net earning capacity determined on the basis of the use for agricultural purposes capitalized at a rate representing [a fair return on the investment] the federal land bank mortgage
loan rate for agricultural property on January first of the year the property is assessed, such rate to be established by the [state board of tax review] director of revenue and applied uniformly among counties and among classes of property."
2. Page 1 , line 49 , by striking the words "of nine percent per annum" and inserting in lieu thereof the words "of capitalization as determined pursuant to section four hundred forty-one point twenty-one (441.21) of the Code".

PELLETT of Cass
HINKHOUSE of Cedar
DANKER of Pottawattamie
$\mathrm{H}-4172$
Amend Senate File 566, as amended and passed by the Senate, as follows:

1. Page 1, by inserting after line 27 the following new section:
"Sec...... The director of revenue shall reinstate rule five point twenty (5.20) of the department relating to the imposition of the sales and use tax on flying services which was in effect on July 1, 1974 and to this extent the provisions of this section shall be retroactive to July 1, 1974. The departmental rule shall read as follows:
5.20(422) FLYING SERVICE. Persons engaged in the business of teaching a course of instruction in the art of operation and flying of an airplane, and instructions in repairing, renovating, or reconditioning an airplane are rendering, furnishing, or performing a service the gross receipts from which are subject to tax."
2. Amend the title, line 2 , by inserting after the word "revenue" the words "and making certain provisions of the Act retroactive".
3. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

## SCHROEDER of Pottawattamie MONROE of Des Moines

H-4184

Amend Senate File 566, as amended and passed by the Senate, as follows:

1. Page 1, by inserting after line 27 the following new section:
"Sec. 3. Section four hundred twenty-two point forty-three (422.43), unnumbered paragraph nine (9), Code 1975, is amended to read as follows:

The following enumerated services shall be subject to the tax herein imposed on gross taxable services: Alteration and garment repair; armored car; automobile repair; battery, tire and allied; investment counseling (excluding investment services of trust departments);

## Page 2

1 references as may be necessary in accordance with 2 this amendment.

SCHROEDER of Pottawattamie MONROE of Des Moines GRIFFEE of Chickasaw

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 8:52 p.m., until 9 a.m., Thursday, June 12, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Fifty-first Calendar Day-One Hundredth Session Day

## hail of the Housie of Representatives Dus Moines, Iowa, Thursday, June 12, 1975

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

Prayer was offered by the Reverend Elles Ulland, pastor of the United Methodist Church, Lake Mills, Iowa.

The Journal of Wednesday, June 11, 1975, was approved.

## LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Wing-Tai Fung, Harlan, Iowa.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
McElroy of Fremont on request of Varley of Adair; Bina of Scott on request of Cusack of Scott.

## SPECIAL PRESENTATION

Welden of Hardin presented to the House visitors from Sheffield, Iowa, dressed in centennial costume, who extended an invitation to the Sheffield Centennial celebration June 21 and 22.

## PRESENTATION OF VISITORS

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

Ten cadette and senior Girl Scouts from West Liberty, Iowa, accompanied by Dee Butler. By Nealson of Muscatine.

## PETITIONS FILED

The following petitions were received and placed on file:
By Menke of O'Brien from seven hundred sixty residents of O'Brien County opposing House File 40.

By Millen of Van Buren from twenty-five constituents from Fairfield, Iowa, in support of Senate File 567 to appropriate to
the Iowa American revolution bicentennial commission funds for participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D.C., during the 1976 bicentennial celebration.

## INTRODUCTION OF BILLS

House File 912, by committee on appropriations, a bill for an act relating to the duty of computing the Iowa consumer price index and making an appropriation.

## Read first time and placed on the appropriations calendar.

House File 913, by committee on appropriations, a bill for an act creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation.

## Read first time and placed on the appropriations calendar.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 889, a bill for an act providing an appropriation to the governor, lieutenant governor, office for planning and programming and the council of state governments.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 895, a bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration.

Also: That the Senate has on June 9, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 273, a bill for an act relating to the issuance of a summons and notice by the juvenile court.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 515, a bill for an act relating to certain capital expenditures by counties of over two hundred fifty thousand population.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 571, a bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled.

## SENATE MESSAGES CONSIDERED

Senate File 273, a bill for an act relating to the issuance and service of a summons and notice by the juvenile court.

Read first time and referred to the sifting committee.
Senate File 515, a bill for an act relating to certain capital expenditures by counties of over two hundred fifty thousand population.

Read first time and referred to the sifting committee.
Senate File 571, a bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled.

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

## ADOPTION OF HOUSE RESOLUTION 16

Pursuant to House Rule 26, the Speaker announced that House Resolution 16, filed on March 26, 1975, and found on page 750 of the House Journal, was adopted by unanimous consent.

## BUSINESS PENDING

The House resumed consideration of Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations.

Small of Johnson offered the following amendment H-4209 filed by him:

H-4209
1 Amend Senate 536 as amended, passed and
2 reprinted by the Senate as follows:
new section:
"Sec. ..... NEW SECTION. PROHIBITED ACTIVITIES.
It shall be unlawful for any person other than a bank,
savings and loan association or credit union
incorporated or chartered under the laws of this state
or of the United States to possess, maintain or permit
on premises occupied by that person any terminal or
installation of a satellite facility as defined in
section four (4) of this Act if by means of that
facility customers of that person or of a bank, savings
and loan association or credit union utilizing that
satellite facility are enabled to engage in
transactions constituting or incidental to the conduct
of the business of a bank, savings and loan association

18 or credit union. This section shall not apply to
19 any person who has received express approval from
20 the superintendent of banking to possess, maintain,
use or permit the use of a satellite facility pursuant
to an experimental plan of operation approved by the
superintendent. The superintendent of banking may
approve a limited number of experimental plans
submitted by one or more banks, savings and loan
associations or credit unions, or any combination
thereof, for the experimental operation on a limited
scope of satellite facilities as defined in section
four (4) of this Act which are located at places other
than the principal places of business and business
offices of such financial institutions. A plan may
not be approved by the superintendent of banking to
permit the operation of such satellite facilities
after the first day of January, 1976. This section
is repealed effective the first day of July, 1976."

Horn of Linn moved that Senate File 536 be deferred and that the bill retain its place on the calendar.

Roll call was requested by Newhard of Jones and Junker of Woodbury.

On the question "Shall Senate File 536 be deferred?"
The ayes were, 9 :

| Baker | Griffee | Horn | Lipsky |
| :--- | :--- | :--- | :--- |
| Byerly | Harvey | Krause | Woods |
| Dunton |  |  |  |

The nays were, 76:

| Anderson | Dyrland <br> Avenson <br> Bennett |
| :--- | :--- |
| Bittle | Fitzgerald |
| Bortell | Fullerton |
| Brandt | Gentleman |
| Branstad | Gilloon |
| Brockett | Halvorson |
| Caffrey | Hansen |
| Clark | Hargrave |
| Connors | Hennessey |
| Crabb | Higgins |
| Crawford | Hines |
| Cusack | Hinkhouse |
| Daggett | Howell |
| Danker | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jochum |
|  | Jordan |

Absent or not voting, 15:

| Bina | Harper |
| :--- | :--- |
| Brunow | Jesse |
| Den Herder | Kreamer |
| Evans | Lonergan |

McELroy
Middleton
Miller, K. D.
Nielsen

Readinger

| Junker | Readinger <br> Koogler <br> Lageschulte |
| :--- | :--- |
| Scheelhaase |  |
| Schroeder |  |

Lageschulte
indeen
Menke
Mennenga
Middleswart
Millen
Miller, A. V.
Miller, O. L.
Monroe
Nealson
Newhard
Oakley
O'Halloran
Patchett
Pavich
Perkins
Poncy

Norland
Pellett
Rinas

The motion lost.
Harvey of Scott asked and received unanimous consent to suspend the rules to offer amendment $\mathrm{H}-4218$, to amendment $\mathrm{H}-4209$, filed by him from the floor and moved its adoption:

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H-4218
            Amend the Small amendment, H-4209, to page 1
    of Senate File 536 as follows:
            1. Page 1, line 23, by inserting after the
    word "banking" the words "or the supervisor of
    5 state chartered savings and loan associations".
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Amendment H-4218 was adopted.
Cusack of Scott in the chair at 10:38 a.m.
Small of Johnson moved the adoption of amendment H-4209, as amended.

Roll call was requested by Newhard of Scott and Junker of Woodbury.

On the question "Shall amendment H-4209, as amended, be adopted?"

The ayes were, 60:

| Anderson | Fitzgerald |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Halvorson |
| Bennett | Hansen |
| Brandt | Hargrave |
| Branstad | Harvey |
| Brunow | Higgins |
| Cochran | Hines |
| Connors | Horn |
| Crabb | Hullinger |
| Crawford | Husak |
| Danker | Hutchins |
| Drake | Jochum |
| Dyrland | Jordan |
| Evans | Koogler |

The nays were, 28:

| Bittle | Dieleman <br> Bortell <br> Brockett |
| :--- | :--- |
| Dovle |  |
| Byerly | Egenes |
| Caffrey | Fullerton |
| Clark | Gentleman |
| Daggett | Gilloon |
|  | Howell |

Absent or not voting, 12 :

| Bina | Harper |
| :--- | :--- |
| Den Herder | Hennessey |
| Dunton | Hinkhouse |

Amendment H-4209, as amended, was adopted.

Small of Johnson asked and received unanimous consent that the following amendments, filed by him on June 11, 1975, and found on the respective pages of the House Journal, be withdrawn:

Amendment H-4196 (Small, et al., to page 5) page 2365.
Amendment H-4197 (Small, et al., to page 5) page 2365.
Amendment H-4198 (Small, et al., to page 5) page 2366.
Amendment H-4205 (to page 9) pages 2372 and 2373.
Amendment H-4204 (to page 9) page 2372.
Amendment H-4211 (to page 1) page 2375.
Small of Johnson offered the following amendment H-4210 filed by him:

H-4210

Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 1, by inserting after line 17 the follow-
ing new section:
"Sec. ..... NEW SECTION.
2. Except as provided in subsection two (2) of this section, public funds which are required by section four hundred fifty-three point one (453.1) of the Code to be deposited in banks shall not be deposited in or maintained on deposit with any state or federal bank which utilizes a satellite facility as defined in section four (4) of this Act if that satellite facility is located at a place other than either the principal place of business or a lawful business office of that bank. Upon a determination by the treasurer of state that any state or federal depository bank is in violation of this subsection, the treasurer of state shall notify the affected governing bodies specified in section four hundred fifty-three point one (453.1) of the Code, and each governing body shall forthwith approve and order the transfer of public funds to another bank.
3. The prohibition contained in subsection one (1) of this section shall not apply to any bank participating in an experimental plan approved by the superintendent of banking. The superintendent of banking may approve a limited number of experimental plans submitted by one or more banks, savings and loan associations or credit unions, or any combination thereof, for the experimental operation on a limited scope of satellite facilities as defined in section four (4) of this Act which are located at places other than the principal places of business and business offices of such financial institutions. A plan may


By unanimous consent the following corrective amendment $\mathrm{H}-4237$, to amendment H-4210, filed by Small of Johnson from the floor, was adopted:

H-4237
1 Amend the Small, et al., amendment H-4210, to
Senate File 536, as amended, passed and reprinted by the Senate as follows:

Page 1 , line 10, by striking the words "in or
5 maintained on deposit".
Harvey of Scott asked and received unanimous consent to suspend the rules to offer amendment H-4219, to amendment $\mathrm{H}-4210$, filed by him from the floor and moved its adoption:
H—4219
1 Amend the Small amendment, H-4210, to page 1
2 of Senate File 536 as follows:

1. Page 1, line 27, by inserting after the word "banking" the words "or the supervisor of state 5 chartered savings and loan associations".
Amendment H-4219 was adopted.
Small of Johnson moved the adoption of amendment H-4210, as amended.

Roll call was requested by Newhard of Jones and Junker of Woodbury.

Rule 69 was invoked.

On the question "Shall amendment H-4210, as amended, be adopted?"

The ayes were, 48:

| Anderson | Dvrland <br> Griffee |
| :--- | :--- |
| Baker | Bennett |

The nays were, 33:

| Bittle | Egenes |
| :--- | :--- |
| Bortell | Fitzgerald |
| Branstad | Fullerton |
| Byerly | Gentleman |
| Caffrey | Gilloon |
| Crabb | Harvey |
| Daggett | Jesse |
| Doyle | Junker |


| Lindeen | Schroeder |
| :--- | :--- |
| Miller, A. V. | Spear |
| Miller, O. L. | Sprading |
| Nealson | Tauke |
| Newhard | Tofte |
| Oakley | West |
| Pellett | Woods |
| Readinger | Wulff |

Absent or not voting, 19:

| Avenson | Halvorson | Lipsky | Perkins |
| :--- | :--- | :--- | :--- |
| Bina | Harper | McElrov | Rinas |
| Brockett | Hennessey | Mennenga | Scheelhaase |
| Den Herder | Hinkhouse | Millen | Stromer |
| Evans | Kreamer | Nielsen |  |

Amendment H-4210, as amended, was adopted.
Patchett of Johnson offered the following amendment H-4177 filed by him and moved its adoption:

Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 1, by inserting after line 35 the following new sentence:
"No terminal or other facility utilized pursuant
to this section shall be designed in such a manner
as to be capable of providing a user thereof, other than a bank, with information concerning the account of any person with the bank, unless such information is essential to complete or prevent the completion of the transaction then being engaged in through the use of that terminal or facility."
2. Page 2, line 3, by inserting after the word "law" the words ", nor shall anything in this section be deemed to repeal, replace or in any other way affect any applicable law or rule regarding the maintenance of or access to financial information
maintained by any bank".
3. Page 6 , line 3, by inserting after the word "superintendent" the following: ", provided that, unless the superintendent is entitled by a rule or law other than this section to obtain a written record of a transaction, he or she shall not be provided with such a written record without the written consent of a customer who is a party to the transaction".
4. Page 6, line 25, by striking the word "shall" and inserting in lieu thereof the word "may".
5. Page 6, line 26, by striking the words "of customers" and inserting in lieu thereof the words "to customers".
6. Page 7, by inserting after line 7 the following new section:
"Sec. ..... Chapter five hundred twenty-four (524), Code 1975, is amended by adding to division twelve (XII) the following new section:

NEW SECTION. A bank shall be liable to each of its customers for all losses incurred by such customer as a result of the transmission or recording of electronic impulses as a part of a transaction not authorized by such customer or to which the customer was not a party, provided, however, that liability pursuant to this section shall be limited to losses in excess of fifty dollars in the event the bank has provided the customer with a physical object or other method of engaging in a transaction utilizing electronic impulses which is unique to the customer, and the physical object or other method of engagement has been lost, stolen or otherwise compromised without the customer having notified the bank of such loss, theft or compromise prior to the time of the
transaction causing the loss to the customer."
7. Page 8, line 2, by inserting after the period the following new sentence:
"No terminal or other facility utilized pursuant to this subsection shall be designed in such a manner as to be capable of providing a user thereof, other than a savings and loan association, with information concerning the account of any person with the savings and loan association, unless such information is essential to complete or prevent the completion of the transaction then being engaged in through the use of that terminal or facility."
8. Page 8 , line 4 , by inserting after the word "law" the words ", nor shall anything in this subsection be deemed to repeal, replace or in any other way affect any applicable law or rule regarding the maintenance of or access to financial information maintained by any savings and loan association".
9. Page 8, by inserting after line 4 the following:
"NEW SUBSECTION. A savings and loan association
shall be liable to each of its customers for all losses incurred by such customer as a result of the transmission or recording of electronic impulses as a part of a transaction not authorized by such customer or to which the customer was not a party, provided, however, that liability pursuant to this subsection shall be limited to losses in excess of fifty dollars in the event the savings and loan association has provided the customer with a physical object or other method of engaging in a transaction utilizing electronic impulses which is unique to the customer and the physical object or other method of engagement has been lost, stolen or otherwise compromised without the customer having notified the savings and loan association of such loss, theft or compromise prior to the time of the transaction causing the loss to the customer."
10. Page 8 , line 19 , by striking the word "subsection" and inserting in lieu thereof the word "subsections".
11. Page 9 , line 1 , by inserting after the period the following sentence:
"No terminal or other facility utilized pursuant to this subsection shall be designed in such a manner as to be capable of providing a user thereof, other than a credit union, with information concerning the account of any person with the credit union, unless such information is essential to complete or prevent the completion of the transaction then being engaged in through the use of that terminal or facility."
12. Page 9 , line 4 , by inserting after the word "law" the words ", nor shall anything in this subsection be deemed to repeal, replace or in any other way affect any applicable law or rule regarding the maintenance of or access to financial information maintained by any credit union".
13. Page 9 , by inserting after line 4 the following:
" $N E W$ SUBSECTION. A credit union shall be liable to each of its customers for all losses incurred by such customer as a result of the transmission or recording of electronic impulses as a part of a transaction not authorized by such customer or to which the customer was not a party, provided, however, that liability pursuant to this subsection shall be limited to losses in excess of fifty dollars in the event the credit union has provided the customer with a physical object or other method of engaging in a transaction utilizing electronic impulses which is unique to the customer and the physical object or other method of engagement has been lost, stolen or otherwise compromised without the customer having notified the credit union of such loss, theft or

24 compromise prior to the time of the transaction causing
25 the loss to the customer."
Amendment H - 4177 was adopted.
Hines of Story asked and received unanimous consent that amendment H-4200, filed by Hines, et al., on June 11, 1975, and found on pages 2366 through 2372 of the House Journal, be withdrawn.

Newhard of Jones offered the following amendment H-4181 filed by him and moved its adoption:

H-4181
Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

Page 3, by striking line 28 and inserting in
lieu thereof the following:
"of a bank, may not be utilized within this
state by a bank other than an Iowa"
Amendment H—4181 was adopted.
Small of Johnson offered the following amendment H-4195 filed by Small, et al., and moved its adoption:

Amend Senate File 536 as amended, passed and reprinted by the Senate as follows:

1. Page 5, by striking lines 22 through 28 , and inserting in lieu thereof the following:
"In adopting, amending and repealing rules the superintendent shall maintain uniformity of Iowa rules with federal statutes or rules maintained by federal agencies with respect to the operation of satellite facilities by national banks.

It is the intent of this Act that satellite facilities be operated by banks, savings and loan associations and credit unions incorporated in this state only to the extent necessary to enable such institutions to compete with federal institutions to the same degree as existed prior to the promulgation by federal agencies of authority for federally chartered institutions to operate satellite facilities. Notwithstanding the provisions of this Act, if federal legislation is enacted limiting the establishment by national banks of satellite facilities to the extent of authority given by state law or rules as they existed as of a date prior to the effective date of this Act, the authority granted by this Act shall be ineffective, and the superintendent shall repeal any rule authorizing the operation by state banks of satellite facilities, and further shall prohibit by rule such satellite facilities. In addition, if such federal legislation or rules provide for similar

39 limitations on the establishment of satellite
30 facilities by federal savings and loan associations
31 or federal credit unions or both, then the authority
32 granted by this Act to state incorporated savings
33 and loan associations and credit unions similarly
34 shall be ineffective with respect to state savings
35 and loan associations, state credit unions, or both."
Roll was requested by Newhard of Jones and Monroe of Des Moines.

On the question "Shall amendment H-4195 be adopted?"
The ayes were, 51 :

| Anderson | Egenes | Jordan | Patchett <br> Baker |
| :--- | :--- | :--- | :--- |
| Fitngerald | Koogler | Pavich |  |
| Bennett | Gilloon | Krause | Poncy |
| Brandt | Hansen | Menke | Small |
| Brunow | Hargrave | Mennenga | Spencer |
| Clark | Hennessey | Middleswart | Svoboda |
| Cochran | Higgins | Middleton | Varley |
| Connors | Hines | Miller, A.V. | Walter |
| Crawford | Horn | Miller, K. D. | Wells |
| Dieleman | Howell | Miller,O.L. | Woods |
| Drake | Hullinger | Nealson | Wyckoff |
| Dunton | Hutchins | Norland | Mr. Speaker |
| Dyrland | Jochum | O'Halloran | (Cusack) |

The nays were, 34:

| Avenson | Fullerton |
| :---: | :---: |
| Bittle | Gentleman |
| Bortell | Griffee |
| Branstad | Halvorson |
| Byerly | Harvey |
| Caffrey | Husak |
| Daggett | Jesse |
| Danker | Junker |
| Doyle | Lageschulte |

Absent or not voting, 15:

| Bina | Evans | McElroy | Rinas |
| :--- | :--- | :--- | :--- |
| Brockett | Harper | Nielsen | Scheelhaase |
| Crabb | Hinkhouse | Oakley | Stromer |
| Den Herder | Kreamer | Perkins |  |

Amendment H—4195 was adpoted.
Speaker Cochran in the chair at 11:56 a.m.
Newhard of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (S.F. 536)

The ayes were, 89:

| Anderson | Fitzgerald |
| :--- | :--- |
| Avenson | Fullerton |
| Baker | Gentleman |
| Bennett | Gilloon |
| Bittle | Griffee |
| Bortell | Halvorson |
| Brandt | Hansen |
| Branstad | Hargrave |
| Brunow | Harvey |
| Byerly | Hennessey |
| Caffrey | Higgins |
| Clark | Hines |
| Connors | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Dieleman | Hutchins |
| Doyle | Jesse |
| Drake | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |
| Evans |  |

The nays were, 2:
Dunton Krause
Absent or not voting, 9:

| Bina | Den Herder | Kreamer | Middleton <br> Brockett |
| :--- | :--- | :--- | :--- |
| Crabb | Harper | McElroy | Oakley |

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

## MOTION TO RECONSIDER LOST

(Senate File 536)
Newhard of Jones moved to reconsider the vote by which Senate File 536 passed the House on June 12, 1975.

A non-record roll call was requested.
The ayes were 10 , nays 64 .
The motion lost.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## REPORTS OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Spaaker: Your committee on appropriations has considered House File 912, a bill for an act relating to the duty of computing the Iowa consumer price index and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. SpEAKpr: Your committee on appropriations has considered House File 913, a bill for an act creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. SPEAKMR: Your committee on appropriations to whom was referred Senate File 567, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission to finance the participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D. C., begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
MR. SPEAKER: Your committee on appropriations to whom was referred Senate File 572, a bill for an act making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## HOUSE FILE 621 WITHDRAWN

Newhard of Jones asked and received unanimous consent to withdraw House File 621 from further consideration by the House.

## SENATE AMENDMENT CONSIDERED

Connors of Polk called up for consideration House File 77, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties,
amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4175
1 Amend House File 77 as follows:
2 1. Page 1, by striking line 35.
3 2. Page 2, by striking lines $1,2,3$, and 4.
A non-record roll call was requested.
The ayes were 71 , nays none.
The motion prevailed and the House concurred in the Senate amendment.

Connors of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 77)
The ayes were, 86 :

| Anderson | Dyrland <br> Egenes | Koogler <br> Krause | Readinger <br> Rinas |
| :--- | :--- | :--- | :--- |
| Baker | Evans | Lageschulte | Scheelhaase |
| Bennett | Fitzgerald | Lindeen | Schroeder |
| Bittle | Fullerton | Lipsky | Small |
| Bortell | Gentleman | Lonergan | Spear |
| Brandt | Griffee | Menke | Spencer |
| Branstad | Halvorson | Mennenga | Spradling |
| Brockett | Hansen | Middleswart | Stromer |
| Brunow | Hargrave | Middleton | Svoboda |
| Byerly | Harvey | Miller, K. D. | Tauke |
| Clark | Hennessey | Miller, O. L. | Tofte |
| Connors | Higgins | Newhard | Varley |
| Crabb | Hines | Nielsen | Walter |
| Crawford | Hinkhouse | Norland | Welden |
| Cusack | Horn | Oakley | Wells |
| Daggett | Hullinger | Patchett | West |
| Danker | Husak | Pavich | Woods |
| Dieleman | Hutchins | Pellett | Wulf |
| Dovle | Jesse | Perkins | Wyckoff |
| Drake | Jochum | Poncy | Mr. Speaker |
| Dunton | Jordan |  |  |

The nays were, none.

| Absent or not voting, 14: |  |  |  |
| :--- | :--- | :--- | :--- |
| Bina | Harper | McElroy | Monroe |
| Caffrey | Howell | Millen | Nealson |
| Den Herder | Junker | Miller, A. V. | O'Halloran |
| Gilloon | Kreamer |  |  |

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

## SENATE AMENDMENT CONSIDERED

Small of Johnson called up for consideration House File 825, a bill for an act relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4189

$$
2
$$

Amend House File 825, page 30, by striking lines 11 through 28 and inserting in lieu thereof the following:
" 5 . Every broker-dealer and every issuer who employees agents in connection with any security or transaction not exempted either by section two hundred two (202) of this Act or section two hundred three (203) of this Act shall file and maintain with the administrator a bond conditioned that the broker-dealer or issuer shall properly account for any moneys or securities received from or belonging to another and shall pay, satisfy, and discharge any judgment or decree that may be rendered against such broker-dealer or issuer in a court of competent jurisdiction in a suit or action brought by a purchaser or seller of securities against such broker-dealer or issuer in which it shall be found or adjudged that such securities were sold or purchased by the brokerdealer or issuer in violation of this Act. Such bond may be drawn to cover the original license and any renewals thereof, and may contain a provision authorizing the surety therein to cancel upon thirty (30) days notice to the principal and the administrator.

Every such bond shall run in favor of the state of Iowa for the use and benefit of any person who sustains damages as a result of any breach of the conditions thereof, in the sum of fifteen thousand dollars and shall be in such form consistent with the provisions hereof as the administrator may prescribe, and shall be executed with surety or sureties satisfactory to the administrator. In suits against the surety upon such bond it shall not be necessary to join such broker-dealer or issuer as a party.

Banks or trust companies under the supervision of this state or of the United States which would otherwise be required under the provisions of this Act to file and maintain the bond required herein may execute said bond without surety.

One or more recoveries upon any such bond shall not vitiate the same but it shall remain in

44 full force and effect, but the aggregate recoveries
45 from the surety upon any such bond shall not exceed
46 the full amount of the penal sum of the bond, and
47 upon suits being commenced in excess of the amount
48 of same the administrator may require additional bond,
49 and if not given within ten days the administrator may
50 revoke the registration of such broker-dealer or issuer."

A non-record roll call was requested.
The ayes were 58 , nays 3 .
The motion prevailed and the House concurred in the Senate amendment.

Small of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 825)
The ayes were, 78:

| Anderson | Evans | Koogler | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Krause | Poncy |
| Baker | Gentleman | Lageschulte | Readinger |
| Bennett | Griffee | Lipsky | Rinas |
| Bittle | Halvorson | Lonergan | Scheelhasse |
| Brandt | Hansen | Menke | Schroeder |
| Branstad | Hargrave | Mennenga | Small |
| Brockett | Harvey | Middleswart | Spear |
| Brunow | Hennessey | Middleton | Spencer |
| Byerly | Higgins | Millen | Spradling |
| Clark | Hines | Miller, A. V. | Stromer |
| Crabb | Hinkhouse | Miller, K. D. | Svoboda |
| Crawford | Horn | Newhard | Varley |
| Cusack | Hullinger | Nielsen | Welden |
| Dieleman | Husak | Norland | Wells |
| Doyle | Hutchins | Oakley | West |
| Drake | Jesse | O'Halloran | Wulff |
| Dunton | Jochum | Patchett | Wyckoff |
| Dyrland | Jordan | Pavich | Mr. Speaker |
| Egenes | Junker |  |  |
| The nays were, 5: |  |  |  |
| Bortell | Tauke | Tofte | Walter |
| Daggett |  |  |  |
| Absent or not voting, 17: |  |  |  |
| Bina | Fullerton | Kreamer | Monroe |
| Caffrey | Gilloon | Lindeen | Nealson |
| Connors | Harper | McElroy | Perkins |
| Danker | Howell | Miller, O. L. | Woods |

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

## SENATE AMENDMENT CONSIDERED

Brunow of Appanoose called up for consideration House File 848, a bill for an act making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments, amended by the Senate, and moved that the House concur in the following Senate amendment:

```
H-4164
    1 Amend House File 848, as amended and passed by
    the House, as follows:
            1. Page 2, by striking lines }12\mathrm{ and }13\mathrm{ and
    inserting in lieu thereof the following:
            "b. For support, maintenance,
    and miscellaneous purposes, except
    for maintenance of state cars as-
    signed to the department ..............................$2,089,000
            c. For the maintenance of state cars
    assigned to the department for
    patrolling the highways of the state,
    except that such funds shall not be
    expended for the maintenance of more than fourteen
    unmarked cars used for patrolling the
    highways of the state
```

$\qquad$

``` \(\$ 900,000^{\prime \prime}\)
2. Page 3, by striking lines 25 through 35 and
    inserting in lieu thereof the following new section:
            "Sec. ..... NEW SECTION. The department of public
    safety and the state department of transportation
    shall not make available to persons other than the
    named driver or a person authorized by the named
    driver, or a court or a peace officer, an individual's
    manual or automated traffic record relating to an
    individual's involvement in a motor vehicle accident
    unless such involvement resulted in the person's
    conviction of a violation of a motor vehicle law or
    ordinance or unless such person failed to comply with
    the provisions of chapter three hundred twenty-one
    A (321A) of the Code."
```

            3. Page 4, by striking lines 18a through 18 h .
    A non-record roll call was requested.
The ayes were 48 , nays 31 .
The motion prevailed and the House concurred in the Senate amendment.

Brunow of Appanoose moved that the bill, as amended by the Senate and concurred in by the House, be read a last time and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 848)
The ayes were, 82 :

| Anderson | Egenes |
| :--- | :--- |
| Avenson | Evans |
| Baker | Fitzgerald |
| Bennett | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Branstad | Hansen |
| Brunow | Hargrave |
| Byerly | Hennessey |
| Clark | Hines |
| Connors | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Daggett | Husak |
| Danker | Hutchins |
| Dieleman | Jesse |
| Doyle | Jordan |
| Drake | Junker |
| Dunton | Koogler |
| Dyrland | Krause |
|  |  |

The nays were, 9:

| Brandt <br> Brockett <br> Griffee | Halvorson <br> Harvey | Higgins <br> Jochum | Middleton <br> Rinas |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 9: |  |  |  |
| Bina <br> Caffrey <br> Den Herder | Harper | Kreamer | McElroy |

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

## MOTION TO RECONSIDER WITHDRAWN (Senate File 154)

Stromer of Hancock asked and received unanimous consent that the motion to reconsider Senate File 154, filed by him on June 2, 1975, be withdrawn.

## SENATE AMENDMENT CONSIDERED

Griffee of Chickasaw called up for consideration House File 883, a bill for an act relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4163
1 Amend House File 883, page 1, line 20, by striking
2 the word "for".

The motion prevailed and the House concurred in the Senate amendment.

Griffee of Chickasaw moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 883)
The ayes were, 90 :

| Anderson | Dyrland | Junker | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Koogler | Pellett |
| Baker | Evans | Krause | Poncy |
| Bennett | Fitzgerald | Lageschulte | Readinger |
| Bittle | Fullerton | Lindeen | Rinas |
| Bortell | Gentleman | Lipsky | Scheelhaase |
| Brandt | Gilloon | Lonergan | Schroeder |
| Branstad | Griffee | Menke | Small |
| Brockett | Halvorson | Mennenga | Spear |
| Brunow | Hansen | Middleton | Spencer |
| Byerly | Hargrave | Millen | Spradling |
| Caffrey | Hennessey | Miller, A. V. | Stromer |
| Clark | Higgins | Miller, K. D. | Svoboda |
| Connors | Hines | Miller, O. L. | Tauke |
| Crabb | Hinkhouse | Monroe | Varley |
| Crawford | Horn | Nealson | Walter |
| Cusack | Howell | Newhard | Welden |
| Daggett | Hullinger | Nielsen | Wells |
| Danker | Husak | Norland | West |
| Dieleman | Hutchins | Oakley | Wulff |
| Doyle | Jesse | O'Halloran | Wyckoff |
| Drake | Jochum | Patchett | Mr. Speaker |
| Dunton | Jordan |  |  |

The nays were, none.
Absent or not voting, 10:

| Bina | Harvey | Middleswart | Tofte |
| :--- | :--- | :--- | :--- |
| Den Herder | Kreamer | Perkins | Woods |

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

## HOUSE FILE 46 WITHDRAWN

Drake of Muscatine asked and received unanimous consent to withdraw House File 46 from further consideration by the House.

## MOTION TO RECONSIDER PREVAILS <br> (Senate File 565)

Daggett of Adams called up for consideration the motion to reconsider Senate File 565, filed on June 11, 1975, and moved to reconsider the vote by which Senate File 565, a bill for an act
relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle fuel tax fund to the department of revenue for such purposes, passed the House on June 11, 1975.

A non-record roll call was requested.
The ayes were 70, nays none.
The motion prevailed.
Daggett of Adams moved to reconsider the vote by which Senate File 565 was placed on its last reading.

The motion prevailed.
Daggett of Adams offered the following amendment H-4174 filed by Daggett, et al., and moved its adoption:

H-4174
Amend Senate File 565, as passed by the Senate as follows:

1. Page 1, by striking from lines $15 B$ and 15 C
the following: "subsections four (4) and five (5)"
and inserting in lieu thereof the following:
"subsection four (4)".
2. Page 1, by inserting after line 15 C the following new section:
"Sec. ..... Section three hundred twenty-four point thirty-six (324.36), Code 1975, subsection five (5), is amended to read as follows:
3. ISSUANCE. Upon receipt of the application [and bond in proper form], the department of revenue shall issue to the applicant a license to act as a special fuel dealer or a special fuel user; provided, however, the department of revenue may refuse to issue a special fuel dealer's license or a special fuel user's license to any person: (a) Who formerly held either type of license and which has been revoked for cause; or (b) who is a subterfuge for the real party in interest whose license has been revoked for cause; or (c) upon other sufficient cause being shown. Before refusal, the department of revenue shall grant the applicant a hearing and give him at least fifteen days' written notice of the time and place thereof."
Amendment H-4174 was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 565)

The ayes were, 92 :

| Anderson | Egenes <br> Avenson <br> Baker <br> Bennett <br> Bittle |
| :--- | :--- |
| Bortell | Fitzgerald |
| Brandt | Fullerton |
| Grockett | Gentleman |
| Grunow | Griffee |
| Byerly | Halvorson |
| Caffrey | Hansen |
| Clark | Hargrave |
| Connors | Harvev |
| Crabb | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Dieleman | Howell |
| Doyle | Hullinger |
| Drake | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |
|  | Jochum |
|  | Jordan |

The nays were, 1:
Branstad
Absent or not voting, 7:
Bina Harper Den Herder Kreamer
Junker
Koogler
Krause
Lageschulte
Lindeen
Lipsky
Lonergan
Menke
Mennenga
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, 0. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich

Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker

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

## MOTION TO RECONSIDER WITHDRAWN (House File 880)

Griffee of Chickasaw asked and received unanimous consent that the motion to reconsider House File 880, filed on June 10, 1975, be withdrawn.

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following bills: House Files 912 and 913 and Senate Files 567 and 572.

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

House File 912, a bill for an act relating to the duty of computing the Iowa consumer price index and making an appropriation, was taken up for consideration.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 912)
The ayes were, 59 :

| Anderson | Fitzgerald | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Gilloon | Krause | Poncy |
| Baker | Griffee | Lipsky | Rinas |
| Bittle | Hargrave | Lonergan | Scheelhaase |
| Brandt | Hennessey | Mennenga | Schroeder |
| Brunow | Hines | Middleswart | Spencer |
| Byerly | Hinkhouse | Middleton | Spradling |
| Caffrey | Horn | Miller, A.V. | Stromer |
| Connors | Howell | Miller, K. D. | Svoboda |
| Cusack | Hullinger | Miller, O.L. | Varley |
| Dieleman | Husak | Monroe | Walter |
| Doyle | Hutchins | Nielsen | Wells |
| Dunton | Jesse | Norland | Woods |
| Dyrland | Jochum | O'Halloran | Mr. Speaker |

The nays were, 33:

| Bennett |  | Drake | Lageschulte |
| :--- | :--- | :--- | :--- |
| Bortell | Egenes | Small |  |
| Branstad | Fullerton | Menden | Spear |
| Brockett |  | Gentleman | Millen |
| Clark | Halvorson | Nealson | Tauke |
| Crabb | Hansen | Oakley | Tofte |
| Crawford | Harvey | Pellett | West |
| Daggett | Higgins | Readinger | Wulff |
| Danker |  |  | Wyckoff |

Absent or not voting, 8:

| Bina | Harper | Kreamer | Newhard |
| :--- | :--- | :--- | :--- |
| Den Herder | Junker | McEIroy | Perkins |

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

## MOTION TO RECONSIDER LOST <br> (House File 912)

Griffee of Chickasaw asked for unanimous consent that House File 912 be immediately messaged to the Senate.

Objection was raised.
Griffee of Chickasaw moved to reconsider the vote by which House File 912 passed the House on June 12, 1975.

A non-record roll call was requested.
The ayes were 33 , nays 42 .

The motion lost.

## EXPLANATION OF VOTE <br> (House File 912)

We were absent from the House chamber in a group discussing Senate File 555 when the vote was taken on House File 912 and inadvertently voted "aye" and intended to vote "nay" on House File 912.

BITTLE of Polk<br>VARLEY of Adair

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Spafker: I am directed to inform your honorable body that the Senate has on June 12, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 816, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 892, a bill for an act to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund to the department of transportation.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 575, a bill for an act making appropriations for increased employer contributions resulting because of changes in the employees' retirement systems and providing funds for school districts and area schools.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 12, a bill for an act relating to the indemnification of county officers and employees.

Also: That the Senate has on June 12, 1975, adopted the following bill in which the concurrence of the Senate was asked:

House Concurrent Resolution 34, creating an environmental advisory council within the department of public instruction.

CLARK R. RASMUSSEN, Secretary
SENATE AMENDMENT TO HOUSE FILE 816


Amend House File 816 as follows:
2 1. Page 1, line 6, by striking the word "no".
3 2. Page 1, line 6, by striking the words "director,
4 officer, member" and by inserting in lieu thereof the

```
words "directors, offcers, members".
    3. Page 1, line 7, by striking the word "non-
compensated" and by inserting in lieu thereof the
word "other".
    4. Page 1, line 7, by striking the words
"volunteer person" and by inserting in lieu thereof
the word "volunteers".
    5. Page 1, line 7, by inserting the word "not"
after the word "shall".
    6. Page 1, by inserting after line }10\mathrm{ the
following:
    "Sec. ..... Section five hundred four point five
(504.5), Code 1975, is amended by adding the following
new paragraph:
    NEW PARAGRAPH. Directors, officers, members or
other volunteers shall not be personally liable for
any claim based upon an act or omission of such persons
performed in the reasonable discharge of their lawful
corporate duties."
    7. Title page, line 3, by inserting after the
word "corporations" the words "and corporations not
for pecuniary profit".
    8. By renumbering the sections to accord with
this amendment.
```


## SENATE MESSAGE CONSIDERED

Senate File 575, a bill for an act making appropriations for increased employer contributions resulting because of changes in the employees' retirement systems and providing funds for school districts, area education agencies, and area schools, and the department of transportation; and providing supplemental authorization to expend funds from certain departmental revolving, trust or special funds.

Read first time and referred to committee on appropriations.

## APPROPRIATIONS CALENDAR

House File 913, a bill for an act creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation, was taken up for consideration.

Egenes of Story offered the following amendment H-4231 filed by Egenes, Varley, Drake, Tauke, Stromer, Oakley, Millen, Harvey and Bittle from the floor:

H-4231
1 Amend House File 913 as follows:

1. Page 1, by striking lines 4 through 35 and
inserting in lieu thereof the following:
"Sec. 2. NEW SECTION. As used in this Act, "board"
means the executive council as provided in chapter nineteen (19) of the Code.

Sec. 3. $N E W$ SECTION. There is appropriated from the general fund of the state to the board, the sum of eighteen million ( $18,000,000$ ) dollars for the purpose of establishing programs that will provide employment in times of high unemployment. The board shall disburse these funds for specific projects authorized by this Act. The board may accept funds or grants from any source, and all such receipts of the board are hereby appropriated for carrying out the purposes of this Act. The expenditure of any funds available to the board shall be by warrant to the treasurer of state drawn by the state comptroller upon vouchers authorized by the secretary.

Sec. 4. NEW SECTION. Upon the effective date of this Act, the board shall contact the energy policy council, the state department of transportation, the state conservation commission, and the department of social services and request that each agency submit proposals for public projects. The board shall review each proposed project as soon as the proposal is submitted.

A city, county or state agency other than those agencies specified in this section may propose a public employment project to the board.

Each proposal submitted to the board shall meet the following requirements:

1. The proposal must be desirable and for a public purpose.
2. Funds other than those appropriated by this Act are not appropriated for the proposal.
3. The task to be performed will require a high percentage of the total cost to be expended for labor.
4. The project can be terminated within one hundred twenty days of its commencement.
5. Implementation of the project is possible within fourteen days.
6. Any property to be improved must be publiclyowned or leased.

If the board determines that a proposal does not meet the above requirements, the board shall notify the agency and indicate the deficiency. However, the board is not required to notify a city, county, or state agencies not specified in this Act of a proposal's deficiency.

## 2

Sec. 5. NEW SECTION. Projects upon which proposals may be submitted may include but are not limited to:

1. Construction of bridges or box culverts.
2. Repair and rebuilding of state and local park facilities.
3. Development and improvement of recreation facilities for senior citizens.
4. Repairing, cleaning and beautification of
publicly-owned or leased property.
5. Removal of abandoned buildings.
6. Insulation of public buildings to conserve energy.

A general description of the proposed project shall include the number of employees to be employed in the project, duties to be performed by the employees, the salary to be paid to each employee not to exceed that provided in section eight (8) of this Act, the cost of the project which the board will be asked to expend for the project, and the county or counties in which the project will be performed.

Sec. 6. NEW SECTION. The employment security commission shall notify the board of the unemployment rate for the previous month as determined by the preliminary unemployment report as soon as the report is released. If the unemployment rate for the previous month exceeds the percentages specified below, the board within four calendar days may authorize the expenditure of the amounts set opposite each percentage figure for specific employment projects :

| $5.5 \%$ | $\$ 1,000,000$ per month |
| :--- | :--- |
| $6.5 \%$ | $\$ 2,000,000$ per month |
| $7.5 \%$ | $\$ 3,000,000$ per month |

The board shall notify an agency or political subdivision if a project proposed by the agency or subdivision has been authorized as an employment project. The agency shall implement the project including the hiring of employees specified in the proposal, within fourteen days.

Sec. 7. NEW SECTION. In determining the proposal to be authorized, the board may consider areas which have an unusually high unemployment rate or other local considerations.

Sec. 8. NEW SECTION. The term of employment shall be for the period of time specified in the general description of the proposal submitted to the board. However, if the project supervisor determines that an employee is not satisfactorily performing his duties, the employee shall be released and paid proportionately for the time he was employed. An employee shall not be paid more than two hundred dollars per
week of employment.
A person shall not be employed under this Act if the person has not filed an employment application with an employment office established by the employment security commission.

Sec. 9. NEW SECTION. Supervision of the employment project shall be provided by regular personnel of the agency or political subdivision which proposed the project. Expenses for the supervision shall be paid from funds appropriated to the agency in its regular appropriation or funds of the political
subdivision.
Sec. 10. NEW SECTION. The board shall report annually to the general assembly the expenditures made or obligated from the appropriations made under this Act. The report shall include the number of positions which were authorized by the projects authorized by the executive council.

Sec. 11. Notwithstanding the provisions of section eight point thirty-three (8.33) of the Code the unobligated funds shall not revert to the general fund but shall be retained by the board for continuing employment projects if the unemployment rates reaches or exceeds the percentages established in section six (6) of this Act."
2. By striking all of pages 2 and 3.

Griffee of Chickasaw in the chair at 6:12 p.m.
Egenes of Story moved the adoption of amendment H-4231.
Roll call was requested by Avenson of Fayette and Varley of Adair.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4231 be adopted ?"
The ayes were, 32:

| Anderson | Daggett | Harvey | Readinger |
| :--- | :--- | :--- | :--- |
| Bittle | Danker | Lageschulte | Stromer |
| Bortell | Drake | Lindeen | Tauke |
| Branstad | Egenes | Lipsky | Tofte |
| Brockett | Evans | Millen | Varley |
| Clark | Gentleman | Nealson | Welden |
| Crabb | Halvorson | Oakley | West |
| Crawford | Hansen | Pellett | Wulff |

The nays were, 55 :

| Avenson | Fitzgerald   <br> Baker Gilloon Jordan <br> Bennett Hargrave Koogler | Pavich |  |
| :--- | :--- | :--- | :--- |
| Brandt | Hennessey | Krause | Poncy |
| Brunow | Higgins | Lonergan | Scheelhaase |
| Byerly | Hines | Menke | Small |
| Caffrey | Hinkhouse | Mennenga | Spear |
| Cochran | Horn | Middleswart | Spencer |
| Connors | Howell | Middleton | Svobling |
| Cusack | Hullinger | Miller, A.V. | Walter |
| Dieleman | Husak | Miller, O. L. | Wells |
| Doyle | Hutchins | Newhard | Woods |
| Dunton | Jesse | Nielsen | Wyckoff |
| Dyrland | Jochum | O'Halloran | Mr. Sneaker |
| Absent or not voting, 13: | Patchett | (Griffee) |  |
| Bina | Junker |  |  |
| Den Herder | Kreamer | Miller, K. D. | Perkins |
| Fullerton | McElroy | Monroe | Rinas |
| Harper |  | Narland | Schroeder |

Amendment H—4231 lost.

Cusack of Scott offered the following amendment H-4229 filed by him and Lipsky of Linn from the floor and moved its adoption:

H-4229
1 Amend House File 913 as follows:

1. Page 1, by striking lines 15 through 28 and
inserting in lieu thereof the following:
" 1 . The members of the interagency liaison committee established by chapter twenty-eight $C$ (28C) of the Code.
2. The executive directors or their designees of the department of transportation, department of environmental quality, energy policy council, Iowa state conservation commission, the office of planning and programming, and the Iowa development commission and the chairman of the Iowa state commerce commission.

Pursuant to chapter twenty-eight $D$ (28D) of the Code, the board shall designate an employee of one of the represented agencies to serve as the executive secretary who shall be paid from the board's appropriation. The board may also use personnel from the represented agencies who shall be paid by the sending agency to assist the executive secretary."
2. Page 2, by striking lines 22 through 24.

Amendment H-4229 was adopted.
By unanimous consent the following corrective amendment H-4248, filed by Cusack of Scott from the floor, was adopted.

H-4248
1 Amend House File 913 as follows:
2 Page 3, line 34, by striking the word
3 "unencumbered" and inserting in lieu thereof the
4 word "appropriated".
Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (H.F. 913)
The ayes were, 76:

| Anderson | Cochran | Evans | Hines |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Fitzgerald | Horn |
| Baker | Crawford | Gentleman | Howell |
| Bittle | Cusack | Gilloon | Hullinger |
| Brandt | Dieleman | Halvorson | Husak |
| Branstad | Doyle | Hansen | Hutchins |
| Brunow | Drake | Hargrave | Jesse |
| Byerly | Dunton | Harvey | Jochum |
| Caffrey | Dyrland | Hennessey | Jordan |
| Clark | Egenes | Higgins | Koogler |


| Krause | Miller, K. D. |
| :--- | :--- |
| Lageschulte | Miller, O. L. |
| Lindeen | Monroe |
| Lipsky | Newhard |
| Menke | Norland |
| Mennenga | Oakley |
| Middleswart | O'Halloran |
| Middleton | Patchett |
| Miller, A. V. | Pavich |

The nays were, 14:

| Bennett | Daggett <br> Bortell |
| :--- | :--- |
| Brockett | Danker <br> Hinkhouse |
| Crabb | Lonergan |

Absent or not voting, 10:

| Bina | Harper <br> Den Herder <br> Fullerton | Junker <br> Kreamer | McElroy |
| :--- | :--- | :--- | :--- |
| Perkins | Rinas | Woods |  |

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

## IMMEDIATE MESSAGE

(House File 913)
Cusack of Scott asked and received unanimous consent that House File 913 be immediately messaged to the Senate.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

Senate File 567, a bill for an act making an appropriation to the Iowa American revolution bicentennial commission to finance the participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D. C., with report of committee recommending passage, was taken up for consideration.

Horn of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (S.F. 567)
The ayes were, 59:

| Bittle <br> Bortell <br> Brandt | Cochran <br> Connors | Egenes <br> Evans | Hennessey <br> Horn |
| :--- | :--- | :--- | :--- |
| Brockett | Crabb | Fitzgerald | Howell |
| Brunow | Cusack | Gentleman | Hullinger |
| Byerly | Daggett | Havorson | Husak |
| Caffrey | Drake <br> Dunton | Hansen | Hutchins |
| Harvey | Jesse |  |  |


| Jochum | Middleswart |
| :--- | :--- |
| Krause | Middleton |
| Lageschulte | Millen |
| Lindeen | Miller, A. V. |
| Lipsky | Miller, O. L. |
| Lonergan | Nielsen |
| Menke | Norland |
| Mennenga | Patchett |

The nays were, 27:

| Anderson | Dieleman <br> Daker <br> Beyle |
| :--- | :--- |
| Bennett | Dyrland <br> Branstad |
| Gilloon |  |
| Clark | Higgins |
| Crawford | Hines |
| Danker | Jordan |

Absent or not voting, 14:

| Avenson | Hargrave <br> Bina | Kreamer <br> McElroy | Rinas |
| :--- | :--- | :--- | :--- |
| Den Herder | Harper | Hinkhouse | Newhard |
| Fullerton | Junker | Wells |  |

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

Senate File 572, a bill for an act making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs, was taken up for consideration.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass ?" (S.F. 572)

| The ayes were, 88: |  |  |  |
| :--- | :--- | :--- | :--- |
| Anderson | Daggett | Hines | Middleton |
| Avenson | Danker <br> Baker | Dieleman | Hinkhouse |
| Bennett | Doyle | Horn | Millen |
| Bittle | Drake | Howell | Miller, A. V. |
| Bortell | Dunton | Hullinger | Miller, K. D. |
| Brandt | Dyrland | Husak | Miller, O. L. |
| Branstad | Egenes | Hutchins | Monroe |
| Brockett | Evans | Jesse | Nielson |
| Brunow | Fitzgerald | Jochum | Norlsen |
| Byerly | Gentleman | Kordan | Oakland |
| Caffrey | Gilloon | Lageschulte | O'Halloran |
| Clark | Halvorson | Lindeen | Patchett |
| Cochran | Hansen | Lipsky | Pavich |
| Connors | Hargrave | Lonergan | Pellett |
| Crabb | Harvey | Merkins |  |
| Crawford | Hennessey | Mennenga | Poncy |
| Cusack | Higgins | Middleswart | Readinger |
|  |  |  |  |


| Schroeder | Stromer | Walter | Woods |
| :--- | :--- | :--- | :--- |
| Spear | Svoboda | Welden | Wulff |
| Spencer | Tauke | Wells | Wyckof |
| Spradling | Varley | West | Mr. Sp |
| The nays were, |  | none. |  |
|  |  |  |  |
| Absent or not voting, 12: |  |  |  |
| Bina | Harper | Kreamer | Rinas |
| Den Herder | Junker | McElroy | Small |
| Fullerton | Krause | Newhard | Tofte |

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

## REPORT OF CONFERENCE COMMITTEE (House File 185)

Miller of Cerro Gordo called up for consideration the conference committee report on House File 185, a bill for an act relating to the transporting of cattle, and providing penalties, as follows:

## REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 185

## To the President of the Senate and the Speaker of the House of Repre-

 sentatives:We, the undersigned members of the conference committee appointed to consider the differences between the Senate and House of Representatives on House File 185, a bill for an Act relating to the transporting of cattle, and providing penalties, respectfully make the following recommendations:

1. That the House recede from House amendment H-3861 to Senate amendment H-3847 to House File 185 as amended and passed by the House.
2. That the House concur in the Senate amendment H-3847, to House File 185 as amended and passed by the House.
3. That House File 185 as amended be amended further as follows:
4. Page 4, by striking line 31 and inserting in lieu thereof the following:
"detained: However, nothing in this Act shall be construed to authorize any law enforcement officer to open or require the opening of the cargo compartment of any vehicle manufactured for use in carrying refrigerated cargo when both the cargo is actually under refrigeration at the time the vehicle is detained by the law enforcement officer, and the person operating the vehicle has in possession when stopped a valid transportation certificate or approved shipping document which was executed by the shipper and which identifies the cargo as processed livestock and

## otherwise complies with subsection two (2) of section three (3) of this Act.

On the Part of the Senate:
KENNETH D. SCOTT, Chairman
MILO MERRITT
JAMES M. REDMOND
CLIFF BURROUGHS
ROGER J. SHAFF

On the Part of the House:<br>ALVIN MILLER, Chairman<br>HERBERT C. HINKHOUSE<br>FRANK CRABB<br>RICHARD F. DRAKE

Oakley of Clinton rose on a point of order that the report was not in order inasmuch as the conference committee report does not confine itself to the differences between the House and Senate.

The Speaker ruled the point well taken.
Drake of Muscatine moved that the rules be suspended for the consideration of the conference committee report.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 59 , nays 20 .
The motion prevailed and the rules were suspended.
Miller of Cerro Gordo moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

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

On the question "Shall the bill pass?" (H.F. 185)
The ayes were, 82:

| Anderson | Daggett | Hennessey | Lindeen |
| :--- | :--- | :--- | :--- |
| Avenson | Danker | Higgins | Lipsky |
| Baker | Dieleman | Hines | Lonergan |
| Bennett | Drake | Hinkhouse | Menke |
| Bortell | Dyrland | Horn | Mennenga |
| Brandt | Egenes | Howell | Middleswart |
| Branstad | Evans | Hullinger | Middleton |
| Brockett | Fitzgerald | Husak | Millen |
| Byerly | Gentleman | Hutchins | Miller, A. V. |
| Caffrey | Gilloon | Jesse | Miller, K. D. |
| Clark | Griffee | Jochum | Miller, O. L. |
| Connors | Halvorson | Jordan | Monroe |
| Crabb | Hansen | Koogler | Norland |
| Crawford | Hargrave | Krause | Oakley |
| Cusack | Harvey | Lageschulte | O'Halloran |


| Patchett | Schroeder | Tauke | West |
| :---: | :---: | :---: | :---: |
| Pavich | Spear | Varley | Wooc's |
| Pellett | Spencer | Walter | Wulft |
| Perkins | Spradling | Welden | Wyckoff |
| Poncy | Stromer | Wells | Mr. Speaker |
| Readinger | Svoboda |  | Mr. Speaker |
| The nays were, 2: |  |  |  |
| Doyle | Scheelhaa |  |  |
| Absent or not voting, 16: |  |  |  |
| Bina | Dunton | Kreamer | Nielsen |
| Bittle | Fullerton | McElroy | Rinas |
| Brunow | Harper | Nealson | Small |
| Den Herder | Junker | Newhard | Tofte |

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

## IMMEDIATE MESSAGE <br> (House File 185)

Miller of Cerro Gordo asked and received unanimous consent that House File 185 be immediately messaged to the Senate.

## MOTION TO RECONSIDER PREVAILS (Senate File 511 Deferred)

Avenson of Fayette called up for consideration the motion to reconsider Senate File 511, filed on June 11, 1975, and moved to reconsider the vote by which Senate File 511, a bill for an act relating to vessels, passed the House on June 11, 1975.

A non-record roll call was requested.
The ayes were 55 , nays 12 .
The motion prevailed.
Avenson of Fayette moved to reconsider the vote by which Senate File 511 was placed at its last reading.

The motion prevailed.
Anderson of Jasper offered the following amendment H-4228 filed by him from the floor and moved its adoption:
"sailboats" the words ", nonpowered canoes".
2. Page 2, line 7, by inserting after the word
"sailboats" the words ", nonpowered canoes".
3. Page 2, line 8, by inserting after the word

8 "shore" the words "in accordance with rules promulgated
9 by the commission".
10 4. Page 2, line 9, by striking the word
11 "readily".
A non-record roll call was requested.
The ayes were 61, nays 14 .
Amendment H-4228 was adopted.
Avenson of Fayette offered the following amendment H-4225 filed by him from the floor:

H—4225
Amend Senate File 511, as amended and passed by the Senate, as follows:

1. Page 3 , line 7, by striking the word "subsection" and inserting in lieu thereof the word "subsections".
2. Page 3, by inserting after line 12 the follow-
ing:
' $N E W$ SUBSECTION. A nonsailed, nonpowered vessel, fourteen foot or less in length, being used by a
legally licensed duck hunter during the open season
for ducks and used solely for the purpose of hunting ducks."

Oakley of Clinton asked and received unanimous consent that Senate File 511 be deferred and that the bill retain its place on the calendar.
(Amendment H-4225 pending.)

## MOTION TO RECONSIDER PREVAILS <br> (Senate Joint Resolution 13)

Lipsky of Linn called up for consideration the motion to reconsider Senate Joint Resolution 13, filed on June 9, 1975, and moved to reconsider the vote by which Senate Joint Resolution 13, a joint resolution to provide for an interim study of the structure and performance of the department of social services, was adopted and agreed to by the House on June 9, 1975.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 54, nays 24 .
The motion prevailed.
Lipsky of Linn moved to reconsider the vote by which Senate Joint Resolution 13 was placed on its last reading.

## The motion prevailed.

Cusack of Scott offered the following amendment H-4244 filed by Cusack, Lipsky, Higgins and Hansen from the floor and moved its adoption:
H-4244

Amend Senate Joint Resolution 13, as amended and passed by the Senate, as follows:

1. Page 1, by striking lines 1 through 35, and page 2 , by striking lines 1 through 7 , inclusive, and inserting in lieu thereof the following:
"Whereas, the department of social services is the largest single agency of state government and the human services programs and facilities for which it is responsible affect the lives of many Iowans; and

Whereas, there has been continuing concern on the part of legislators and others regarding fragmentation in the delivery of mental health services and related services for alcohol and drug abusers in Iowa, and this concern has recently been heightened by the prospect that federal funds which have in the past been the primary source of support of the Iowa mental health authority will no longer be available; and

Whereas, it is desirable that the general assembly satisfy itself that programs for various groups of elderly, handicapped or developmentally disabled Iowans handicapped or developmentally disabled services, the commission on aging and the governor's committee on employment of the handicapped are adequately coordinated, that duplication of effort and of services is avoided but that no needed service is neglected due to doubt about jurisdiction to offer it; and

Whereas, a number of members of the general assembly-who have received complaints about frequency and seeming duplication of inspections of licensed health care facilities in Iowa by divisions of the department of social services and the department of health, as well as the fire marshal's office-are interested in exploring the possibility of consolidating some or all of these inspection functions; and

Whereas, continuing legislative oversight and evaluation of the state's correctional program is desirable, particularly as regards juvenile offenders; and

Whereas, in recent legislative interims there have at times been as many as four legislative study committees and joint interim subcommittees simultaneously studying programs or facilities administered by the department of social services and, while this is at times appropriate in view of the broad jurisdiction of the department, such

49 concurrent efforts must be carefully coordinated to
50 assure optimum utilization of legislative staff and

## Page 2

1 to avoid unduly burdening administrators and key staff
2 personnel of the department, Now Therefore,
3 Be It Enacted by the General Assembly of the State of Iowa: 7 serving either on the committees on human resources serving either on the committees on human resources
8 or the subcommittees on human resources of the 9 committees on appropriations of the Senate and House,

Section 1. The legislative council is authorized to establish in the manner prescribed by law a study committee, composed of legislators currently to conduct during the 1975 legislative interim a study of the major areas of responsibility of the department of social services, the performance of the department in discharging its responsibilities, and the effect upon this performacne of the department's current administrative structure and its relationships with other state agencies having major responsibilities for delivery of particular human services. The study committee shall formulate recommendations as to the".
2. Page 2, by inserting after line 17 the following, and renumbering the succeeding subsections accordingly:
"2. Organize itself into two or more subcommittees, each responsible for a designated part of the study committee's overall responsibility."

Roll call was requested by Koogler of Mahaska and Horn of Linn.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4244 be adopted?"
The ayes were, 40 :

| Bennett | Dyrland | Menke | Readinger |
| :--- | :--- | :--- | :--- |
| Brandt | Gentleman | Mennenga | Schroeder |
| Caffrey | Hansen | Millen | Small |
| Clark | Harvey | Miller, A.V. | Spencer |
| Crabb | Hennessey | Miller,0.L. | Spradling |
| Crawford | Higgins | Moroe | Stromer |
| Cusack | Howell | Newhard | Tofte |
| Daggett | Lageschulte | Norland | Varley |
| Danker | Lindeen | O'Halloran | Mr. Speaker |
| Drake | Lipsky | Pellett | (Griffee) |

Dunton
The nays were, 42 :

| Anderson | Connors | Halvorson | Hutchins |
| :--- | :--- | :--- | :--- |
| Avenson | Dieleman | Hargrave | Jesse |
| Baker | Doyle | Hines | Jochum |
| Bortell | Egenes | Hinkhouse | Jordan |
| Branstad | Evans | Horn | Koogler |
| Byerly | Fitzgerald | Hullinger | Lonergan |
| Cochran | Gilloon | Husak | Middleton |


| Nealson | Perkins | Tauke | Woods |
| :--- | :--- | :--- | :--- |
| Nielsen |  |  |  |
| Patchett | Poncy | Walter | Wulff |
| Pavich | Scheelhaase | Wells | Wyckoff |
| Absent or not voting, 18: |  |  |  |
| Bina | Fullerton |  | McElroy |
| Bittle | Harper | Middleswart | Rinas |
| Brockett | Junker | Miller, K. D. | Weoboda |
| Brunow | Krause | Oakley | Westen |

Amendment H-4244 lost.
Egenes of Story moved to reconsider the vote by which amendment $\mathrm{H}-4244$ failed to be adopted by the House.

A non-record roll call was requested.
The ayes were 16 , nays 57 .
The motion lost.
Cusack of Scott moved that the joint resolution be read a last time now and placed upon its passage which motion prevailed and the resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (S.J.R. 13)

The ayes were, 76:

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Evans |  |
| Baker | Fitzgerald |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brunow | Hargrave |
| Caffrey | Hennessey |
| Cochran | Hines |
| Connors | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Daggett | Husak |
| Danker | Hutchins |
| Dieleman | Jesse |
| Doyle | Jochum |
| Drake | Jordan |
| Dyrland |  |
|  |  |


| Koogler | Poncy |
| :--- | :--- |
| Lageschulte | Readinger <br> Lindeen |
| Scheelhaase |  |
| Lonergan | Schroeder |
| Menke | Spear |
| Mennenga | Spencer |
| Middleswart | Spradling |
| Middleton | Stromer |
| Millen | Svoboda |
| Miller, A. V. | Tauke |
| Miller, O. L. | Tofte |
| Monroe | Varley |
| Newhard | Walter |
| Norland | Wells |
| O'Halloran | Woods |
| Patchett | Wulff |
| Pavich | Wyckoff |
| Pellett | Mr. Speaker |
| Perkins | (Griffee) |
|  |  |
|  |  |
| Nealson | Nielsen |
|  |  |
| Dunton | Junker |
| Fullerton | Krause |
| Harper | Kreamer |


| Lipsky | Miller, K. D. | Rinas | Welden |
| :--- | :--- | :--- | :--- |
| McElroy | Oakley | Small | West |

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

## UNANIMOUS CONSENT CALENDAR

(House Resolution 24)
We hereby request that House Resolution 24, filed on April 17, 1975, and found on page 1157 of the House Journal, be placed on the unanimous consent calendar.

> MILLER of Calhoun HANSEN of O'Brien SPENCER of Clay

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. Sprakerr: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 12th day on June, 1975: House Files 206, 264, 421, 625, 670, 700, 823 and 885.

DAVID L. WRAY
Chief Clerk of the House
Report adopted,

## REPORTS OF COMMITTEE

Norland of Worth, from the committee on ways and means, submitted the following reports:

Mr. Speaker: Your committee on ways and means to whom was referred Senate File 501, a bill for an act relating to the assessment and equalization of certain industrial property, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows; and when so amended the bill do pass:

H-4245

Amend Senate File 501, as passed by the Senate, as follows:

1. Page 1 , line 6 , by inserting after the word "of" the words "special purpose".
2. Page 1, line 9, by inserting after the word "comparable" the words "special purpose".
3. Page 1 , line 10 , by inserting after the word "such" the words "special purpose".
4. Page 1 , line 11 , by striking the words "the following property:".
5. Page 1 , line 12, by striking the words "re-
fineries and".
6. Page 1, line 20, by inserting after the period the words "For the purposes of this paragraph, special purpose industrial property includes structures which are designed and erected for operation of a unique and special use, are not rentable in existing condition and are incapable of conversion to ordinary commercial or industrial use except at a substantial cost."
7. Amend the title, line 2, by inserting before the word "industrial" the words "special purpose".

NORLAND of Worth, Chairman
Also:
Mr. Speaker: Your committee on ways and means to whom was referred Senate Flle 571, a bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows; and when so amended the bill do pass:
H-4246

Amend Senate File 571, as amended and passed by the Senate, as follows:

1. Page 1, line 2, by striking the words and figures "one (1), four (4), five (5)," and inserting in lieu thereof the words and figures "two (2), four (4), five (5), six (6),'.
2. Page 1, by striking lines 4 through 19 and
inserting in lieu thereof the following:
"2. "NET WORTH" means the total assets of a person
less his total liabilities as of December 31 of the
base year. The value of property shall be its market
value as defined in section 441.21 . For purposes
of computing a person's income, ten percent of his
net worth exceeding [thirty-five] fifty thousand dollars
shall be considered as income."
3. Page 2, by inserting after line 1 the following:
'6. "CLAIMANT" means a person filing a claim for reimbursement under this division who has attained the age of sixty-five years on or before December
31 of the base year, or who is a surviving spouse
having attained the age of fifty-five years on or
before December thirty-first of the base year, or
who is totally disabled and was totally disabled on or before December 31 of the base year, and was domiciled in this state during the entire base year and is domiciled in this state at the time the claim is filed. "Claimant" includes a vendee in possession under a contract for deed and may include one or more joint tenants or tenants in common. In the case of a claim for rent constituting property taxes paid, the claimant shall have rented the property during any part of the base year. When two persons of a

## Page 2

household are able to meet the qualifications for a claimant, they may determine between them who will be the claimant. If they are unable to agree, the matter shall be referred to the director of revenue not later than July 31 of each year and his decision shall be final. If a homestead is occupied by two or more persons, and more than one person is able to qualify as a claimant, and some or all of the qualified persons are not related, the persons may determine among them who will be the claimant. If they are unable to agree, the matter shall be referred to the director of revenue not later than July 31 of each year and his decision shall be final."
4. Page 3, by striking lines 15,16 , and 17 .
5. Page 4, by striking lines 9 and 10 and inserting in lieu thereof the following:
"6. Household income and a statement of the claimant's net worth above [thirty-five] fifty thousand
dollars;".
6. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

NORLAND of Worth, Chairman

## AMENDMENTS FILED

H-4230
Amend House File 837, by striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. NEW SECTION. LEGISLATIVE INTENT. The general assembly finds and declares:

1. That abandoned railroad rights-of-way possess unique and irreplaceable value suitable for transportation, utility, recreation and other public uses.
2. That preservation of certain abandoned railroad rights-of-way for future public use is in the public interest.
3. That acquisition of property interests in abandoned railroad rights-of-way by the state and political subdivisions of the state is an effective way of controlling future development of this resource.
4. That the public use of abandoned rights-ofway, especially joint use reduces land acquisition and development costs and minimizes the disruption and displacement of families, farms and businesses.

Sec. 2. NEW SECTION. CITATION. This Act may be cited as the Iowa Railroad Abandonment Policy Act of 1975.

Sec. 3. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. "Right-of-way" means the real property in which a railroad company is or has been authorized to conduct

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railroad operations, including but not limited to tracks, awitchyards, adjacent terminal facilities and bridges.
2. "Abandoned right-of-way" means a right-of-way on which a railroad company has been authorized by a decision of the interstate commerce commission or by some other lawful procedure to terminate all railroad operations and to terminate its ownership and control.
3. "Alteration" means any act which materially changes the physical conditions of a right-of-way or substantially interferes with its capacity for railroad operations, including but not limited to blocking the corridor, removing or modifying trackage, switches, ties, overpasses, bridges or other structures on the right-of-way, and cutting or changing the contour of the track bed. Physical changes made for the purpose of continuing or restoring railroad service or undertaken to carry out a re-use approved by the department in a proceeding under section six (6) of this Act or otherwise are not alterations within the meaning of this Act.
4. "Affected political subdivision" means a political subdivision of this state within whose jurisdiction the right-of-way is located.
5. "Notice to the public" means written communication to all individuals and groups with a known interest in an abandonment or re-use proceeding, including the owners of record of adjacent land, as well as notice published twice in a newspaper of general circulation in the counties in which the right-of-way subject to a re-use or abandonment proceeding is located.
6. A "public use" means one which will benefit the citizens of this state and to which public access will not be unreasonably limited.
7. "Department" means the state department of transportation.

Sec. 4. NEW SECTION. DUTIES OF THE DEPARTMENT. The department shall have the following duties and responsibilities:

1. Conduct a thorough study of operating railroad property and operating railroad property proposed to be abandoned in the state and develop a public use plan for right-of-way property as is deemed to be in the public interests to preserve for public use. The public use plan shall be developed in cooperation with the state conservation commission, the department of soil conservation, or its successor agency, other interested state agencies, political subdivisions of the state and the general public. This plan shall consider short and long-range projections of the usefulness of the railroad property for public and private purposes, including exclusive

## Page

and shared uses. It shall consider plans of the state and political subdivisions of the state for present or future transportation, utility, conservation, and recreational uses of such property. The study shall be submitted to the general assembly not later than January 15, 1977 for its approval.
2. Adopt suitable procedures to give notice to encourage participation by political subdivisions of the state and citizens of the state in the planning process.
3. Require political subdivisions of the state to submit proposed changes to their plans involving the present or future use of abandoned railroad property to the department, which changes shall be subject to the provisions of section seven (7) of this Act.
4. In formulating the public use plan, the department shall consider:
a. The present and future suitability of each portion of right-of-way for transportation,
agriculture, conservation, recreation, utility, and other uses.
b. The economic, environmental and social advantages and disadvantages of the various alternatives.
c. The suitability of the right-of-way for joint uses.

Sec. 5. NEW SECTION. ADDITIONAL DUTIES OF THE DEPARTMENT.

1. The department may seek assistance from and cooperate with any person, including other agencies of the state or any of its political subdivisions, and agencies of the federal government in carrying out the purposes of this Act.
2. The department may apply for and use any funds which may be made available by the federal government or received from private contributions to carry out any of the purposes of this Act and such funds are appropriated for such purposes.
3. The department shall adopt rules pursuant in chapter seventeen A (17A) of the Code necessary to transact its business and for the administration and exercise of its powers and duties. The department's rules shall include criteria to determine priorities for allocating rights among competing petitioners.

However, first priority on classes of petitioners shall be to those petitioners who propose to use the abandoned railroad right-of-way for rail transportation purposes and who meet the other conditions and purposes of this Act.
4. The department may encourage the formation of organizations for the purpose of petitioning for a rail use and may, if it determines that the abandoned railroad right-of-way is necessary for the
transportation plan of the state of Iowa, enter into
the role of petitioner.
5. The department may enter into contracts and agreements it deems necessary to carry out the purposes of this Act.

Sec. 6. NEW SECTION. DEPARTMENT ROLE IN ABANDONMENT PROCEEDINGS.

1. A railroad corporation filing a petition with the interstate commerce commission or transportation regulation board shall file a copy of the petition with the department.
2. Within thirty days after receiving notice that a petition has been filed with the interstate commerce commission or transportation regulation board for permission to abandon a right-of-way in the state or that a railroad corporation is complying with other

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1 requirements of a federal or state law which may lead
2 to abandonment, the department shall notify all
3 interested state agencies, affected political
4 subdivisions and the public that an abandonment
5 petition has been filed with the interstate commerce
6 commission or transportation regulation board.
3. The department may, on behalf of the state, request that the interstate commerce commission or transportation regulation board or other such agencies, associations, or trustees as may have jurisdiction, impose conditions, consistent with the public use plan or with the procedures of the department, regulating the petitioner railroad corporation's disposition or re-use of the abandoned right-of-way.

Sec. 7. NEW SECTION. ALTERING ABANDONED RIGHT-OF-WAY.

1. A political subdivision of the state or any person owning an interest in a right-of-way which has been or is expected to be abandoned and who intends to alter the right-of-way shall notify the department in writing of this intention before commencing the alteration. The notice may be given on or after the date on which a petition for authority to abandon the right-of-way is filed with interstate commerce commission or transportation regulation board. The department may provide by rule, adopted pursuant to chapter seventeen A (17A) of the Code, for certain classes of alterations which may be made without advance notice as otherwise required by this section.
2. After receiving the notice of intent to alter, the department shall give notice within sixty days to interested state agencies, affected political subdivisions, holders of licenses known to exist by the party intending to abandon or alter the right-of-way and the public.
3. A person or political subdivision of the state shall not alter an abandoned railroad right-of-way

## Page 5

without first giving notice of the intention to alter at least twelve months prior to the commencement of the alteration unless permitted by departmental rule, or the department has authorized the specific alteration.
4. A release for alteration or abandonment may be issued by the department to the owner of a right-of-way or a prospective purchaser at any time, if it determines that a release is necessary:
a. To implement the public use plan.
b. To minimize public expenditures or the costs imposed on the owner of the abandoned right-of-way. c. To avoid a conflict with federal law.
d. To expedite reversions of abandoned right-ofway not deemed beneficial for public use.
5. A person or political subdivision of the state which makes an alteration in violation of this section shall be liable to a political subdivision or person which ultimately acquires an interest in the altered right-of-way, for the reasonable cost of restoring the right-of-way to its condition immediately prior to the alteration.
8. NEW SECTION. PREFERENTIAL ACQUISITION RIGHTS.

The department may grant to state agencies, affected political subdivisions or persons, the right to acquire a property interest in abandoned railroad right-ofway. However, the department shall not grant authority to acquire abandoned right-of-way where railroad operations have been restored. The department may grant the right to acquire by eminent domain nonpossessory property interests in rights-of-way prior to abandonment. The department may permit the acquisition of an abandoned right-of-way if it determines that the proposed use will promote the public interest. In determining which use will best promote the public interest, the department shall consider, after the date of its adoption, the plan adopted pursuant to section four (4) of this Act. Preferential acquisition rights granted shall be subject to all the procedures and safeguards of this Act.

Sec. 9. NEW SECTION. ACQUISITION. A state agency, an affected political subdivision, or a person desiring to acquire abandoned right-of-way may petition the department for the right at any time after an application for authority to abandon the right-of-way has been filed with the interstate commerce commission or after railroad operations have been permanently discontinued, whichever event first occurs. A petition to acquire a nonpossessory interest prior to abandonment may be filed at any time. The department may, by rule, restrict the right to petition for acquisition rights for a reasonable period after notice has been given of an owner's intent to alter the right-of-way.

Sec. 10. NEW SECTION. PETITION. When a petition is filed, the department shall give notice of the filing of the petition to all known persons and entities with a significant interest in the right-of-way, interested state agencies, affected political subdivisions and the public. The petition shall describe the use to which the petitioner plans to allocate the abandoned right-of-way, the methods and source of financing, the terms upon which access to the right-of-way will be open to the public, the time - 6 expected to complete any planned improvements and such other information as the department may require. The department shall hold a hearing to determine the merits of the petition. At the hearing, the department shall consider the interests of adjoining landowners, and any claims by law or claims by interest they may have to the abandoned right-of-way in addition to other facts of testimony. If after the hearing on the petition, the department determines that the proposed use is in the public interest, it shall declare by order the petitioner's right to acquire by eminent domain a property interest in the right-of-way. The department may grant to an affected political subdivision the right to acquire interests in a railroad right-of-way extending beyond its borders.

A petition shall be approved or disapproved by the department within six months from the date of filing. The department shall also adopt rules to allow the amendment of a petition to permit additional or alternative uses of the abandoned railroad right-of-way.

The department may not approve a petition for a proposed recreational or conservation use through a rural area unless a majority of the adjoining landowers of cultivated agricultural land agree to the proposed use.

Sec. 11. NEW SECTION. APPROVAL OF PETITION. The department's order granting a right shall specify the time within which the acquisition is to be commenced by the petitioner and improvements are to be completed. If improvements are not completed or an extension granted within five years from the time acquisition is to be commenced the right-of-way shall be deemed abandoned. The petitioner may apply to the department for an extension of time to complete the improvements. The extension shall be granted by the department only if the petitioner has shown that the reasons for delay were of an unusual or unforeseeable nature or that the improvements are substantially completed. The department shall provide that upon termination of the proposed use, the right-of-way shall be subject to the conditions of this

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Act and for that purpose the right-of-way shall be considered abandoned upon termination of authorized use.

Upon approval of the petition, where there is a duty to pay property taxes on the abandoned right-of-way, that duty shall attach to the petitioner's equitable interest in the property and the taxes
accruing subsequent to the granting of the right to acquire the abandoned right-of-way, shall be considered an element of the fair market value of the property and shall be considered an additional cost of acquisition.

Acquisition of property pursuant to this section by a public agency or person shall be in the manner provided by law. The property interest acquired pursuant to this section shall be prescribed by the department's order and may be a fee simple absolute, a determinable fee, an easement or any other interest less than a fee simple absolute that reasonably meets the requirements of the petitioner's plan. Unless the affected property owner agrees otherwise, any existing access and egress to continguous land shall be unaffected by the petition, as approved.

If the department finds that the petitioner is not exercising its right of eminent domain with due diligence, the department may revoke its order granting the petitioner a right to acquire the abandoned right-of-way and may grant such rights to a subsequent petitioner who is ready, willing and able to acquire the abandoned right-of-way for allocation to a use which is in the public interest.

Sec. 12. NEW SECTION. INTEREST ACQUIRED IN ABANDONED RIGHT-OF-WAY. State agencies and affected political subdivisions of this state may acquire by purchase, gift, or devise any property interest in abandoned railroad rights-of-way and nonpossessory property interests in operating railroad rights-ofway prior to abandonment. Such interests may be transferred to other state agencies, political subdivisions, or persons for public uses, and such transfers shall be subject to conditions requiring public uses and providing for a reversion to the department upon termination of the required public use.

Sec. 13. NEW SECTION. REVERSION. The reversion provisions of chapter four hundred seventy-three (473) of the Code shall not be construed to grant owners of the tract from which the right-of-way was taken any interest in the right-of-way prior to final disposition by the department under the provisions of this Act.

Sec. 14. NEW SECTION. OPTION GRANTED. If a petition is not approved under section ten (10) of

## Page

1 Such option shall be exercised, if at all, within
this Act for acquisition for a public use, landowners of adjoining land shall, if the owner of the right-of-way offers for sale, have first option on the purchase of such right-of-way at fair market value. sixty days of the granting of the option.

Sec. 15. NEW SECTION. FENCES, DRAINAGE, WEEDS AND PRIVATE CROSSINGS. A petitioner granted the power of eminent domain for a possessory interest in an abandoned right-of-way under the provisions of this Act shall construct, maintain and keep in repair a fence upon written request of an adjoining landowner who keeps or raises livestock on the adjoining land and has fenced the land except the side adjoining the right-of-way. Where the right-of-way is to be used for railroad the fence shall be constructed in accordance with the provisions of sections four hundred seventy-eight point four (478.4) and four hundred seventy-eight point five (478.5) of the Code. In all other cases the fence shall be constructed and maintained in accordance with the provisions of section one hundred thirteen point eighteen (113.18) of the Code. A petitioner granted the power of eminent domain for the possessory interest in an abandoned right-of-way shall also have the duty to control weeds in accordance with the provisions of sections three hundred seventeen point nine (317.9), three hundred seventeen point twelve (317:12), four hundred seventyseven point fifty-three (477.53) and four hundred seventy-seven point fifty-four (477.54) of the Code and shall have the responsibility for drainage in accordance with sections four hundred fifty-five point one hundred twenty-one (455.21) and four hundred fifty-five point one hundred twenty-four (455.124) of the Code and shall have responsibility for private crossings in accordance with sections four hundred seventy-eight point twelve (478.12) and four hundred seventy-eight point thirteen (478.13) of the Code.

KRAUSE of Palo Alto
HOWELL of Floyd
SCHEELHAASE of Woodbury
NEWHARD of Jones
JUNKER of Woodbury
SVOBODA of Iowa
TAUKE of Dubuque
HULLINGER of Decatur
EVANS of Grundy
KOOGLER of Mahaska
WOODS of Polk
DRAKE of Muscatine
HENNESSEY of Delaware
PAVICH of Pottawattamie

SMALL of Johnson<br>MILLER of Cerro Gordo<br>HANSEN of O'Brien<br>PATCHETT of Johnson

[^59]VARLEY of Adair
KRAUSE of Palo Alto
DRAKE of Muscatine
HOWELL of Floyd
4249
Amend the Krause, et al., amendment H-4230, to House File 837, as follows:

1. By striking all of lines 4 through 50 on
page 1, all of pages 2 through 8, and inserting in
lieu thereof the following:
"Section 1. NEW SECTION. CITATION. This Act may be cited as the Iowa Railroad Abandonment Policy Act of 1975 .

Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. "Right-of-way" means the real property in which a railroad company is or has been authorized to conduct railroad operations, including but not limited to tracks, switchyards, adjacent terminal facilities and bridges.
2. "Abandoned right-of-way" means a right-of-way on which a railroad company has been authorized by a decision of the interstate commerce commission or by some other lawful procedure to terminate all railroad operations and to terminate its ownership and control.
3. "Alteration" means any act which materially changes the physical conditions of a right-of-way or substantially interferes with its capacity for railroad operations, including but not limited to blocking the corridor, removing or modifying trackage, switches, ties, overpasses, bridges or other structures on the right-of-way, and cutting or changing the contour of the track bed.
4. "A person wishing to establish and maintain rail service" means a person who is found by the commerce commission to be financially sound to operate rail service upon the right-of-way."
"The department of transportation shall have the power of approval over alteration of any right-of-way for a period of one year after determination

## Page 2

 2by the commission.
The department of transportation shall not approve any alteration of rights-of-way for a period of sixty days after the time of abandonment."
"Sec. ..... Chapter four hundred seventy-three (473), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. When a railroad company files a petition requesting abandonment of railroad right-of-way with the interstate commerce commission and the interstate commerce commission approves the petition, the right-of-way shall be disposed of according to the following priority:

1. Outside the corporate limits of any city.
a. Right-of-way owned in fee simple shall be offered for a period of one year to any person wishing to establish and maintain rail service upon that land. The first person who accepts such offer shall receive title to the land subject to a remainder interest in the state if that person fails to establish service within two years thereafter or subsequently abandons the right-of-way.

If the offer is not accepted within one year thereafter, the land shall be offered to the owner of the adjoining property from which the right-ofway was originally taken. Such offer shall remain open for a period of sixty days.
b. The possessory interest in any right-of-way in which the railroad has a possessory interest only shall pass to the owner of the fee. The owner shall thereupon follow the procedure in paragraph a of this subsection.
2. Inside the corporate limits of any city.
a. Right-of-way owned in fee simple shall be offered for a period of one year to any person who wishes to establish and maintain rail service upon the land. The first person who accepts such offer shall receive title to the land subject to a remainder interest in the state if the person fails to establish service within two years thereafter or subsequently abandons the right-of-way.
If the offer is not accepted within one year thereafter or if the state acquires title to the land by failure of the person to establish service or by subsequent abandonment, the right-of-way shall then first be offered to the city for a period of ninety days. If the city does not exercise such option the right-of-way shall be offered for a period of sixty days "to the owner of the adjoining property from which the right-of-way was originally taken".
b. The possessory interest in any right-of-
way in which the railroad has a possessory interest only shall pass to the owner of the fee. The owner

41 shall thereupon follow the procedure in paragraph
42 a of this subsection."
43
44
45
46
47
48
49 railroad rights-of-way acquired by the state,

## Page 3

1 or any department, agency, commission or poli-
2 tical subdivision of the state. This section
3 shall not apply to rights-of-way located on
4 land within the corporate limits of a city, which
5 land is not contiguous to land assessed as agri-
6 cultural land."
WYCKOFF of Benton HUSAK of Tama CRABB of Crawford STROMER of Hancock BRANSTAD of Winnebago HUTCHINS of Gqthrie MILLER of Buchanan BAKER of Buena Vista JORDAN of Linn PELLETT of Cass DAGGETT of Adams BORTELL of Madison PERKINS of Greene

## H-4250

1 Amend the Krause, et al., amendment H-4230, to
2 House File 837 as follows:
3 Page 6, line 25, by striking the words "a majority"
4 and inserting in lieu thereof the word "three-fourths".

PELLETT of Cass

H-4251
1 Amend the Krause, et al., amendment H-4230,
2 to House File 837, as follows:
3 Page 8, by striking all of lines 3 through 434 and inserting in lieu thereof the following:
land is mot contiguous to land assessed as agricultural land."

Amend Senate File 205, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1 , line 9 , by inserting after the word "district" the words "except those certificated employees designated as supervisory employees under chapter twenty (20) of the Code".
2. Page 3, line 32, by striking the words "However, if the conference was held to".
3. Page 3, by striking lines 33 through 35.
4. Page 4, by striking line 1.
5. Page 6, lines 15 through 18, by striking the words "except that superintendents, principals and others whose duties are preponderantly administrative in nature shall not be reinstated to the same or a similar position".
6. Page 6, by striking lines 28 through 32 and inserting in lieu thereof the following:
"7. All certificated employees of a school district designated as supervisory employees under chapter twenty (20) of the Code shall not be subject to the provisions of this section or section two hundred seventy-nine point twenty-four (279.24) of the Code."

H-4223

1 follows:

43 the word "dependent".
HIGGINS of Scott

## H-4224

Amend H-4223 by Higgins to Senate File 358,
2 as passed by the Senate, page 1, by inserting after
3 line 40 the following:
4
5 Sec. ..... Chapter two hundred thirty-two
5 (232), Code 1975, is amended by adding the following
6 new section:
NEW SECTION. PLACHMENT OF DEPENDENT AND NEGLECTED

HIGGINS of Scott
MINORS. Notwithstanding the provisions of section two hundred thirty-two point thirty-three (232.33), subsections four (4) and five (5) of the Code, a minor adjudicated as neglected or dependent shall not be placed in the Iowa training school for boys, or the Iowa training school for girls."

4242
Amend Senate File 358, as passed by the
Senate, page 5 , by inserting after line 7 the following:
"Sec. ..... Chapter two hundred thirty-two (232), Code 1975, is amended by adding the following new section:

NEW SECTION. PLACEMENT OF A CHILD IN NEED OF ASSISTANCE. Notwithstanding the provisions of section two hundred thirty-two point thirty-three (232.33), subsections four (4) and five (5) of the Code, a minor adjudicated as a child in need of assistance shall not be placed in the Iowa training school for boys, or the Iowa training school for girls."

HIGGINS of Scott
LIPSKY of Linn
4234
Amend Senate File 518, as passed by the Senate, as follows:

1. Page 4, by striking lines 25 through 31 and inserting in lieu thereof the following:
"Sec. 7. NEW SECTION. LEGAL SERVICES. The
attorney general may perform the legal services
for the child support recovery program and may enforce all laws for the recovery of child support from responsible relatives. The attorney general shall have power to file and prosecute:
a. contempt of court proceedings to enforce any order of court pertaining to child support.
b. cases under chapter two hundred fifty-two A (252A), Code 1975, the Uniform Support of Dependents
Law.
c. an information charging desertion under the provisions of chapter seven hundred thirty-one (731), Code 1975.
d. any other lawful action which will secure collection of support for minor children.

For the aforesaid purposes, the attorney general shall have the same power to commence, file and prosecute any action or information in the proper jurisdiction, which the county attorney could file or prosecute in that jurisdiction. This shall in no way relieve any county attorney from his or her duties, or the supervisory power of the attorney general, in recovery of child support."

OAKLEY f Clinton JESSE of Polk

Amend Senate File 555, as amended and passed by the Senate, as follows:

Page 5, line 31, by striking the words "coinciding
with or next following" and inserting in lieu thereof
the following: "[coinciding with or next following] in
which the member attains".
JUNKER of Woodbury
H-4226
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 1, line 6, by inserting after the word "hundred" the word "twenty".
2. Page 5, line 21, by inserting after the first use of the word "hundred" the word "twenty".

3 . Page 5 , line 21 , by striking the words "nine hundred" and inserting in lieu thereof the words "one thousand eighty".
4. Page 5 , line 22 , by striking the words " $s i x$ hundred" and inserting in lieu thereof the words "seven hundred twenty".
5. Page 10, by striking lines 13 through 21
and inserting in lieu thereof the following:
"1975 is increased by the applicable percentage
listed in the chart in this subsection, based
upon the calendar year during which the member
retired and the number of years of membership
service and prior service of the member, except
as otherwise provided in this subsection.
The letter columns in the chart shall correspond to the number of years of membership service and prior service of the member as follows:

Years of Membership Service
Column and Prior Service A Less than ten years $B \quad$ Ten years through fourteen years $C \quad$ Fifteen years through nineteen years $D \quad$ Twenty years through twenty-four years $E \quad$ Twenty-five years through twenty-nine years

Thirty or more years
The amount of regular monthly retirement allowance
shall be increased by the following percentages:
Year
of
Retire-

| ment | $A$ | $B$ | $C$ | $D$ | $E$ | $F$ |
| :---: | ---: | ---: | ---: | ---: | ---: | ---: |
| 1953 | 110 | 118 | 115 | 115 | 116 | 116 |
| 1954 | 96 | 104 | 108 | 110 | 112 | 112 |
| 1955 | 85 | 96 | 102 | 105 | 108 | 109 |
| 1956 | 75 | 89 | 96 | 101 | 104 | 105 |
| 1957 | 66 | 82 | 91 | 96 | 100 | 101 |
| 1958 | 58 | 75 | 85 | 91 | 96 | 97 |


| 44 | 1959 | 50 | 69 | 80 | 87 | 92 | 94 |
| ---: | :--- | ---: | :--- | ---: | :--- | :--- | :--- |
| 45 | 1960 | 46 | 64 | 75 | 83 | 88 | 90 |
| 46 | 1961 | 44 | 58 | 70 | 78 | 84 | 87 |
| 47 | 1962 | 41 | 53 | 66 | 74 | 81 | 84 |
| 48 | 1963 | 39 | 48 | 62 | 71 | 77 | 80 |
| 49 | 1964 | 37 | 44 | 57 | 66 | 73 | 77 |
| 50 | 1965 | 35 | 40 | 53 | 62 | 69 | 73 |
| Page 2 |  |  |  |  |  |  |  |
| 1 | 1966 | 33 | 38 | 49 | 58 | 66 | 69 |
| 2 | 1967 | 30 | 35 | 44 | 55 | 62 | 66 |
| 3 | 1968 | 27 | 32 | 40 | 50 | 58 | 61 |
| 4 | 1969 | 23 | 28 | 35 | 45 | 53 | 57 |
| 5 | 1970 | 19 | 25 | 31 | 40 | 48 | 52 |
| 6 | 1971 | 14 | 21 | 27 | 35 | 44 | 48 |
| 7 | 1972 | 10 | 17 | 23 | 31 | 39 | 43 |
| 8 | 1973 | 5 | 13 | 18 | 25 | 33 | 38 |
| 9 | 1974 | 0 | 7 | 14 | 20 | 28 | 32 |
| 10 | 1975 | 0 | 3 | 9 | 15 | 23 | 27 |

11 There is appropriated from the general fund of the 12 state to the employment security commission from funds 13 not otherwise appropriated an amount sufficient to fund 14 the provisions of this subsection.
15 Notwithstanding the provisions of this subsection, 16 if the total amount of regular monthly retirement allow17 ances paid to retired members under this subsection plus
18 the total amount of benefits paid to persons under
19 the provisions of sections one (1), twelve (12), and
20 twenty-four (24) of this Act, during the calendar year
21 beginning January 1, 1976, either exceeds or is less
22 than eight million four hundred thousand dollars, the
23 employment security commission is directed to adjust
24 the percentages in the chart proportionally so that
25 the total amount of regular monthly retirement
26 allowances paid to retired members under this sub-
27 section plus the total amount of benefits paid to
28 persons under the provisions of sections one (1),
29 twelve (12), and twenty-four (24) of this Act,
30 during the calendar year beginning January 1, 1976
31 equals eight million four hundred thousand dollars.
32 If the percentages are adjusted by the employment
33 security commission, the adjusted percentages shall
34 be used for each calendar year thereafter."
35 6. Page 14, line 3, by inserting after the word
36 "hundred" the word "twenty".
7. Page 14, line 8 , by inserting after the word

38 "hundred" the word "twenty".
LIPSKY of Linn
H-4227
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 10, by striking lines 21A through 21L.

4 2. Page 14, by striking lines 11A through 11 J .
PONCY of Wapello

H-4232
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 10, line 21D, by inserting after the word "Code" the words "or as a county sheriff or deputy sheriff".
2. Page 10 , line 21 H , by inserting after the word "officer," the words "county sheriff, or deputy sheriff".
3. Page 10, line 21J, by striking the word " $f f f t$ " and inserting in lieu thereof the word "forty".
4. Page 10 , line 21L, by inserting after the period the following: "The county board of supervisors shall authorize payment from the county general fund to pay the additional costs above the employee and employer contributions to the system to pay for increased benefits for the county sheriff and deputy sheriffs under this subsection. The provisions of this subsection relating to county sheriffs and deputy sheriff shall be effective July 1, 1976."

HORN of Linn<br>SPRADLING of Sioux

H-4240
Amend Senate File 555, as amended and passed by the Senate, page 10, line 31, by inserting after the period the following: "However, a member may retire on an early retirement date without the reduction in the monhtly retirement allowance required under this section if an agreement is completed between the employer and the member for the employer, or the employer and the member jointly, to make payment within six months following the member's retirement to the Iowa public employees' retirement system fund of an amount determined by the consulting actuaries to compensate for the additional funds required to finance the monthly retirement allowance for early retirement without reduction for early retirement over the amount the member would have received reduced for early retirement. Agreements shall be approved by the employment security commission."

HORN of Linn ANDERSON of Jasper

H-4243
Amend Senate File 555 as follows:

1. Page 10 , line 21 D , by inserting after the word "Code" the following:
", or a county sheriff under chapter three hundred forty (340) of the Code, or a deputy county sheriff under chapter three hundred forty-one A (341A) of the Code".
2. Page 10 , line 21 H , by inserting after the deputy sheriff".
HENNESSEY of Delaware
MILLER of Buchanan
SVOBODA of Iowa
DOYLE of Woodbury
CLARK of Lee

H--4247
Amend Senate File 555 as amended and passed by the Senate as follows:

1. Page 1, by inserting before line 1 the following section:
"Sec. ..... Section ninety-seven A point six (97A.6), subsection one (1), Code 1975 , is amended by striking the subsection and inserting in lieu thereof the following:
2. SERVICE RETIREMENT BENEFIT. Retirement of a member on a service retirement allowance shall be made by the board of trustees in the manner prescribed in this subsection. Any member in service may retire upon his written application to the board of trustees, setting forth at what time, not less than thirty nor more than ninety days subsequent to the execution and filing of the application, he desires to be retired if the member that is fifty-five years of age or more and has completed twenty-two years or more of creditable service. However, during the period of notification, he may have separated from the service."
3. Page 5 , line 28 , by striking the words and figure "unnumbered paragraph one (1),".
4. Page 5 , line 30 , by inserting before the word "A" the figure and words "97B.45 RETIREMENT AGE AT SIXTY-FIVE."
5. Page 6, by inserting after line 6 the following:
"[Notwithstanding the provisions of this section and section 97B. 46 an employer may adopt policies which prescribe retirement at an age not less than sixty-five years.

The provisions of this section shall not be construed to render invalid any provisions of a policy established by an employer which prescribes retirement at an age not less than sixty-five years.]

An employer shall not prescribe retirement at any specific age, but shall base retirement policies on ability of the member to perform the job."
5. Page 6, by inserting after line 26 the following:
"The employer shall base approval for continuation of active employment of a member who has attained the age of sixty-five upon the employee's ability to perform the job, and age shall not be considered as a factor."
6. Page 14 , by inserting after line 11 J the following :

## 47

## 48

## 49

50

## Page 2

"Sec. ..... Section four hundred ten point six
(410.6), Code 1975, is amended by striking unnumbered
paragraph two (2).

Sec. ..... Section four hundred eleven point six
(411.6), subsection one (1), Code 1975 , is amended by striking paragraph $b$ and renumbering the remaining paragraph.

Sec. ..... Section six hundred five point twentyfour (605.24), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
605.24 RETIREMENT POLICY. Except as provided in section six hundred five point twenty-six (605.26) of the Code, a judge of the supreme court or district court shall continue as a judge as long as the judge believes that he possesses the ability to perform as a judge. Age shall not be considered as a factor.

Sec. .... Section six hundred five point twentyfive (605.25), Code 1975, is amended to read as follows:
605.25 TEMPORARY SERVICE BY RETIRED JUDGES.

Judges of the supreme court and district court [who are hereafter retired by reason of age, or] who are drawing benefits under section 605A.6, may with their consent be assigned by the supreme court to temporary judicial duties on any court in the state, however only retired supreme court judges may be assigned to the supreme court and only in case of temporary absence of a member of the supreme court. No such judge shall engage in the practice of law unless he shall file with the clerk of the supreme court an election to practice law, in which event he shall thereafter be ineligible for assignment to temporary judicial duties at any time. While serving under temporary assignment as herein provided, a retired judge shall receive the compensation and actual expense provided by law for judges on the court to which he is assigned, but shall not receive any annuity payments to which he may be entitled under the judicial retirement system. He may be authorized in the order of assignment to appoint a temporary reporter, who shall receive the compensation and actual expense provided by law for a regular reporter in the court to which the judge is assigned. The order of assignment shall be filed in the offices of the clerks of court at the places where the judge is to serve."
7. By renumbering sections as necessary.

Amend Senate File 555 as amended and passed by the Senate as follows:

1. Page 5, by striking line 31 and inserting in lieu thereof the words "the month [coinciding with or next following] in which the member attains his sixty-fifth".
2. Page 6, line 11, by striking the word "date" and inserting in lieu thereof the words "[date] first of the month in which".
3. Page 6, by striking line 17 and inserting in lieu thereof the words "day of the month [next following or coinciding with] in which such date occurs."
4. Page 6, by inserting after line 26 the following section:
"Sec. ..... Section ninety-seven B point forty-seven (97B.47), Code 1975, is amended to read as follows:
97B. 47 RETIREMENT DATE. A member's early retirement date shall be the first of [any] the month [coinciding with or following] in which the member attains his fifty-fifth birthday [and] or the first of any month following the member's fifty-fifth birthday prior to his normal retirement date, provided such date shall be after the last day of service. A member may retire on his early retirement date by submitting written notice to the commission setting forth the early retirement date which shall not be before the first day of the sixth calendar month preceding the month in which such notice is filed."
5. Page 6, by striking line 30 and inserting in lieu thereof the words "[coinciding with or next following] in which the member attains his fifty-fifth birthday".
6. Page 7, by striking line 3 and inserting in lieu thereof the words [coinciding with or next following] in which the member attains his sixty-fifth birthday".
7. Page 7, lines 7 and 8, by striking the words "coinciding with or next following the member's [seventy-second]" and inserting in lieu thereof the words "[coinciding with or next following the member's seventy-second] in which a member attains his".

WULFF of Black Hawk
HARVEY of Scott BRANSTAD of Winnebago
TAUKE of Dubuque CRAWFORD of Story LAGESCHULTE of Bremer CLARK of Lee

[^60]3 Page 1, line 21, by striking the word "fifty-
4 five" and inserting in lieu thereof the word "sixty".
BAKER of Buena Vista HARVEY of Scott
$\mathrm{H}-4235$
1 Amend the Senate amendment H-4190 to House
2 File 890 by striking lines 2 and 3 and inserting
3 in lieu thereof the following:
4 'the House as follows :
5 1. Page 1, line 19A by striking " $\$ 21,000.00$ for".
6 2. Page 1, by inserting after line 19D the
7 following:
8 "For not more than two employees to
9 be used for implementation of House
10 File 351 ................................................... $\$ 15,000^{\prime \prime}$
GRIFFEE of Chickasaw

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 9:04 p.m., until 9:00 a.m., June 13, 1975.

## JOURNAL OF THE HOUSE

One Hundred Fifty-second Calendar Day-One Hundred First Session Day

> Hall of the House of Representatives Des Moings, Iowa, Friday, June 13, 1975

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

Prayer was offered by the Reverend Robert E. Langholz, pastor of Our Savior's Lutheran Church, Waterloo, Iowa.

The Journal of Thursday, June 12, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Bina of Scott on request of Walter of Pottawattamie; Harper of Davis on request of McElroy of Fremont; Middleswart of Warren, Baker of Buena Vista, Hansen of O'Brien and Menke of O'Brien for a portion of the day on request of the Speaker.

PRESENTATION OF VISITORS
Miller of Calhoun presented to the House the Lake View Hawkettes, Iowa's No. 1 girls basketball team who invited the Legislators to attend the Legislative Jamboree Sunday, August 10, 1975, at Black Hawk Lake, Lake View, Iowa.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committees on Senate Files 501 and 571, under Rule 36.

## ADOPTION OF HOUSE RESOLUTION 38

Pursuant to House Rule 26, the Speaker announced that House Resolution 38 filed on May 20, 1975, and found on page 1829 of the House Journal is adopted by unanimous consent.

## OFFICIAL DELEGATION

The Speaker appointed the following Representatives as the official delegation to the funeral services of Roger Den Herder:

Middleswart of Warren, Baker of Buena Vista, Hansen of O'Brien and Menke of O'Brien.

## CONSIDERATION OF BILLS

WAYS AND MEANS CALENDAR

Senate File 571, a bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled, with report of committee recommending amendment and passage, was taken up for consideration.

Norland of Worth offered the following amendment H-4246 filed by the committee on ways and means and division was requested as follows:

H-4246
1 Amend Senate File 571, as amended and passed by the Senate, as follows:
H-4246A

1. Page 1, by striking the words and
figures "one (1), four (4), five (5)," and inserting in lieu thereof the words and figures "two (2), four (4), five (5), six (6),".
2. Page 1, by striking lines 4 through 19 and inserting in lieu thereof the following:
"2. "NET WORTH" means the total assets of a person less his total liabilities as of December 31 of the base year. The value of property shall be its market value as defined in section 441.21. For purposes of computing a person's income, ten percent of his net worth exceeding [thirty-five] fifty thousand dollars shall be considered as income." 4246B
3. Page 2, by inserting after line 1 the following
'6. "CLAIMANT" means a person filing a claim for reimbursement under this division who has attained the age of sixty-five years on or before December 31 of the base year, or who is a surviving spouse having attained the age of fifty-five years on or before December thirty-first of the base year, or who is totally disabled and was totally disabled on or before December 31 of the base year, and was domiciled in this state during the entire base year and is domiciled in this state at the time the claim is filed. "Claimant" includes a vendee in possession under a contract for deed and may include one or more joint tenants or tenants in common. In the case of a claim for rent constituting property taxes paid, the claimant shall have rented the property during any part of the base year. When two persons of a household are able to meet the qualifications for

34 a claimant, they may determine between them who will
35 be the claimant. If they are unable to agree, the

46 4. Page 3, by striking lines 15,16 , and 17.
47 5. Page 4, by striking lines 9 and 10 and inserting
48 in lieu thereof the following:
49 " 6 . Household income and a statement of the
50 claimant's net worth above [thirty-five] fifty thousand

## Page 2

1 dollars;".
$\mathrm{H}-4246 \mathrm{C}$
2 6. Renumber sections and correct internal
3 references as may be necessary in accordance with
4 this amendment.
Mennenga of Clinton moved the adoption of the committee amendment $\mathrm{H}-4246 \mathrm{~A}$.

Roll call was requested by Anderson of Jasper and Walter of Pottawattamie.

On the question "Shall amendment H—4246A be adopted?"
The ayes were, 40:

| Anderson | Fitzgerald <br> Gentleman |
| :--- | :--- |
| Brandt | Griffee |
| Brunow | Hargrave |
| Byerly | Harvey |
| Connors | Hennessey |
| Crawford | Higgins |
| Dieleman | Horn |
| Drake | Hyrland |
| Hullinger |  |
| Egenes | Hutchins |

The nays were, 47:

Avenson
Bennett
Bittle
Bortell
Branstad
Brockett
Caffrey
Clark
Cusack
Daggett
Danker
Doyle

Dunton
Evans
Fullerton
Halvorson
Hines
Hinkhouse
Howell
Jordan
Junker
Koogler
Krause
Lonergan

Jochum
Lageschulte
Lindeen
Lipsky
Mennenga
Middleton
Millen
Monroe
O'Halloran
Pavich

McElroy
Miller, A. V. Readinger Miller, K. D. Scheelhaase Miller, O. L.
Nealson
Newhard
Nielsen
Norland
Oakley
Patchett
Pellett
Perkins

Rinas
Schroeder
Spear
Spradling
Svoboda
Tauke
Varley
Walter
Welden
Woods

Poncy

Spencer
Stromer
Tofte
Wells
West
Wulff
Wyckoff
Mr. Speaker

Absent or not voting, 13:

| Baker | Gilloon | Husak | Menke |
| :--- | :--- | :--- | :--- |
| Bina | Hansen | Jesse | Middleswart |
| Crabb | Harper | Kreamer | Small |
| Den Herder |  |  |  |

Amendment H-4246A lost.
Harvey of Scott offered the following amendment H-4252, to the committee amendment H-4246B, filed by Baker of Buena Vista and him:

H—4252
1 Amend the committee on ways and means amendment
2 H-4246, to Senate File 571, as follows:
3 Page 1, line 21, by striking the word "fifty-
4 five" and inserting in lieu thereof the word "sixty".
Branstad of Winnebago rose on a point of order that amendment $\mathrm{H}-4246 \mathrm{~B}$ and amendment $\mathrm{H}-4252$ were not germane.

The Speaker ruled the point not well taken and amendments H-4246B and H-4252 germane.

Harvey of Scott moved the adoption of amendment H-4252 to amendment H—4246B.

Roll call was requested by Hines of Story and Higgins of Scott.

On the question "Shall amendment H-4252 to amendment H-4246B be adopted?"

The ayes were, 13:

| Bittle | Gentleman | Lindeen | Pellett |
| :--- | :--- | :--- | :--- |
| Bortell | Harvey | Millen | Varley |
| Daggett | Jordan | Miller, O. L. | Welden |
| Danker |  |  |  |

The nays were, 68:

| Anderson | Evans | Junker | Perkins <br> Avenson |
| :--- | :--- | :--- | :--- |
| Fitgerald | Koogler | Readinger |  |
| Bennett | Fullerton | Krause | Rinas |
| Brandt | Gilloon | Lageschulte | Scheelhaase |
| Branstad | Griffee | Lipsky | Spear |
| Brockett | Halvorson | Lonergan | Spencer |
| Brunow | Hennessey | McElroy | Spradling |
| Byerly | Higgins | Mennenga | Svoboda |
| Caffrey | Hines | Middleton | Tauke |
| Clark | Hinkhouse | Miller, A.V. | Tofte |
| Crawford | Horn | Nealson | Walter |
| Cusack | Howell | Newhard | Wells |
| Dieleman | Hullinger | Norland | West |
| Doyle | Husak | Oakley | Woods |
| Drake | Hutchins | O'Halloran | Wulff |
| Dyrland | Jesse | Patchet | Wyckoff |
| Egenes | Jochum | Pavich | Mr. Speaker |

Absent or not voting, 19:

| Baker | Dunton | Menke | Poncy |
| :--- | :--- | :--- | :--- |
| Bina | Hansen | Middleswart | Schroeder |
| Connors | Hargrave | Miller, K. D. | Small |
| Crabb | Harper | Monroe | Stromer |
| Den Herder | Kreamer | Nielsen |  |

Amendment H—4252 lost.
Mennenga of Clinton moved the adoption of the committee amendment H -4246B.

Amendment H-4246B was adopted.
On motion by Mennenga of Clinton, the committee amendment H-4246C was adopted.

Tauke of Dubuque offered the following amendment $\mathrm{H}-4258$ filed by him from the floor and moved its adoption:

H-4258
1 Amend Senate File 571, as amended and passed by
2 the Senate, as follows:
3 1. Page 1, by striking from line 2 the following:
4 ", four (4)".
5 2. Page 1, by striking lines 20 through 24.
Roll call was requested by Tauke of Dubuque and Hines of Story.

Rue 70 was invoked.
On the question "Shall amendment H-4258 be adopted ?"
The ayes were, 38:

| Anderson | Evans | Lindeen | Readinger |
| :--- | :--- | :--- | :--- |
| Bennett | Fullerton | Lipsky | Rinas |
| Bortell | Gentleman | McElroy | Stromer |
| Branstad | Gilloon | Millen | Svoboda |
| Brockett | Halvorson | Miller, K. D. | Tauke |
| Byerly | Harvey | Miller, O. L. | Tofte |
| Crabb | Higgins | Nealson | Varley |
| Daggett | Jochum | Pellett | Welden |
| Danker | Jordan | Perkins | Wulft |
| Drake | Lageschulte |  |  |
| The nays were, 50: |  |  |  |
| Avenson | Fitzgerald |  | Koogler |
| Bittle | Griffee | Krause | Pavich |
| Brandt | Hargrave | Lonergan | Poncy |
| Brunow | Hennessey | Mennenga | Scheelhaase |
| Caffrey | Hines | Middleton | Spenr |
| Clark | Hinkhouse | Miller, A. V. | Spradling |
| Connors | Horn | Newhard | Walter |
| Crawford | Howell | Nielsen | Wells |
| Cusack | Hullinger | Norland | West |
| Dieleman | Husak | Oakley | Woods |
| Doyle | Hutchins | O'Halloran | Wyckoff |
| Dyrland | Jesse | Patchett | Mr. Speaker |
| Egenes | Junker |  |  |
|  |  |  |  |

Absent or not voting, 12:

| Baker | Dunton | Kreamer | Monroe |
| :--- | :--- | :--- | :--- |
| Bina | Hansen | Menke | Schroeder |
| Den Herder | Harper | Middleswart | Small |

Amendment H-4258 lost.
Mennenga of Clinton offered the following amendment $\mathrm{H}-4254$ filed by him from the floor and moved its adoption:

H-4254
1 Amend Senate File 571, as amended, as follows:
2 Page 2, by striking line 33 and inserting in
3 lieu thereof the following: "over or is totally
4 disabled or is a surviving spouse of such person
5 who is over the age of fifty-five years of age,
6 the person [he] may be eligible for the credit".
Amendment $\mathrm{H}-4254$ was adopted.
Harvey of Scott offered the following amendment H-4256 filed by him from the floor and moved its adoption:

H-4256
1 Amend Senate File 571 as amended and passed by
2 the Senate as follows:
3 Page 3, line 6, by striking the word "forty"
and inserting in lieu thereof the words "[forty] ten".
A non-record roll call was requested.
The ayes were 18, nays 61.
Amendment H—4256 lost.
Bennett of Ida offered the following amendment H-4257 filed by him and Readinger of Polk from the floor:

H-4257
1 Amend Senate File 571, as amended and passed by the
2 Senate, page 3, by inserting after the period in line 14
3 the words "In assessing the value of the property of any
4 person qualifying for the credit allowed under sections
5 four hundred twenty-five point sixteen (425.16) through
6 four hundred twenty-five point thirty-nine (425.39) of
7 the Code, under the provisions of this chapter, the
8 assessor shall not increase the valuation of such
9 property in excess of six percent annually. However,
10 the provisions of this section shall not apply to new
11 improvements to such property, or such property
12 subject to an equalization order."
Mennenga of Clinton rose on a point of order that amendment $\mathrm{H}-4257$ was not germane.

The Speaker ruled the point not well taken and amendment $\mathrm{H}-4257$ germane.

Bennett of Ida moved the adoption of amendment H-4257.
Roll call was requested by Bennett of Ida and Danker of Pottawattamie.

On the question "Shall amendment H-4257 be adopted?"
The ayes were, 31 :

| Bennett <br> Bortell | Dyrland <br> Branstad <br> Brockett |
| :--- | :--- |
| Clark | Evans |
| Fullerton |  |
| Crabb | Halvorson |
| Daggett | Harvey |
| Danker | Husak |
|  | Jordan |

The nays were, 50:

Avenson Bittle Brandt Brunow Caffrey Connors Crawford Cusack Dieleman Doyle Fitzgerald Gentleman Gilloon

Griffee
Hargrave
Hennessey
Higgins
Hines
Horn
Howell
Hullinger
Hutchins
Jesse
Jochum
Koogler
Krause

| Lageschulte | Stromer <br> Svoboda |
| :--- | :--- |
| Lindeen | ScElroy |
| Tofte |  |
| Miller, O. L. | Varley |
| Oakley | Welden |
| Pellett | West |
| Readinger | Wulff |
| Spear |  |


| Lipsky | Poncy |
| :--- | :--- |
| Lonergan | Rinas |
| Mennenga | Scheelhaase |
| Middleton | Small |
| Miller, A. V. | Spencer |
| Miller, K. D. | Spradling |
| Newhard | Tauke |
| Norland | Walter |
| O'Halloran | Wells |
| Patchett | Woods |
| Pavich | Wyckoff |
| Perkins | Mr.Speaker |

Absent or not voting, 19 :

| Anderson | Drake | Junker | Monroe |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Kreamer | Nealson |
| Bina | Hansen | Menke | Nielsen |
| Byerly | Harper | Middleswart | Schroeder |
| Den Herder | Hinkhouse | Millen |  |

Amendment H—4257 lost.
Husak of Tama in the chair at 11:43 a.m.
Patchett of Johnson moved to reconsider the vote by which amendment H-4246A failed to be adopted by the House.

Roll call was requested by Branstad of Winnebago and Wulff of Black Hawk.

Rules 69 and 70 were invoked.
On the question "Shall the vote by which amendment H-4246A failed to be adopted by the House be reconsidered ?"

The ayes were, 36:

| Anderson | Dyrland |
| :--- | :--- |
| Brandt | Egenes |
| Brunow | Evans |
| Caffrey | Gentleman |
| Crabb | Gilloon |
| Crawford | Harvey |
| Dieleman | Hennessey |
| Doyle | Jochum |
| Drake | Lageschulte |

The nays were, 48:

| Avenson | Fitzgerald |
| :--- | :--- |
| Bennett | Fullerton |
| Bittle | Griffee |
| Bortell | Halvorson |
| Branstad | Higgins |
| Breckett | Hines |
| Byerly | Hinkhouse |
| Clark | Horn |
| Cochran | Howell |
| Cusack | Hutchins |
| Daggett | Jesse |
| Danker | Jordan |
| Dunton |  |

Absent or not voting, 16:

| Baker | Hansen |
| :--- | :--- |
| Bina | Hargrave |
| Connors | Harper |
| Den Herder | Hullinger |

Lindeen
Lipsky
McElroy
Mennenga
Middleton
O'Halloran
Patchett
Pavich
Rinas

Junker
Koogler
Krause
Lonergan Millen Miller, A. V.
Miller, K. D.
Miller, O. L.
Nealson
Newhard
Norland Pellett
Kreamer
Menke
Middleswart
Monroe

Scheelhaase
Small
Spradling
Svoboda
Tauke
Varley
Walter
Welden
Wells

Perkins
Poncy
Readinger
Spear
Spencer
Stromer
Tofte
West
Wulff
Wyckoff
Mr. Speaker
(Husak)

Nielsen
Oakley
Schroeder
Woods

The motion lost.
Miller of Buchanan offered the following amendment $\mathrm{H}-4268$ filed by him from the floor and moved its adoption:

H-4268
1 Amend Senate File 571 as follows:
2 Page 1, by inserting after the word "dwelling"
3 in line 25 the following: ", including a mobile
4 home,".
A non-record roll call was requested.
The ayes were 45, nays 33.
Amendment H-4268 was adopted.
By unanimous consent the following corrective amendment H- 4278 , filed by Oakley of Clinton from the floor, was adopted:

H-4278
1 Amend the title page to Senate File 571 as follows:
2 By striking everything after the word "paid" in
3 line 2, all of line 3, and inserting in lieu thereof
4 the words "by claimants".

Mennenga of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass ?" (S.F. 571)
The ayes were, 90 :

| Anderson | Dyrland <br> Avenson | Egenes | Krause <br> Lageschulte |
| :--- | :--- | :--- | :--- |
| Bennett | Evans | Readinger <br> Rinas |  |
| Bittle | Fitzgerald | Lindeen | Scheelhaase |
| Bortell | Fullerton | Lipsky | Schroeder |
| Brandt | Gentleman | McElrgan | Small |
| Branstad | Gilloon | Mennenga | Spear |
| Brockett | Griffee | Middleton | Spencer |
| Brunow | Halvorson | Millen | Stradling |
| Byerly | Hargrave | Miller, A.V. | Svomer |
| Caffrey | Harvey | Miller, K. D. | Tauke |
| Clark | Hennessey | Miller, O. L. | Tofte |
| Cochran | Hines | Monroe | Varley |
| Connors | Hinkhouse | Nealson | Walter |
| Crabb | Horn | Newhard | Welden |
| Crawford | Howell | Nielsen | Wells |
| Cusack | Hullinger | Norland | West |
| Daggett | Hutchins | Oakley | Woods |
| Danker | JJsse | O'Halloran | Wulff |
| Dieleman | Jochum | Patchett | Wyckoff |
| Doyle | Jordan | Pavich | Mr.Speaker |
| Drake | Junker | Perkins | (Husak) |
| Dunton | Koogler | Poncy |  |

The nays were, none.
Absent or not voting, 10:

| Baker | Hansen | Kreamer | Middleswart |
| :--- | :--- | :--- | :--- |
| Bina | Harper | Menke | Pellett |
| Den Herder | Higgins |  |  |

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

## MOTION TO RECONSIDER LOST (Senate File 571)

Mennenga of Clinton asked for unanimous consent that Senate File 571 be immediately messaged to the Senate.

Objection was raised.
West of Marshall moved to reconsider the vote by which Senate File 571 passed the House on June 13, 1975.

A non-record roll call was requested.
The ayes were 11, nays 53.
The motion lost.

## MESSAGES FROM THE SENATE

The following messages were recevied from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 802, a bill for an act to create a county compensation board, to provide for its powers and responsibilities, and to provide for a cost of living adjustment for county officers.

Also: That the Senate has on June 13, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 896, a bill for an act making an appropriation to the Iowa housing finance authority.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 897, a bill for an act relating to the salaries of area school superintendents.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 901, a bill for an act to make a supplemental appropriation from the general fund to the municipal assistance fund and create a county government assistance fund.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 903, a bill for an act to appropriate from the general fund of the state to the municipal assistance fund.

Also: That the Senate has on June 12, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 904, a bill for an act relating to the railroad grade crossings on public highways and increasing funds allocated for such purposes.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 910, a bill for an act making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 911, a bill for an act appropriating funds for certain legal fees.

Also: That the Senate has on June 13, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 491, a bill for an act relating to the licensing and registration of child day care facilities.

Also: That the Senate has on June 12, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 526, a bill for an act relating to city government by modifying provisions for officers' bonds and forms of city government.

Also: That the Senate has on June 13, 1975, divided the House amendment to Senate File 536, concurred in division A, refused to concur in division B , and passed the following bill in which the concurrence of the Senate was asked:

Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 579, a bill for an act making an appropriation for the state's contribution for the support of the Missouri River riverfront project.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 580, a bill for an act to make appropriations to certain persons in settlement of claims made against the state.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 581, a bill for an act making an appropriation to provide funds for certain state agencies for increased employer contributions resulting because of changes in the public employees' retirement system.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 582, a bill for an act making an appropriation from the general fund to the state university for research on dust explosions related to grain elevators.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 870

## H-4267

Amend House File 870, as passed by the House as follows:

1. Page 2, by striking lines 17 through 26.
2. By renumbering the sections and correcting internal references in accordance with this amendment.

SENATE AMENDMENT TO HOUSE FILE 904
H-4265
1 Amend House File 904, as passed by the House,
2 page 1, line 25, by striking the words "However,
3 the" and insert in lieu thereof the word "The".

## SENATE MESSAGES CONSIDERED

Senate File 579, a bill for an act making an appropriation for the state's contribution for the support of the Missouri River riverfront project.

Read first time and referred to committee on appropriations.
Senate File 580, a bill for an act to make appropriations from the general fund and reimbursement fund of the state to certain persons in settlement of claims made against the state of Iowa.

Read first time and referred to committee on appropriations.
Senate File 581, a bill for an act making an appropriation to provide funds to certain state agencies for increased employer contributions resulting because of changes in the Iowa public employees' retirement system.

Read first time and referred to committee on appropriations.
Senate File 582, a bill for an act making an appropriation from the general fund of the state to Iowa state university of science and technology for research on dust explosions related to grain elevators.

Read first time and referred to committee on appropriations.
On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

[^61]3. Page 2, by inserting after line 16 the following section:
"Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection one (1), paragraph a, Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Wages for an elected official means the salary received by an elected official, exclusive of expense and travel allowances."
4. Page 3, by striking lines $9 \mathrm{G}, 9 \mathrm{H}$, and 9 I and inserting in lieu thereof the words "elected officials are deemed to be in employment."
5. Page 3, by inserting after line 9I the following sections:
"Sec. ..... Section ninety-seven $B$ point forty-one (97B.41), subsection three (3), paragraph b, Code 1975, is amended by striking subparagraph two (2).

Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection three (3), paragraph b, subparagraph four (4), Code 1975, is amended to read as follows:
(4) Employees hired for temporary employment of six months or less duration except temporary employees of the general assembly."
6. Page 3, by inserting after line 33 the following sections:
"Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection fourteen (14), unnumbered paragraph one (1), Code 1975, is amended to read as follows:
"Service" means uninterrupted service under this chapter by an employee, except an elected official, from the date he last entered employment of the employer until the date his employment shall be terminated by death, retirement, resignation or discharge; provided, however, the service of any employee shall not be deemed to be interrupted by:

Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection fourteen (14), paragraph d, Code 1975, is amended to read as follows:
d. Temporary or seasonal interruptions in service such as service of school bus drivers, schoolteachers under regular contract, interim teachers or substitute teachers, instructors at Iowa State University of science and technology, the state University of Iowa, or University of Northern Iowa, employees in state

## Page 2

1 schools or hospital dormitories, [or] other positions
2 when the temporary suspension of service does not
3 terminate the period of employment of the employee, or temporary employees of the general assembly."
7. Page 4, line 10 , by striking the word
"subsection" and inserting in lieu thereof the word
"subsections".
8. Page 4, by inserting after line 22 the following:
"NEW SUBSECTION. "Service" for an elected official means the period of membership service for which contributions are made beginning on the date an elected official assumes office and ending on the expiration date of the last term the elected official serves, excluding all the intervening periods during which the elected official is not an elected official."
9. Page 4, line 34, by striking the words and figures "paragraph two (2), Code 1975, is" and inserting in lieu thereof the words and figures "paragraphs two (2) and three (3), Code 1975, are".
10. Page 5 , line 20 , by striking the word "one" and inserting in lieu thereof the word " $t w o$ ".
11. Page 5, line 21, by inserting after the word "and" the words "the allowance for prior service credits".
12. Page 5, line 21, by striking the words "nine hundred" and inserting in lieu thereof the words "one thousand three hundred fifty".
13. Page 5, line 22, by striking the word "six" and inserting in lieu thereof the word "nine".
14. Page 5, by inserting after line 26 , the following:
"Each individual who as of July 1, 1973, was an active, vested, or retired member and who (1) made application for and received a refund of contributions made under the abolished system or (2) has on deposit with the retirement fund his contributions made under the abolished system shall be entitled to credit for years of prior service in the determination of retirement allowance payments by filing a written election with the commission between July 1, 1973, and July 1, 1974, and by redepositing any withdrawn contributions under the abolished system together with interest as stated in this paragraph. Any individual who as of July 1, 1973, is a retired member and who made application for and received a refund of contributions made under the abolished system, may, by filing a written election with the comission between July 1, 1973, and July 1, 1974, have the commission retain fifty percent of the monthly

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Page 3
    1 increase in retiree benefits that will accrue to the
    2 individual because of prior service. If the monthly
    3 increase in retirement benefits is less than ten
    4 dollars, the commission shall retain five dollars
    5 of the scheduled increase, and if the monthly in-
    6 crease is less than five dollars, the provisions
    7 of this paragraph shall not apply. The commission
    8 shall continue to retain such funds until the withdrawn
    9 contributions, together with interest accrued to July
10 1, 1973, have been repaid. Due notice of this
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provision shall be sent to all retired members as of July 1, 1973. However, this paragraph shall not apply to any person who received a refund of any membership service contributions. The interest to be paid into the fund shall be compounded at the rates credited to member accounts from the date of payment of the refund of contributions under the abolished system to the date the member redeposits the refunded amount. The provisions of the first paragraph of this section relating to the consideration given to credited amounts shall apply to the redeposited amounts or to amounts left on deposit. Effective January 1, 1976, the provisions of this paragraph shall apply to each individual who as of January 1, 1976 was an active, vested, or retired member, but who was not in service on July 4, 1953. The period for filing the written election with the commission and redepositing any withdrawn contributions together with interest accrued to January 1, 1976 shall be between January 1, 1976 and January 1, 1977. A member who is a retired member as of January 1, 1976 may file written election with the commission between January 1, 1976 and January 1, 1977 to have the commission retain fifty percent of the monthly increase as provided in this paragraph."
15. Page 10, line 4, by striking the word "onehalf".
16. Page 10, line 21F, by striking the word "fifty$f v e$ " and inserting in lieu thereof the word "sixty".
17. Page 10, line 21G, by striking the word "twenty-two" and inserting in lieu thereof the word "twenty-five".
18. Page 10 , line 21J, by striking the word "ffty" and inserting in lieu thereof the word "forty".
19. Page 10, line 21L, by inserting after the period the following:
"There is appropriated from the general fund of the state to the employment security commission from funds not otherwise appropriated an amount sufficient to pay the additional costs above the employee and
employer contributions to pay for increased benefits to conservation peace officers under this subsection. The provisions of this subsection shall be effective July 1, 1976."
20. Page 14, by striking lines 11A through 11J.
21. Page 19, lines 24A and 25, by striking the word and figure "thirty-five (35)" and inserting in lieu thereof the word and figure "thirty-six (36)".
22. Page 19, line 25, by inserting after the figure " 1975 " the words and figures "except as otherwise provided in this Act".

H—4264
Amend Senate File 555 as amended and passed by the Senate as follows:

1. Page 1, by inserting before line 1 the following:
"Sec. ..... Section thirty-three point two (33.2), unnumbered paragraph three (3), Code 1975, is amended by striking the paragraph and inserting in lieu thereof the following:

If a holiday enumerated in this section falls on Saturday, the preceding Friday shall be granted and if a holiday enumerated in this section falls on Sunday, the following Monday shall be granted. In those cases, where by nature of the employment a state employee must be required to work on a holiday the provisions of the first paragraph of this section shall not apply, however, compensation shall be made on the basis of the employee's straight time hourly rate for a forty hour work week and shall be made in either compensatory time off or cash payment, at the discretion of the appointing authority."
2. Page 17, line 22, by striking the figure " $\$ 750,000$ " and inserting in lieu thereof the figure " $\$ 1,150,000$ ".
3. Page 17 , line 34 , by striking the figure " $\$ 20,000$ " and inserting in lieu thereof the figure " $\$ 30,000$ ".
4. Page 18, line 11, by striking the figure " $\$ 350,000$ " and inserting in lieu thereof the figure " $\$ 500,000$ ".
5. Page 19, lines 20A and 20B, by striking the words "from the general fund of the state".
6. Page 19, line 20Q, by striking the word "Brialle" and inserting in lieu thereof the word "Braille".
7. Page 19 , by striking lines 20 T through 20 AC and inserting in lieu thereof the following:
"The following amounts are appropriated to finance an increased contribution for each employee eligible to be paid a portion of the single person premium cost per month, approved by the commissioner of insurance for the medical and health group insurance programs during the fiscal year beginning July 1, 1975 and ending June 30, 1976, as follows:"
8. Page 19 , line 20 AF , by striking the figures " $\$ 219,140$ " and inserting in lieu thereof the figures " $\$ 114,000$ ".
9. Page 19, line 20AI, by striking the figure
" $\$ 11,500$ " and inserting in lieu thereof the figure " $\$ 6,000$ ".
10. Page 19, line 20AM, by striking the word "presently" and inserting in lieu thereof the words "eligible to be".

## Page 2

1 11. Page 19, line 20AV, by striking the figure
2 " $\$ 410,000$ " and inserting in lieu thereof the figure

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"$210,000".
    12. Renumber the sections and correct internal
references in conformance with this amendment.
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DUNTON of Keokuk, Chairman

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 18, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 338, a bill for an act exempting the sale of medically prescribed oxygen from the sales and use tax.

Also: That the Senate has on June 13, 1975, amended the House amendment to the Senate amendment, concurred in the House amendment to the Senate amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

House File 90, a bill for an act relating to emergency vehicles.
Also: That the Senate has on June 13, 1975, amended the House amendment to the Senate amendment, concurred in the House amendment to the Senate amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

House File 723, a bill for an act correcting and clarifying provisions in the city code of Iowa.

Also: That the Senate has on June 13, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 725, a bill for an act relating to the issuance of permits for the sale of cigarettes.

Also: That the Senate has on June 13, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 811, a bill for an act relating to the military service tax exemption and making the Act retroactive.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 844, a bill for an act relating to filing of consolidated returns for corporation income tax purposes.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 891, a bill for an act relating to fees collected by sheriffs and certain other police authorities.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 907, a bill for an act relating to a fruit-tree and forest reservation which may qualify for a tax exemption.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 908, a bill for an act to amend chapter three hundred ninety (390) of the Code relating to the authority of cities to participate in and finance jointly-owned facilities for the generation, acquisition, or transmission of electric energy, making its provisions retroactive and providing for the validity of contracts executed under said chapter.

Also: That the Senate has on June 11, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 545, a bill for an act relating to the effective date of equalization orders issued by the director of revenue.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 551, a bill for an act to allow counties to levy a tax for historical purposes.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 564, a bill for an act establishing salary rates for members of the judicial branch of government and public employment relations board.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 583, a bill for an act to amend the rules of civil procedure proposed by the supreme court.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT <br> TO SENATE AMENDMENT TO HOUSE FILE 90

H-4285

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$\qquad$

Amend the House amendment S-3843 to Senate amendment $\mathrm{H}-3620$ to House File 90 , as amended and passed by the House, as follows:

1. Line 6, by inserting after the word "felony" the words "or in response to an incident dangerous to the public".
2. By striking lines 7 through 16 , inclusive, and inserting in lieu thereof the following:
"2. Page 1, by striking lines 38 through 42 , inclusive, and inserting in lieu thereof the words "device shall not be required when the vehicle is operated by a peace officer".
3. Page 1 , by striking line 47."

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 723

## H-4284

Amend S-3845, the House amendment to the Senate
2 amendment to House File 723 as amended and passed
3 by the House, by inserting after line 8 the
4 following:
"2. By inserting after line 9 the following:
"3. Page 5 , line 1, by inserting after the word "motions" the words ", and in a special charter city operating with ten councilmen under this section, the mayor may vote to break a tie vote on all measures'.
4. Page 7, insert after line 7 the following:
"Sec. ..... Section three hundred eighty point four (380.4), Code 1975, is amended to read as follows:
380.4 MAJORITY REQUIREMENT. Passage of an ordinance, amendment, or resolution requires an affirmative vote of not less than a majority of the council members except when the mayor may vote to break a tie vote in a city with an even number of councilmen, as provided in section three hundred seventy-two point four (372.4) of the Code. A motion to spend public funds in excess of ten thousand dollars on any one project, or a motion to accept public improvements and facilities upon their completion, also requires an affirmative vote of not less than a majority of the council members. Each councilman's vote on an ordinance, amendment, or resolution must be recorded."
5. Renumber sections and correct internal references in accordance with this amendment.
6. Amend the title, line 1, by inserting after the word "correcting" the words ", amending".".".

## SENATE AMENDMENT TO HOUSE FILE 725

22 [in this state] holding an Iowa permit shall cause to be 23

Amend House File 725 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Sec. 1. Section ninety-eight point one (98.1), subsections four (4) and seventeen (17), Code 1975, are amended to read as follows:
2. "Place of business" is construed to mean and include any place where cigarettes are sold or where cigarettes are stored within or without the State of Iowa by the holder of an Iowa permit or kept for the purpose of sale or consumption; or if sold from any vehicle or train, the vehicle or train on which or from which such cigarettes are sold shall constitute a place of business.
3. "State permit" shall mean and include permits issued by the department to distributors, wholesalers, and retailers [within the state].

Sec. 2. Section ninety-eight point ten (98.10), Code 1975, is amended to read as follows:
98.10 AFFIXING OF STAMPS BY DISTRIBUTORS.

Except as provided in Section 98.17, every distributor affixed, within or without the State of Iowa, upon

[^62]NEW SUBSECTION. In the case of any departmental inspection conducted under this section requiring department personnel to travel outside the state of Iowa, any additional costs incurred by the department for out of state travel expenses shall be borne by the permittee. These additional costs shall be those costs in excess of the costs of a similar inspection conducted at the geographical point located within the state of Iowa nearest to the out-of-state inspection point. In lieu of conducting an on premises out-of-state inspection, the department shall have the authority to direct the permittee to assemble and transport all records described in subsection one (1), of this section to the nearest practical and convenient geographical location in Iowa for inspection by the department."

## SENATE AMENDMENT TO HOUSE FILE 811

H-4282
1 Amend House File 811 as amended and passed by the House, as follows:

1. Page 1, line 8 by striking "September 2," and by striking line 8 a and insert in lieu thereof "December 31, 1946".
2. Page 1, line 17 , by striking the number " 27 " and insert in lieu thereof the number " 25 ".
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## SENATE AMENDMENT CONSIDERED

Griffee of Chickasaw called up for consideration House File 890, a bill for an act appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor, amended by the Senate as follows:
$\mathrm{H}-4190$
1 Amend House File 890, as amended and passed by
2 the House, page 1, line 19A, by striking " $\$ 21,000.00$
3 for".
Griffee of Chickasaw offered the following amendment H-4235, to the Senate amendment H-4190, filed by him and moved its adoption:

## H-4235

1 Amend the Senate amendment H-4190 to House

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    File 890 by striking lines 2 and 3 and inserting
    in lieu thereof the following:
    "the House as follows:
    1. Page 1, line 19A by striking "$21,000.00 for".
    2. Page 1, by inserting after line 19D the
    following :
    "For not more than two employees to
be used for implementation of House
File 351
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$\qquad$

``` \(\$ 15,000\) "
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Amendment H-4235 was adopted.
Griffee of Chickasaw moved that the House concur in the Senate amendment H-4190, as amended.

The motion prevailed and the House concurred in the Senate amendment H-4190, as amended.

Griffee of Chickasaw moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 890)
The ayes were, 71:

| Avenson | Gentleman | Krause | Poncy |
| :---: | :---: | :---: | :---: |
| Baker | Gilloon | Lindeen | Readinger |
| Bittle | Griffee | Lipsky | Rinas |
| Brandt | Halvorson | Lonergan | Scheelhaase |
| Brockett | Hansen | Menke | Schroeder |
| Brunow | Hargrave | Middleswart | Small |
| Byerly | Hennessey | Middleton | Spear |
| Caffrey | Higgins | Millen | Sprading |
| Connors | Hines | Miller, O. L. | Stromer |
| Crawford | Hinkhouse | Newhard | Svoboda |
| Dieleman | Horn | Nielsen | Varley |
| Doyle | Hullinger | Norland | Wells |
| Drake | Husak | Oakley | West |
| Dunton | Hutchins | O'Halloran | Woods |
| Dyrland | Jesse | Patchett | Wulff |
| Egenes | Jochum | Pavich | Wyckoff |
| Evans | Jordan | Pellett | Mr. Speaker |
| Fitzgerald | Koogler | Perkins |  |
| The nays |  |  |  |
| Bennett | Branstad | Daggett | Nealson |
| Bortell | Crabb | Danker | Welden |
| Absent or | oting, 21: |  |  |
| Anderson | Harper | Lageschulte | Monroe |
| Bina | Harvey | McElroy | Spencer |
| Clark | Howell | Mennenga | Tauke |
| Cusack | Junker | Miller, A. ${ }_{\text {M }}$ | Tofte |
| Den Herder | Kreamer | Miller, K. D. | Walter |
| Fullerton |  |  |  |

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

## SENATE AMENDMENT CONSIDERED

Jesse of Polk called up for consideration House File 816, a bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations, amended by the Senate, and moved that the House concur in the following Senate amendment:
H-4233
1 Amend House File 816 as follows:

1. Page 1, line 6, by striking the word "no".
2. Page 1 , line 6, by striking the words "director, officer, member" and by inserting in lieu thereof the words "directors, officers, members".
3. Page 1, line 7, by striking the word "noncompensated" and by inserting in lieu thereof the word "other".
4. Page 1 , line 7 , by striking the word
"volunteer person" and by inserting in lieu thereof the word "volunteers".
5. Page 1, line 7, by inserting the word "not" after the word "shall".
6. Page 1, by inserting after line 10 the following:
"Sec. ..... Section five hundred four point five (504.5), Code 1975, is amended by adding the following new paragraph:

NEW PARAGRAPH. Directors, officers, members or other volunteers shall not be personally liable for any claim based upon an act or omission of such persons performed in the reasonable discharge of their lawful corporate duties."
7. Title page, line 3, by inserting after the word "corporations" the words "and corporations not for pecuniary profit".
8. By renumbering the sections to accord with this amendment.

The motion prevailed and the House concurred in the Senate amendment.

Jesse of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 816)
The ayes were, 79:

| Anderson | Branstad | Cusack | Dyrland |
| :---: | :---: | :---: | :---: |
| Avenson | Brockett | Daggett | Egenes |
| Baker | Brunow | Danker | Evans |
| Bennett | Byerly | Dieleman | Fitzgerald |
| Bittle | Caffrey | Doyle | Gentleman |
| Bortell | Connors | Drake | Gilloon |
| Brandt | Crawford | Dunton | Halvorson |


| Hansen | Krause |
| :--- | :--- |
| Hargrave | Lindeen |
| Hennessey | Lipsky |
| Hines | Lonergan |
| Hinkhouse | Menke |
| Horn | Middleswart |
| Hullinger | Middleton |
| Husak | Millen |
| Hutchins | Miller, O. L. |
| Jesse | Nealson |
| Jochum | Newhard |
| Jordan | Nielsen |
| Koogler | Norland |

Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear

Spradling
Stromer
Svoboda
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 21:

| Bina | Harper <br> Harvey |
| :--- | :--- |
| Clark | Higgins |
| Crabb | Howell |
| Den Herder | Junker |
| Fullerton | Griffee |


| Kreamer | Miller, K. D. |
| :--- | :--- |
| Lageschulte | Monroe |
| McElroy | Spencer |
| Mennenga | Tauke |
| Miller, A. V. | Tofte |

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

## SENATE FILE 555

(Sponsor Added on Amendment H-4226)
I request my name be added as a sponsor of the Lipsky amendment H-4226, to Senate File 555, filed June 12, 1975.

CLARK of Lee

## INTRODUCTION OF BILL

House File 914, by committee on appropriations, a bill for an act relating to retirement benefits for certain public employees engaged in public safety occupations.

Read first time and placed on appropriations calendar.

## SENATE MESSAGES CONSIDERED

Senate File 526, a bill for an act relating to city government by correcting references to electors, modifying provisions for officers' bonds, federal agreements, annexation and severance, forms of city government, compensation and removal of officers, passage of ordinances and amendments, the mayor's right to veto, adoption of codes by reference, city utility and city budgets, essential and general corporation purpose bonds, special assessments, revenue bonds and pledge orders, and providing for liens for service charges and restricted residence districts.

Read first time and referred to sifting committee.

Senate File 545, a bill for an act relating to the effective date of equalization orders issued by the director of revenue.

Read first time and referred to committee on ways and means.
Senate File 551, a bill for an act to allow counties to levy a tax for historical purposes.

Read first time and referred to committee on ways and means.
Senate File 564, a bill for an act establishing salary rates for members of the judicial branch of government and the members of the public employment relations board.

Read first time and referred to committee on appropriations.
Senate File 583, a bill for an act to amend the rules of civil procedure proposed by the supreme court.

Read first time and referred to sifting committee.

## CONSIDERATION OF BILLS

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 555, a bill for an act relating to benefits for public employees and retired public employees providing for salary adjustments and certain retirement benefits for public employees and certain elected officials and retired public employees and to make appropriations, with report of committee recommending amendment and passage.

Brunow of Appanoose offered the following amendment H-4264 filed by the committee on appropriations and moved its adoption:

[^63]
## Page 2

compensatory time off or cash payment, at the discretion of the appointing authority."
2. Page 17, line 22, by striking the figure
" $\$ 750,000$ " and inserting in lieu thereof the figure " $\$ 1,150,000$ ".
3. Page 17 , line 34 , by striking the figure " $\$ 20,000$ "
and inserting in lieu thereof the figure " $\$ 30,000$ ".
4. Page 18 , line 11 , by striking the figure
" $\$ 350,000$ " and inserting in lieu thereof the figure " $\$ 500,000$ ".
5. Page 19, lines 20A and 20B, by striking the words "from the general fund of the state".
6. Page 19, line 20Q, by striking the word "Brialle" and inserting in lieu thereof the word "Braille".
7. Page 19, by striking lines 20T through 20 AC and inserting in lieu thereof the following:
"The following amounts are appropriated to finance an increased contribution for each employee eligible to be paid a portion of the single person premium cost per month, approved by the commissioner of insurance for the medical and health group insurance programs during the fiscal year beginning July 1, 1975, and ending June 30, 1976, as follows:"
8. Page 19 , line 20 AF , by striking the figures " $\$ 219,140$ " and inserting in lieu thereof the figure " $\$ 114,000$ ".
9. Page 19, line 20AI, by striking the figure " $\$ 11,500$ " and inserting in lieu thereof the figure " $\$ 6,000$ ".
10. Page 19, line 20AM, by striking the word "presently" and inserting in lieu thereof the words "eligible to be".
11. Page 10, line 20AV, by striking the figure " $\$ 410,000$ " and inserting in lieu thereof the figure " $\$ 210,000$ ".
12. Renumber the sections and correct internal
references in conformance with this amendment.
Amendment H—4264 was adopted.
Patchett of Johnson offered the following amendment H-4247 filed by Patchett, et al. Division was requested as follows:

H-4247
Amend Senate File 555 as amended and passed by
2 the Senate as follows:
$\mathrm{H}-4247 \mathrm{~A}$
3 1. Page 1, by inserting before line 1 the fol-
4 lowing section:
5 "Sec. ..... Section ninety-seven A point six
6 (97A.6), subsection one (1), Code 1975, is amended
7 by striking the subsection and inserting in lieu thereof
8 the following:

1 (411.6), subsection one (1), Code 1975, is amended
2 by striking paragraph $b$ and renumbering the remaining 3 paragraph.
H-4247B
4 Sec. ..... Section six hundred five point twenty5 four (605.24), Code 1975, is amended by striking the

H-4247C
42 7. By renumbering sections as necessary.
Bittle of Polk rose on a point of order that amendment H-4247 was not germane.

The Speaker propounded the question to the House.
Roll call was requested by Dyrland of Clayton and Patchett of Johnson.

On the question "Shall amendment $\mathrm{H}-4247$ be ruled germane?"

The ayes were, 28 :

| Anderson | Egenes | Hines | O'Halloran |
| :--- | :--- | :--- | :--- |
| Brandt | Gilloon | Hinkhouse | Patchett |
| Crawford | Halvorson | Horn | Spear |
| Cusack | Hargrave | Jochum | Svoboda |
| Dieleman | Harvey | Krause | Tauke |
| Doyle | Hennessey | Lipsky | Walter |
| Dyrland | Higgins | Middleton | West |

The nays were, 55 :

| Avenson | Bennett <br> Bittle |
| :--- | :--- |

Baker Bittle

Brockett
Brunow

Byerly
Caffrey Caffrey Clark Connors Crabb Daggett
Danker Dunton Fitzgerald Gentleman Hansen Hullinger
Husak
Hutchins
Jesse
Junker
Koogler
Lindeen
Lonergan
McElroy
Menke
Middleswart
Millen
Miller, A. V.

| Miller, K. D. | Scheelhaase |
| :--- | :--- |
| Miller, O. L. | Schroeder |
| Monroe | Small |
| Nealson | Spencer |
| Newhard | Spradling |
| Nielsen | Stromer |
| Norland | Varley |
| Oakley | Welden |
| Pavich | Wells |
| Perkins | Wyckoff |
| Poncy | Mr. Speaker |
| Readinger |  |

Absent or not voting, 17:

Bina
Den Herder
Drake
Evans Fullerton

Griffee
Harper
Howell
Jordan

| Kreamer | Rinas |
| :--- | :--- |
| Lageschulte | Tofte |
| Mennenga | Woods |
| Pellett | Wulff |

Amendment $\mathrm{H}-4247$ was ruled not germane.
Miller of Buchanan offered the following amendment $\mathrm{H}-4259$ filed by him from the floor:

H-4259

1

Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 1, by inserting before line 1 the follow-

## ing section :

"Sec. ..
Section seventy-nine point one (79.1),
Code 1975, is amended by adding the following new unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. When an employee, who
has completed not less than fifteen years of employ-
ment with the state, terminates such employment, the
employee shall receive pay for all accumulated leave
of absence."
Brunow of Appanoose rose on a point of order that amendment H-4259 was not germane.

The Speaker ruled the point not well taken and amendment H-4259 germane.

Miller of Buchanan moved the adoption of amendment H-4259.

Amendment H-4259 lost.
Miller of Buchanan offered the following amendment H-4260 filed by him from the floor and moved its adoption:

H-4260
1 Amend Senate File 555, as amended and passed by
2 the Senate, as follows:
3 1. Page 1, by inserting before line 1 the following
section:
"Sec. ..... Section seventy-nine point one (79.1), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

Leave of absence of two and one-half working days each month with pay may be granted in the discretion of the head of any department, agency or commission to employees of such department, agency or commission when necessary by reason of sickness or injury; unused portions of such leave for any one year may be accumulative to a total of ninety working days. After a total of ninety working days has been accumulated, the head of the department, agency or commission may allow employees to accumulate additional leave of absence which shall be used for vacation. Every three additional days of leave of absence accumulated above ninety days by an employee would grant the employee a single vacation day. Leave of absence in excess of two and one-half working days each month may be granted on recommendation of the head of any department, agency, or commission and with the approval of the executive council for an employee when unusual circumstances resulting from employment are present which will cause hardship for the employee. It is further provided that employees of institutions under the state board of regents who are employed for nine months or more in any twelve-month period shall be entitled, in the discretion of the board, to a leave of absence with pay of two and one-half working days for each month of employment when necessary by reason of sickness or injury, and such portion as is unused may be accumulated to a total of ninety working days."
2. By renumbering sections as necessary.

## Amendment H—4260 lost.

Miller of Buchanan asked and received unanimous consent that the following amendment $\mathrm{H}-4261$ filed by him from the floor be withdrawn:

H-4261
1 Amend Senate File 555, as amended, passed, and 2 reprinted by the Senate, as follows:

11 Code for reasons other than sickness or injury during
12 the period of time immediately preceding the date
13

1. Page 1, by inserting before line 1 the following section:
"Sec. ..... Chapter seventy-nine (79), Code 1975, is amended by adding the following new section:

NEW SECTION. ALTERNATE USE OF SICK LEAVE. An employee of the state of Iowa may utilize all leave of absence by reason of sickness or injury accumulated under section seventy-nine point one (79.1) of the of the employee's retirement under section ninety-

14 seven A point six (97A.6), subsection one (1), of 15 the Code or under either section ninety-seven B point
16 forty-five (97B.45) of the Code or section ninety17 seven B point forty-seven (97B.47) of the Code."
18
2. By renumbering sections as necessary.

Lipsky of Linn offered the following amendment H-4226 filed by her and Clark of Lee:
H-4226
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 1 , line 6 , by inserting after the word "hundred" the word "twenty".
2. Page 5 , line 21, by inserting after the first use of the word "hundred" the word "twenty".
3. Page 5 , line 21, by striking the words "nine hundred" and inserting in lieu thereof the words "one thousand eighty".
4. Page 5, line 22, by striking the words "six
hundred" and inserting in lieu thereof the words
"seven hundred twenty".
5. Page 10, by striking lines 13 through 21 and inserting in lieu thereof the following:
"1975 is increased by the applicable percentage listed in the chart in this subsection, based upon the calendar year during which the member retired and the number of years of membership service and prior service of the member, except as otherwise provided in this subsection.

The letter columns in the chart shall correspond to the number of years of membership service and prior service of the member as follows:

Years of Membership Servics and Prior Service
Column
$A$ Less than ten years

B Ten years through fourteen years $C \quad$ Fifteen years through nineteen years $D \quad$ Twenty years through twenty-four years $\boldsymbol{E} \quad$ Twenty-five years through twenty-nine years $F \quad$ Thirty or more years
The amount of regular monthly retirement allowance
shall be increased by the following percentages:
Year
of
Retire-
$\begin{array}{lllllll}\text { ment } & A & B & C & D & E & F\end{array}$
$\begin{array}{lllllll}1953 & 110 & 113 & 115 & 115 & 116 & 116\end{array}$
$\begin{array}{lllllll}1954 & 96 & 104 & 108 & 110 & 112 & 112\end{array}$
$\begin{array}{lllllll}1955 & 85 & 96 & 102 & 105 & 108 & 109\end{array}$

| 1956 | 75 | 89 | 96 | 101 | 104 | 105 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |


| 1957 | 66 | 82 | 91 | 96 | 100 | 101 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |


| 1958 | 58 | 75 | 85 | 91 | 96 | 97 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |


| 1959 | 50 | 69 | 80 | 87 | 92 | 94 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |


| 1980 | 46 | 64 | 75 | 88 | 88 | 90 |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |


| 46 | 1961 | 44 | 58 | 70 | 78 | 84 | 87 |
| ---: | :--- | ---: | :--- | :--- | :--- | :--- | :--- |
| 47 | 1962 | 41 | 53 | 66 | 74 | 81 | 84 |
| 48 | 1963 | 39 | 48 | 62 | 71 | 77 | 80 |
| 49 | 1964 | 37 | 44 | 57 | 66 | 73 | 77 |
| 50 | 1965 | 35 | 50 | 53 | 62 | 69 | 73 |
| Page 2 |  |  |  |  |  |  |  |
| 1 | 1966 | 39 | 38 | 49 | 58 | 66 | 69 |
| 2 | 1967 | 30 | 35 | 44 | 55 | 62 | 66 |
| 3 | 1968 | 27 | 32 | 40 | 50 | 58 | 61 |
| 4 | 1969 | 23 | 28 | 35 | 45 | 53 | 57 |
| 5 | 1970 | 19 | 25 | 31 | 40 | 48 | 52 |
| 6 | 1971 | 14 | 21 | 27 | 35 | 44 | 48 |
| 7 | 1972 | 10 | 17 | 23 | 31 | 39 | 43 |
| 8 | 1973 | 5 | 13 | 18 | 25 | 33 | 38 |
| 9 | 1974 | 0 | 7 | 14 | 20 | 28 | 32 |
| 10 | 1975 | 0 | 3 | 9 | 15 | 23 | 27 |

There is appropriated from the general fund of the state to the employment security commission from funds not otherwise appropriated an amount sufficient to fund the provisions of this subsection.

Notwithstanding the provisions of this subsection, if the total amount of regular monthly retirement allow ances paid to retired members under this subsection plus the total amount of benefits paid to persons under the provisions of sections one (1), twelve (12), and twenty-four (24) of this Act, during the calendar year beginning January 1, 1976, either exceeds or is less than eight million four hundred thousand dollars, the employment security commission is directed to adjust the percentages in the chart proportionally so that the total amount of regular monthly retirement allowances paid to retired members under this subsection plus the total amount of benefits paid to persons under the provisions of sections one (1), twelve (12), and twenty-four (24) of this Act, during the calendar year beginning January 1, 1976 equals eight million four hundred thousand dollars. If the percentages are adjusted by the employment security commission, the adjusted percentages shall be used for each calendar year thereafter."
6. Page 14, line 3, by inserting after the word "hundred" the word "twenty".
7. Page 14, line 8, by inserting after the word "hundred" the word "twenty".

Rinas of Linn offered the following amendment $\mathrm{H}-4279$, to amendment H-4226, filed by him from the floor and moved its adoption:

[^64]1. Page 2, line 8 , by striking the figure " 5 " and inserting in lieu thereof the figure " 10 ".
2. Page 2 , line 9 , by striking the figure " 0 "
```
and inserting in lieu thereof the figure " 10 ".
3. Page 2, line 9 , by striking the figure " 7 " and inserting in lieu thereof the figure " 10 ".
4. Page 2, line 10 , by striking the figure " 0 " and inserting in lieu thereof the figure " 10 ".
5. Page 2, line 10 , by striking the figure " \(\%\) " and inserting in lieu thereof the figure " 10 ".
6. Page 2, line 10, by striking the figure " 9 " and inserting in lieu thereof the figure " 10 ".
7. Page 2, line 24, by inserting after the word "proportionally" the words ", except that no percentage shall be adjusted below ten,".
```

A non-record roll call was requested.
The ayes were 35 , nays 51.
Amendment H-4279 lost.
Lipsky of Linn moved the adoption of amendment $\mathrm{H}-4226$.
Roll call was requested by Lipsky of Linn and Drake of Muscatine.

Rule 70 was invoked.
On the question "Shall amendment H-4226 be adopted ?"
The ayes were, 43 :

| Bennett | Gentleman |
| :--- | :--- |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Clark | Harvey |
| Crawford | Higgins |
| Drake | Hines |
| Dyrland | Jochum |
| Egenes | Lageschulte |
| Evans | Lipsky |
| Fullerton | Lonergan |

The nays were, 48:

| Anderson | Danker |
| :--- | :--- |
| Avenson | Dieleman |
| Baker | Doyle |
| Bittle | Dunton |
| Bortell | Fitzgerald |
| Brunow | Gilloon |
| Byerly | Hargrave |
| Caffrey | Hennessey |
| Connors | Hinkhouse |
| Crabb | Horn |
| Cusack | Howell |
| Daggett | Hullinger |

Absent or not voting, 9:
Bina
Den Herder
Harper

Kreamer
Lindeen
Husak
Hutchins
Jesse
Jordan
Junker
Koogler
Krause
Middleswart
Middleton
Miller, A. V.
Nielsen
Norland

Pavich
Perkins
Poncy
Scheelhaase
Junker Schroeder
Small
Spencer
Spradling
Walter
Woods
Wyckoff
Mr. Speaker
$\begin{array}{ll}\text { Mennenga } & \text { Newhard } \\ \text { Miller, K. D. } & \text { Pellett }\end{array}$
Spear
Stromer
Svoboda
Tauke
Tofte
Varley
Welden
Wells
West
Wulff
Readinger
Rinas

| McElroy | Spear <br> Menke |
| :--- | :--- |
| Stromer |  |
| Millen | Svoboda |
| Miller, O. L. | Tauke |
| Monroe | Tofte |
| Nealson | Varley |
| Oakley | Welden |
| O'Halloran | Wells |
| Patchett | West |
| Readinger | Wulff |
| Rinas |  |


| Husak | Pavich |
| :--- | :--- |
| Hutchins | Perkins |
| Jesse | Poncy |

Koogler
Middleswart
Middleton
Miler, A. V.
Norland

Amendment H-4226 lost.
Byerly of Polk offered the following amendment H-4263 filed by the committee on appropriations:

Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 1, by striking lines 16 through 35 .
2. Page 2, by striking lines 1 and 2.
3. Page 2, by inserting after line 16 the following section:
"Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection one (1), paragraph a, Code 1975, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Wages for an elected official means the salary received by an elected official, exclusive of expense and travel allowances."
4. Page 3 , by striking the lines $9 \mathrm{G}, 9 \mathrm{H}$, and 9 I and inserting in lieu thereof the words "elected officials are deemed to be in employment."
5. Page 3, by inserting after line 9I the following sections:
"Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection three (3), paragraph b, Code 1975, is amended by striking subparagraph two (2).

Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection three (3), paragraph b, subparagraph four (4), Code 1975, is amended to read as follows:
(4) Employees hired for temporary employment of six months or less duration except temporary employees of the general assembly."
6. Page 3, by inserting after line 33 the following sections:
"Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection fourteen (14), unnumbered paragraph one (1), Code 1975, is amended to read as follows:
"Service" means uninterrupted service under this chapter by an employee, except an elected official, from the date he last entered employment of the employer until the date his employment shall be terminated by death, retirement, resignation or discharge; provided, however, the service of any employee shall not be deemed to be interrupted by:

Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection fourteen (14), paragraph d, Code 1975, is amended to read as follows:
d. Temporory or seasonal interruptions in service such as service of school bus drivers, schoolteachers under regular contract, interim teachers or substitute

## Page 2

1 schools or hospital dormitories, [or] other positions
teachers, instructors at Iowa State University of science and technology, the state University of Iowa, or University of Northern Iowa, employees in state
when the temporary suspension of service does not terminate the period of employment of the employee, or temporary employees of the general assembly."
7. Page 4, line 10 , by striking the word
"subsection" and inserting in lieu thereof the word
"subsections".
8. Page 4 , by inserting after line 22 the following:
"NEW SUBSECTION. "Service" for an elected official means the period of membership service for which contributions are made beginning on the date an elected official assumes office and ending on the expiration date of the last term the elected official serves, excluding all the intervening periods during which the elected official is not an elected official."
9. Page 4, line 34 , by striking the words and figures "paragraph two (2), Code 1975, is" and inserting in lieu thereof the words and figures "paragraphs two (2) and three (3), Code 1975, are".
10. Page 5, line 20, by striking the word "one" and inserting in lieu thereof the word "two".
11. Page 5, line 21, by inserting after the word "and" the words "the allowance for prior service credits".
12. Page 5, line 21 , by striking the words "nine hundred" and inserting in lieu thereof the words "one thousand three hundred fifty".
13. Page 5, line 22, by striking the word "six" and inserting in lieu thereof the word "nine".
14. Page 5 , by inserting after line 26 , the following:
"Each individual who as of July 1, 1973, was an active, vested, or retired member and who (1) made application for and received a refund of contributions made under the abolished system or (2) has on deposit with the retirement fund his contributions made under the abolished system shall be entitled to credit for years of prior service in the determination of retirement allowance payments by filing a written election with the commission between July 1, 1973, and July 1, 1974, and by redepositing any withdrawn contributions under the abolished system together with interest as stated in this paragraph. Any individual who as of July 1, 1973, is a retired member and who made application for and received a refund of contributions made under the abolished system, may, by filing a written election with the commission between July 1, 1973, and July 1, 1974, have the commission retain fifty percent of the monthly

## Page 3

1 increase in retiree benefits that will accrue to the
2 individual because of prior service. If the monthly
3 increase in retirement benefits is less than ten

July, 1, 1976."
20. Page 14, by striking lines 11 A through 11 J .
21. Page 19, lines 24 A and 25 , by striking the
word and figure "thirty-five (35)" and inserting in
lieu thereof the word and figure "thirty-six (36)".
22. Page 19, line 25 , by inserting after the
figure " 1975 " the words and figures "except as
otherwise provided in this Act".
Welden of Hardin offered the following amendment H-4275 to committee amendment $\mathrm{H}-4263$ filed by him and Varley of Adair from the floor and moved its adoption:

1 Amend amendment H-4263 to Senate File 555, by
2 striking lines 14, 15 and 16, and inserting in lieu
3 thereof the following:
4 "4. Page 3, by striking lines 9G, 9H, and 9I
5 and inserting in lieu thereof the words 'elected
6 officials, excluding members of the general assem-
7 bly, are deemed to be in employment.'"
Amendment $\mathrm{H}-4275$ was adopted.
Horn of Linn asked and received unanimous consent that the following amendment $\mathrm{H}-4269$ to the committee amendment H-4263 filed by him and Spradling of Sioux from the floor be withdrawn:

H-4269
1
2
3 amendment:
"..... Page 10, line 21D, by inserting after the word "Code" the words "or as a county sheriff or deputy sheriff"."
2. Page 3, by inserting after line 42 the followamendment:
".... Page 10 , line 21 H , by inserting after the word "officer," the words "county sheriff, or deputy sheriff"."
3. Page 4, line 2, by inserting after the period the following: "The county board of supervisors shall authorize payment from the county general fund to pay the additional costs above the employee and employer contributions to the system to pay for increased benefits for the county sheriff and deputy sheriffs under this subsection."
Newhard of Jones asked and received unanimous consent that the following amendment H-4281, to the committee amendment H-4263, filed by Newhard, Spear and Clark from the floor, be withdrawn:

H—4281

Amend the committee on appropriations amendment, H-4263, to Senate File 555, as amended and passed by the Senate, as follows:

1. Page 3, by inserting after line 37 the following amendment:
"..... Page 10 , line 21 C , by inserting after the word "officer" the words", or as a correctional officer at the men's reformatory, state penitentiary, women's reformatory, lowa security medical facility, correctional release center, or any camp operated by the department of social services,".
2. Page 3, by inserting after line 42 the following amendment:
"..... Page 10 , line 21 H by inserting after the word "officer" the words "or as a correctional officer".
3. Page 4, line 2, by inserting after the word
"officers" the words "or as correctional officers".
Byerly of Polk moved the adoption of the committee amendment H-4263, as amended.

Amendment H-4263, as amended, was adopted.
Stromer of Hancock offered the following amendment H-4262, filed by Stromer, Varley, Welden, Miller of Buchanan and Brockett from the floor and moved its adoption:

H—4262
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 1, by striking lines 16 through 35.
2. By striking pages 2 and 3 and page 4, by striking lines 1 through 22 and inserting in lieu thereof the following:
"Sec. .... Section ninety-seven A point one (97A.1), subsection two (2), Code 1975 , is amended to read as follows:
3. "Peace officer" or "peace officers" shall mean all members employed prior to January 1, 1976 of the divisions of highway safety and uniformed force and criminal investigation and bureau of identification in the department of public safety, except clerical workers, who have passed a satisfactory physical and mental examination and have been duly appointed as members of the state department of public safety in accordance with the provisions of section 80.15 and the division of drug law enforcement in the department of public safety except clerical workers, and the division of beer and liquor law enforcement of the department of public safety, except clerical workers.

Sec. ..... Chapter ninety-seven A (97A), Code 1975, is amended by adding the following new section:

NEW SECTION. Notwithstanding the provisions of this chapter and section ninety-seven B point forty-

[^65]
## Page 2

1
through December 31, 1970, wages not in excess of seven thousand dollars, for each calendar year from January 1, 1971 through December 31, 1972, wages not in excess of seven thousand eight hundred dollars, and for each calendar year from January 1, 1973 [, and thereafter] through December 31, 1975, wages not in excess of ten thousand eight hundred dollars.

Sec. ..... Section ninety-seven B point forty-one (97B.41), subsection one (1), paragraph b, Code 1975, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. Effective January 1, 1976, covered wages means all wages.

Sec. ..... Section ninety-seven B point forty-one (97B.41), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. "Final five year average wage" means a member's wages as determined under section five (5) of this Act averaged over the five consecutive years during the member's last ten consecutive years which will produce the highest average. If the member has not completed ten consecutive years then the actual years as a member shall be considered, and if the member has less than five consecutive years then the average over the actual number of years as a member shall be used. For the purposes of this chapter the word "consecutive" means in sequence with respect to the years of service rendered as a member and not necessarily in sequence with respect to actual periods of time measured by the calendar.

Sec. ..... Section ninety-seven B point forty-two

## Page 3

(97B.42), unnumbered paragraph three (3), Code 1975, is amended to read as follows:

Persons who are members of any other retirement system in the state which is maintained in whole or in part by public contributions other than persons who are covered under the provisions of chapter 97 , Code 1950, as amended by the Fifty-fourth General Assembly on the date of the repeal of said chapter, under the provisions of sections 97.50 through 97.53 shall not become members. However, the contribution rates for members of the teachers insurance annuity association-college retirement equity fund shall be in an amount of five percent deducted from the wages of each member of the system and five percent of the wages of the member paid by the board of regents."
3. Page 5, by striking lines 27 through 35 .
4. By striking pages 6 through 12 and inserting in lieu thereof the following:
"Sec. ..... Section ninety-seven B point forty-nine (97B.49), Code 1975, is amended to read as follows:

97B. 49 MONTHLY PAYMENTS OR ALLOWANCES. Each member shall, upon retirement on or after his normal retirement date, be entitled to receive a monthly retirement allowance determined under [subsections 1,2 , and 3 of] this section. [Any retirement allowance which is in addition to the amount being paid to retired members as of June 30, 1973, shall become effective with payments as of July 1, 1973. For members retiring on and after July 1, 1973, the retirement allowance as determined herein shall commence on the effective date of retirement.]

1. For each active member employed before July 1,1975 , and retiring from employment on or after July 1, [1973] 1975, with four or more complete years of service, a formula benefit shall be determined equal to the larger of the benefit determined under this subsection and subsection three (3) of this section as applicable, or the benefit determined under subsection five (5) of this section. The amount of the monthly formula benefit for each such active member who retired on or after July 1, [1973] 1975, shall be equal to one-twelfth of one and fifty-seven hundredths percent per year of membership services multiplied by his average annual covered wages; but in no case shall the amount of monthly formula benefit accrued for membership service prior to July 1, 1967, be less than the monthly annuity at the normal retirement date determined by applying the sum of the member's accumulated contributions, his employer's matching accumulaed contributions on or before June 30, 1967, and any retirement dividends standing to his credit on or before December 31, 1966, to the annuity tables in use by the commission with due regard to the benefits payable from such accumulated

1 by applying the member's accumulated contributions
contributions under sections 97B.52 and 97B.53.
[Commencing July 1, 1973, for each member who retired and commenced receiving, or who became vested in, a retirement allowance before July 1, 1973, the amount of regular monthly retirement allowance attributable to membership service that he received, for June, 1973, or was vested in as June 30, 1973, shall be increased in the same proportion as the increase granted under this subsection for active members retiring after July 1, 1973.]
2. For each active member retiring with less than four complete years of service and who therefore cannot have [his] a benefit determined under the formula benefit of subsection 1 or subsection five (5) of this section [and for each vested member] a monthly annuity for membership service shall be determined and [his] the employer's [matching] accumulated contributions as of [his] the effective retirement date and any retirement dividends standing to [his] the member's credit on or before December 31, 1966, to the annuity tables in use by the commission according to [his] the member's age. [determined as follows:
[a. If his normal retirement date coincides with or follows July 1, 1967, his age on his normal retirement date.]
[b. If his normal retirement date precedes July 1, 1967, and his effective date of retirement coincides with or follows July 1, 1967, his age on July 1, 1967.]
3. For each member employed before July 1, 1975, who has qualified for prior service credit in accordance with the first paragraph of section 97B.43, there shall be determined a benefit of eight-tenths of one percent per year of prior service credit multiplied by the monthly rate of the member's total remuneration not in excess of three thousand dollars annually during the twelve consecutive months of his prior service for which such total remuneration was the highest. An additional three-tenths of one percent of such remuneration not in excess of three thousand dollars annually shall be payable for prior service during each year in which the accrued liability for benefit payments created by the abolished system is funded by appropriation from the general fund of the state of Iowa as provided under 97B. 56.
4. For each active member retiring on or after June 30, 1973, and who has completed ten or more years of membership service, the total amount of monthly benefit payable at the normal retirement date for prior service and membership service shall not be less than fifty dollars per month. If benefits commence on an early retirement date, the amount of
benefit shall be reduced in accordance with section 97B.50. If an optional allowance is selected under section 97B.51, the amount payable shall be the actuarial equivalent of the minimum benefit. An employee who is in employment on a school year or academic year basis, will be considered to be an active member as of June 30,1973 , if he completes the 1972-1973 school year or academic year.
5. For each active member retiring from employment on or after July 1, 1975, with four or more complete years of service a monthly benefit shall be computed. The amount of monthly benefit to which a member is entitled under this subsection is equal to the greater of a monthly annuity at the normal retirement date
determined by applying the member's accumulated contributions and any retirement dividends standing to the member's credit to the annuity tables in use by the commission with due regard to the benefit payable from such accumulated contributions under sections ninety-seven $B$ point fifty-two (97B.52) and ninety-seven $B$ point fifty-three (97B.53) or an amount equal to fifty percent of the final five-year average wage multiplied by a fraction of years of service. For the purposes of this subsection "fraction of years of service" means a number, not to exceed one, equal to the number of years of membership service and onehalf the number of years of prior service divided by thirty-five years.
6. Beginning January 1, 1976, for each member who retired before January 1, 1976, the amount of regular monthly retirement allowance attributable to membership service and prior service that was payable to the member for December, 1975 is increased by ten percent for the first calendar year or portion of a calendar year the member was retired, and by an additional five percent for each calendar year after the first calendar year the member was retired. The total increase shall not exceed one hundred percent. There is appropriated from the general fund of the state to the employment security commission from funds not otherwise appropriated an amount sufficient to fund the provisions of this subsection.

Sec. $\qquad$ Section ninety-seven B point fifty (97B.50), Code 1975, is amended to read as follows: 97B.50 [PAYMENTS WHEN RETIRED AT FIFTY-FIVE]
$E A R L Y$
RETIREMENT. A member shall upon retirement on his early retirement date be entitled to receive a monthly retirement allowance determined in the same manner as provided for normal retirement in [subsection] subsections 1, four (4) and five (5) of section 97B. 49 reduced by five-tenths of one percent per month for each month that the early retirement date precedes

39 the normal retirement date.
40 Sec. ..... For the fiscal year beginning July 1, $41 \quad 1975$ and ending June 30,1976 , the state board of 42 regents is directed to increase the salaries of each 43 employee who is a member of the teachers insurance 44 annuity association-college retirement equity fund 45 by an amount equal to five percent of each employee's 46 salary."
5. Page 13, by striking lines 1 through 25G.
6. Page 19, line 25, by inserting after the figure " 1975 " the words and figure "and the sections relating to membership in the teachers insurance annuity

## Page 6

1 association-college retirement equity fund shall be effective July 1, 1976".
3 7. By renumbering sections as necessary.
Roll call was requested by Stromer of Hancock and Welden of Hardin.

Rule 69 was invoked.
On the question "Shall amendment H-4262 be adopted?"
The ayes were, 35 :

| Anderson | Danker <br> Bennett |
| :--- | :--- |
| Bittle | Dyrland |
| Bortell | Evans |
| Branstad | Fullerton |
| Brockett | Gentleman |
| Clark | Halvorson |
| Crabb | Hansen |
| Daggett | Harvey |
|  | Hinkhouse |

The nays were, 57 :

| Avenson | Gilloon | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Baker | Griffee | Krause | Rinas |
| Brandt | Hargrave | Lonergan | Scheelhaase |
| Brunow | Hennessey | Middleswart | Small |
| Byerly | Higgins | Middleton | Spear |
| Caffrey | Hines | Miller, A. V. | Spencer |
| Connors | Horn | Miller, O. L. | Spradling |
| Crawford | Howell | Monroe | Svoboda |
| Cusack | Hullinger | Newhard | Walter |
| Dieleman | Husak | Nielsen | Wells |
| Doyle | Hutchins | O'Halloran | Woods |
| Drake | Jesse | Patchett | Wulff |
| Dunton | Jochum | Pavich | Wyckoff |
| Egenes | Jordan | Perkins | Mr.Speaker |
| Fitzgerald |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Bina | Harper | Kreamer | Mennenga |
| Den Herder | Norland | Pellett |  |

Amendment H-4262 lost.
Avenson of Fayette in the chair at $7: 55$ p.m.

Wulff of Black Hawk offered the following amendment H-4253 filed by Wulff, et al., and moved its adoption:

Amend Senate File 555 as amended and passed by the Senate as follows:

1. Page 5, by striking line 31 and inserting in lieu thereof the words "the month [coinciding with or next following] in which the member attains his sixty-fifth".
2. Page 6, line 11, by striking the word "date" and inserting in lieu thereof the words "[date] first of the month in which".
3. Page 6, by striking line 17 and inserting in lieu thereof the words "day of the month [next following or coinciding with] in which such date occurs."
4. Page 6, by inserting after line 26 the following section:
"Sec. ..... Section ninety-seven B point forty-seven (97B.47), Code 1975, is amended to read as follows:

97B. 47 RETIREMENT DATE. A member's early retirement date shall be the first of [any] the month [coinciding with or following] in which the member attains his fifty-fifth birthday [and] or the first of any month following the member's fifty-fifth birthday prior to his normal retirement date, provided such date shall be after the last day of service. A member may retire on his early retirement date by submitting written notice to the commission setting forth the early retirement date which shall not be before the first day of the sixth calendar month preceding the month in which such notice is filed."
5. Page 6, by striking line 30 and inserting in lieu thereof the words "[coinciding with or next following] in which the member attains his fifty-fifth birthday".
6. Page 7, by striking line 3 and inserting in lieu thereof the words [coinciding with or next following] in which the member attains his sixty-fifth birthday".
7. Page 7 , lines 7 and 8 , by striking the words "coinciding with or next following the member's [seventy-second]" and inserting in lieu thereof the words "[coinciding with or next following the member's seventy-second] in which a member attains his".
Roll call was requested by Wulff of Black Hawk and Tauke of Dubuque.

On the question "Shall amendment H-4253 be adopted?"
The ayes were, 40 :

| Bennett | Brockett Crawford Evans <br> Bittle Clark Daggett | Fullerton <br> Bortell | Cochran |
| :--- | :--- | :--- | :--- |


| Hansen | Lipsky | Oakley | Tauke |
| :---: | :---: | :---: | :---: |
| Harvey | McElroy | Pellett | Tofte |
| Hennessey | Menke | Readinger | Varley |
| Junker | Millen | Rinas | Welden |
| Lageschulte | Miller, K. D. | Stromer | Wells |
| Lindeen | Nealson | Svoboda | Wulff |
| The nays were 50: |  |  |  |
| Anderson | Gilloon | Koogler | Poncy |
| Baker | Griffee | Krause | Scheelhaase |
| Brandt | Hargrave | Lonergan | Schroeder |
| Brunow | Higgins | Middleswart | Small |
| Byerly | Hines | Middleton | Spear |
| Caffrey | Hinkhouse | Miller, A. V. | Spencer |
| Connors | Howell | Miller, O. L. | Spradling |
| Cusack | Hullinger | Monroe | Walter |
| Dieleman | Husak | Newhard | Woods |
| Doyle | Hutchins | Nielsen | Wyckoff |
| Dunton | Jesse | O'Halloran | Mr. Speaker |
| Dyrland | Jochum | Patchett | (Avenson) |
| Fitzgerald | Jordan | Pavich |  |
| Absent or not voting 10: |  |  |  |
| Bina | Harper | Mennenga | Perkins |
| Den Herder | Horn | Norland | West |
| Drake | Kreamer |  |  |

Amendment H—4253 lost.
The Speaker ruled that amendment H-4221, filed by Junker of Woodbury (to page 5) on June 12, 1975, and found on page 2434 of the House Journal, is out of order.

Speaker Cochran in the chair at 8:13 p.m.
Poncy of Wapello offered the following amendment $\mathrm{H}-4227$ filed by him:

| $\mathrm{H}-4227$ |  |
| :--- | :--- |
| 1 | Amend Senate File 555, as amended and passed by |
| 2 | the Senate, as follows: |
| 3 | 1. Page 10, by striking lines 21 A through 21 L . |
| 4 | 2. Page 14, by striking lines 11A through 11J. |

Wyckoff of Benton rose on a point of order that amendment $\mathrm{H}-4227$ was not in order.

The Speaker ruled the point not well taken and amendment H- 4227 in order.

Poncy of Wapello moved the adoption of amendment H-4227.
Roll call was requested by Poncy of Wapello and Dyrland of Clayton.

On the question "Shall amendment $\mathrm{H}-4227$ be adopted?"

The ayes were, 26 :

| Baker | Gilloon |
| :--- | :--- |
| Bennett | Hargrave |
| Brockett | Harvey |
| Cusack | Hullinger |
| Dunton | Jesse |
| Dyrland | Koogler |
| Evans | Lindeen |

The nays were, 67:

| Anderson | Drake | Junker | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Krause | Readinger |
| Bittle | Fullerton | Lageschulte | Scheelhaase |
| Bortell | Gentleman | Menke | Schroeder |
| Brandt | Griffee | Mennenga | Spear |
| Branstad | Halvorson | Middleswart | Spencer |
| Brunow | Hansen | Middleton | Stromer |
| Byerly | Hennessey | Millen | Svoboda |
| Caffrey | Higgins | Miller, A. V. | Tofte |
| Clark | Hines | Miller, O. L. | Varley |
| Connors | Hinkhouse | Monroe | Walter |
| Crabb | Horn | Nealson | Welden |
| Crawford | Howell | Nielsen | West |
| Daggett | Husak | Norland | Woods |
| Danker | Hutchins | Oakley | Wulff |
| Dieleman | Jochum | Pavich | Wyckoff |
| Doyle | Jordan | Pellett |  |
| Absent or not voting, 7: |  |  |  |
| Bina | Fitzgerald | Kreamer | Small |
| Den Herder | Harper | McElroy |  |

Amendment H-4227 lost.
Horn of Linn asked and received unanimous consent that amendment H-4232 (to page 10) filed by him and Spradling of Sioux on June 12, 1975, and found on page 2436 of the House Journal, be withdrawn.

Hennessey of Delaware asked for unanimous consent that the following amendment H-4243 filed by Hennessey, et al., be withdrawn:

H-4243
Amend Senate File 555 as follows:

1. Page 10, line 21D, by inserting after the word "Code" the following:
", or a county sheriff under chapter three hundred
forty (340) of the Code, or a deputy county sheriff
under chapter three hundred forty-one $A$ (341A) of the Code".
2. Page 10 , line 21 H , by inserting after the word "officer" the words "or a county sheriff or deputy sheriff".

Objection was raised.
Hennessey of Delaware moved that amendment H-4243 be withdrawn.

Roll call was requested by Miller of Buchanan and Stromer of Hancock.

On the question "Shall amendment H-4243 be withdrawn?"
The ayes were, 55 :

| Anderson | Dyrland | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Krause | Readinger |
| Baker | Evans | Lindeen | Rinas |
| Bittle | Fitzgerald | Lipsky | Scheelhaase |
| Brandt | Fullerton | Menke | Schroeder |
| Brockett | Gentleman | Middleswart | Small |
| Brunow | Gillon | Middleton | Spear |
| Byerly | Griffee | Miller, A.V. | Spencer |
| Caffrey | Hennessey | Miller, O.L. | Spradling |
| Connors | Higgins | Monroe | Svoboda |
| Crabb | Hinkhouse | Nealson | Welden |
| Dieleman | Howell | Nielsen | Woods |
| Doyle | Hutchins | O'Halloran | Mr. Speaker |
| Dunton | Jesse | Patchett |  |
| The nays were, | 30: |  |  |
| Bennett | Horn | Miller, K. D. | Tauke |
| Bortell | Husak | Newhard | Tofte |
| Branstad | Jordan | Oakley | Varley |
| Clark | Junker | Pellett | Wells |
| Crawford | Koogler | Perkins | West |
| Drake | Lageschulte | Poncy | Wulff |
| Halvorson | McElroy | Stromer | Wyckoff |
| Harvey | Millen |  |  |
| Absent or not voting, 15: |  |  |  |
| Bina | Den Herder | Hines | Mennenga |
| Cusack | Hansen | Hullinger | Norland |
| Daggett | Hargrave | Kreamer | Walter |
| Danker | Harper | Lonergan |  |

The motion prevailed and amendment $\mathrm{H}-4243$ was withdrawn.
Horn of Linn offered the following amendment $\mathrm{H}-4240$ filed by him and Anderson of Jasper and moved its adoption:

```
H-4240
            Amend Senate File 555, as amended and passed by
        the Senate, page 10, line 31, by inserting after the
    period the following: "However, a member may retire
    on an early retirement date without the reduction
    in the monthly retirement allowance required under
    this section if an agreement is completed between
    the employer and the member for the employer, or the
    employer and the member jointly, to make payment
    within six months following the member's retirement
    to the Iowa public employees' retirement system fund
    of an amount determined by the consulting actuaries
    to compensate for the additional funds required to
    finance the monthly retirement allowance for early
    retirement without reduction for early retirement
    over the amount the member would have received reduced
```

16 for early retirement. Agreements shall be approved
17 by the employment security commission."
A non-record roll call was requested.
The ayes were 14, nays 61.

## Amendment H—4240 lost.

Horn of Linn offered the following amendment H-4280 filed by him from the floor and moved its adoption:

11 The commission shall administer the program and
12 management expenses shall be charged to the retirement
13 fund and shall be budgeted and appropriated in the
14 same manner as administrative expenses for the rest
15 of the system. The provisions of this section shall
16 be effective July 1, 1976.
17 The commission shall request from the Internal
18 Revenue Service a ruling or a letter concerning the
19 effect of the provisions of this section upon the
20 present status of the Iowa Public Employees' Retirement
21 System. If inclusion of the deferred compensation
22 program provided by this section would disqualify
23 the Iowa Public Employees' Retirement System for the
24 annuity provisions of section seventy-two (72),
25 Internal Revenue Code of 1954, the provision of this
26 section shall not be effective.
27 2. Renumber the sections and correct internal
28 references in conformance with this amendment.
Amendment H-4280 lost.
Lipsky of Linn offered the following amendment $\mathrm{H}-4255$ filed by her from the floor:

H—4255
Amend Senate File 555, as amended and passed by the Senate, as follows:

1. Page 14, by inserting after line 11J the following:
"Sec. ..... Section two point ten (2.10), subsection six (6), Code 1975, is amended to read as follows:
2. In addition to salaries and expenses herein

## Page 2

 2.66.authorized members of the general assembly shall be paid [forty dollars per day, except the speaker of the house who shall be paid sixty dollars per day, and] necessary travel and actual expenses incurred in attending standing or interim committee meetings subject to the provisions of section 2.14, or when on official state business, when the general assembly is not in session. Such [salaries or] expenses shall be paid promptly for funds appropriated pursuant to section 2.12, unless otherwise provided by law.

Sec. ..... Section two point twelve (2.12), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

There is hereby appropriated out of any funds in the state treasury not otherwise appropriated, such sums as may be necessary, for each house of the general assembly for the payment of any unpaid expense filed after adjournment of each annual session of the general assembly or incurred in the interim between sessions of the general assembly, including but not limited to [salaries of members and] expenses of members of standing and interim committees. The state comptroller is hereby authorized and directed to issue warrants for such items of expense upon requisition of the president and secretary of the senate for senate expense or the speaker and chief clerk of the house for house expense.

Sec. .... Section two point fourteen (2.14), subsection five (5), Code 1975, is amended to read as follows:
5. When the general assembly is not in session, a member of the general assembly shall be paid [forty dollars per day and] his necessary travel and actual expenses incurred in attending meetings of a standing committee or subcommittee of which he is a member in addition to his regular compensation. Such [compensation and] expenses shall be allowed only if the member attends a meeting of the committee or subcommittee for at least four hours.

Sec. .... Section two point forty-four (2.44), Code 1975, is amended to read as follows:
2.44 EXPENSES OF COUNCIL AND SPECIAL INTERIM COMMITTEES. Members of the legislative council shall
be reimbursed for actual and necessary expenses incurred in the performance of their duties[, and shall receive a per diem of forty dollars for each day in which engaged in the performance of such duties]. However, such [per diem compensation and] expenses shall not be paid when the general assembly is actually in session at the seat of government. Such expenses [and per diem] shall be paid in the manner provided for in section

Members of special interim study committees which may from time to time be created and members of the

## Page 3

legislative fiscal committee who are not members of the legislative council shall be entitled to receive the same expenses [and compensation] provided for the members of the legislative council. Such expenses shall be paid in the manner provided for in section 2.66 within the limit of available funds. Upon motion approved by the legislative council, members of such special interim study committees may be paid for their expenses [and per diem] pursuant to the provisions of section 2.12.

Sec. ..... Section two point fifty-one (2.51), Code 1975, is amended to read as follows:
2.51 VISITATIONS. The legislative fiscal committee, with the approval of the legislative fiscal council may direct a subcommittee, which shall be composed of the chairmen and minority party ranking members of the appropriate subcommittees of the committees on appropriations of the senate and the house of representatives and the chairmen of the appropriate standing committees of the general assembly, to visit the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs. When the legislative fiscal committee visits the offices and facilities of any state office, department, agency, board, bureau, or commission to review programs authorized by the general assembly and the administration of the programs, there shall be included the chairmen and minority party ranking members of the appropriate subcommittees of the committees on appropriations of the senate and the house of representatives. The subcommittee and the legislative fiscal committee shall be provided with information by the legislative fiscal bureau concerning budgets, programs, and legislation authorizing programs prior to any visitation. Members of a committee shall be [compensated] paid their expenses pursuant to section 2.10 , subsection 6 . The subcommittee shall make reports and recommendations as required by the legislative fiscal committee.

Sec. ..... Section two point sixty-six, Code 1975, is amended to read as follows:
2.66 OFFICE AND SUPPLIES-EXPENSES. The office of the service bureau shall be located in the statehouse. Supplies, postage, and equipment may be requisitioned from the executive council. [Per diem and expenses] Expenses of the legislative council, special interim study committees, and service bureau shall be paid upon the approval of the director of the bureau and, if an extraordinary expense, upon the approval of the legislative council or its chairman."
2. By renumbering sections to conform to this amendment.

Brunow of Appanoose rose on a point of order that amendment H-4255 was not germane.

The Speaker propounded the question to the House.
Roll call was requested by Oakley of Clinton and Lipsky of Linn.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4255$ be ruled germane?"

The ayes were, 38:

| Anderson | Drake |
| :--- | :--- |
| Bennett | Egenes <br> Bittle |
| Bortell | Evans |
| Brandt | Fullerton |
| Branstad | Gentleman |
| Halvorson |  |
| Brockett | Hansen |
| Clark | Harvey |
| Crabb | Junker |
| Crawford | Lageschulte |

The nays were, 49 :

| Avenson | Hennessey | Lonergan | Patchett |
| :---: | :---: | :---: | :---: |
| Baker | Hinkhouse | Mennenga | Pavich |
| Brunow | Horn | Middleswart | Perkins |
| Byerly | Howell | Middleton | Scheelhaase |
| Caffrey | Hullinger | Miller, A.v. | Small |
|  | Husak | Miller, K. D. | Sprading |
| Dieleman | Hutchins | Miller, O. L. | Svoboda |
| Duntor | Jesse | Monroe | Walter |
| Dyrland | Jochum | Newhard | Wells |
| Fitzgerald | Jordan | Nielsen | Woods |
| Gilloon | Koogler | Norland | Wyckoff |
| Griffee | Krause | O'Halloran | Mr. Speaker |
| Hargrave |  |  |  |
| Absent or not voting, 13: |  |  |  |
| Bina | Den Herder | Higgins | Nealson |
| Connors | Doyle | Hines |  |
| Daggett Danker | Harper | Kreamer | Varley |

Amendment $\mathrm{H}-4255$ was ruled not germane.
Griffee of Chickasaw in the chair at 9:08 p.m.
Patchett of Johnson offered the following amendment H-4266 filed by Patchett, Caffrey, Monroe, Griffee and Hargrave from the floor:

H-4266
1 Amend Senate File 555, as amended and passed
2 by the Senate, as follows:
3 1. Page 14, by inserting after line 11J the

```
following:
    "Sec. ..... Section five hundred nine A point
seven (509A.7), Code 1975, is amended to read as
follows:
    509A.7 EMPLOYEE DEFINED. Employee includes all
employees of the state and its political subdivisions,
including the governor, lieutenant governor, attorney
general, secretary of state, treasurer of state,
auditor of state, secretary of agriculture, and
members of the general assembly. The word "employee"
as used in this division shall not include temporary
or retired employees; however, nothing herein shall
be construed as preventing a retired employee from
voluntarily continuing in force, at his own expense,
an existing contract. For purposes of group
insurance, the word "employee" includes a full-time
certified court reporter as an employee of each
county within the judicial district which employs
him, on a percentage basis as provided in section
605.9. However, group insurance for the certified
court reporter may be obtained through only one of
the counties within the district, at the reporter's
option, with a percentage contribution from the
other counties, on the basis provided in section 605.9,
for the employer's share of the premium."
    The provisions of this section shall not be
effective until January 1, 1977.
```

Lipsky of Linn rose on a point of order that amendment $\mathrm{H}-4266$ was not germane.

The Speaker propounded the question to the House.
Roll call was requested by Branstad of Winnebago and Tauke of Dubuque.

Rule 70 was invoked.
Under the provisions of Rule 71, Mr. Speaker (Griffee) refrained from voting.

On the question "Shall amendment $\mathrm{H}-4266$ be ruled germane?"

The ayes were, 18:

| Anderson | Hargrave |
| :--- | :--- |
| Caffrey | Higgins |
| Cusack | Horn |
| Doyle | Jochum |
| Dyrland | Monroe |


| O'Halloran | Spear |
| :--- | :--- |
| Patchett | Spradling |
| Rinas | Walter |
| Small | Wells |

The nays were, 72:

| Avenson | Bortell |  | Brunow <br> Baker | Brandt |
| :--- | :--- | :--- | :--- | :--- |
| Bennett | Branstad | Byerly | Connors <br> Clark | Crabb <br> Bittle |
| Brockett |  | Cochran | Dieleman |  |


| Drake | Hullinger | Mennenga | Perkins |
| :--- | :--- | :--- | :--- |
| Dunton | Husak | Middleswart | Poncy <br> Egenes |
| Hutchins | Middleton | Readinger |  |
| Evans | Jesse | Millen | Scheelhaase |
| Fitzgerald | Jordan | Miller, A. V. | Spencer |
| Gentleman | Junker | Miller, K. D. | Stromer |
| Gilloon | Koogler | Miller, O. L. | Svoboda |
| Halvorson | Krause | Nealson | Tauke |
| Hansen | Lageschulte | Newhard | Tofte |
| Harvey | Lindeen | Nielsen | Welden |
| Hennessey | Lipsky | Norland | West |
| Hines | Lonergan | Oakley | Woods |
| Hinkhouse | McElroy | Pavich | Wulff |
| Howell | Menke | Pellett | Wyckoff |
| Absent or not voting, 10: |  |  |  |
| Bina | Den Herder | Kreamer | Mr. Speaker |
| Daggett | Fullerton | Schroeder | (Griffee) |
| Danker | Harper | Varley |  |

Amendment H-4266 was ruled not germane.
O'Halloran of Black Hawk offered the following amendment $\mathrm{H}-4270$ filed by her from the fioor and moved its adoption:

Amend Senate File 555, as amended and passed by the Senate, page 14, by striking lines 24 through 28 and inserting in lieu thereof the following:
"1. So much as necessary to fund a mandatory base salary increase of seven percent of the base salary paid for the fiscal year beginning July 1, 1974, and
ending June 30, 1975, of each faculty member of the state board of regents to be allocated to each faculty member by the state board of regents."

A non-record roll call was requested.
The ayes were 20, nays 63.
Amendment H—4270 lost.
Crawford of Story asked and received unanimous consent that the following amendment H-4272, filed by him and Wulff of Black Hawk from the floor, be withdrawn:

```
H-4272
```

            Amend Senate File 555 as follows :
    2 1. Page 14, by striking lines 24 through 28.
    $3 \quad$ 2. Page 14, line 29, by striking the number
4 " 2 " and inserting in lieu thereof the number " 1 ".
5 3. Page 14, line 31, by inserting after the
6 word "for" the words "faculty members and".
7 4. Page 15, by striking lines 15 through 30,
8 and inserting in lieu thereof the following :
9 "2. Miscellaneous and other expenses.
10 State university of Iowa
$\$ 4,277,100$

| 11 | State sanatorium | 195,000 |
| :--- | :--- | ---: |
| 12 | Hospital school | 165,800 |
| 13 | Psychopathic hospital | 289,700 |
| 14 | Hygienic laboratory | 10,600 |
| 15 | University hospitals | $3,209,800$ |
| 16 | Iowa state university of |  |
| 17 | science and technology | $3,336,700$ |
| 18 | Experimental station | 513,700 |
| 19 | Cooperative extension service | 562,500 |
| 20 | University of northern Iowa | $1,484,100$ |
| 21 | School for the deaf | 232,500 |
| 22 | Iowa braille and sight- |  |
| 23 | saving school | 119,400 " |

Nielsen of Polk offered the following amendment H-4286 filed by him from the floor and moved its adoption:

H-4286
Amend Senate File 555, as amended and passed by
the Senate, as follows:
Page 18 , by striking all of line 17 K , and
inserting in lieu thereof the following:
" $\$ 635,000$."
Roll call was requested by Monroe of Des Moines and Krause of Palo Alto.

Rule 69 was invoked.
On the question "Shall amendment H-4286 be adopted?"
The ayes were, 52:

| Baker | Fullerton | Lageschulte | Perkins |
| :---: | :---: | :---: | :---: |
| Bortell | Gentleman | Lindeen | Poncy |
| Brandt | Gilloon | McElroy | Readinger |
| Branstad | Hansen | Middleton | Scheelhaase |
| Caffrey | Harvey | Millen | Schroeder |
| Clark | Horn | Miller, A. V. | Spradling |
| Crabb | Howell | Miller, K. D. | Svoboda |
| Crawford | Husak | Nealson | Tauke |
| Daggett | Hutchins | Newhard | Tofte |
| Dieleman | Jesse | Nielsen | Welden |
| Doyle | Jochum | Norland | Woods |
| Dunton | Jordan | Oakley | Wulff |
| Evans | Junker | Pellett | Wyckoff |
| The nays were, 36: |  |  |  |
| Anderson | Halvorson | Lonergan | Small |
| Bennett | Hargrave | Menke | Spear |
| Brunow | Hennessey | Mennenga | Spencer |
| Byerly | Higgins | Middleswart | Varley |
| Connors | Hines | Miller, O. L. | Walter |
| Cusack | Hinkhouse | Monroe | Wells |
| Danker | Koogler | Patchett | West |
| Drake | Krause | Pavich | Mr. Speaker |
| Dyrland | Lipsky | Rinas | (Griffee) |

Absent or not voting, 12:

| Avenson | Brockett | Fitzgerald | Kreamer |
| :--- | :--- | :--- | :--- |
| Bina | Cochran | Harper | O'Halloran |
| Bittle | Den Herder | Hullinger | Stromer |

Amendment H-4286 was adopted.
The hour of 10:00 p.m. having arrived, Avenson of Fayette moved that House Rule 2 be suspended to continue debate on Senate File 555.

A non-record roll call was requested.
The ayes were 57 , nays 34 .
The motion prevailed and House Rule 2 was suspended.
Byerly of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Lindeen of Henry refrained from voting.

On the question "Shall the bill pass?" (S.F. 555)
The ayes were, 91 :

| Anderson | Evans <br> Avenson | Fitzgerald | Krause <br> Lageschulte |
| :--- | :--- | :--- | :--- |
| Baker | Fullerton | Lipsky | Perkins <br> Poncy |
| Bennett | Gentleman | Lonergan | Readinger |
| Bittle | Gilloon | McElloy | Sinas |
| Bortell | Halvorson | Menke | Scheelhaase |
| Brandt | Hansen | Mennenga | Schroeder |
| Brunow | Hargrave | Middleswart | Spear |
| Byerly | Harvey | Middleton | Spencer |
| Caffrey | Hennessey | Millen | Spradling |
| Clark | Higgins | Miller, A. V. | Stromer |
| Cochran | Hines | Miller, K. D. | Svoboda |
| Connors | Hinkhouse | Miller,O. L. | Tauke |
| Crabb | Horn | Monroe | Tofte |
| Crawford | Howell | Nealson | Varley |
| Cusack | Hullinger | Newhard | Walter |
| Daggett | Husak | Nielsen | Wells |
| Dieleman | Hutchins | Norland | West |
| Doyle | Jesse | Oakley | Woods |
| Drake | Jochum | O'Halloran | Wulff |
| Dunton | Jordan | Patchett | Wyckoff |
| Dyrland | Junker | Pavich | Mr. Speaker |
| Egenes | Koogler | Pellett | (Griffee) |
| The nays were, | 3: |  |  |
| Branstad | Danker | Welden |  |
| Absent or | not | voting, 6: |  |
| Bina | Den Herder | Kreamer |  |
| Brockett | Harper |  | Lindeen |

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

## IMMEDIATE MESSAGE <br> (Senate File 555)

Dunton of Keokuk asked and received unanimous consent that Senate File 555 be immediately messaged to the Senate.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 66, a bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked :

House File 766, a bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties.

Also: That the Senate has on June 13, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 776, a bill for an act permitting the commissioner of social services to grant an easement for sewage lines across certain land belonging to the state.

Also: That the Senate has on June 13, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 814, a bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 814



Amend House File 814, as amended and passed by the House, page 1, line 12, by inserting after the word "designated" the following:
"at a purchase price approved by the executive council".

COMMUNICATION FROM THE SECRETARY OF STATE
Junc 13, 1975

Mr. David L. Wray<br>Chief Clerk of the House<br>State Capitol Building<br>Des Moines, Iowa 50319

I hereby certify that House File 488 was published in The Cedar Valley

Times, Vinton, Iowa, June 5, 1975, and in The Record-Herald and Indianola Tribune, Indianola, Iowa, June 9, 1975.

> Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## EXPLANATIONS OF VOTE

I was necessarily absent on Wednesday, June 11, 1975, attending a meeting of the Kentucky Action Council, a citizens advisory committee of the Legislative Research Commission, on the subject of land use. Had I been present I would have voted "nay" on amendment H-4160 on Senate File 489 and "aye" on House File 66 and Senate File 491.

VARLEY of Adair
I was necessarily absent from the House chamber Thursday, June 12, 1975. Had I been present I would have voted "aye" on the following bills: House Files 77, 825, 848, 883 and 185 and Senate Files 536, 565, 567 and 572 and Senate Joint Resolution 13. I would have voted "nay" on the following bills: House Files 912 and 913.

## McELROY of Fremont

I was necessarily absent from the House chamber Wednesday, June 11, and Thursday, June 12. Had I been present I would have voted "aye" on the following bills: House Files 910, 911 and 66; Senate Files 562, 565, $489,511,456,491$ on Wednesday and House Files 77, 825, 848, 883, 912, 913, 185 and Senate Files 536, 565, 567, 572 and Senate Joint Resolution 13 on Thursday.

HARPER of Davis
We were necessarily absent from the House chamber on Friday morning, June 13, 1975, attending the Den Herder funeral. Had we been present, we would have voted "aye" on Senate File 571.

HANSEN of O'Brien
BAKER of Buena Vista
MENKE of O'Brien MIDDLESWART of Warren

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 13, 1975, he approved and transmitted to the Secretary of State the following bill:

House File 823, an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs.

## HOUSE CONCURRENT RESOLUTION 65

## By House Administration Committee

## 1 Whereas, large numbers of resolutions have been

2 introduced in both the House of Representatives and

Senate calling for interim studies of numerous state functions; and

Whereas, the time period between the First and Second Sessions of the Sixty-sixth General Asembly is not determined and there have been many resolutions submitted calling for studies which resolutions appear to have merit but which resolutions, because of their complexity and number, may call for studies which could not be properly conducted during the next interim period; and

Whereas, there will probably be subcommittees of standing committees which will be studying bills presently before the general assembly which will carry over to the Second Session of the Sixty-sixth General Assembly; and

Whereas, it is impractical to accurately determine during floor debate the amount of hours of staff time required to complete such studies, within the limitations of funds which will be available, and assign precise priorities; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That all resolutions calling for interim studies which have not been adopted in both houses be delivered to the Chief Clerk of the House, on the part of the House, and the Secretary of the Senate, on the part of the Senate, for consideration by the Legislative Council, which shall determine priorities and authorize such studies as may be feasible within the limits of the staff, time and funds available.
Laid over under Rule 25.

$$
\text { HOUSE CONCURRENT RESOLUTION } 66
$$

By Svoboda, Husak, Stromer, Scheelhaase, Howell, Monroe, Rinas, Small, Woods, Gilloon, Bennett, Dieleman, West, Hennessey,

Egenes, Miller of Cerro Gordo, Mennenga, Drake, Jordan, Miller of Buchanan, O'Halloran, Branstad, Evans, Hutchins, Koogler, Pellett, Krause, Hargrave, and Junker

Whereas, a serious barrier to ownership of agricultural land to those who wish to enter farming is the difficulty in accumulating needed capital; and

Whereas, the level of capital required to meet the rising cost of farm equipment places the small farmer at an economic disadvantage; and

Whereas, the movement of outside non-farm capital into agricultural production has been increasing; and

Whereas, the number of farms in Iowa has been steadily decreasing at an average annual rate of 1,700 ; and

Whereas, there is increasing concern on the part of family farmers and rural people about who will control agricultural production in the future; and

Whereas, the Iowa legislature desires to preserve and
promote the family farm as a basic economic and social unit in Iowa; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to appoint a bipartisan interim study committee composed of members of both houses of the General Assembly to examine innovative legislation designed to make capital available to Iowa family farmers and to those who desire to actively enter farming; and

Be It Further Resolved, That the study committee examine tax incentives designed to preserve the family farm; and

Be It Further Resolved, That a report of the study and efforts of the committee be submitted to the legislative council and to the members of the Sixty-sixth General Assembly meeting the year 1976 and shall be accompanied by legislative bill drafts to carry out the recommendations of the committee.
Laid over under Rule 25.

## house concurrent resolution 67

By Horn, Patchett, Stromer, Brockett<br>O'Halloran, Nielsen, and Harper

Whereas, the people of Iowa will soon experience difficulty in securing professional vision care because of the potential shortage of optometrists caused by the high average age of the practicing optometrists and the shortage of optometric colleges in the Midwest, and

Whereas, the State of Iowa will need at least fifteen (15) to twenty (20) graduates of optometry each year to maintain the present doctor-patient ratio considering the expected population trend and the attrition rate of practicing optometrists, and

Whereas, there is a shortage of optometrists throughout the nation but especially so in the Midwest where there is only one educational center, and

Whereas, optometry is the only major health provider not having a professional college in Iowa, and

Whereas, there are at least two (2) of the Iowa educational centers interested in establishing a college of optometry which would solve our vision care needs, Now Therefore

Be It Resolved by the House of Representatives, the Senate Concurring, that the legislative council is authorized to create a study committee as provided by
24 law composed of members of the House of Representatives

## Page 2

and the Senate representing both political parties to conduct a study during the 1975 legislative interim relating to the feasibility of establishing a college of optometry in Iowa. This study would concern itself with the following points:

1. Should Iowa have a college of optometry?

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 68

By House Administration Committee
Be It Resolved by the House of Representatives, the Senate Concurring: That the Speaker of the House, the President of the Senate, and the Majority Leader of the Senate are authorized to determine the policies incident to the details of closing the 1975 session of the Sixtysixth General Assembly, interim staff and work, and the reconvening of the 1976 session and any special session which may be convened.

Be It Further Resolved: That the Chief Clerk of the

## Page 2

1 and for the purpose of storing supplies and equipment, as 2 they may deem proper and advisable. The General Services 3 Department shall not make assignments except with the consent
2. What costs are involved?
3. Where should this college be located?
4. If a college of optometry is not feasible, what steps should be taken to provide an adequate supply of optometrists for Iowa in the future; and

Be It Further Resolved, that the study committee shall prepare a report of its findings and submit it to the legislative council and the members of the Sixty-sixth General Assembly of the 1976 session.

House and the Secretary of the Senate shall make an inventory of all equipment and supplies on hand at the close of the session.

Be It Further Resolved: That the General Services Department, in accordance with section eighteen point three (18.3), Code 1975, shall provide all the supplies required for the Sixty-sixth General Assembly, both while in session and during the interim between sessions, upon requisition signed by the Chief Clerk of the House for the House and the Secretary of the Senate for the Senate.

Be It Further Resolved: That the Chief Clerk of the House and the Secretary of the Senate are authorized to reserve for the exclusive use of the General Assembly during the interim the chamber and such rooms now used by said General Assembly as may be necessary for any official use of the Chief Clerk of the House or the Secretary of the Senate.
Be It Further Resolved: That the Chief Clerk of the House and the Secretary of the Senate shall make a complete survey of all equipment for the purpose of determining the advisability of replacing it, particularly the advisability of replacing manual typewriters with electric typewriters. The equipment to be replaced shall be appraised, and placed for sale by the Chief Clerk of the House and the Secretary of the Senate at amounts based on the appraisal. Any funds received shall be deposited in and credited to the Legislative General Fund. All other equipment shall be stored in rooms reserved
by the legislative officials above designated who shall have custody of the same and make it available for the following session of the General Assembly.

Be It Further Resolved: That any officers or employees of the Sixty-sixth General Assembly who shall be engaged for work in connnection with the General Assembly during the interim between sessions, shall be compensated for such services at the same rate as was fixed by House Concurrent Resolution 5, adopted by the Sixty-sixth General Assembly, 1975 session.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 70

By Committee on County Government

Whereas, the county is a viable, useful and important political subdivision of the state which provides needed services to the public; and

Whereas, the needs of county residents and services provided by counties have changed during the twentieth century because of shifting population and technological advances; and

Whereas, there is a need to review state statutes which relate to the institutions, powers and duties of county government for the purpose of recommending appropriate revisions to implement home rule for counties and facilitiate the solution of local problems by local initiative; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is requested to establish a study committee as provided by law, which committee shall be composed of members of both houses of the general assembly, to study county home rule and the delivery of needed county governmental services; and

Be It Further Resolved, That the study committee may include nonlegislative members having special knowledge of the operation of county government; and

Be It Further Resolved, That a report of the study shall be prepared and submitted to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 71 <br> By Rinas, Norland, Hutchins, Anderson, Miller of Cerro Gordo and Monroe

Whereas, cities in Iowa are functionally hampered by artificial limitations on allowable levies for general city purposes; and

Whereas, statewide appropriations for aid to cities on
a per capita basis overlook the fact that Iowa's various cities have different needs and each must operate as a unit and not as a reflection of the average Iowa city; and

Whereas, insufficiency in the cities' share of the road use tax fund have increased city reliance on special property tax assessment; and

Whereas, the Iowa General Assembly has declared as one of its objectives the normalization of and possible decrease of property taxation; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council create during the 1975 interim a bipartisan study committee, composed of members of both houses, to explore the area of municipal finance and to subsequently report to the Sixty-sixth General Assembly its recommendations, accompanied by proposed legislation, to allow cities in Iowa the fiscal flexibility to meet their own peculiar problems without placing increased property tax burdens on their citizens.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 72 By Caffrey

Whereas, the state of Iowa does not have a state architect although provisions of law provide for the employment of such a person within the department of social services; and

Whereas, the department of transportation, the department of general services, the department of public instruction, the state conservation commission, and the department of social services employ persons who provide either technical or professional architectural and related support services; and

Whereas, because of the many capital improvements, repairs, and construction being undertaken by the state it is necessary to determine if state employees working in the architectural field and related services are being used in such a manner to provide coordinated services which will benefit all of state government; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to approve a study for the purpose of reviewing the architectural services provided by the various state agencies for the purpose of determining if such services should be coordinated, consolidated, eliminated or placed within one agency; and

Be It Further Resolved, That the study committee shall consist of members of both houses of the General Assembly representing both political parties and such study committee shall make a report to the legislative council and members of the General Assembly meeting in the year 1976 and such reports shall be accompanied by legislation designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 73

By Committee on Transportation

Whereas, the law required the state department of transportation to develop a comprehensive transportation policy for the state; and

Whereas, the state transportation commission has developed the policy and approved the policy on December 11, 1974 ; and

Whereas, the Iowa transportation policy provides that:

The transportation goal for the State of Iowa is to assure adequate, safe, and efficient transportation facilities and services to the public.

It is the policy of the Iowa Department of Transportation to:
A. General.

1. Encourage development of a transportation system to satisfy user needs and maximize economic and social benefits for Iowa citizens.
2. Provide for a participatory transportation planning process which involves public, private, and citizen interests and encourages complementary transportation and land development patterns.
3. Encourage and support programs to provide for movement of goods and mobility for all citizens.
4. Consolidate and simplify procedures for registration and regulation of common-carriers and motor vehicles.

2
B. Plan.

1. Develop a total transportation system plan, subject to annual review, which
-Considers all transportation modes as interacting elements,
-considers facilities and services necessary for person and commodity movements from origin to destination,
-contributes to the development and implementation of a state comprehensive plan,
_provides a positive influence on social, economic, and aesthetic values,
-provides safe and convenient travel opportunities,
-minimizes economic, energy, and environmental costs,
-coordinates with the plans of surrounding states
and national programs,
-coordinates available federal, state, and local
resources, and
-recommends funding procedures for implementation.
2. Encourage and assist development of general aviation, airport facilities, and air-carrier services.
3. Encourage and assist the general development and efficient use of highway transportation through improvement programs to equalize functional adequacy

## 25

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## 27

## Page 3

of roads and streets throughout all of Iowa.
4. Encourage and assist development of public passenger transportation systems.
5. Encourage and assist a viable railroad system consistent with the needs of Iowa and the United States.
6. Encourage and assist the development of programs for proper use of river transportation.
C. Program.

1. Prepare annually a coordinated current and
long-range program of capital investment, services, and regulatory practice.
2. Propose and promote legislative programs to implement an integrated transportation system; and

Whereas, the state transportation commission has submitted its state transportation policy to the general assembly for its approval as required by law; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Sixty-sixth General Assembly approve the comprehensive transportation policy adopted and submitted by the state transportation commission.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 74 <br> By Baker and Wulff

Whereas, the law regarding payment of tuition for nonresident students is inconsistent; and

Whereas, the mobility of the citizens of Iowa is increasing and many children of parents who move desire to continue to attend school in their former district of resident; and

Whereas, school districts are reimbursed with tax moneys for tuition payments of foster children and children in charitable institutions while these children are counted in the enrollment of the district for state aid purposes; and

Whereas, there is an inequity in the procedure which does not allow the district in which a child resides to count the child in enrollment for state aid purposes, but allows the district in which the child attends school to receive both tuition and state aid for the child; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to the tuition payments for public school districts in this state and the inequities existing in the present payments; and

30 legislative bill drafts designed to carry out the recom-

## Page 2

1 mendations of the study committee.
Laid over under Rule 25. <br> \section*{HOUSE RESOLUTION 45 <br> \section*{HOUSE RESOLUTION 45 <br> <br> By Miller of Calhoun and Bennett} <br> <br> By Miller of Calhoun and Bennett}

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by

Whereas, the Lake View Hawkettes High School basketball team has won the Iowa Girls High School basketball championship, and

Whereas, the Lake View Hawkettes High School basketball team is ranked second in the nation among girls' basketball teams, and

Whereas, the Lake View Hawkettes High School basketball team have displayed the utmost in spirit and teamwork, Now Therefore,

Be It Resolved by the House of Representatives, That the Sixty-sixth General Assembly, 1975
Session, extends its heartiest congratulations to the Lake View Hawkettes, their coaches, cheerleaders, faculty and administration, families and loyal fans who encouraged and supported the Hawkettes through the regular season and during the tournament, and

Be It Further Resolved, That the members of the Sixty-sixth General Assembly commend the Hawkettes for their splendid example of sportsmanship, fair play and athletic prowess which took them to the highest place in Iowa girls high school basketball, winning the championship and becoming Iowa's number one team, and is ranked second in the nation among girls' basketball teams, and

Be It Further Resolved, That a copy of this resolution be sent to Coach Bud McCrea and Lake View High School Hawkettes High School basketball team.

Laid over under Rule 25.

## HOUSE RESOLUTION 46

## By Committee on Energy

Whereas, the standing committees on energy in the House of Representatives and the Senate are deeply concerned about the lack of coordination among state agencies in the area of radiation safety; and

Whereas, the Iowa energy policy council has offered to
establish an ad hoc committee, as proposed by the house committee on energy, for consideration during the 1975 interim of radiation safety legislation and of funding and staffing required to implement the committee's recommendations; and

Whereas, a radiation safety study committee should, in addition to providing an opportunity for input and participation by private and consumer interests, represent state agencies administering existing laws; Now Therefore,

Be It Resolved by the House of Representatives, That the department of environmental quality, the state department of health, the state hygienic laboratory, the department of public safety, the state department of transportation, the Iowa bureau of labor and the midwest nuclear board cooperate with the energy policy council in the establishment of an ad hoc committee to conduct during the 1975 interim a study of radiation safety which would consider the effects on the environment and health of Iowans of the use and transportation of radioactive materials; and

Be It Further Resolved, That the Legislative Council authorize the standing subcommittee on nuclear and radiation safety of the House Committee on Energy to meet for the purpose of reviewing and making recommendations on a preliminary report to be submitted by the ad hoc committee not later than November 15, 1975; and

Be It Further Resolved, That a final report, together with

## Page 2

1 the recommendations of the subcommittee, be submitted for
2 consideration by the Standing Committees on Energy and members

Laid over under Rule 25.

## HOUSE RESOLUTION 47 <br> By Junker, Doyle, Fullerton and Scheelhaase

Whereas, Mr. Larry Graham, a pianist and professor of music at Morningside College of Sioux City, Iowa is the only American finalist and is a fourth place winner of the QUEEN ELIZABETH INTERNATIONAL COMPETITION;
and
Whereas, Mr. Graham is also the winner of the Jacques Stehman Prize of the Public, a prize awarded to the performer best liked by the Belgian people; and

Whereas, the accomplishments of Mr. Graham have been attained by very few Americans and bring honor to himself, the United States, and the state of Iowa; and

Whereas, it is fitting that the General Assembly of the state of Iowa and all citizens of Iowa pay tribute to Mr. Graham and give recognition to the great accomplishments of Mr. Graham; Now Therefore,

18 Be It Resolved by the House of Representatives, 19 That Mr. Larry Graham be congratulated for his 20 outstanding success and musical accomplishments and 21 that best wishes for continued success be extended 22 to Mr. Graham; and

Be It Further Resolved, That copies of this resolution be forwarded to Mr. Larry Graham.
Laid over under Rule 25.

## SUBCOMMITTEE ASSIGNMENTS

House File 893
Ways and Means
Mennenga, Chairman
Egenes
Hennessey
Gentleman
Bina
Walter
Nealson

Senate File 571
Ways and Means
Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina

## STUDY BILLS SUBCOMMITTEE ASSIGNMENTS

## WAYS AND MEANS

39. An act to provide reimbursement for property taxes paid and rent constituting property taxes paid for persons 65 years of age or older or totally disabled and surviving spouses fifty-five years of age or older.

Mennenga, Chairman
Egenes
Hennessey
Gentleman
Walter
Nealson
Bina
40. An act relating to the inspection of grain by the department of agriculture and providing penalties for violations.

Miller of Buchanan, Chairman Clark
Husak
Jochum

## REPORTS OF COMMITTFE

Dunton of Keokuk, from the committee on appropriations, submitted the following reports:

Mr. Speaker: Your committee on appropriations has considered House File 914, a bill for an act relating to retirement benefits for certain public employees engaged in public safety occupations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate Flle 573, a bill for an act relating to programs for elderly, handi-
capped, and lower income persons and persons in need of health care and making appropriations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations to whom was referred Senate file 575, a bill for an act making appropriations for increased employer contributions resulting because of changes in the employees' retirement system and providing funds for school districts, area education agencies, and area schools, and the department of transportation; and providing supplemental authorization to expend funds from certain departmental revolving, trust or special funds, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## Also:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 579, a bill for an act making an appropriation for the state's contribution for the support of the Missouri River riverfront project, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speaker: Your committee on appropriations to whom was referred Senote File 580, a bill for an act to make appropriations from the general fund and reimbursement fund of the state to certain persons in settlement of claims made against the state of Iowa, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of Keokuk, Chairman

## Also:

Mr. Speakbr: Your committee on appropriations to whom was referred Senate File 581, a bill for an act making an appropriation to provide funds to certain state agencies for increased employer contributions resulting because of changes in the Iowa public employees' retirement system, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman
Also:
Mr. Speakirr: Your committee on appropriations to whom was referred Senate Flle 582, a bill for an act making an appropriation from the general
fund of the state to Iowa state university of science and technology for research on dust explosions related to grain elevators, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

## DUNTON of KEOKUK, Chairman

## AMENDMENTS FILED

Amend House File 759, as follows:
2 1. Page 1, line 19, by striking the period and inserting in lieu thereof the following: "or the fair and reasonable value of time devoted to self-employment by individuals who are usually gainfully employed, but are not actually employed at the time the injury is incurred."
2. Page 1, line 24, by striking the word "or" and inserting in lieu thereof the word "and".

## HALVORSON of Clayton

$\mathrm{H}-4274$
1 Amend House File 759 as follows:
2 1. Page 6, by striking lines 22 through 35, and 3 page 7, by striking lines 1 through 12, and inserting in lieu thereof the following:
"d. SURVIVORS' BENEFITS. In the event any person is killed in the accident or is injured and dies within one year of the date of the accident because of injuries received in the accident, survivors' benefits shall be paid to the surviving spouse or in the event there is no surviving spouse, to the surviving child or children dependent upon the deceased, or to the surviving parent or parents of a deceased child who was at the time of death residing in the household of the surviving parent or parents, in the amount of ten thousand dollars."

## BRANSTAD of Winnebago



H-4277
1 Amend House File 759 as follows:
2 1. Page 11, by striking lines 7 through 21 and 3 inserting in lieu thereof the following: "submit the 4 issue to the insurance commissioner or his designee 5 for determination. An informal hearing shall be held 6 by the commissioner or his designee within ten days
7 after submission. The injured party and the insurer
8 shall be entitled to appear before the commissioner
or his designee and present whatever evidence they
10 desire. The commissioner or his designee shall
11 issue a written decision, in writing, thereon with-
12 in five days. Either party aggrieved by the deci-
13 sion of the commissioner may appeal the decision to
14 the district court of the injured party's residence
15 by filing a petition within thirty days of such decision. The payments ordered shall be continued as ordered until reversed or modified by order of court. The court may further assess reasonable attorney fees and costs in favor of the prevailing party."

HALVORSON of Clayton
H—4271

8 that cannot be used for railroad transportation can
9 be most efficiently utilized by allowing owners of

PELLETT of Cass HUSAK of Tama

H-4287
Amend H-4230, to House File 837 as follows:

1. Page 2, line 1, by striking the word

3 "jurisdiction" and inserting in lieu thereof the word
4 "jurisdiction".
5 2. Page 2, by inserting after line 36 the
6 following:
7 "The legislative council shall appoint a study 8 committee to monitor on a periodic basis the study
9 conducted by the department of operating railroad
10 property. The study committee shall be composed of
11 five members of the general assembly, not more than
12 three of which are from one political party."
KRAUSE of Palo Alto
H-4290
1 Amend House File 914 as follows:
2 1. Page 6, by inserting after line 4, the follow-
3 ing section:
4
Sec.
fund
fund of the state to the department of public safety
6 for the fiscal year beginning July 1, 1975 and end-
7 ing June 30, 1976 the sum of one hundred fifteen
8 thousand $(115,000)$ dollars, or so much thereof as

9 is necessary to be deposited in the pension accumula10 tion fund of the department of public safety peace 11 officers' retirement, accident, and disability system 12 to finance the changes in benefits provided in sections 18 one (1) through nine (9) of this Act."
14 2. By renumbering sections as necessary.

BYERLY of Polk<br>SCHROEDER of Pottawattamie<br>NIELSEN of Polk MONROE of Des Moines

H-4288
1 Amend Senate File 526 as amended and passed
2 by the Senate as follows:
3 1. Page 6, by striking lines 10 through 16.
BITTLE of Polk CLARK of Lee CUSACK of Scott

H-4289

Amend Senate File 526, as amended and passed by the Senate, as follows:

1. Page 4, line 16, insert after the second comma the word "six (6),".
2. Page 4, insert after line 23 the following:
"6. [Immediately] Within fifteen days following a regular or special meeting of the council, the clerk shall [prepare a condensed statement] cause the minutes of the proceedings of the council, including the total expenditure from each city fund, [and cause the statement] to be published in a newspaper of general circulation in the city. The [statement] publication shall include a list of all claims allowed and a summary of all receipts, and shall show the gross amount of the claim, the name of the person receiving a warrant, and the reason for issuing the warrant. Howezer, if a salary warrant is issued to a person regularly employed by the municipality, such name and reason shall be published once annually showing the gress amount of the annual salary. Also, matters discussed in closed session pursuant to section twentyeight A point three (28A.s) of the Code shall not be published until entered on the public minutes. However, in cities having more than one hundred fifty thousand population the council shall each month print in pamphlet form a detailed itemized statement of all receipts and disbursements of the city, and [a summary of] its proceedings during the preceding month, and furnish copies to the city library, the daily newspapers of the city, and to persons who apply at the office of the city clerk, and the pamphlet shall constitute publication as required. Failure by the clerk to make publication is a misdemeanor. The

34 provisions of this subsection are applicable in cities
35 in which a newspaper is published, or in cities of
36 two hundred population or over, but in all other
37 cities, posting the statement in three public places
38 in the city which have been permanently designated
39 by ordinance is sufficient compliance with this
40 subsection."

> HUTCHINS of Guthrie BRUNOW of Appanoose

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On motion by Fitzgerald of Webster, the House adjourned at 10:20 p.m., until 9:00 a.m., Saturday, June 14, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Fifty-third Calendar Day-One Hundred Second Session Day
Hail of the Housi of Representatives
Des Moines, Iowa, Saturday, June 14, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend Edgar Kruse, pastor of the Grace Lutheran Church, Waterloo, Iowa.

The Journal of Friday, June 13, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Higgins of Scott and Bina of Scott on request of Cusack of Scott.

## ADOPTION OF COMMITTEE REPORTS

The Chief Clerk announced the adoption of reports of committee on Senate Files $573,575,579,580,581$ and 582 , under Rule 36.

## INTRODUCTION OF BILL

House File 915, by committee on appropriations, a bill for an act making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated.

Read first time and placed on appropriations calendar.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 13, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, and operating funds for educational institutions.

Also: That the Senate has on June 14, 1975, passed the following bill in which the concurrence of the House is asked:

Senate File 584, a bill for an act providing an appropriation for per diem for the legislative council, fiscal committee and special interim study committees.

[^66]CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 898

H-4292

1

Amend House File 898 as amended, passed, and reprinted by the House, as follows:

1. Page 1 by striking in line 26 the figure
" $\$ 3,700,000$ " and inserting in lieu thereof the figure " $\$ 4,520,000$ ".
2. Page 1, by striking lines

27 through 34 and insert in lieu thereof the following:
"b. For detailed architectural
plans for and construction of a
seeds laboratory facility at Iowa
state university there is appropriated ........ $\$ 1,200,000$
In addition to funds appropriated
under this paragraph, the state board
of regents may accept funds which are
available from other sources for
construction of the seeds laboratory
facility."
3. Page 2, line 21, by striking the words "of which is" and inserting the words ", including the funds appropriated by this subsection, shall".
4. Page 2, line 22, by striking the word "to".
5. Page 3 , line 5 by striking " $\$ 3,700,000$ " and insarting in lieu thereof " $\$ 4,800,000$ ".
6. Page 3, after line 5 insert the following:
"Prior to the expenditure of funds appropriated by this paragraph, an amount sufficient to pay school taxes on land acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and land acquired pursuant to this Act, shall be deducted from the funds appropriated by this paragraph and shall be paid to the school districts in which such lands are located."
7. Page 3 , line 10 , by striking the figure " $2,500,000$ " and inserting in lieu thereof the figure "3,000,000".
8. Page 3 , lines 23,24 , and 25 , by striking the words "automatic and new elevator cars for the capitol buildings;".
9. Page 4, line 1, by striking the figure " 730,000 " and inserting the figure " 700,000 ".
10. Page 4, line 19, by striking the words "Ansel

Briggs" and inserting in lieu thereof the words "the Carolyn Pendray building,".
11. Page 4, line 24, by striking the words "Ansel Briggs" and inserting in lieu thereof the words "Carolyn Pendray".

## Page 2

1 Briggs" and inserting in lieu thereof the words
2 "Carolyn Pendray".
12. Page 4, line 30, by striking the words "Ansel Briggs" and inserting in lieu thereof the words "Carolyn Pendray".
13. Page 5, line 6, by striking the words "Ansel
14. Page 7, after line 26 , by inserting the following:
"b. For restoring the flags exhibited on the first floor of the state capitol . $\$ 50,000$
c. For repair, replacement, alteration, equipment and rehabilitation of national guard armory facilities throughout the state, including the maintenance and repair of equipment required for use of such facilities $. \$ 130,000$
d. For the repair, replacement, alteration, equipment and rehabilitation of buildings, grounds, roads and facilities located within the Camp Dodge military reservation $\$ 130,000^{\prime \prime}$
15. Page 7, line 27, by striking the letter " $b$ " and inserting the letter " $f$ ".
16. Page 8, after line 16 add the following:
"14. DEPARTMENT OF PUBLIC INSTRUCTION
For replacement of films, film strips, books, and other educational media material destroyed in the Ankeny, Iowa fire $. \$ 1,000,000$
Unobligated or unencumbered funds remaining on June 30,1976 from funds appropriated by this subsection shall revert to the general fund on September 30, 1976."
17. Page 10 , after line 13 , insert the following:
"Sec. .... Chapter one hundred seven (107), Code 1975, is amended by adding the following new section:

NEW SECTION. The state conservation commission shall make annual payments to school districts in such amounts sufficient to pay school taxes on lands acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and under the authority of any other Act of the General Assembly which authorizes the acquisition of land which would otherwise be subject to the levy of school taxes. There is appropriated annually from the general fund of the state from funds not otherwise appropriated to the state conservation commission an amount sufficient to make the payments provided for in this section. The state comptroller shall administer the funds appropriated by this Act and shall administer the program established by this section. The state

## Page 3

## Page 4

1 or board having authority over an appropriation to 2 which the fine arts section applies shall coordinate 3 with the Iowa arts council on matters relating to
the inclusion of fine arts authorized by this Act.
Sec. ..... The appropriate department, commission or board must be assured, by the submission of a report by the architects or contractors before construction is begun on any new buildings or substantial modification of existing buildings pursuant to this Act, that the building design has been developed according to maximum energy conservation."
21. Amend the title by striking lines 3 through 5.
22. Title page, line 15, after the comma insert the words "restoring flags exhibited in the state capitol,".
23. By renumbering sections and internal references as required by this amendment.

## SENATE MESSAGE CONSIDERED

Senate File 584, a bill for an act making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated.

## Read first time and passed on file.

## HOUSE CONCURRENT RESOLUTION 64

## By Walter and Rinas

Whereas, pari-mutuel betting is the subject of House File 198 passed by the State Government Committee with a do pass recommendation is before the 1975 Session of the Sixty-sixth General Assembly; and

Whereas, the full ramifications of pari-mutuel betting, including the economic impact upon individuals, local government, individual communities, state government, and the state as a whole cannot be adequately determined while the General Assembly is in session because of the detailed research involved; and

Whereas, pari-mutuel betting should be considered by the General Assembly on the basis of its total effect upon the state and its citizens; Now Therefore,

Be It Resolved by the House, the Senate Concurring, That the legislative council is urged to create a study committee consisting of members of both houses of the General Assembly and representing both political parties for the purpose of making a detailed study of pari-mutuel betting as it affects the citizens of the state, the economy of the state, and its political subdivisions; and

Be It Further Resolved, That the committee consult citizens deemed to be knowledgeable in considering the subject matter before it and the study committee shall make a report of its findings and recommendations to the legislative council and the General Assembly meeting in the year 1976.

Laid over under Rule 25.

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following bills: Senate Files 575, 579, 580, 581 and 582.

## CONSIDERATION OF BILLS <br> APPROPRIATIONS' CALENDAR

Senate File 573, a bill for an act relating to programs for elderly, handicapped, and lower income persons and persons in need of health care and making appropriations, with report of committee recommending passage, was taken up for consideration.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 573)
The ayes were, 78:
Pavich

| Anderson | Gentleman |
| :--- | :--- |
| Avenson | Griffee |
| Bittle | Halvorson |
| Bortell | Hansen |
| Brandt | Hargrave |
| Brockett | Harvey |
| Brunow | Hennessey |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Clark | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Daggett | Husak |
| Dieleman | Hutchins |
| Doyle | Jesse |
| Dunton | Jochum |
| Dyrland | Jordan |
| Egenes | Junker |
| Evans | Krause |
| Fitzgerald | Lageschulte |

Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Middleton
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oaklev
O'Halloran
Patchett

Avenson Bittle

Brandt Brockett
Brunow
Byerly
Caffrey
Crawford Cusack Daggett Dieleman Doyle Dunton Egenes Fitzgerald Griffee Halvorson

Hargrave
Harvey
Hennessey
Hinkhouse
Horn Howell Hullinger Hutchins Jesse Jochum Jordan Junker Lageschulte

The nays were, 11:

| Baker | Crabb |
| :--- | :--- |
| Bennett | Danker |
| Branstad | Fullerton |

Absent or not voting, 11:

| Bina | Drake <br> Connors | Gilloon | Higgins <br> Den Herder |
| :--- | :--- | :--- | :--- |
| Harper | Kreamer | Marley |  |
| Millen | Wells |  |  |

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

Senate File 575, a bill for an act making appropriations for increased employer contributions resulting because of changes in the employees' retirement systems and providing funds for school districts, area education agencies, and area schools, and the department of transportation; and providing supplemental authorization to expend funds from certain departmental revolving, trust or special funds, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 575)
The ayes were, 88:

| Anderson | Egenes | Koogler | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Krause | Pellett |
| Baker | Fitzgerald | Lageschulte | Perkins |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Griffee | Lonergan | Scheelhaase |
| Brandt | Halvorson | McElroy | Schroeder |
| Brockett | Hansen | Menke | Small |
| Brunow | Hargrave | Mennenga | Spear |
| Byerly | Harvey | Middleswart | Spencer |
| Caffrey | Hennessey | Middleton | Spradling |
| Clark | Hines | Millen | Stromer |
| Connors | Hinkhouse | Miller, A. V. | Svoboda |
| Crabb | Horn | Miller, K. D. | Tauke |
| Crawford | Howell | Miller, O. L. | Tofte |
| Cusack | Hullinger | Monroe | Varley |
| Daggett | Husak | Newhard | Walter |
| Dieleman | Hutchins | Nielsen | West |
| Doyle | Jesse | Norland | Woods |
| Drake | Jochum | Oakley | Wulff |
| Dunton | Jordan | O'Halloran | Wyckoff |
| Dyrland | Junker | Patchett | Mr. Speaker |
| The nays were, 4: |  |  |  |
| Branstad | Danker | Nealson | Welden |
| Absent or not voting, 8: |  |  |  |
| Bina <br> Den Herder | Gilloon Harper | Higgins Kreamer | Poncy Wells |

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

Senate File 579, a bill for an act making an appropriation for the state's contribution for the support of the Missouri River riverfront project, with report of committee recommending passage, was taken up for consideration.

Hullinger of Decatur moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 579)
The ayes were, 88 :

| Anderson | Egenes <br> Avenson |
| :--- | :--- |
| Evans |  |
| Bennett | Fitzgerald |
| Bittle | Fullerton |
| Bortell | Gentleman |
| Brandt | Griffee |
| Brockett | Halvorson |
| Brunow | Hansen |
| Byerly | Hargrave |
| Caffrey | Harvey |
| Clark | Hennessey |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Daggett | Hullinger |
| Danker | Husak |
| Dieleman | Hutchins |
| Doyle | Jesse |
| Drake | Jochum |
| Dunton | Jordan |
| Dyrland | Junker |
|  |  |

The nays were, 7:

| Baker | Hines |
| :--- | :--- |
| Branstad | Lipsky |

Absent or not voting, 10:

| Bina | Gilloon | Kreamer | Small |
| :--- | :--- | :--- | :--- |
| Connors | Harper | Millen | Wells |

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

Senate File 580, a bill for an act to make appropriations from the general fund and reimbursement fund of the state to certain persons in settlement of claims made against the state of Iowa, with report of committee recommending passage, was taken up for consideration.

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

Rule 69 was invoked.
On the question "Shall the bill pass ?" (S.F. 580)
The ayes were, 89:
Anderson Avenson Baker Bennett

Bittle
Bortell
Brandt
Branstad
Brockett
Brunow Byerly
Caffirey
Clark Connory Crabb Crawford Cusack Daggett Danker Dieleman Doyle Drake Dunton Dyrland Egenes Evans

Fitzgerald
Fullerton
Gentleman
Gilloon
Griffee
Halvorson
Hansen
Hargrave
Harvey
Hennessey
Hines
Hinkhouse
Horn
Howell
Husak
Hutchins
Jesse
Jochum
Jordan
Junker
Koogler
Krause Pellett

Lageschulte Poncy
Lindeen Readinger
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleswart
Middleton
Miller, A. V.
Miller, O. L.
Monroe
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett
Pavich
Rinas
Scheelhaase
Schroeder
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
West
Woods
Wulff
Wyckoff
Mr. Speaker

The nays were, none.
Absent or not voting, 11:

| Bina | Higgins | Millen | Small |
| :--- | :--- | :--- | :--- |
| Den Herder | Hullinger | Miller, K. D. | Wells |
| Harper | Kreamer | Perkins |  |

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

Senate File 581, a bill for an act making an appropriation to provide funds to certain state agencies for increased employer contributions resulting because of changes in the Iowa public employees' retirement system, with report of committee recommending passage, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 581)
The ayes were, 88:

| Anderson | Cusack | Gentleman | Husak |
| :--- | :--- | :--- | :--- |
| Baker | Daggett | Gilloon | Hutchins |
| Bennett | Danker | Griffee | Jesse |
| Bittle | Dieleman | Halvorson | Jochum |
| Bortell | Doyle | Hansen | Jordan |
| Brandt | Drake | Hargrave | Junker |
| Brockett | Dunton | Hennessey | Koogler |
| Brunow | Dyrland | Hines | Krause |
| Byerly | Egenes | Hinkhouse | Lageschulte |
| Clark | Evans | Horn | Lindeen |
| Crabb | Fitzgerald | Howell | Lipsky |
| Crawford | Fullerton | Hullinger | Lonergan |


| McElroy | Newhard |
| :--- | :--- |
| Menke | Nielsen |
| Mennenga | Norland |
| Middleswart | Oakley |
| Middleton | O'Halloran |
| Millen | Patchett |
| Miller, A. V. | Pavich |
| Miller, K. D. | Pellett |
| Miller, O. L. | Perkins |
| Monroe | Poncy |


| Readinger | Tauke |
| :--- | :--- |
| Rinas | Tofte |
| Scheelhaase | Varley |
| Schroeder | Walter |
| Small | Welden |
| Spear | West |
| Spencer | Woods |
| Spradling | Wulff |
| Stromer | Wyckoff |
| Svoboda | Mr. Speaker |

The nays were, 3 :
Branstad Harvey
Absent or not voting, 9 :

| Avenson | Connors | Harper | Kreamer |
| :--- | :--- | :--- | :--- |
| Bina | Den Herder | Higgins | Wells |
| Caffrey |  |  |  |

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

Senate File 582, a bill for an act making an appropriation from the general fund of the state to Iowa state university of science and technology for research on dust explosions related to grain elevators, with report of committee recommending passage, was taken up for consideration.

O'Halloran of Black Hawk in the chair at 10:53 a.m.
Perkins of Greene moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 582)
The ayes were, 86:

| Anderson | Dunton | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Dyrland | Krause | Perkins |
| Baker | Evans | Lageschulte | Poncy |
| Bennett | Fitzgerald | Lindeen | Readinger |
| Bittle | Fullerton | Lipsky | Rinas |
| Bortell | Gentleman | Lonergan | Scheelhaase |
| Brandt | Gilloon | McElroy | Schroeder |
| Branstad | Griffee | Menke | Small |
| Brockett | Halvorson | Mennenga | Spear |
| Brunow | Hansen | Middleswart | Spradling |
| Byerly | Hennessey | Middleton | Stromer |
| Caffrey | Hines | Millen | Tauke |
| Clark | Hinkhouse | Miller, A. V. | Tofte |
| Connors | Horn | Miller, K. D. | Varley |
| Crabb | Howell | Miller, O. L. | Walter |
| Crawford | Hullinger | Nealson | Welden |
| Cusack | Husak | Newhard | West |
| Daggett | Hutchins | Nielsen | Wulff |
| Danker | Jesse | Norland | Wyckoff |
| Dieleman | Jochum | Oakley | Md. Speaker |
| Doyle | Jordan | Patchett | (O'Halloran) |
| Drake | Junker | Pavich |  |

The nays were, 1:
Monroe
Absent or not voting, 13:

| Bina | Hargrave | Higgins | Svoboda |
| :--- | :--- | :--- | :--- |
| Cochran | Harper | Kreamer | Wells |
| Den Herder | Harvey | Spencer | Woods |
| Egenes |  |  |  |

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

## SENATE AMENDMENT CONSIDERED

Dieleman of Marion called up for consideration House File 725, a bill for an act relating to the issuance of permits for the sale of cigarettes, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4283

Amend House File 725 as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Sec. 1. Section ninety-eight point one (98.1), subsections four (4) and seventeen (17), Code 1975, are amended to read as follows:
2. "Place of business" is construed to mean and include any place where cirgarettes are sold or where cigarettes are stored within or without the State of Iowa by the holder of an Iowa permit or kept for the purpose of sale or consumption; or if sold from any vehicle or train, the vehicle or train on which or from which such cigarettes are sold shall constitute a place of business.
3. "State permit" shall mean and include permits issued by the department to distributors, wholesalers, and retailers [within the state].

Sec. 2. Section ninety-eight point ten (98.10), Code 1975, is amended to read as follows:
98.10 AFFIXING OF STAMPS BY DISTRIBUTORS.

Except as provided in Section 98.17, every distributor
[in this state] holding an Iowa permit shall cause to be affixed, within or without the State of Iowa, upon every individual package of cigarettes received by him in this state or for distribution in this state, upon which no sufficient tax stamp is already affixed, a stamp or stamps of an amount equal to the tax due thereon. Such stamps shall be affixed within fortyeight hours, exclusive of Sundays and legal holidays, from the hour the cigarettes were received, and shall be affixed before such distributor sells, offers for sale, consumes, or otherwise distributes or transports the same. It shall be unlawful for any person, other than a distributing agent or distributor, bonded pursuant to section 98.14 , or common carrier to

## Page 2 <br> age 2

1
receive or accept delivery of any cigarettes without stamps affixed to evidence the payment of the tax, or without having in his possession the requisite amount or number of stamps necessary to stamp such cigarettes, and the possession of any unstamped cigarettes, without the possession of the requisite amount or number of stamps, shall prima-facie evidence of the violation of this provision.

Sec. 3. Section ninety-eight point thirteen (98.13), subsection one (1), Code 1975, is amended to read as follows:

1. Permits required. Every distributor, wholesaler, cigarette vendor, and retailer [in this state], now engaged or who desires to become engaged in the sale or use of cigarettes, upon which a tax is
required to be paid, shall obtain a state or retail cigarette permit as a distributor, wholesaler, cigarette vendor, or retailer, as the case may be.

Sec. 4. Section ninety-eight point thirteen (98.13), subsection five (5), paragraph b, Code 1975, is amended to read as follows:
b. The principal office, residence, and place of business [in Iowa], for which the permit is to apply.

Sec. 5. Section ninety-eight point nineteen (98.19), subsection one (1), Code 1975, is amended to read as follows:

1. For the purpose of enabling the department to determine the tax liability of permit holders or any other person dealing in cigarettes or to determine whether a tax liability has been incurred, the department shall have the right to inspect any premises of the holder of an Iowa permit located within or without the state of Iowa where cigarettes are manufactured, produced, made, stored, transported, sold, or offered for sale or exchange, and to examine all of the records required to be kept or any other records that may be kept incident to the conduct of the cigarette business of said permit holder or any other person dealing in cigarettes.

Sec. 6. Section ninety-eight point nineteen (98.19), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. In the case of any departmental inspection conducted under this section requiring department personnel to travel outside the state of Iowa, any additional costs incurred by the department for out of state travel expenses shall be borne by the permittee. These additional costs shall be those costs in excess of the costs of a similar inspection conducted at the geographical point located within the state of Iowa nearest to the out-of-state inspection point. In lieu of conducting an on premises out-of-state inspection, the department shall have the authority to direct the permittee to assemble

40 and transport all records described in subsection
41 one (1), of this section to the nearest practical
42 and convenient geographical location in Iowa for
43 inspection by the department."
The motion prevailed and the House concurred in the Senate amendment H-4283.

Dieleman of Marion moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass ?" (H.F. 725)
The ayes were, 89 :

| Anderson | Dyrland | Lageschulte | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Lindeen | Readinger |
| Baker | Fitzgerald | Lipsky | Rinas |
| Bennett | Fullerton | Lonergan | Scheelhaase |
| Bittle | Gentleman | McElroy | Schroeder |
| Bortell | Gilloon | Menke | Small |
| Brandt | Griffee | Mennenga | Spear |
| Branstad | Halvorson | Middleswart | Spencer |
| Brunow | Hansen | Middleton | Spradling |
| Byerly | Hennessey | Miller, A.V. | Stromer |
| Caffrey | Hines | Miller, K. D. | Svoboda |
| Clark | Hinkhouse | Miller, O. L. | Tauke |
| Cochran | Horn | Monroe | Tofte |
| Connors | Howell | Nealson | Varley |
| Crabb | Hullinger | Newhard | Walter |
| Crawford | Husak | Nielsen | Welden |
| Cusack | Hutchins | Norland | West |
| Daggett | Jesse | Oakley | Wods |
| Danker | Jochum | Pathett | Wulff |
| Dieleman | Jordan | Pavich | Wyckoff |
| Doyle | Junker | Pellett | Md. Speaker |
| Drake | Koogler | Perkins | (O'Halloran) |

The nays were, none.
Absent or not voting, 11:

| Bina | Egenes | Harvey | Millen |
| :--- | :--- | :--- | :--- |
| Brockett | Hargrave | Higgins | Wells |
| Den Herder | Harper | Kreamer |  |

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

## UNANIMOUS CONSENT

Fitzgerald of Webster asked and received unanimous consent that the Legislative Service Bureau be directed to draft a bill relating to unemployment compensation.

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following House Files amended by the Senate: House Files 725, 811, 814, 870, 898 and 904.

## SENATE AMENDMENT CONSIDERED

## HOUSE REFUSES TO CONCUR

Dunton of Keokuk called up for consideration House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capitol improvements, clarifying responsibility for determining compliance with the state building code of state owned capital improvements, buildings, and structures, providing for reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds, amended by the Senate, and moved that the House concur in the following Senate amendment:
4292
Amend House File 898 as amended, passed, and
reprinted by the House, as follows:
1. Page 1 by striking in line 26 the figure
" $\$ 3,700,000$ " and inserting in lieu thereof the figure
" $\$ 4,520,000$ ".
2. Page 1, by striking lines
27 through 34 and insert in lieu thereof the following:
"b. For detailed architectural
plans for and construction of a
seeds laboratory facility at Iowa
state university there is appropriated............ $\$ 1,200,000$
In addition to funds appropriated
under this paragraph, the state board
of regents may accept funds which are
available from other sources for
construction of the seeds laboratory
facility."
3. Page 2, line 21, by striking the words "of
which is" and inserting the words ", including the
funds appropriated by this subsection, shall".
4. Page 2, line 22, by striking the word "to".
5. Page 3 , line 5 by striking " $\$ 3,700,000$ " and
inserting in lieu thereof " $\$ 4,800,000$ ".
6. Page 3, after line 5 insert the following:
"Prior to the expenditure of funds appropriated by this paragraph, an amount sufficient to pay school taxes on land acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and land acquired pursuant to this Act, shall be deducted from the funds appropriated by this paragraph and shall be paid to the school districts in which such lands are located."
7. Page 3, line 10, by striking the figure
" $2,500,000$ " and inserting in lieu thereof the figure " $3,000,000$ ".
8. Page 3 , lines 23,24 , and 25 , by striking the words "automatic and new elevator cars for the capitol buildings;".
9. Page 4, line 1 , by striking the figure " 730,000 " and inserting the figure " 700,000 ".
10. Page 4, line 19, by striking the words "Ansel Briggs" and inserting in lieu thereof the words "the Carolyn Pendray building,".
11. Page 4, line 24, by striking the words "Ansel Briggs" and inserting in lieu thereof the words "Carolyn Pendray".
12. Page 4, line 30, by striking the words "Ansel Briggs" and inserting in lieu thereof the words "Carolyn Pendray".
13. Page 5, line 6, by striking the words "Ansel

Briggs" and inserting in lieu thereof the words "Carolyn Pendray".
14. Page 7, after line 26, by inserting the
following:
"b. For restoring the flags
exhibited on the first floor
of the state capitol
$\$ 50,000$
c. For repair, replacement, alteration, equipment and rehabilita-
tion of national guard armory
facilities throughout the state, including the maintenance and repair of equipment required for use of such facilities . $\mathbf{1 3 0 , 0 0 0}$
d. For the repair, replacement, alteration, equipment and rehabilitation of buildings, grounds, roads and facilities located within the Camp Dodge military reservation ........................ $\$ 130,000$ "
15. Page 7, line 27, by striking the letter " $b$ " and inserting the letter " f ".
16. Page 8, after line 16 add the following:
"14. DEPARTMENT OF PUBLIC INSTRUCTION
For replacement of films, film strips, books, and other educational media material destroyed in the Ankeny, Iowa
fire \$1,000,000
Unobligated or unencumbered funds remaining on June 30, 1976 from funds appropriated by this subsection shall revert to the general fund on September 30, 1976."
17. Page 10, after line 13, insert the following:
"Sec. ..... Chapter one hundred seven (107), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. The state conservation commission shall make annual payments to school districts in such amounts sufficient to pay school taxes on lands acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and under the authority of any other Act of the General Assembly which authorizes the acquisition of land which would otherwise be subject to the levy of school taxes. There is appropriated annually from the general fund of the state from funds not otherwise appropriated to the state conservation commission an amount sufficient to make the payments provided for in this section. The state comptroller shall administer the funds appropriated by this Act and shall administer the program established by this section. The state

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conservation commission shall cooperate with the state comptroller in order to provide information necessary to carry out the provisions of this section."
18. Page 11, by striking lines 29 through 35.
19. Page 12, by striking lines 1 through 19.
20. Page 12, after line 19, insert the following:

Sec. ..... If federal action eliminates or delays into future fiscal year periods certain federal funds previously anticipated as a part of various departmental receipts, there is appropriated from the general fund of the state for the fiscal year beginning July 1, 1975, and ending June 30, 1976, to the state comptroller the sum of one million eight hundred thousand $(1,800,000)$ dollars to be allocated to the departments to supplement existing appropriations for losses of such federal funds during the fiscal period. No funds shall be allocated under this section without the approval of the governor and state comptroller.

It is intended that any funds allocated to the state board of regent in this Act to supplement existing appropriations for loss of federal funds during the fiscal year shall be for federal funds lost which were related to educational and capitation grants to the institutions. It is not intended to supplement federal funds relating solely to sponsored research grants to the institutions.

Sec. ..... For any construction of new buildings or substantial modification of existing buildings under this Act the total estimated cost of fine arts

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elements included in the plans and specifications shall not be less than one-half of one percent of the total appropriation for such construction of new buildings or substantial modification of existing buildings. This section shall apply only to appropriations made pursuant to the following subsections of section one (1) of this Act:

1. Subsection two (2).
2. Subsection five(5).
3. Subsection seven (7).
4. Paragraph $b$ of subsection eight (8).

Sec. ..... As used in this Act, "fine arts" means sculpture, fountains, bas-reliefs, mosaics, frescoes, wall hangings, pictures, photographs or other enhancements to be integrated into the total environment of such construction. Fine arts does not include the incidental ornamental detail or functional structural elements or hardware and other accessories.

Sec. ..... The appropriate department, commission
or board having authority over an appropriation to which the fine arts section applies shall coordinate with the Iowa arts council on matters relating to the inclusion of fine arts authorized by this Act.

Sec. ..... The appropriate department, commission or board must be assured, by the submission of a report by the architects or contractors before construction is begun on any new buildings or substantial modification of existing buildings pursuant to this Act, that the building design has been developed according to maximum energy conservation."
21. Amend the title by striking lines 3 through 5.
22. Title page, line 15 , after the comma insert the words "restoring flags exhibited in the state capitol,".
23. By renumbering sections and internal references as required by this amendment.
A non-record roll call was requested.
The ayes were 14 , nays 64 .
The motion lost and the House refused to concur in the Senate amendment H-4292.

## SENATE AMENDMENT CONSIDERED

Wyckoff of Benton called up for consideration House File 811, a bill for an act relating to the military service tax exemption and making the act retroactive, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4282
1 Amend House File 811 as amended and passed by the
2 House, as follows:
3 1. Page 1, line 8 by striking "September 2," and
4 by striking line 8 a and insert in lieu thereof "Decem-
5 ber 31, 1946".
6 2. Page 1, line 17, by striking the number " 27 "
7 and insert in lieu thereof the number " 25 ".
The motion prevailed and the House concurred in the Senate amendment.

Wyckoff of Benton moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 811)
The ayes were, 91 :

| Anderson | Dyrland <br> Evans | Koogler <br> Avenson | Krause |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Lageschulte | Perkins |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Brandt | Griffee | McEElroy | Schroeder |
| Branstad | Halvorson | Menke | Spear |
| Brockett | Hansen | Mennenga | Spencer |
| Brunow | Hargrave | Middleswart | Spradling |
| Byerly | Harvey | Middleton | Stromer |
| Caffrey | Hennessey | Millen | Svoboda |
| Clark | Hines | Miller, A.V. | Tauke |
| Cochran | Hinkhouse | Miller, K. D. | Tofte |
| Connors | Horn | Miller, O.L. | Varley |
| Crawford | Howell | Monroe | Walter |
| Cusack | Hullinger | Nealson | Welden |
| Daggett | Husak | Newhard | West |
| Danker | Hutchins | Nielsen | Woods |
| Dieleman | Jesse | Norland | Wulff |
| Doyle | Jochum | Oakley | Wyckoff |
| Drake | Jordan | Patchett | Md. Speaker |
| Dunton | Junker | Pavich | (O'Halloran) |
|  |  |  |  |

The nays were, none.
Absent or not voting, 9:

| Bina | Egenes | Higgins | Small |
| :--- | :--- | :--- | :--- |
| Crabb | Harper | Kreamer | Wells |
| Den Herder |  |  |  |

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

## SENATE AMENDMENT CONSIDERED

Monroe of Des Moines called up for consideration House File 814, a bill for an act relating to the purchase and use of state
motor vehicles and use of private motor vehicles for state business, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4291
1 Amend House File 814, as amended and passed by
2 the House, page 1, line 12, by inserting after the
3 word "designated" the following:
"at a purchase price approved by the executive council".

The motion prevailed and the House concurred in the Senate amendment H-4291.

Monroe of Des Moines moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 814)
The ayes were, 85 :

| Anderson | Dunton | Krause | Poncy |
| :---: | :---: | :---: | :---: |
| Avenson | Dyrland | Lageschulte | Readinger |
| Baker | Evans | Lindeen | Rinas |
| Bennett | Fitzgerald | Lipsky | Scheelhaase |
| Bittle | Fullerton | Lonergan | Schroeder |
| Brandt | Gentleman | McElroy | Small |
| Branstad | Gilloon | Mennenga | Spear |
| Brockett | Griffee | Middleswart | Spencer |
| Brunow | Hansen | Middleton | Spradling |
| Byerly | Hargrave | Millen | Stromer |
| Caffrey | Hennessey | Miller, A. V. | Svoboda |
| Clark | Hines | Miller, K. D. | Tauke |
| Cochran | Hinkhouse | Miller, O. L. | Tofte |
| Connors | Horn | Monroe | Varley |
| Crabb | Howell | Newhard | Walter |
| Crawford | Hullinger | Nielsen | Welden |
| Cusack | Husak | Norland | West |
| Daggett | Hutchins | Oakley | Wulff |
| Danker | Jesse | Patchett | Wyckoff |
| Dieleman | Jochum | Pavich | Md. Speaker |
| Doyle | Jordan | Pellett | (O'Halloran) |
| Drake | Koogler |  |  |
| The nays were, 6: |  |  |  |
| Bortell | Harvey | Menke | Nealson |
| Halvorson | Junker |  |  |
| Absent or not voting, 9: |  |  |  |
| Bina | Harper | Kreamer | Wells |
| Den Herder | Higgins | Perkins | Woods |
| Egenes |  |  |  |

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

## HOUSE FILE 602 WITHDRAWN

Daggett of Adams asked and received unanimous consent to withdraw House File 602 from further consideration by the House.

## SENATE AMENDMENT CONSIDERED

Brunow of Appanoose called up for consideration House File 904, a bill for an act relating to the railroad grade crossings on public highways and increasing funds allocated for such purposes, amended by the Senate, as follows:

H—4265
Amend House File 904, as passed by the House, page 1, line 25, by striking the words "However, the" and insert in lieu thereof the word "The".
Krause of Palo Alto offered the following amendment H-4294, to the Senate amendment H—4265, filed by him from the floor:

H-4294

1

Amend the Senate amendment ( H -4265) to House File 904, as House File 904 was passed by the House, by striking lines 2 and 3 and inserting in lieu thereof the following: "as follows:

1. Page 1, by inserting before line 1 the following:
"Section 1. NEW SECTION. LEGISLATIVE INTENT. The general assembly finds and declares:
2. That abandoned railroad rights-of-way possess unique and irreplaceable value suitable for transportation, utility, recreation and other public uses.
3. That preservation of certain abandoned railroad rights-of-way for future public use is in the public interest.
4. That acquisition of property interests in abandoned railroad rights-of-way by the state and political subdivisions of the state is an effective way of controlling future development of this resource.
5. That the public use of abandoned rights-ofway, especially joint use reduces land acquisition and development costs and minimizes the disruption and displacement of families, farms and businesses.

Sec. 2. NEW SECTION. CITATION. This Act may be cited as the Iowa Railroad Abandonment Policy Act of 1975 .

Sec. 3. NEW SECTION. DEFINITIONS. As used in this Act, unless the context otherwise requires:

1. "Right-of-way" means the real property in which a railroad company is or has been authorized to conduct railroad operations, including but not limited to tracks, switchyards, adjacent terminal facilities
and bridges.
2. "Abandoned right-of-way" means a right-of-way on which a railroad company has been authorized by a decision of the interstate commerce commission or by some other lawful procedure to terminate all railroad operations and to terminate its ownership and control.
3. "Alteration" means any act which materially changes the physical conditions of a right-of-way or substantially interferes with its capacity for railroad operations, including but not limited to blocking the corridor, removing or modifying trackage, switches, ties, overpasses, bridges or other structures on the right-of-way, and cutting or changing the contour of the track bed. Physical changes made for the purpose of continuing or restoring railroad service or undertaken to carry out a re-use approved by the department in a proceeding under section six (6) of this Act or otherwise are not alterations within the
meaning of this Act.
4. "Affected political subdivision" means a political subdivision of this state within whose jurisdiction the right-of-way is located.
5. "Notice to the public" means written communication to all individuals and groups with a known interest in an abandonment or re-use proceeding, including the owners of record of adjacent land, as well as notice published twice in a newspaper of general circulation in the counties in which the right-of-way subject to a re-use or abandonment proceeding is located.
6. A "public use" means one which will benefit the citizens of this state and to which public access will not be unreasonably limited.
7. "Department" means the state department of transportation.

Sec. 4. NEW SECTION. DUTIES OF THE DEPARTMENT. The department shall have the following duties and responsibilities:

1. Conduct a thorough study of operating railroad property and operating railroad property proposed to be abandoned in the state and develop a public use plan for right-of-way property as is deemed to be in the public interests to preserve for public use. The public use plan shall be developed in cooperation with the state conservation commission, the department of soil conservation, or its successor agency, other interested state agencies, political subdivisions of the state and the general public. This plan shall consider short and long-range projections of the usefulness of the railroad property for public and private purposes, including exclusive and shared uses. It shall consider plans of the state and political subdivisions of the state for present or future transportation, utility, conserva-

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1 to submit proposed changes to their plans involving the present or future use of abandoned railroad property to the department, which changes shall be subject to the provisions of section seven (7) of this Act.
4. In formulating the public use plan, the department shall consider:
a. The present and future suitability of each portion of right-of-way for transportation, agriculture, conservation, recreation, utility, and other uses.
b. The economic, environmental and social advantages and disadvantages of the various alternatives.
c. The suitability of the right-of-way for joint uses.

Sec. 5. NEW SECTION. ADDITIONAL DUTIES OF THE DEPARTMENT.

1. The department may seek assistance from and cooperate with any person, including other agencies of the state or any of its political subdivisions, and agencies of the federal government in carrying out the purposes of this Act.
2. The department may apply for and use any funds which may be made available by the federal government or received from private contributions to carry out any of the purposes of this Act and such funds are appropriated for such purposes.
3. The department shall adopt rules pursuant to chapter seventeen A (17A) of the Code necessary to transact its business and for the administration and exercise of its powers and duties. The department's rules shall include criteria to determine priorities for allocating rights among competing petitioners.

However, first priority on classes of petitioners shall be to those petitioners who propose to use the abandoned railroad right-of-way for rail transportation purposes and who meet the other conditions and purposes of this Act.

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4. The department may encourage the formation of organizations for the purpose of petitioning for a rail use and may, if it determines that the abandoned railroad right-of-way is necessary for the transportation plan of the state of Iowa, enter into the role of petitioner.
5. The department may enter into contracts and agreements it deems necessary to carry out the purposes of this Act.

Sec. 6. NEW SECTION. DEPARTMENT ROLE IN ABANDONMENT PROCEEDINGS.

1. A railroad corporation filing a petition with the interstate commerce commission or transportation regulation board shall file a copy of the petition with the department.
2. Within thirty days after receiving notice that a petition has been filed with the interstate commerce commission or transportation regulation board for permission to abandon a right-of-way in the state or that a railroad corporation is complying with other requirements of a federal or state law which may lead to abandonment, the department shall notify all interested state agencies, affected political subdivisions and the public that an abandonment petition has been filed with the interstate commerce commission or transportation regulation board.
3. The department may, on behalf of the state, request that the interstate commerce commission or transportation regulation board or other such agencies, associations, or trustees as may have jurisdiction, impose conditions, consistent with the public use plan or with the procedures of the department, regulating the petitioner railroad corporation's disposition or re-use of the abandoned right-of-way.

Sec. 7. NEW SECTION. ALTERING ABANDONED RIGHT-OF-WAY.

1. A political subdivision of the state or any person owning an interest in a right-of-way which has been or is expected to be abandoned and who intends to alter the right-of-way shall notify the department in writing of this intention before commencing the alteration. The notice may be given on or after the date on which a petition for authority to abandon the right-of-way is filed with interstate commerce commission or transportation regulation board. The department may provide by rule, adopted pursuant to chapter seventeen $A$ (17A) of the Code, for certain classes of alterations which may be made without advance notice as otherwise required by this section.
2. After receiving the notice of intent to alter, the department shall give notice within sixty days to interested state agencies, affected political subdivisions, holders of licenses known to exist by the party intending to abandon or alter the right-
of-way and the public.
3. A person or political subdivision of the state shall not alter an abandoned railroad right-of-way without first giving notice of the intention to alter at least twelve months prior to the commencement of the alteration unless permitted by departmental rule, or the department has authorized the specific

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alteration.
4. A release for alteration or abandonment may be issued by the department to the owner of a right-of-way or a prospective purchaser at any time, if it determines that a release is necessary:
a. To implement the public use plan.
b. To minimize public expenditures or the costs imposed on the owner of the abandoned right-of-way.
c. To avoid a conflict with federal law.
d. To expedite reversions of abandoned right-ofway not deemed beneficial for public use.
5. A person or political subdivision of the state which makes an alteration in violation of this section shall be liable to a political subdivision or person which ultimately acquires an interest in the altered right-of-way, for the reasonable cost of restoring the right-of-way to its condition immediately prior to the alteration.
8. NEW SECTION. PREFERENTIAL ACQUISITION RIGHTS. The department may grant to state agencies, affected political subdivisions or persons, the right to acquire a property interest in abandoned railroad right-ofway. However, the department shall not grant authority to acquire abandoned right-of-way where railroad operations have been restored. The department may grant the right to acquire by eminent domain nonpossessory property interests in rights-of-way prior to abandonment. The department may permit the acqusition of an abandoned right-of-way if it determines that the proposed use will promote the public interest. In determining which use will best promote the public interest, the department shall consider, after the date of its adoption, the plan adopted pursuant to section four (4) of this Act. Preferential acquisition rights granted shall be subject to all the procedures and safeguards of this Act.

Sec. 9. NEW SECTION. ACQUISITION. A state agency, an affected political subdivision, or a person desiring to acquire abandoned right-of-way may petition the department for the right at any time after an application for authority to abandon the right-of-way has been filed with the interstate commerce commission or transportation regulation board or after railroad operations have been permanently discontinued, whichever event first occurs. A petition to acquire a nonpossessory interest prior to abandonment may be filed at any time. The department may, by rule,

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restrict the right to petition for acquisition rights for a reasonable period after notice has been given of an owner's intent to alter the right-of-way.

Sec. 10. NEW SECTION. PETITION. When a petition is filed, the department shall give notice of the filing of the petition to all known persons and entities with a significant interest in the right-of-way, interested state agencies, affected political subdivisions and the public. The petition shall describe the use to which the petitioner plans to allocate the abandoned right-of-way, the methods and source of financing, the terms upon which access to the right-of-way will be open to the public, the time expected to complete any planned improvements and such other information as the department may require. The department shall hold a hearing to determine the merits of the petition. At the hearing, the department shall consider the interests of adjoining landowners, and any claims by law or claims by interest they may have to the abandoned right-of-way in addtion to other facts of testimony. If after the hearing on the petition, the department determines that the proposed use is in the public interest, it shall declare by order the petitioner's right to acquire by eminent domain a property interest in the right-of-way. The department may grant to an affected political subdivision the right to acquire interests in a railroad right-of-way extending beyond its borders.

A petition shall be approved or disapproved by the department within six months from the date of filing. The department shall also adopt rules to allow the amendment of a petition to permit additional or alternative uses of the abandoned railroad right-of-way.

The department may not approve a petition for a proposed recreational or conservation use through a rural area unless a majority of the adjoining landowners of cultivated agricultural land agree to the proposed use. For the purposes of this section, the words "cultivated agricultural land" means that more than half of the land is classified as class one (I) and class two (II) as defined in soils memorandum SCS-22, United States department of agricuture soil conservation service, dated May 19, 1958.

Sec. 11. NEW SECTION. APPROVAL OF PETITION. The department's order granting a right shall specify the time within which the acquisition is to be commenced by the petitioner and improvements are to be completed. If improvements are not completed or an extension granted within five years from the time acquisition is to be commenced the right-of-way shall

[^67]use.
Sec. 13. NEW SECTION. REVERSION. The reversion
provisions of chapter four hundred seventy-three (473)
of the Code shall not be construed to grant owners
of the tract from which the right-of-way was taken
any interest in the right-of-way prior to final
disposition by the department under the provisions of this Act.

Sec. 14. NEW SECTION. OPTION GRANTED. If a
petition is not approved under section ten (10) of
this Act for acquisition for a public use, landowners of adjoining land shall, if the owner of the right-of-way offers for sale, have first option on the purchase of such right-of-way at fair market value. Such option shall be exercised, if at all, within sixty days of the granting of the option.

Sec. 15. NEW SECTION. FENCES, DRAINAGE, WEEDS AND PRIVATE CROSSINGS. A petitioner granted the power of eminent domain for a possessory interest in an abandoned right-of-way or purchasing an abandoned right-of-way under the provisions of this Act shall construct, maintain and keep in repair a fence upon written request of an adjoining landowner who keeps or raises livestock on the adjoining land and has fenced the land except the side adjoining the right-of-way. Where the right-of-way is to be used for railroad the fence shall be constructed in accordance with the provisions of sections four hundred seventyeight point four (478.4) and four hundred seventyeight point five (478.5) of the Code. In all other cases the fence shall be constructed and maintained in accordance with the provisions of section one hundred thirteen point eighteen (113.18) of the Code and maintained by both parties in equal portions if the fence is requested by the owner of the adjoining land. A petitioner granted the power of eminent domain for a possessory interest in an abandoned right-of-way shall also have the duty to control weeds in accordance with the provisions of sections three hundred seventeen point nine (317.9), three hundred seventeen point twelve (317.12), four hundred seventyseven point fifty-three (477.53) and four hundred seventy-seven point fifty-four (477.54) of the Code and shall have the responsibility for drainage in accordance with sections four hundred fifty-five point one hundred twenty-one (455.121) and four hundred fifty-five point one hundred twenty-four (455.124) of the Code and shall have responsibility for private seventy-eight point twelve (478.12) and four hundred seventy-eight point thirteen (478.13) of the Code."
2. Page 1, line 25, by striking the words "However, the" and inserting in lieu thereof the word "The".
3. Amend the title, line 1, by striking the words

7 "the railroad" and inserting in lieu thereof the
8 following: "railroads and railroad property acquisition
9 providing for changes in certain right-of-way
10 acquisition procedures and for".
11 4. Renumber sections and correct internal
12 references in conformance with this amendment."
Schroeder of Pottawattamie rose on a point of order that amendment H-4294 was not germane.

The Speaker propounded the question to the House.
A non-record roll call was requested.
The ayes were 30 , nays 46 .
Amendment H-4294 was ruled not germane.
Brunow of Appanoose moved that the House concur in the Senate amendment H-4265.

The motion prevailed and the House concurred in the Senate amendment H-4265.

Brunow of Appanoose moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 904)
The ayes were, 90 :

| Anderson | Dunton | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Krause | Perkins |
| Baker | Evans | Lageschulte | Poncy |
| Bennett | Fitzgerald | Lindeen | Readinger |
| Bittle | Fullerton | Lipsky | Scheelhaase |
| Bortell | Gentleman | Lonergan | Schroeder |
| Brandt | Gilloon | McElroy | Small |
| Branstad | Griffee | Menke | Spear |
| Brockett | Halvorson | Mennenga | Spencer |
| Brunow | Hansen | Middleswart | Spradling |
| Byerly | Hargrave | Middleton | Stromer |
| Caffrey | Harvey | Millen | Svoboda |
| Clark | Hennessey | Miller, A. V. | Tauke |
| Cochran | Hines | Miller, K. D. | Tofte |
| Connors | Hinkhouse | Miller, O. L. | Varley |
| Crabb | Horn | Monroe | Walter |
| Crawford | Howell | Nealson | West |
| Cusack | Hullinger | Newhard | Woods |
| Daggett | Husak | Nielsen | Wulft |
| Danker | Hutchins | Norland | Wyckoff |
| Dieleman | Jesse | Oakley | Md. Speaker |
| Doyle | Jochum | Patchett | (O'Halloran) |
| Drake | Jordan | Pavich |  |
| The nays were, | 8: |  |  |
| Junker | Welden |  |  |

Absent or not voting, 8:

| Bina | Dyrland | Higgins | Rinas |
| :--- | :--- | :--- | :--- |
| Den Herder | Harper | Kreamer | Wells |

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

## HOUSE FILE 277 WITHDRAWN

Koogler of Mahaska asked and received unanimous consent to withdraw House File 277 from further consideration by the House.

Speaker Cochran in the chair at 11:34 a.m.

## SENATE AMENDMENT CONSIDERED

Middleton of Black Hawk called up for consideration House File 90, a bill for an act relating to emergency vehicles, amended by the Senate, amended by the House and further amended by the Senate, as follows:

H-4285
1
Amend the House amendment S-3843 to Senate amend-
ment H-3620 to House File 90, as amended and passed
by the House, as follows:
1. Line 6, by inserting after the word "felony"
the words "or in response to an incident dangerous
to the public".
2. By striking lines 7 through 16 , inclusive,
and inserting in lieu thereof the following:
"2. Page 1, by striking lines 38 through 42,
inclusive, and inserting in lieu thereof the words
"device shall not be required when the vehicle is
operated by a peace officer".
3. Page 1, by striking line 47."

Schroeder of Pottawattamie moved that House File 90 be tabled.

A non-record roll call was requested.
Rules 69 and 70 were invoked.
The ayes were 46 , nays 41 .
The motion, having failed to receive a constitutional majority, lost.

Nielsen of Polk moved that House File 90 be deferred and placed as the last order of business on the calendar.

A non-record roll call was requested.

The ayes were 49 , nays 25 .
The motion prevailed and House File 90 is deferred.

## SENATE AMENDMENT CONSIDERED

Rinas of Linn called up for consideration House File 723, a bill for an act correcting and clarifying provisions in the city code of Iowa, amended by the Senate, amended by the House, and further amended by the Senate, and moved that the House concur in the following Senate amendment:
H-4284

1

Amend S-3845, the House amendment to the Senate amendment to House File 723 as amended and passed by the House, by inserting after line 8 the following:
"2. By inserting after line 9 the following:
"3. Page 5, line 1, by inserting after the word
"motions" the words", and in a special charter city operating with ten councilmen under this section, the mayor may vote to break a tie vote on all measures".
4. Page 7 , insert after line 7 the following:
"Sec. ..... Section three hundred eighty point
four (380.4), Code 1975, is amended to read as follows:
380.4 MAJORITY REQUIREMENT. Passage of an
ordinance, amendment, or resolution requires an
affirmative vote of not less than a majority of the council members except when the mayor may vote to brealc a tie vote in a city with an even number of councilmen, as provided in section
three hundred seventy-two point four (372.4) of the
Code. A motion to spend public funds in excess of
ten thousand dollars on any one project, or a motion to accept public improvements and facilities upon their completion, also requires an affirmative vote of not less than a majority of the council members. Each councilman's vote on an ordinance, amendment, or resolution must be recorded."
5. Renumber sections and correct internal references in accordance with this amendment.
6. Amend the title, line 1, by inserting after the word "correcting" the words ", amending".
The motion prevailed and the House concurred in the Senate amendment H-4284.

Rinas of Linn moved that the bill, as amended by the Senate, amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 723)
The ayes were, 87 :

| Anderson | Dyrland |
| :---: | :---: |
| Avenson | Evans |
| Baker | Fitzgerald |
| Bennett | Fullerton |
| Bittle | Gentleman |
| Bortell | Gilloon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harvey |
| Caffrey | Hennessey |
| Clark | Hines |
| Connors | Hinkhouse |
| Crabb | Horn |
| Crawford | Howell |
| Cusack | Hullinger |
| Daggett | Husak |
| Danker | Hutchins |
| Dieleman | Jesse |
| Doyle | Jochum |
| Dunton | Jordan |

The nays were, none.
Absent or not voting, 13:

| Bina | Harper |
| :--- | :--- |
| Den Herder | Higgins |
| Drake | Kreamer |
| Egenes |  |

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

## CONSIDERATION OF BILLS

Fitzgerald of Webster asked and received unanimous consent that House Rule 56 be invoked for the immediate consideration of Senate File 526, a bill for an act relating to city government by correcting references to electors, modifying provisions for officers' bonds, federal agreements, annexation and severance, forms of city government, compensation and removal of officers, passage of ordinances and amendments, the mayor's right to veto, adoption of codes by reference, city utility and city budgets, essential and general corporate purpose bonds, special assessments, revenue bonds and pledge orders, and providing for liens for service charges and restricted residence districts.

Hutchins of Guthrie asked for unanimous consent that amendment $\mathrm{H}-4289$ be withdrawn.

Objection was raised.

Hutchins of Guthrie moved that amendment H-4289 filed by him and Brunow of Appanoose on June 13, 1975, and found on pages 2511 and 2512 of the House Journal be withdrawn.

The motion prevailed and amendment H-4289 was withdrawn.

Bittle of Polk asked and received unanimous consent that amendment H-4288 filed by Bittle, et al., on June 13, 1975, and found on page 2511 of the House Journal, be withdrawn.

Rinas of Linn offered the following amendment H-4295 filed by Rinas, Clark, Harvey, Small, Lipsky, Junker, Connors and Miller of Cerro Gordo from the floor:

H-4295

## Senate as follows:

1. Page 1, by inserting before line 1 the
following:
"Section 1. Section four hundred nineteen point one (419.1), subsection two (2), paragraph (a), Code 1975, is amended to read as follows:
2. "Project" means all or any part of, or any interest in, (a) any land, buildings or improvements, whether or not in existence at the time of issuance of the bonds issued under authority of this chapter, which shall be suitable for the use of any voluntary nonprofit hospital, clinic or health care facility as defined in section 135 C.1, subsection 8 , or of any private college or university, whether for the establishment or maintenance of such college or university, or of any industry or industries for the manufacturing, processing or assembling of any agricultural or manufactured products, even though such processed products may require further treatment before delivery to the ultimate consumer, or of any commercial enterprise engaged in storing, warehousing, or distributing [or selling] products of agriculture, mining or industry including but not limited to barge facilities and river-front improvements useful and convenient for the handling and storage of goods and products or

Sec. 2. Section four hundred nineteen point seven (419.7), Code 1975, is amended to read as follows:
419.7 APPLICATION OF PROCEEDS LIMITED. The proceeds from the sale of any bonds, issued under authority of this chapter, shall be applied only for the purpose for which the bonds were issued and if, for any reason, any portion of such proceeds shall not be needed for the purpose for

## Page

1 fund, and the interest on such bonds for a reason2 able time prior to construction, during con3 struction and for not exceeding six monhts after
which the bonds were issued, such unneeded portion of said proceeds shall be applied to the payment of the principal or the interest on said bonds. The cost of any project shall be deemed to include the actual cost of acquiring a site or the cost of the construction of any part of a project which may be constructed including architects' and engineers' fees, the purchase price of any part of a project that may be acquired by purchase, all expenses in connection with the authorization, sale and issuance of the bonds to finance such acquisition, an amount to be held as a bond reserve completion of construction, and with respect to any health care facility or voluntary nonprofit hospital the cost of retiring any existing indebtedness of such health care facility or voluntary nonprofit hospital which the governing body of the municipality determines to be reasonably necessary in connection with the issuance of the bonds.

Sec. 3. Chapter twenty-eight E (28E), Code 1975, is amended by adding the following new section:

NEW SECTION. TRANSIT POLICY-JOINT AGREEMENT-CITY DEBT.

1. It is the public policy of this state to encourage the establishment or acquisition of urban mass transit systems and the equipment, maintenance and operation thereof by public agencies in cooperation with, and with the assistance of the urban mass transportation administration of the United States department of transportation, pursuant to the provisions of the Urban Mass Transportation Act of 1964, as amended, title forty-nine (49), sections one thousand six hundred one (1601) et seq., United States Code, which requires unification or official coordination of local mass transportation services on an area-wide basis as a condition of such assistance.
2. An agreement between one or more cities and other public agencies for this purpose may be made and carried out without an election and the agency created thereby may jointly exercise through a board of trustees as provided by the agreement all the rights, powers, privileges and immunities of cities related to the provision of mass transportation services, except the authority to incur bonded indebtedness.
3. A city which is a party in a joint transit agency may issue general corporate purpose bonds
for the support of a capital program for the joint agency in the following manner:
a. The council shall give notice and conduct a hearing on the proposal in the manner set forth in section three hundred eighty-four point twentyfive (384.25) of the Code. However, the notice must be published at least ten days prior to the hearing, and if a petition valid under section

## 3

three hundred sixty-two point four (362.4) of the Code is filed with the clerk of the city prior to the hearing, asking that the question of issuing the bonds be submitted to the qualified electors of the city, the council shall either by resolution declare the proposal abandoned or shall direct the county commissioner of elections to call a special election to vote upon the question of issuing the bonds. Notice of the election and its conduct shall be in the manner provided in section three hundred eighty-four point twenty-six (384.26) of the Code.
b. If no petition is filed, or if a petition is filed and the proposition of issuing bonds is approved at the election, the council may proceed with the authorization and issuance of the bonds.

An agreement may provide for full or partial payment from transit revenues to the cities for meeting debt service on such bonds.

This subsection shall be construed as granting additional power without limiting the power already existing in cities, and as providing an alternative independent method for the carrying out of any project for the issuance and sale of bonds for the financing of a city's share of a capital expenditures project of a joint transit agency, and no further proceedings with respect to the authorization of the bonds shall be required.

Sec. ..... Chapter twenty-eight G (28G), Code 1975, is repealed.

Sec. 4. Chapter seventy-five (75), Code 1975, is amended by adding the following new section:

NEW SECTION. MAXIMUM INTEREST RATES. Unless otherwise provided by law, the maximum rates of interest on all bonds issued by a city shall be as follows:

1. General obligation bonds or other evidences of indebtedness payable from general taxation may bear interest at a rate not exceeding seven percent per annum.
2. Revenue bonds or obligations, the principal and interest of which are to be paid solely and only from the revenue derived from

46 the operations of the project for which the bonds
47 or obligations are issued, may bear interest
48 at a rate not exceeding seven and one-half per-
49 cent per annum. This subsection shall not apply
50 to revenue bonds issued pursuant to chapter four Page 4
hundred nineteen (419) of the Code.
3. Special assessment bonds or certificates, the principal and interest of which are payable from special assessments levied against benefited property may bear interest at a rate not exceeding seven percent per annum."
2. Renumber sections and correct internal references in accordance with this amendment.
3. Title page, line 2 by inserting after
the word "for" the following:
"municipal support of industrial projects, joint transit agencies, interest rates for city bonds,"

Rinas of Linn asked for unanimous consent that Senate File 526 be deferred.

Objection was raised.
Rinas of Linn moved that Senate File 526 be deferred and retained.

The motion prevailed and Senate File 526 is deferred and retains its place on the calendar.

## HOUSE RECEDES

Small of Johnson called up for consideration Senate File 536, a bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations, and moved that the House recede from the following division $B$ of its amendment:
5. Page 5, loy striking lines 22 through 28, and inserting in lieu thereof the following:
"In adopting, amending and repealing rules the superintendent shall maintain uniformity of Iowa rules with federal statutes or rules maintained by federal agencies with respect to the operation of satellite facilities by national banks.

It is the intent of this Act that satellite facilities be operated by banks, savings and loan associations and credit unions incorporated in this state only to the extent necessary to enable such institutions to compete with federal institutions to the same degree as existed prior to the promulgation by federal agencies of authority for federally chartered institutions to operate satellite facilities.
Notwithstanding the provisions of this Act, if federal
legislation is enacted limiting the establishment by national banks of satellite facilities to the extent of authority given by state law or rules as they existed as of a date prior to the effective date of this Act, the authority granted by this Act shall be ineffective, and the superintendent shall repeal any rule authorizing the operation by state banks of satellite facilities, and further shall prohibit by rule such satellite facilities. In addition, if such federal legislation or rules provide for similar limitations on the establishment of satellite facilities by federal savings and loan associations or federal credit unions or both, then the authority granted by this Act to state incorporated savings and loan associations and credit unions similarly shall be ineffective with respect to state savings
and loan associations, state credit unions, or both."

The motion prevailed and the House recedes from its amendment.

Newhard of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 536)
The ayes were, 89:

| Anderson | Egenes <br> Baker | Evans | Koogler <br> Krause |
| :--- | :--- | :--- | :--- |
| Bennett | Fitzgerald | Rerkins |  |
| Bittle | Fugeschulte | Poncy |  |
| Bortell | Gentleman | Lindeen | Readinger |
| Brandt | Gilloon | Lipsky | Scheelhaase |
| Branstad | Griffee | Lonergan | Schroeder |
| Brockett | Halvorson | McElroy | Small |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Minnenga | Spencer |
| Caffrey | Harvey | Middleswart | Spradling |
| Clark | Hennessey | Miller, A.V. | Stromer |
| Connors | Hines | Svoboda |  |
| Crabb | Hinkhouse | Miller, K. D. | Tauke |
| Crawford | Horn | Monroe. L. | Tofte |
| Cusack | Howell | Nealson | Varley |
| Daggett | Hullinger | Newhard | Walter |
| Danker | Husak | Norland | Welden |
| Dieleman | Hutchins | Oakley | West |
| Doyle | Jesse | O'Halloran | Woods |
| Drake | Jochum | Patchett | Wyff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Dyrland |  |  |  |

The nays were, none.
Absent or not voting, 11:

| Avenson | Harper | Kreamer | Pellett |
| :--- | :--- | :--- | :--- |
| Bina | Higgins | Millen | Wells |
| Den Herder | Junker | Nielsen |  |

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 14, 1975, adopted the conference committee report and the amendments contained therein and passed House File 185, a bill for an act relating to the transporting of livestock.

Also: That the Senate has on June 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 431, a bill for an act providing an appropriation to the campaign finance disclosure commission and state agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the secretary of state.

Also: That the Senate has on June 13, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 565, a bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 431

H-4297

Amend House File 431 as amended, passed by the
House, and reprinted, as follows:

1. Page 1, line 16, by striking the figure
" $\$ 54,949$ " and inserting in lieu thereof the figure "\$44,150".
2. Page 7, by adding after line 35 the
following: "(9) For any ballot issue.. $\$ 25.00 "$.
3. Page 11, line 3, by striking the word
" $a n$ " and inserting in lieu thereof the following:
" $a$ full-time".
4. Page 11, line 9 , by inserting after the word "employees" the following: ", except the executive secretary,".
5. Page 11, line 11, by striking all after the period.
6. Page 11, by striking lines 12 and 13.
7. Page 13, line 25 , by inserting after the word "corporation" the following: "for campaign expenses, or for the purpose of influencing the vote of any elector.
8. Page 17, by inserting after line 3 the following new section:
"Sec. 24. Section ten (10) of this Act shall take effect November 21, 1975."

On motion by Fitzgerald of Webster, the House was recessed until 1:15 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 14, 1975, amended the House amendment to, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 496, a bill for an act relating to gambling.
Also, That the Senate has on June 14, 1975, amended the House amendment to, concurred in the House amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 571, a bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for person sixty-five years or older.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 496

25 a fine of not more than one hundred dollars or both." "
3. Page 1, by striking lines 24 through 48 and inserting in lieu thereof the following: "Page 9, line 2, by inserting after the period the following: "The holder of a license issued pursuant to this section which has its license revoked shall not be issued another license within six months of the date of revocation."
4. Page 2, by striking lines 11 through 20.
5. Page 2, by striking lines 24 through 50.
6. Page 3, by striking lines 1 through 24.
7. By renumbering remaining sections of the amendment in conformity with this amendment.

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 571

H-4303

1 Amend the House amendment, S-4223, to Senate
2 File 571, as amended and passed by the Senate,
3 by striking lines 3,4 , and 5 .
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Spaaker: Your committee on appropriations has considered House File 915, a bill for an act making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same do pass.

DUNTON of Keokuk, Chairman

## SENATE FILE 584 SUBSTITUTED FOR HOUSE FILE 915

Dunton of Keokuk asked and received unanimous consent to substitute Senate File 584 for House File 915.

## CONSIDERATION OF BILLS

The House resumed consideration of Senate File 563, a bill for an act appropriating funds to the office of the citizens' aide.

Husak of Tama offered the following amendment H-4135 filed by him and Doyle of Woodbury:

## H-4135

1 Amend Senate File 563, as passed by the Senate,
2 as follows:

1. Page 1 , line 9 , by striking the figures
"104,150" and inserting in lieu thereof the figures " 120,150 ".
2. Page 1, by inserting after line 13 the following new section:
"Sec. 3. Section six hundred one G point six (601G.6), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The citizens' aide shall appoint an assistant who shall be responsible for investigating complaints relating only to penal or correctional agencies and shall appoint another assistant who shall be responsible for investigating complaints relating only to Indian problems. A person who is an assistant of Indian problems shall have knowledge of American Indian cultures and the problems of American Indians living in this state."

Junker of Woodbury asked for unanimous consent to striks the word "only" in line 15 of H-4135.

Objection was raised.
Husak of Tama moved the adoption of amendment H-4135
Roll call was requested by Svoboda of Iowa and Scheelhaase of Woodbury.

Rule 70 was invoked.
On the question "Shall amendment H-4135 be adopted?"

## The ayes were, 48:

| Anderson | Hines | Lonergan | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Hinkhouse | Mennenga | Perkins |
| Byerly | Horn | Middleswart | Rinas |
| Caffrey | Hullinger | Middleton | Scheelhaase |
| Connors | Husak | Miller, A. V. | Small |
| Cusack | Hutchins | Miller, K. D. | Spencer |
| Doyle | Jesse | Miller, O. L. | Spradling |
| Dyrland | Jochum | Newhard | Svoboda |
| Gilloon | Jordan | Nielsen | Walter |
| Hargrave | Junker | Norland | Woods |
| Harper | Koogler | O'Halloran | Wyckoff |
| Hennessey | Lipsky | Pavich | Mr. Speaker |
| The nay | 44: |  |  |
| Baker | Danker | Hansen | Patchett |
| Bennett, | Den Herder | Harvey | Poncy |
| Bittle | Dieleman | Howell | Readinger |
| Bortell | Drake | Krause | Schroeder |
| Brandt | Dunton | Lageschulte | Spear |
| Brockett | Egenes | Lindeen | Stromer |
| Brunow | Evans | McElroy | Tauke |
| Clark | Fullerton | Menke | Varley |
| Crabb | Gentleman | Millen | Welden |
| Crawford | Griffee | Monroe | West |
| Daggett | Halvorson | Oakley | Wulff |


| Absent or not voting, 8: |  |  |  |
| :--- | :---: | :--- | :--- |
| Bina | Fitzgerald | Kreamer | Tofte |
| Branstad | Higgins | Nealson | Wells |

Amendment $\mathrm{H}-4135$ was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 563)
The ayes were, 64:

| Anderson | Hargrave | Lonergan |
| :--- | :--- | :--- |
| Avenson | Hennessey | McElroy |
| Brandt | Hines | Mennenga |
| Brunow | Hinkhouse | Middleswart |
| Caffrey | Horn | Middleton |
| Clark | Howell | Miller, A.V. |
| Crawford | Hullinger | Miller, K. D. |
| Cusack | Husak | Miller, O. L. |
| Dieleman | Hutchins | Monroe |
| Doyle | Jesse | Newhard |
| Dunton | Jochum | Nielsen |
| Dyrland | Jordan | Norland |
| Egenes | Junker | Oakley |
| Fitzgerald | Koogler | O'Halloran |
| Gilloon | Krause | Patchett |
| Griffee | Lipsky | Pavich |

The nays were, 26 :

| Baker | Danker |
| :--- | :--- |
| Bennett | Drake |
| Bittle | Evans |
| Bortell | Fullerton |
| Brockett | Gentleman |
| Crabb | Halvorson |
| Daggett | Hansen |

Absent or not voting, 10:

| Bina |
| :--- |
| Branstad <br> Byerly |

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

Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-4184, filed by Schroeder, et al., on June 11, 1975, and found on pages 2378 and 2379 of the House Journal, be withdrawn.
Danker of Pottawattamie offered the following amendment H-4161 filed by Danker, et al.:
H-4161
Amend Senate File 566 as amended and passed by the Senate as follows:

1. Page 1, by inserting after line 25B the

## following:

"Sec. ..... From funds appropriated to the department of revenue pursuant to this Act there shall be allocated a sufficient amount for the administration of sections four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4) of the Code and section four hundred forty-one point forty-seven (441.47) of the Code, as amended by this Act.
Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:
In assessing and determining the actual value of agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity determined on the basis of the use for agricultural purposes capitalized at a rate [representing a fair return on the investment, such rate to be established by the state board of tax review] of nine percent per annum and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses.
Sec. ..... Section four hundred forty-one point forty-seven (441.47), Code 1975, is amended to read as follows:
441.47 ADJUSTED VALUATIONS. The director of revenue on or about the third Monday of September in each year shall adjust the valuation of property in the several counties adding to or deducting from the valuation of each kind or class of property such percentage in each case as will bring the same to its taxable value as fixed in this chapter and chapters 427 to 443 , inclusive. The director shall also adjust the valuations as between each kind or class of property in any city assessed by a city assessor and each kind or class of property in the same county assessed by the county assessor. The director shall order the equalization of the levels of assessment of each class of property in the first and third year of the quadrennial assessment period. The director shall, when equalizing the level of assessments of agricultural property in 1975 and subsequent years, apply the rate of nine percent per annum to adjust the level of assessment for agricultural property

## Page 2

1 in assessing and determining the actual value of
2 agricultural property in accordance with section four
3 hundred forty-one point twenty-one (441.21) of the
4 Code. For purposes of such value adjustments and
5 before such equalization the director shall adopt,
6 in the manner prescribed by chapter 17A, such rules
7 as may be necessary to determine the level of
8 assessment for each class of property in each county.
9 The rules shall cover: (1) The proposed use of the
10 assessment-sales ratio study set out in section 421.17,
11 subsection 6; (2) the proposed use of any state-wide
12 income capitalization studies; (3) the proposed use
ther methods that would assist the director in arriving at the accurate level of assessment of each class of property in each assessing jurisdiction."
2. Amend the title, line 2, by inserting after the word "revenue" the words "and allocating funds for administration".
3. By renumbering the remaining sections in accordance with this amendment.

Fitzgerald of Webster rose on a point of order that amendment $\mathrm{H}-4161$ was not germane.

The Speaker ruled the point well taken and amendment H-4161 not germane.

Pellett of Cass moved that the rules governing germaneness be suspended for the consideration of amendment H-4161.

Roll call was requested by Egenes of Story and Varley of Adair.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to consider amendment H-4161?"

The ayes were, 43:

| Bennett | Egenes | Jordan | Readinger |
| :---: | :---: | :---: | :---: |
| Bittle | Evans | Junker | Scheelhaase |
| Bortell | Fullerton | Lageschulte | Schroeder |
| Brockett | Gentleman | Lindeen | Stromer |
| Clark | Halvorson | McElroy | Tauke |
| Crabb | Hansen | Menke | Varley |
| Crawford | Harvey | Middleswart | Welden |
| Daggett | Hennessey | Millen | West |
| Danker | Hinkhouse | Miller, O.L. | Wulff |
| Den Herder | Husak | Pellett | Wyckoff |
| Drake | Hutchins | Perkins |  |
| The nays were, 46: |  |  |  |
| Anderson | Brandt | Caffrey | Dieleman |
| Avenson | Brunow | Connors | Doyle |
| Baker | Byerly | Cusack | Dunton |


| Dyrland | Hullinger | Newhard | Small |
| :---: | :---: | :---: | :---: |
| Fitzgerald | Jesse | Nielsen | Spear |
| Gilloon | Jochum | Norland | Spence |
| Griffee | Krause | O'Halloran | Spradl |
| Hargrave | Lonergan | Patchett | Svobod |
| Harper | Mennenga | Pavich | Walter |
| Hines | Middleton | Poncy | Woods |
| Horn | Miller, A. V. | Rinas | Mr. Sp |
| Howell | Monroe |  |  |
| Absent or not voting, 11: |  |  |  |
| Bina | Koogler | Miller, K. D. | Tofte |
| Branstad | Kreamer | Nealson | Wells |
| Higgins | Lipsky | Oakley |  |

The motion lost.
The Speaker announced that amendment H-4162, to amendment H-4161, filed by Pellett, et al., on June 11, 1975, and found on page 2377 of the House Journal, is out of order.

Schroeder of Pottawattamie offered the following amendment H-4173, filed by him and Monroe of Des Moines, and moved its adoption:

H-4172
1 Amend Senate File 566, as amended and passed by
2 the Senate, as follows: provisions of the Act retroactive".
3. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

Amendment H-4172 was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 566)
The ayes were, 87:

| Anderson | Dyrland <br> Avenes | Koogler <br> Krause | Perkins <br> Poncy |
| :--- | :--- | :--- | :--- |
| Baker | Evenes | Lageschulte | Readinger |
| Bennett | Fians | Fitzgerald | Lindeen |

The nays were, 1:
Harvey
Absent or not voting, 12:

| Bina | Hargrave | Kreamer | Nealson |
| :--- | :--- | :--- | :--- |
| Branstad | Higgins | McElroy | Tofte |
| Connors | Jesse | Middleton | Wells |

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

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## SENATE AMENDMENT CONSIDERED

Hullinger of Decatur called up for consideration House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation, amended by the Senate as follows:

H-4267
1 Amend House File 870, as passed by the House as
follows:

1. Page 2, by striking lines 17 through 26.
2. By renumbering the sections and correcting internal references in accordance with this amendment.

Pellett of Cass asked and received unanimous consent that House File 870 be deferred.

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 584, a bill for an act making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 584)
The ayes were, 84:

| Anderson | Egenes | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Perkins |
| Baker | Fitzgerald | Lageschulte | Poncy |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhaase |
| Brandt | Griffee | McElroy | Schroeder |
| Brunow | Halvorson | Menke | Small |
| Byerly | Hansen | Mennenga | Spear |
| Caffrey | Hargrave | Middleton | Spencer |
| Clark | Harper | Millen | Spradling |
| Crabb | Harvey | Miller, A. V. | Stromer |
| Crawford | Hennessey | Miller, O. L. | Tauke |
| Cusack | Hines | Monroe | Varley |
| Daggett | Hinkhouse | Newhard | Walter |
| Danker | Horn | Nielsen | Weden |
| Den Herder | Howell | Norland | West |
| Dieleman | Hullinger | Oakley | Woods |
| Drake | Husak | O'Halloran | Wulff |
| Dunton | Jesse | Patchett | Wyckoff |
| Dyrland | Jochum | Pavich | Mr. Speaker |

The nays were, none.
Absent or not voting, 16:

| Bina | Doyle | Krause | Nealson |
| :--- | :--- | :--- | :--- |
| Branstad | Higgins | Kreamer | Svoboda |
| Brockett | Hutchins | Middleswart | Tofte |
| Connors | Jordan | Miller, K. D. | Wells |

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

## SENATE AMENDMENT CONSIDERED

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 571.

Mennenga of Clinton called up for consideration Senate File 571, a bill for an act relating to the reimbursement for property
taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled, amended by the House, further amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment:

H-4303
Amend the House amendment, S-4233, to Senate File 571, as amended and passed by the Senate,
3 by striking lines 3 , 4, and 5.
The motion prevailed and the House concurred in the Senate amendment to the House amendment.

Mennenga of Clinton moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 571)
The ayes were, 88:

| Anderson | Egenes | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Krause | Perkins |
| Baker | Fitggerald | Lageschulte | Poncy |
| Bennett | Fullerton | Lindeen | Readinger |
| Bittle | Gentleman | Lipsky | Rinas |
| Bortell | Gilloon | Lonergan | Scheelhase |
| Brandt | Griffee | McElroy | Schroeder |
| Brunow | Halvorson | Menke | Small |
| Byerly | Hansen | Mennenga | Spear |
| Caffrey | Harper | Middleswart | Spencer |
| Clark | Harvey | Middleton | Spradling |
| Crabb | Hennessey | Millen | Stromer |
| Crawford | Hines | Miller, A.V. | Svoboda |
| Cusack | Hinkhouse | Miller, K. D. | Tauke |
| Daggett | Horn | Miller,O.L. | Varley |
| Danker | Howell | Monroe | Walter |
| Den Herder | Hullinger | Newhard | Welden |
| Dieleman | Husak | Nielsen | West |
| Doyle | Jesse | Norland | Woods |
| Drake | Jochum | Oakley | Wulff |
| Dunton | Jordan | O'Halloran | Wyckoff |
| Dyrland | Junker | Pavich | Mr. Speaker |
|  |  |  |  |

The nays were, none.
Absent or not voting, 12:

| Bina | Connors | Hutchins | Patchett |
| :--- | :--- | :--- | :--- |
| Branstad | Hargrave | Kreamer | Tofte |
| Brockett | Higgins | Nealson | Wells |

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate insists on its amendment to House File 898, a bill for an act making appropriations to various state agencies for the purposes of providing for capital improvements, and that the members of the conference committee, on the part of the Senate, are: The Senator from Lee, Mr. Junkins, chairman; the Senator from Jasper, Mr. Hill; the Senator from Story, Mr. Murray; the Senator from Scott, Mrs. Shaw; and the Senator from Polk, Mr. Willits.

Also: That the Senate has on June 14, 1975, concurred in the House amendment to and passed the following bill in which the concurrence of the Senate was asked:

Senate File 555, a bill for an act providing for salary adjustments for public employees and retired public employees.

CLARK R. RASMUSSEN, Secretary

## SENATE MESSAGE CONSIDERED

Senate Concurrent Resolution 60, a resolution relating to denied claims in the state of Iowa.

Read first time and referred to committee on appropriations.

## CONFERENCE COMMITTEE APPOINTED

(House File 898)
The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning House File 898: Dunton of Keokuk, chairman; Griffee of Chickasaw, Jesse of Polk, Den Herder of Sioux, and Bortell of Madison.

## REPORT OF SECOND CONFERENCE COMMITTEE HOUSE FILE 215

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the second conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 215, a bill for an act relating to farming by corporations and reports required of corporations and to provide penalties, respectfully submit the following recommendations:

1. That the Senate recede from its amendment to House File 215 as amended, passed and reprinted by the House.
2. That House File 215 as passed and reprinted by the House be amended by striking everything after the enacting clause and inserting in lieu thereof the following:

## Page 2

"Section 1. NEW SECTION. DEFINITIONS. For the purposes of this Act:

1. "Corporation" means a domestic or foreign corporation as defined in chapters four hundred ninety-one (491), four
hundred ninety-six A (496A), four hundred ninety-seven (497), four hundred ninety-eight (498), four hundred ninety-nine (499), five hundred four (504) and five hundred four A (504A) of the Code which owns or leases agricultural land or is engaged in farming.
2. "Limited partnership" means a partnership as defined in chapter five hundred forty-five (545) of the Code which owns or leases agricultural land or is engaged in farming.
3. "Processor" means a person, firm, corporation, or limited partnership, which alone or in conjunction with others, directly or indirectly controls the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more. Any person, firm, corporation or limited partner with a ten percent or greater interest in another person, firm, corporation, or limited partnership involved in the manufacturing, processing or preparation for sale of beef or pork products having a total annual wholesale value of ten million dollars or more shall also be considered a processor.
4. "Feedlot" means a lot, yard, corral, or other area in which hogs or cattle fed for slaughter are confined. The term includes areas which are used for the raising of crops or other vegetation and upon which hogs or cattle fed for slaughter are allowed to graze or feed.
5. "Agricultural land" means land suitable for use in farming.
6. "Farming" means the cultivation of land for the production of agricultural crops, the raising of poultry, the production of eggs, the production of milk, the production of fruit or other horticultural crops, grazing or the production of livestock. Farming shall not include the production of timber,

## Page 3

forest products, nursery products, or sod, and farming shall not include a contract where a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services.
7. "Fiduciary capacity" means an undertaking to act alone or jointly as trustee, executor, administrator, personal representative, agent, guardian, conservator, receiver, escrow agent, attorney-in-fact, and any other similar capacity.
8. "Family farm corporation" means a corporation:
a. Founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are persons related to each other as spouse, parent, grandparent, lineal ascendents of grandparents or their spouses and other lineal descendents of the grandparents or their spouses, or persons acting in a fiduciary capacity for persons so related;
b. All of its stockholders are natural persons or persons acting in a fiduciary capacity for the benefit of natural persons; and
c. Sixty percent of the gross revenues of the corporation over the last consecutive three-year period comes from farming.
9. "Authorized farm corporation" means a corporation other than a family farm corporation founded for the purpose of farming and the ownership of agricultural land in which:
a. The stockholders do not exceed twenty-five in number; and
b. The stockholders are all natural persons or persons acting in a fiduciary capacity for the benefit of natural persons or nonprofit corporations.

Sec. 2. NEW SECTION. PROHIBITED OPERATIONS. In order to preserve free and private enterprise, prevent monopoly, and protect consumers, it is unlawful for any processor of beef or pork or limited partnership in which a processor holds partnership shares as a general partner or partnership shares

## Page 4

as a limited partner, to own, control, or operate a feedlot in Iowa in which hogs or cattle are fed for slaughter. However, this section shall not preclude a processor or limited partnership from contracting for the purchase or feeding of hogs or cattle, provided that where the contract sets a date for delivery which is more than twenty days after the making of the contract it shall:

1. Specify a calendar day for delivery of the livestock; or
2. Specify the month for the delivery, and shall allow the farmer to set the week for the delivery within such month and the processor or limited partnership to set the date for delivery within such week. This section shall not prevent processors or educational institutions from carrying on legitimate research, educational, or demonstration activities, nor shall it prevent processors from owning and operating facilities to provide normal care and feeding of animals for a period not to exceed ten days immediately prior to slaughter, or for a longer period in an emergency. Any processor or limited partnership which owns, controls, or operates a feedlot on the effective date of this Act shall have until July 1, 1985 to dispose of the property.

Sec. 3. NEW SECTION. PENALTIES FOR PROHIBITED OPERA-
INJUNCTIVE RELIEF. Any processor violating the provisions of section two (2) of this Act shall, upon conviction, be punished by a fine of not more than fifty thousand dollars. The courts of this state may prevent and restrain violations of this Act through the issuance of an injunction. The attorney general or a county attorney shall institute suits on behalf of the state to prevent and restrain violations of this Act.

Sec. 4. NEW SECTION. TEMPORARY RESTRICTION ON INCREASE

OF HOLDINGS. For a period of one year from the effective date of this Act no corporation, other than a family farm corporation or an authorized farm corporation shall, either

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directly or indirectly, acquire or otherwise obtain or lease any additional agricultural land in this state. However, the restrictions provided in this section shall not apply to the following:

1. A bona fide encumbrance taken for purposes of security.
2. Agricultural land acquired by a corporation for research or experimental purposes, if the commercial sales from such agricultural land are incidental to the research or experimental objectives of the corporation, and agricultural land acquired for the purpose of testing, developing or producing seeds, animals, or plants for sale or resale to farmers or for purposes incidental to those purposes.
3. Agricultural land acquired by a nonprofit corporation organized under the provisions of chapters five hundred four (504) and five hundred four A (504A) of the Code.
4. Agricultural land acquired by a corporation for immediate or potential use in nonfarming purposes.
5. Agricultural land acquired by a corporation by process of law in the collection of debts, or pursuant to a contract for deed executed prior to the effective of this Act, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise.
6. A municipal corporation.
7. Agricultural land which is acquired by a trust company or bank in a fiduciary capacity for the benefit of natural persons or nonprofit corporations.
8. A corporation or its subsidiary organized under chapter four hundred ninety-one (491) of the Code and to which section three hundred twelve point eight (312.8) of the Code is applicable.

Sec. 5. NEW SECTION. REPORTS BY CORPORATIONS. All corporations, except where the corporation is acting in a fiduciary capacity, which own or lease agricultural land in the state of lowa, or which own or lease any land on which poultry or livestock are confined for feeding or other purposes

## Page 6

for ten days or more, or which contract for keeping and feeding poultry or livestock, or which contract for the growing of agricultural crops, fruits or other horticultural products in the state of Iowa, shall file with their annual report, on forms approved pursuant to the provision of chapter seventeen A (17A) of the Code and supplied by the secretary of state, the following additional information, unless otherwise provided:

1. Declaration of the type of agricultural activity engaged in by the reporting corporation.
2. The acreage and location listed by township and county, or legally described urban plat of each lot or parcel of
agricultural land in this state owned or leased by the corporation at the end of the preceding fiscal or calendar year.
3. The approximate number and kind of poultry or livestock owned, contracted for, fed or kept by the corporation during the preceding calendar or fiscal year.
4. The approximate number of acres used for each agricultural crop, fruit or other horticultural product grown or contracted for during the preceding calendar or fiscal year.
5. The number of acres owned and operated by the corporation, the number acres leased by the corporation, and the number of acres leased to the corporation. If a livestock or crop-share lease, the corporation shall disclose the share of the livestock or the crop to which the corporation is entitled under the lease.
6. In the case of a corporation holding agricultural land for immediate or potential use in nonfarming purposes, a statement specifying for what purpose such land is being held.
7. The names and addresses of, and the number of shares of stock by class held by, all shareholders owning ten percent or more of any class of stock of the corporation.
8. The name, address, residence, citizenship of, and

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number of shares of each class held by any nonresident alien shareholder holding five percent or more of any class of stock of the corporation.
9. Whether the corporation is a family farm corporation as defined in section one (1) of this Act. If a family farm corporation, the number of shares held by persons residing on or actively engaged in farming.
10. Whether the corporation is an authorized farm corporation as defined in section one (1) of this Act. If an authorized farm corporation, the number of shares held by persons residing on or actively engaged in farming. This section shall not apply to land held for the purpose of railroad or highway rights-of-way, nor shall it apply to lots within city limits which are smaller than twenty acres.

The annual report from any corporation owning agricultural land in Iowa used for research, testing or experimental purposes or held for the potential expansion of its physical facilities shall include only the information required by subsections one (1) through six (6) of this section.

Corporations organized under chapter five hundred four (504) of the Code, shall file only the additional report required by this section.

Sec. 6. NEW SECTION. REPORTING BY LIMITED PARTNERSHIPS.
Each limited partnership owning or leasing agricultural land or engaged in farming shall file with the secretary of state on or before March thirty-first of each year on forms approved pursuant to the provisions of chapter seventeen A (17A) of
the Code and supplied by the secretary of state an annual report setting forth the following:

1. The name of the limited partnership, and the term for which the partnership is to exist.
2. Declaration of the type of agricultural activity engaged in by the reporting limited partnership.
3. The acreage and location listed by township and county, or legally described urban plat, of each lot or parcel of

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agricultural land in this state owned or leased by the limited partnership at the end of the preceding calendar or fiscal year.
4. The approximate number and kind of poultry or livestock owned, contracted for, fed or kept by the limited partnership during the preceding calendar or fiscal year.
5. The approximate number of acres used for each agricultural crop, fruit or other horticultural product grown or contracted for during the preceding calendar or fiscal year.
6. The number of acres owned and operated by the limited partnership, the number of acres leased by the limited partnership, and the number of acres leased to the limited partnership. If a livestock or crop-share lease, the limited partnership shall disclose the share of the livestock or the crop to which the limited partnership is entitled under the lease.
7. The name and place of residence and principal occupation of each member of the limited partnership, general and limited partners being respectively designated and, if a nonresident alien partner, his or her citizenship.
8. The amount of cash and a description of and the agreed value of the other property contributed by each limited partner.
9. The share of the profits or the other compensation by way of income which each limited partner shall receive by reason of the limited partner's contribution.
10. The amount of cash and a description of and the agreed value of the other property contributed by each limited partner during the preceding fiscal or calendar year.

Sec. 7. Chapter five hundred sixty-seven (567), Code 1975, is amended by adding the following new section:

NEW SECTION. REPORTS BY NONRESIDENT ALIENS. Every nonresident alien, owning or leasing agricultural land, or engaged in farming outside the corporate limits of any city

## Page 9

of this state, shall file with the secretary of state on forms approved pursuant to chapter seventeen A (17A) of the Code or before March thirty-first of each year, a report containing the following:

1. The nonresident alien's name, address, residence and citizenship.
2. A declaration of the type of agricultural activity engaged in by the reporting nonresident alien.
3. The acreage and location of agricultural land owned outside corporate limits of any city of this state listed by township and county at the end of the preceding calendar or fiscal year.
4. The approximate number and kind of livestock or poultry owned, contracted for, fed or kept and the approximate number of acres used for each agricultural crop, fruit or other horticultural product grown or contracted for during the preceding calendar or fiscal year.
5. The number of acres owned and operated by the nonresident alien, and the number of acres leased by the nonresident alien, and the number of acres leased to the nonresident alien. If a livestock or crop-share lease, the nonresident alien shall disclose the share of the livestock or the crop to which the nonresident alien is entitled under the lease. The nonresident shall also disclose whether such nonresident alien, and the number of acres leased to the representative and, if so represented, the name of the individual or firm acting in such capacity.

Sec. 8. NEW SECTION. REPORTS BY FIDUCIARIES. Every person acting in a fiduciary capacity on behalf of any corporation, limited partnership, or nonresident alien individual, who holds agricultural land in this state outside the corporate limits of any city, shall file with the secretary of state on or before January thirty-first of each year a report as follows:

1. If acting in a fiduciary capacity for a corporation:

## Page 10

a. The name and address of the corporation.
b. The name and address of the corporation's registered agent or agents, if any, in this state.
c. The acreage and location of the land owned in such fiduciary capacity listed by township and county on December thirty-first of the year reported.
2. If acting in a fiduciary capacity for a limited partnership:
a. The name and address of the partnership.
b. The name and place of residence of each member, general and limited partners being respectively designated.
c. The acreage and location of the land owned in such fiduciary capacity listed by township and county on December thirty-first of the year reported.
3. If acting in a fiduciary capacity for a nonresident alien:
a. The name, address, residence and citizenship of the nonresident alien.
b. The acreage and location of the land owned in such fiduciary capacity listed by township and county on December thirty-first of the year reported.

## Sec. 9. NEW SECTION. REPORTS BY BENEFICIARIES.

1. Any corporation identified as a beneficiary in a report filed with the secretary of state pursuant to subsection one (1) of section eight (8) of this Act shall file with the secretary of state on or before March thirty-first of each year, on forms supplied by the secretary of state, a report containing the information set forth in section five (5) of this Act, with respect to land owned by a fiduciary on behalf of the corporation.
2. Any limited partnership identified as a beneficiary in a report filed with the secretary of state pursuant to subsection two (2) of section eight (8) shall file with the secretary of state on or before March thirty-first of each year, on forms supplied by the secretary of state, a report

## Page 11

containing the information set forth in section six (6) of this Act, with respect to land owned by a fiduciary on behalf of the limited partnership.
3. Any nonresident alien identified as a beneficiary in a report filed with the secretary of state pursuant to subsection three (3) of section eight (8) shall file with the secretary of state on or before March thirty-first on each year, on forms supplied by the secretary of state, a report containing the information set forth in section seven (7) of this Act, with respect to land owned by a fiduciary on behalf of the nonresident alien.

Sec. 10. NEW SECTION. REPORT BY PROCESSORS. Any processor
of beef or pork in this state shall file with the secretary of state on or before March thirty-first of each year, a report setting forth:

1. The number of hogs and the number of cattle owned and fed more than thirty days by the processor in Iowa during the preceding calendar or fiscal year.
2. The total number of hogs and the total number of cattle owned and fed more than thirty days by the processor during the preceding calendar year.
3. The number of hogs and the total number of cattle slaughtered in Iowa by the processor during the preceding calendar or fiscal year.
4. The total number of hogs and the total number of cattle slaughtered by the processor during the preceding calendar or fiscal year.

Sec. 11. NEW SECTION. SIGNING REPORTS. Reports by corporations shall be signed by the president or other officer or authorized representative. Reports by limited partnerships shall be signed by the president or other authorized representative of the partnership. Reports by individuals shall be signed by the individual or an authorized representative.

Sec. 12. NEW SECTION. PENALTIES-REPORTS. Willful fallure

## Page 12

to file a required report, or willful filing of false
information, is a public offense. A person found guilty of violating this section shall be subject to a fine not to exceed one thousand (1000) dollars.

Sec. 13. NEW SECTION. COUNTY ASSESSOR'S REPORT. The county assessor shall forward to the secretary of state, by October first of each year, the name and address of every corporation, nonresident alien, trust, or other business entity owning agricultural land in the county as shown by the assessment rolls of the county.

Sec. 14. NEW SECTION. COUNTY RECORDER'S REPORT. The county recorder shall forward to the secretary of state, by December first of each year, the names and addresses of each limited partnership owning agricultural land or engaged in farming in the county as shown by county records.

Sec. 15. NEW SECTION. DUTIES OF SECRETARY OF STATE-
LEGISLATIVE USE. The secretary of state shall do all things necessary to implement this Act. It is the intent of this section that information shall be made available to members of the general assembly and appropriate committees of the general assembly in order to determine the extent of farming being carried out in this state by corporations and other business entities and the effects of such farming practices upon the economy of this state. The secretary of state shall assist any committee of the general assembly existing or established for the purposes of studying the effects of this Act and the practices this Act seeks to study and regulate.

Sec. 16. NEW SECTION. The secretary of state shall request additional information as may be necessary or appropriate to enable the secretary of state to administer this Act."
Page 13
3. Amend the title of House File 215 as passed and reprinted by the House by striking everything after the word "Act" in line 1 through the word "Act" in line 7 and inserting in lieu thereof the words "prohibiting any processor or limited partnership with certain exceptions from owning, controlling or operating a feedlot in Iowa, providing for divestment of prohibited operations, providing a moratorium on acquisition of agricultural land by certain corporations, requiring reports from corporations, limited partnerships, fiduciaries, nonresident aliens and nonresident alien corporations, and providing penalties".

On the Part of the House:
LYLE SCHEELHAASE, Chairman COOPER EVANS
HERBERT C. HINKHOUSE
CARROLL PERKINS
DELYWN STROMER

On the Part of the Senate:
BASS VAN GILST, Chairman
JOHN S. MURRAY
ROGER J. SHAFF
STEVE SOVERN

## INTRODUCTION OF BILL

House File 916, by Connors, Drake and Byerly, a bill for an act relating to employment security.

Read first time and referred to sifting committee.

## RULE 56 SUSPENDED

Fitzgerald of Webster asked and received unanimous consent that Rule 56 be suspended and House File 916 be placed on the sifting committee calendar.

Fitzgerald of Webster moved that the House adjourn until 10:00 a.m., Tuesday, June 17, 1975.

Roll call was requested by Lipsky of Linn and Harvey of Scott.

Rule 69 was invoked.
On the question "Shall the House adjourn until 10:00 a.m., Tuesday, June 17, 1975 ?"
The ayes were, 80 :

| Anderson | Fullerton |
| :--- | :--- |
| Avenson | Gilloon <br> Baker |
| Brandt | Harper |
| Brunow | Hennessey |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Crabb | Howell |
| Cusack | Hullinger |
| Den Herder | Husak |
| Dieleman | Jesse |
| Doyle | Jochum |
| Dyrland | Jordan |
| Fitzgerald | Koogler |
|  | Krause |

The nays were, 26:

| Bennett <br> Bittle | Drake <br> Egenes <br> Bortell |
| :--- | :--- |
| Clark | Evans |
| Gentleman |  |
| Crawford | Halvorson |
| Daggett | Hansen <br> Danker |
| Harvey |  |

Absent or not voting, 15:

| Bina | Griffee |
| :--- | :--- |
| Branstad | Hargrave |
| Brockett | Higgins |
| Dunton | Hutchins |


| Junker | Pellett <br> Kreamer <br> Tofte |
| :--- | :--- |
| Nealson | Wells |

The motion prevailed.

## HOUSE CONCURRENT RESOLUTION 75 <br> By Higgins, Jochum and Cusack

1 Whereas, indigent and low-income persons in this state
2 deserve the services of competent legal counsel in all
civil and criminal legal matters; and
Whereas, there is a legitimate state interest in providing competent legal counsel for indigent and lowincome persons; and

Whereas, there is a need to review present methods of providing competent legal counsel for indigent and lowincome persons; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is requested to establish a study committee as provided by law, which committee shall be composed of members of both houses of the general assembly, to study statewide legal services for indigent and low-income persons; and

Be It Further Resolved, That the study committee may include nonlegislative members having special knowledge of the legal problems of low-income and indigent persons; and

Be It Further Resolved, That a report of the study shall be prepared and submitted to the legislative council and members of the Sixty-sixth General Assembly, 1976 Session, and shall be accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 76

By Horn, Poncy, Hennessey, Spradling, Spear, Clark, Svoboda, Doyle, Miller of Buchanan and Newhard

Whereas, two or more retirement systems are available for corrections officers of the division of corrections, sheriffs, deputies, and other peace officers in this state; and

Whereas, the benefit and contribution rates provided by the retirement systems in chapters ninety-seven A (97A), ninety-seven B (97B), and four hundred eleven (411) of the Code are not comparable; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Conourring, That the legislative council is authorized to create an interim study committee consisting of members from both political parties and both houses of the General Assembly to undertake a comprehensive and detailed study of the pension needs of peace officers and corrections officers in this state; and

Be It Further Resolved, That the study committee shall submit to the General Assembly at the 1976 Session a report of the study together with legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 77

## By Committee on State Government

## Page 2

1 political parties and the study committee shall make a report to
2 the legislative council and to the general assembly meeting in the 3 year 1976 which report shall be accompanied by legislation designed 4 to carry out the recommendations of the study committee.

## Laid over under Rule 25.

## REPORT OF THE SPECIAL COMMITTEE ON THE CITIZENS' AIDE

The committee appointed by the Speaker of the House of Representatives met with the Senate committee, consisting of Senator Nolin, chairman, Senator Doderer and Senator Schwengels, and discussed the policies of the Citizens' Aide office with Mr. Thomas Mayer.

The committee received reports from Mr. Mayer and Mr. Douglas Hart regarding the discharge of Mr. Hart.

Due to the schedules of the Senate and of the House, the Chairmen of the committees attempted to arrange further meetings, but each time a conflict arose causing cancellations of meetings.

The committee of the House finds that employees of the Citizens' Aide
office, the Service Bureau, the Fiscal Director's office, and of the Chief Clerk of the House are not merit employees, and serve at the pleasure of the heads of the said departments and of the General Assembly.

This committee recommends that the policy and matter of discharge of employees of the Citizens' Aide office, Service Bureau, Fiscal Director, and of the Chief Clerk of the House be considered by the Legislative Council during the interim.

The committee further finds that the said offices are now operating under the present policies and that any changes in policies, rules, and directions should be made by the Legislative Council on the Citizens' Aide office, Service Bureau, and Fiscal Director's office; and that matters affecting the Chief Clerk's office should be made by the Speaker of the House and the House Administration Committee.

DONALD V. DOYLE, Chairman<br>JOHN H. CONNORS<br>ANDREW VARLEY<br>FRANK CRABB

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 352, a bill for an act relating to the dissolution of marriage.
Also: That the Senate has on June 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 502, a bill for an act relating to vehicle inspection and issuing inspection orders by authorized employees.

Also: That the Senate has on June 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 724, a bill for an act relating to motor vehicles providing for registration of trailers and semitrailers.

Also: That the Senate has on June 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 801, a bill for an act relating to the requirement for special education programs and services in the school standards.

Also: That the Senate has on June 14, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 890, a bill for an act providing an appropriation for financing of programs under the employment security commission.

Also: That the Senate has on June 14, 1975, amended and failed to pass the following bill in which the concurrence of the Senate was asked:

House File 912, a bill for an act relating to the duty of computing the Iowa consumer price index and making an appropriation.

Also: That the Senate has on June 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 913, a bill for an act creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation.

Also: That the Senate has on June 14, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 282, a bill for an act providing an appropriation to the commission on the status of women and the board of parole.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 352

H-4312

Amend House File 352 as amended, passed and reprinted by the House as follows:

1. Page 2, by striking lines 8 through 20 and inserting in lieu thereof the following:
"Upon the application of the petitioner in the petition or by the respondent in the responsive pleading thereto or, within twenty days of appointment of an attorney appointed under section five hundred ninety-eight point twelve (598.12) of the Code, the court shall require the parties to participate in conciliation efforts for a period of sixty days from the issuance of an order setting forth the conciliation procedure and the conciliator.

At any time upon its own motion or upon the application of a party the court may require the parties to participate in conciliation efforts for sixty days or less following the issuance of such an order."
2. Page 4, by striking lines 20 through 23 and inserting in lieu thereof the words "ordered by the court."
3. Page 5, by striking lines 1 and 2 and inserting in lieu thereof the following:
"Sec. 11. Sections five hundred ninety-eight point ten (598.10), five hundred ninety-eight point twenty-seven (598.27) and five hundred ninety-eight point thirty-three (598.33), Code 1975, are repealed."

## SENATE AMENDMENT TO HOUSE FILE 801

H-4305

1

Amend House File 801 as passed by the House as follows:

1. Page 1, by inserting after line 7 the following:
"Sec. ..... Section two hundred fifty-seven point twenty-six (257.26), subsection two (2), Code 1975, is amended to read as follows:
2. The provisions of this section shall not deprive the respective boards of public school districts of

## Page 2

1 "in the school standards".
5. Renumber sections and correct internal
references in conformance with this amendment.

## SENATE AMENDMENT TO HOUSE FILE 913

H-4313

5
6

Amend House File 913, as amended and passed by the House as follows:

1. Page 1 , line 8 , by striking the words "by section three (3) of this Act" and inserting in lieu thereof "in accordance with chapter twentyeight $D$ of the Code".
2. Page 1, by striking lines 13 through $14 q$

8 and inserting in lieu thereof the following:
9 "an employment opportunity board consisting of
10 those persons who are members of the employment
11 security commission created in section ninety-six
12 point ten (96.10) of the Code."

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on June 13 and June 14. Had I been present, I would have voted "aye" on the following: Senate Files 571, 555 and 536, and House Files 890, 816, 725, 811, 814, 904, 90 and 723.

HARPER of Davis

## REPORT OF COMMITTEE

Dunton of Keokuk, from the committee on appropriations, submitted the following report:

Mr. Speaker: Your committee on appropriations to whom was referred Senate File 564, a bill for an act establishing salary rates for members of the judicial branch of government and the members of the public employment relations board, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended do pass:
H-4296
Amend Senate File 564, as amended and passed by Senate, page 1, as follows:

1. Line 23 , by striking the figure " 36,380 "
and inserting in lieu thereof the figure " 37,000 ".
2. Line 24 , by striking the figure " 35,310 "
and inserting in lieu thereof the figure " 36,000 ".
3. Line 25 , by striking the figure " 31,565 "
and inserting in lieu thereof the figure " 32,000 ".
4. Line 27 , by striking the figure " 31,030 "
and inserting in lieu thereof the figure " 31,500 ".
5. Line 28 , by striking the figure " 22,470 "
and inserting in lieu thereof the figure " 23,500 ".
6. Line 29 , by striking the figure " 22,470 "
and inserting in lieu thereof the figure " 23,500 ".
DUNTON of Keokuk, Chairman

## AMENDMENTS FILED

H—4311
Amend the Senate amendment H—4267, to House
2 File 870, as follows:
3 By striking all of lines 3 through 6 and in-
4 serting in lieu thereof the following:
5 "Page 2, line 25, by striking the word "two"
6 and inserting in lieu thereof the word "five".

H—4293

Amend House File 914, page 10, by inserting after line 19 the following section:
"Sec. ..... There is allocated from the municipal assistance fund established in chapter four hundred five (405) of the Code for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the sum of four hundred fifty-three thousand $(453,000)$ dollars, or so much thereof as is necessary, to be distributed to cities which have established pension accumulation funds of fire retirement systems or police retirement systems under the provisions of chapter four hundred eleven (411) of the Code. Funds shall be used to finance the costs of benefits provided in sections eleven (11) through seventeen (17) of this Act. The amounts distributed to each eligible city shall be based upon claims filed with the state comptroller by the cities accompanied by the verified statement of the claim signed by the consulting actuary of the retirement system."

MILLER of Buchanan
H-4306
1 Amend House Concurrent Resolution 73 as follows:
2 1. Page 3, by inserting after line 19 the9 the month of January, 1976, and submit their findings

10 and recommendations to the House of Representatives 11 and Senate.
12
13

8
8 fee of twenty-five dollars, and has been issued
9 license, and prominently displays the license on
10

Be It Further Resolved, That the legislative council is authorized to create a study committee composed of legislators of both houses of the general assembly serving on the committees on transportation to monitor the progress on the development of the transportation plan by the department of transportation, and to offer adequate legislative input." the premises."
2. Page 1 , line 34 , by striking the numeral " 24 " and inserting in lieu thereof the numeral " 43 ".

KRAUSE of Palo Alto

## H-4314

1 Amend the Senate amendment H-4302, to House
2 amendment S-4144, to Senate File 496, as amended,
3 passed, and reprinted by the Senate, as follows:
4 Page 1, by inserting after the numeral " 20 "
5 in line 33 the following:
"and inserting in lieu thereof the following:
'Page 13, line 26, by inserting after the word
'permit' the words 'unless such location has been
licensed pursuant to section eight (8) of this Act
as premises upon which gambling is allowed'."
OAKLEY of Clinton
H-4299
Amend the Rinas, et al., amendment H-4295, to
Senate File 526, as passed by the Senate, as
follows:
Page 4, by inserting after line 6 the following
new section:
"Sec. ..... NEW SECTION. The provisions of section
four hundred nineteen point one (419.1), Code 1975,
shall apply to those cities which approved, prior to
July 1, 1975, issuance of industrial revenue bonds
for retail outlets."
KOOGLER of Mahaska
$\mathrm{H}-4300$
1 Amend Senate File 526 as amended and passed by the Senate as follows:

Page 11, by striking all of lines 2 through 25.
HARVEY of Scott
H-4301
1 Amend the Rinas, et al., amendment H-4295, to
2 Senate File 526, as follows:
3 1. Page 1, by striking all of lines 33 through
450.

5 2. Page 2, by striking all of lines 1 through 11.

HARVEY of Scott
H-4308
Amend the Rinas, et al., amendment H-4295 to
Senate File 526, page 1, line 13, by inserting af-
ter the word "any" the words "recreational facil-
ity,".
WOODS of Polk
H—4307
1 Amend Senate File 350 as passed by the Senate as follows:

1. Page 1, by inserting before line 1 the following:
"Sec. ..... Section six hundred six point twentytwo (606.22), Code 1975, is amended by adding the following new subsection:
$N E W S E C T I O N$. All court files from the municipal courts relating to civil actions and criminal cases except those relating to juvenile proceedings and
adoption, tried or otherwise disposed of in those
courts twenty years after the date of filing of such civil actions and criminal cases."
2. Page 1, by inserting after line 31 the following:
"Sec. ..... Section six hundred thirty-one point four (631.4), subsection one (1), paragraph c, is amended by adding the following new unnumbered paragraph:
$N E W$ UNNUMBERED PARAGRAPH. If a defendant is a nonresident of the state of Iowa, and is subject to the jurisdiction of this state pursuant to section three hundred twenty-one point four hundred ninetyeight (321.498) of the Code, service of original notice and answer shall be made as provided in that section, and the date for appearance shall be sixty days from the date of filing with the director of transportation. The clerk shall collect the prescribed fees and costs, and shall cause duplicate copies of the original notice to be filed with the director of transportation, and copies of the original notice and answer to be mailed to each defendant in the manner prescribed in section three hundred twentyone point five hundred one (321.501) of the Code. Notwithstanding any provision of sections three hundred twenty-one point five hundred (321.500) and three hundred twenty-one point five hundred two (321.502) of the Code, the forms of pleadings prescribed pursuant to this chapter shall be used, and such use shall
be valid for all purposes in obtaining jurisdiction over a nonresident pursuant to section three hundred twenty-one point four hundred ninety-eight (321.498) of the Code."
3. By renumbering sections of the bill and correcting internal references in conformity with this amendment.

DOYLE of Woodbury
OAKLEY of Clinton
$\mathrm{H}-4310$
Amend Senate File 564, as amended and passed by the Senate, page 2 , by inserting after line 9 the following new section:
"Sec. ..... Section nineteen A point three (19A.3), Code 1975, is amended by adding the following new subsection:
$N E W$ SUBSECTION. Employees of the public employment relations board."

GRIFFEE of Chickasaw OAKLEY of Clinton

Note: For explanation of brackets and italics, see page 143 of the House Journal.

On previous motion by Fitzgerald of Webster, the House was adjourned at 6:07 p.m. until 10:00 a.m., Tuesday, June 17, 1975.

## JOURNAL OF THE HOUSE

One Hundred Fifty-sixth Calendar Day-One Hundred Third Session Day
Hall of the House of Representatives Des Moines, Iowa, Tuesday, June 17, 1975

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

Prayer was offered by Robert Davies, Assistant Chief Clerk of the House.

The Journal of Saturday, June 14, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Lipsky of Linn on request of Crawford of Story; Junker of Woodbury for the morning session on request of Rinas of Linn; Bennett of Ida for a part of the day on request of Schroeder of Pottawattamie.

## PRESENTATION OF VISITORS

Harper of Davis presented to the House Mary Cusack from Fonda, Iowa. Mary is Iowa American Legion Auxiliary Girls State Auditor.

## ADOPTION OF COMMITTEE REPORT

The Chief Clerk announced the adoption of report of committee on Senate File 564, under Rule 36.

ADDED AS SPONSOR
(House Concurrent Resolution 71)
Bina of Scott requests to be added as a sponsor of House Concurrent Resolution 71.

## HOUSE RESOLUTION 48 <br> By Griffee

1 Whereas, the City of Lime Springs, Iowa has been
2 designated as an American Revolution Bicentennial town and
3 Whereas, the citizens of Lime Springs will be presented
4 a flag commemorating the same on June 25th at Lidtke Park, and

5 Whereas, the Community will celebrate the same at that 6 time, Now Therefore,
7 Be It Resolved by the House of Representatives, that
8 the membership of the House of Representatives of the
9 Sixty-sixth General Assembly of the State of Iowa extends
10 its heartiest congratulations to the city of Lime Springs,
11 Iowa in commemoration of its designation as an American
12 Revolution Bicentennial town, and
13 Be It Further Resolved, that a copy of this resolution 14 be forwarded to the Chairman of the Celebration and the
15 Mayor of Lime Springs, Iowa, who are in charge of making 16 preparations for this presentation.

Laid over under Rule 25.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 14, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 894, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 894

H-4318

Amend House File 894 as amended and passed by the House as follows:

1. Page 7, by inserting after line 3 the following:
"Sec. ..... Section two hundred thirty-two point thirty-three (232.33), subsection five (5), Code 1975, is amended to read as follows:
2. Commit to or place the child in any private institution or hospital for the care and training of children or any public institution or hospital for the care and training of children other than an institution [named in subsection 4 of this section and section 232.34, subsection 4] under the jusisdiction of the commissioner of social services.

Sec. ..... Section two hundred thirty-two point thirty-four (232.34), subsection five (5), Code 1975, is amended to read as follows:
5. Commit to or place the child in any private institution or hospital for care and training or any public institution or hospital for care and training other than an institution [named in subsection 4 of this section and section 232.33, subsection 4] under the jurisdiction of the commissioner of social services."
2. Page 9 , line 19 , by striking the words "area
education agency board" and inserting in lieu thereof the words "[board] commissioner of elections".
3. Page 23, by inserting after line 6 the following new section:
"Sec. ..... Senate File two hundred ninety-six (296) of the Sixty-sixth General Assembly, 1975 Session, is amended by striking sections thirteen (13) and thirty (30)."
4. Page 23, by adding after line 6 the following new section:
"Sec. ..... Section forty-nine point eighty-one (49.81), subsection one (1), Code 1975, as amended by the Sixty-sixth General Assembly, 1975 Session, House File seven hundred (700), section eighty (80), is amended to read as follows:

1. A prospective voter who is prohibited under section forty-nine point eighty (49.80) of the Code from voting except under this section shall be permitted to cast a paper ballot[, in]. If a booth meeting the requirement of section forty-nine point twentyfive (49.25) of the Code is not available at that polling place, the precinct election officials shall make alternative arrangements to insure the challenged voter the opportunity to vote in secret. The marked ballot, folded as required by section fortynine point eighty-four (49.84) of the Code, shall be delivered to a precinct election official who shall immediately seal it in an unmarked envelope which
shall be placed in an affidavit envelope of the type prescribed by section fifty-three point thirteen (53.13) of the Code. The voter shall not be required to execute the oath contained in the affidavit. Space shall be left on the affidavit envelope for the precinct election official to indicate the name of the challenged elector and the reason for the challenge. The sealed affidavit envelope shall be deposited as required by section forty-nine point eighty-five (49.85) of the Code in a special container marked "challenged ballots" and shall be considered as having been cast in the special precinct established by section one hundred eighteen (118) of this Act for purposes of the post-election canvass."
2. Page 23, by inserting after line 6 , the following new section:
"Sec. ..... Section fifty-three point twenty-two (53.22), subsection one (1), Code 1975, as amended by section one hundred nineteen (119) of House File seven hundred (700) of the Sixty-sixth General Assembly, 1975 Session, is amended to read as follows:
"1. A qualified elector who has applied for an absentee ballot, in a manner other than that prescribed by section fifty-three point eleven (53.11) of the Code, and who is a resident or patient in a

## ge 3

health care facility or hospital located in the county to which the application has been submitted shall be delivered the appropriate absentee ballot by two special precinct election officers, one of whom shall be a member of each of the political parties referred to in section forty-nine point thirteen (49.13) of the Code, who shall be appointed by the commissioner from the election board panel for the special precinct established by section one hundred three (103) of this Act. The special precinct election officers shall be sworn in the manner provided by section forty-nine point seventy-five (49.75) of the Code for election board members, shall receive compensation as provided in section forty-nine point twenty (49.20) of the Code, and shall perform their duties during the ten calendar days preceding the election and on election day if all ballots requested under section fiftythree point eight (53.8), subsection three (3), of the Code have not previously been delivered and returned. If a person who so requested an absentee ballot has been dismissed from the health care facility or hospital, the special precinct election
officers may take the ballot to the elector if he or she is currently residing in the county. The special precinct election officers shall both notarize each [absentee ballot delivered by them] absent voters affidavit as required by [this chapter] section fiftythree point sixteen (53.16) of the Code; any such officer who is not a notary public shall be provided with a stamp containing that person's name and the words "special precinct election officer" and may notarize the absentee [ballots] affdavits so delivered by signing them and applying the stamp. The special precinct election officers shall travel together in the same vehicle and both shall be present when an applicant casts his or her absentee ballot. If either or both of the special election officers fails to appear at the time duties set forth in this section are to be performed, the commissioner shall at once appoint some other person, giving preference to persons designated by the respective county chairpersons of the political parties described in section forty-nine point thirteen (49.13) of the Code, to carry out the requirements of this section. The persons authorized by this subsection to deliver an absentee ballot to an applicant may assist the applicant in filling out the ballot as permitted by section forty-nine point ninety (49.90) of the Code. The voted absentee ballots shall be deposited in a sealed container which shall be returned to the commissioner on the same day."

31 6. By renumbering the remaining sections to accord with this amendment.

## UNANLMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Files 352, 801, 870, 913, 914 and 916 and Senate File 564.

## SENATE AMENDMENT FURTHER CONSIDERED

The House resumed consideration of House File 870, a bill for an act relating to the eradication of bovine brucellosis, amended by the Senate as follows:

H-4267
Amend House File 870, as passed by the House as

## follows:

1. Page 2, by striking lines 17 through 26.
2. By renumbering the sections and correcting
internal references in accordance with this amend-
ment.
Pellett of Cass offered the following amendment H-4311, to the Senate amendment H-4267, filed by Pellett, et al., and moved its adoption:

## H-4311

Amend the Senate amendment H-4267, to House
File 870, as follows:
By striking all of lines 3 through 6 and in-
serting in lieu thereof the following:
"Page 2, line 25, by striking the word "two" and inserting in lieu thereof the word "five".

A non-record roll call was requested.
The ayes were 61, nays 26.
Amendment H—4311 was adopted.
Hullinger of Decatur moved that the House concur in the Senate amendment H-4267, as amended.

The motion prevailed and the House concurred in the Senate amendment H-4267, as amended.

Hullinger of Decatur moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 870)

The ayes were, 92 :

| Anderson | Egenes | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Pellett |
| Baker | Fitzgerald | Krause | Perkins |
| Bittle | Fullerton | Kreamer | Poncy |
| Bortell | Gentleman | Lageschulte | Readinger |
| Brandt | Gilloon | Lindeen | Rinas |
| Branstad | Griffee | Lonergan | Scheelhaase |
| Brockett | Halvorson | McElroy | Schroeder |
| Brunow | Hansen | Menke | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Caffrey | Harper | Middleswart | Spradling |
| Clark | Harvey | Middleton | Stromer |
| Connors | Hennessey | Millen | Svoboda |
| Crabb | Higgins | Miller, A. V. | Tauke |
| Crawford | Hines | Miller, K. D. | Tofte |
| Daggett | Hinkhouse | Miller, O. L. | Varley |
| Danker | Horn | Monroe | Walter |
| Den Herder | Howell | Nealson | Wells |
| Dieleman | Hullinger | Newhard | West |
| Doyle | Husak | Nielsen | Woods |
| Drake | Hutchins | Norland | Wulff |
| Dunton | Jesse | O'Halloran | Wyckoff |
| Dyrland | Jochum | Patchett | Mr. Speaker |
| The nays were, | 2: |  |  |
| Bina | Cusack |  |  |

Absent or not voting; 6:

| Bennett <br> Junker$\quad$Lipsky <br> Oakley | Small Welden |
| :--- | :--- | :--- | :--- |

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

## SENATE AMENDMENTS CONSIDERED

## hoUse refuses to concur

Nielsen of Polk called up for consideration House File 352, a bill for an act relating to dissolution of marriage, amended by the Senate, and moved that the House concur in the following Senate amendment:

[^68]procedure and the conciliator.
At any time upon its own motion or upon the application of a party the court may require the parties to participate in conciliation efforts for sixty days or less following the issuance of such an order."
2. Page 4, by striking lines 20 through 23 and inserting in lieu thereof the words "ordered by the court."
3. Page 5, by striking lines 1 and 2 and inserting in lieu thereof the following:
"Sec. 11. Sections five hundred ninety-eight point
ten (598.10), five hundred ninety-eight point
twenty-seven (598.27) and five hundred ninety-eight point
thirty-three (598.33), Code 1975, are repealed."
A non-record roll call was requested.
The ayes were 7 , nays 73 .
The motion lost and the House refuses to concur in the Senate amendment $\mathrm{H}-4312$.

Patchett of Johnson called up for consideration House File 801, a bill for an act relating to the requirement for special education programs and services in the school standards, amended by the Senate, and moved that the House concur in the following Senate amendment:

H

4305
Amend House File 801 as passed by the House as follows:

1. Page 1, by inserting after line 7 the fol-
lowing:
"Sec. ..... Section two hundred fifty-seven point twenty-six (257.26), subsection two (2), Code 1975, is amended to read as follows:
2. The provisions of this section shall not deprive the respective boards of public school districts of any of their legal powers, statutory or otherwise, and in accepting such specially enrolled students, each of said boards shall prescribe the terms of such special enrollment, including but not limited to scheduling of such courses and the length of class periods. In addition, the board of the affected public school district shall be given notice by the state board of its decision to permit such special enrollment not later than six months prior to the opening of the affected public school district's school year, except that the board of the public school district may, in its discretion, waive such notice requirement. School districts and county school systems or joint county systems, or their successor agencies, may, when available, make public school [auxiliary] services, which may include health
services, special education services, services [and materials] for remedial education programs [and library and resource centers, audio-visual services and materials], guidance services, [scientific instruments,] and school testing services[, and other services and materials], available to children attending nonpublic schools in the same manner and to the same extent that they are provided to public school students. However, services that are made available shall be provided on premises other than nonpublic school property, except health services which may be provided on nonpublic school premises."
3. Page 7, by inserting before line 5 the following:
"Sec. ..... Section three hundred one point one (301.1), Code 1975, is amended by adding the following new paragraph:

NEW PARAGRAPH. Textbooks adopted and purchased by a school district may be made available to pupils attending nonpublic schools upon request of the pupil or the pupil's parent under the same terms as made available to pupils attending public schools."
3. Amend the title, line 1 , by striking the words
"the requirement for special".
4. Amend the title, line 2, by striking the words

## Page 2

1 "in the school standards".
5. Renumber sections and correct internal
references in conformance with this amendment.
The motion prevailed and the House concurred in the Senate amendment $\mathrm{H}-4305$.

Patchett of Johnson moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 801)
The ayes were, 85:

| Anderson | Daggett | Griffee | Jochum |
| :--- | :--- | :--- | :--- |
| Avenson | Danker | Halvorson | Jordan |
| Baker | Den Herder | Hansen | Koogler |
| Bina | Dieleman | Harper | Krause |
| Brandt | Doyle | Harvey | Kreamer |
| Branstad | Drake | Hennessey | Lageschulte |
| Brockett | Dunton | Higgins | Lindeen |
| Brunow | Dyrland | Hines | Lonergan |
| Caffrey | Egenes | Hinkhouse | McElroy |
| Clark | Evans | Horn | Menke |
| Connors | Fitzgerald | Howell | Mennenga |
| Crabb | Fullerton | Husak | Middleton |
| Crawford | Gentleman | Hutchins | Miller, A.V. |
| Cusack | Gilloon | Jesse | Miller, K.D. |

Miller, O. L.
Monroe
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich

Pellett
Perkins Poncy
Readinger
Rinas
Scheelhaase
Small

The nays were, 10 :

| Bittle | Hullinger |
| :--- | :--- |
| Bortell | Middleswart |
| Byerly | Millen |

Absent or not voting, 5:
Bennett Junker
Hargrave

Spear
Walter
Spencer
Spradling
Stromer
Svoboda
Tauke
Varley

Nealson
Nielsen

Lipsky

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

Cusack of Scott called up for consideration House File 913, a bill for an act creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4313
Amend House File 913, as amended and passed by
the House as follows:

1. Page 1, line 8, by striking the words "by section three (3) of this Act" and inserting in lieu thereof "in accordance with chapter twentyeight $D$ of the Code".
2. Page 1, by striking lines 13 through 14q and inserting in lieu thereof the following:
"an employment opportunity board consisting of those persons who are members of the employment security commission created in section ninety-six point ten (96.10) of the Code."
The motion prevailed and the House concurred in the Senate amendment $\mathrm{H}-4313$.

Cusack of Scott moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 913)
The ayes were, 76:

| Anderson | Bittle | Caffrey | Cusack |
| :--- | :--- | :--- | :--- |
| Avenson | Brandt | Clark |  |
| Baker | Brunow | Connors | Den Herder |
| Bina | Byerly | Crawford | Dieleman <br> Doyle |


| Drake | Howell |
| :--- | :--- |
| Dyrland | Husak |
| Evans | Hutchins |
| Fitzgerald | Jesse |
| Gilloon | Jochum |
| Griffee | Jordan |
| Halvorson | Koogler |
| Hansen | Krause |
| Hargrave | Lageschulte |
| Harper | Menke |
| Harvey | Mennenga |
| Hennessey | Middleswart |
| Hines | Middleton |
| Hinkhouse | Miller, A.V. |
| Horn | Miller, K. D. |

The nays were, 19:

| Bortell | Danker |
| :--- | :--- |
| Branstad | Dunton |
| Brockett | Egenes |
| Crabb | Fullerton |
| Daggett | Gentleman |

Absent or not voting, 5:

| Bennett | Hullinger Lipsky | Welden |
| :--- | :--- | :--- |
| Higgins |  |  |

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

## CONSIDERATION OF BILLS <br> APPROPRIATIONS CALENDAR

House File 914, a bill for an act relating to retirement benefits for certain public employees engaged in public safety occupations, was taken up for consideration.

Byerly of Polk offered the following amendment H-4290 filed by Byerly, et al., and moved its adoption:
for the fiscal year beginning July 1, 1975 and end-
ing June 30, 1976 the sum of one hundred fifteen
thousand $(115,000)$ dollars, or so much thereof as
is necessary, to be deposited in the pension accumula-
tion fund of the department of public safety peace
officers' retirement, accident, and disability system
to finance the changes in benefits provided in sections
one (1) through nine (9) of this Act."
2. By renumbering sections as necessary.

Amendment H-4290 was adopted.

Miller of Buchanan offered the following amendment H-4293 filed by him and moved its adoption:

H—4293
1
Amend House File 914, page 10 by inserting after line 19 the following section:
"Sec. ..... There is allocated from the municipal assistance fund established in chapter four hundred five (405) of the Code for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the sum of four hundred fifty-three thousand $(453,000)$ dollars, or so much thereof as is necessary, to be distributed to cities which have established pension accumulation funds of fire retirement systems or police retirement systems under the provisions of chapter four hundred eleven (411) of the Code. Funds shall be used to finance the costs of benefits provided in sections eleven (11) through seventeen (17) of this Act. The amounts distributed to each eligible city shall be based upon claims filed with the state comptroller by the cities accompanied by the verified statement of the claim signed by the consulting actuary of the retirement system."
Roll call was requested by Bittle of Polk and Brockett of Marshall.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4293$ be adopted?"
The ayes were, 49:

| Baker | Drake | Jochum | Patchett |
| :--- | :--- | :--- | :--- |
| Bina | Dunton | Jordan | Pavich |
| Bittle | Fullerton | Junker | Readinger |
| Bortell | Gentleman | Koogler | Rinas |
| Byerly | Hargrave | Kreamer | Scheelhaase |
| Caffrey | Harvey | Millen | Schroeder |
| Clark | Hennessey | Miller, A. V. | Stromer |
| Crabb | Higgins | Miller, K. D. | Tauke |
| Crawford | Horn | Monroe | Tofte |
| Cusack | Howell | Nealson | Walter |
| Daggett | Hullinger | Nielsen | Wells |
| Danker | Jesse | Oakley | Woods |
| Doyle |  |  |  |
| The nays were, | 46: |  |  |
| Anderson | Gilloon | McElroy | Poncy |
| Avenson | Griffee | Menke | Small |
| Brandt | Halvorson | Mennenga | Spear |
| Branstad | Hansen | Middleswart | Spencer |
| Brockett | Harper | Middleton | Spradling |
| Brunow | Hinkhouse | Miller, O. L. | Svoboda |
| Den Herder | Husak | Newhard | Varley |
| Dieleman | Hutchins | Norland | West |
| Dyrland | Krause | O'Halloran | Wulff |
| Egenes | Lageschulte | Pellett | Wyyckoff |
| Evans | Lindeen | Perkins | Mr. Speaker |
| Fitzgerald | Lonergan |  |  |

Absent or not voting, 5:
Bennett Hines Lipsky Welden
Amendment $\mathrm{H}-4293$ was adopted.
Byerly of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Connors of Polk refrained from voting.

On the question "Shall the bill pass?" (H.F. 914)
The ayes were, 88:

| Anderson | Evans | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Koogler | Perkins |
| Baker | Fullerton | Krause | Poncy |
| Bina | Gentleman | Kreamer | Readinger |
| Bittle | Gilloon | Lageschulte | Rinas |
| Bortell | Griffee | Lindeen | Scheelhaase |
| Brandt | Halvorson | Lonergan | Schroeder |
| Brunow | Hansen | McElroy | Small |
| Byerly | Hargrave | Mennenga | Spear |
| Caffrey | Harper | Middleswart | Spencer |
| Clark | Harvey | Middleton | Spradling |
| Crawford | Hennessey | Millen | Stromer |
| Cusack | Higgins | Miller, A. V. | Svoboda |
| Daggett | Hines | Miller, K. D. | Tauke |
| Danker | Hinkhouse | Miller, O. L. | Tofte |
| Den Herder | Horn | Monroe | Varley |
| Dieleman | Howell | Nealson | Walter |
| Doyle | Husak | Nielsen | Wells |
| Drake | Hutchins | Oakley | Woods |
| Dunton | Jesse | O'Halloran | Wulff |
| Dyrland | Jochum | Patchett | Wyckoff |
| Egenes | Jordan | Pavich | Mr. Speaker |
| The nays were, 3: |  |  |  |
| Branstad | Brockett | Menke |  |
| Absent or not | voting, 9: |  |  |
| Bennett | Hullinger | Newhard |  |
| Connors | Lipsky | Norland | Welden |
| Crabb |  |  | West |

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

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## CONSIDERATION OF BILLS

APPROPRIATIONS CALENDAR
Senate File 564, a bill for an act establishing salary rates for members of the judicial branch of government and the members of the public employment relations board, with report of committee recommending amendment and passage, was taken up for consideration.

Griffee of Chickasaw offered the following amendment H—4296 filed by the committee on appropriations and moved its adoption:

H—4296
1 Amend Senate File 564, as amended and passed by Senate, page 1, as follows:

1. Line 23 , by striking the figure " 36,380 " and inserting in lieu thereof the figure " 37,000 ".
2. Line 24 , by striking the figure " 35,310 " and inserting in lieu thereof the figure " 36,000 ".
3. Line 25 , by striking the figure " 31,565 "
and inserting in lieu thereof the figure " 32,000 ".
4. Line 27, by striking the figure " 31,030 "
and inserting in lieu thereof the figure " 31,500 ".
5. Line 28 , by striking the figure " 22,470 "
and inserting in lieu thereof the figure " 23,500 ".
6. Line 29 , by striking the figure " 22,470 " and inserting in lieu thereof the figure " 23,500 ".
Amendment H-4296 was adopted.
Griffee of Chickasaw offered the following amendment H-4310 filed by him and Oakley of Clinton:

H-4310
1 Amend Senate File 564, as amended and passed by the Senate, page 2 , by inserting after line 9 the following new section:
"Sec. ..... Section nineteen A point three (19A.3), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. Employees of the public employment relations board."

Branstad of Winnebago rose on a point of order that amendment H-4310 was not germane.

The Speaker ruled the point not well taken and amendment H-4310 germane.

Griffee of Chickasaw moved the adoption of amendment H-4310.

A non-record roll call was requested.

The ayes were 53 , nays 27 .
Amendment $\mathrm{H}-4310$ was adopted.
Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 564)
The ayes were, 76:

| Anderson | Dyrland | Koogler | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Lageschulte | Readinger |
| Bina | Evans | Lindeen | Rinas |
| Bortell | Fitzgerald | Lonergan | Scheelhaase |
| Brandt | Gentleman | McElroy | Schroeder |
| Branstad | Gilloon | Menke | Small |
| Brockett | Griffee | Mennenga | Spear |
| Brunow | Halvorson | Middleswart | Spencer |
| Byerly | Hansen | Millen | Spradling |
| Caffrey | Hargrave | Miller, A. V. | Svoboda |
| Clark | Harper | Miller, K. D. | Tauke |
| Connors | Harvey | Newhard | Tofte |
| Crawford | Hennessey | Nielsen | Welden |
| Cusack | Hinkhouse | Norland | Wells |
| Den Herder | Horn | Oakley | West |
| Dieleman | Howell | O'Halloran | Woods |
| Doyle | Hutchins | Patchett | Wulff |
| Drake | Jochum | Pavich | Wyckoff |
| Dunton | Junker | Perkins | Mr. Speaker |
| The nays were, | 10: |  |  |
| Baker | Fullerton | Monroe | Pellett |
| Daggett | Kreamer | Nealson | Walter |
| Danker | Miller, O. L. |  |  |
| Absent or not voting, 14: |  |  |  |
| Bennett | Hines |  |  |
| Bittle | Hullinger | Jordan | Middleton |
| Crabb | Higgins | Hesse | Lipsky |

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

## SIFTING COMMITTEE CALENDAR

The House resumed consideration of Senate File 526, relating to city government by correcting references to electors, notifying provisions for officers' bonds, federal agreements, annexation and severance, forms of city government, compensation and removal of officers, passage of ordinances and amendments, the mayor's right to veto, adoption of codes by reference, city utility and city budgets, essential and general corporate purpose bonds, special assessments, revenue bonds and pledge orders, and providing for
liens for service charges and restricted residence districts, and amendment H--4295 filed by Rinas, et al., and found on pages 2544 through 2547 of the House Journal.

Koogler of Mahaska rose on a point of order that amendment $\mathrm{H}-4295$ was not germane.

The Speaker propounded the question to the House.
A non-record roll call was requested.
The ayes were 64, nays 15 .
Amendment $\mathrm{H}-4295$ was ruled germane.
Koogler of Mahaska offered the following amendment H-4299, to amendment $\mathrm{H}-4295$, filed by him and moved its adoption:

## H-4299

Amend the Rinas, et al., amendment H-4295, to
Senate File 526, as passed by the Senate, as
follows:
Page 4, by inserting after line 6 the following
new section:
"Sec. ..... NEW SECTION. The provisions of section
four hundred nineteen point one (419.1), Code 1975,
shall apply to those cities which approved, prior to
July 1, 1975, issuance of industrial revenue bonds for retail outlets."
Roll call was requested by Walter of Pottawattamie and Bina of Scott.

On the question "Shall amendment $\mathrm{H}-4299$, to amendment $\mathrm{H}-4295$, be adopted?"

The ayes were, 26:

| Avenson | Dyrland <br> Baker <br> Evans |
| :--- | :--- |
| Bortell | Gilloon |
| Branstad | Halvorson <br> Brunow |
| Hennessey <br> Duntonan | Hinkhouse <br> Dunton |
| Horn |  |

The nays were, 54:

| Anderson | Drake <br> Egenes | Jochum <br> Junker | Miller, A. V. |
| :--- | :--- | :--- | :--- |
| Bina | Fullerton | Krause | Miller,O. L. |
| Bittle | Gentleman | Kreamer | Monroe |
| Brandt | Griffee | Lageschulte | Patchett |
| Brockett | Hansen | Lindeen | Ponct |
| Clark | Hargrave | Lonergan | Readinger |
| Crawford | Harper | McElroy | Rinas |
| Cusack | HarveV | Menke | Scheelhaase |
| Danker | Hen Herder | Howell | Mennenga |
| Doyle | Hullinger | Middleswart | Schroeder |
| Dmall |  |  |  |


| Spear | Svoboda | Varley | West |
| :---: | :---: | :---: | :---: |
| Spencer | Tauke | Welden | W yckoff |
| Spradling | Tofte |  |  |
| Absent or not voting, 20: |  |  |  |
| Bennett | Daggett | Jesse | Nielsen |
| Byerly | Fitzgerald | Lipsky | Norland |
| Caffrey | Higgins | Middleton | Oakley |
| Connors | Hines | Millen | O'Halloran |
| Crabb | Husak | Nealson | Stromer |

Amendment H—4299 lost.
Woods of Polk offered the following amendment H-4308, to amendment H-4295, filed by him and moved its adoption:

## H-4308

1 Amend the Rinas, et al., amendment H-4295 to
2 Senate File 526, page 1, line 13, by inserting af-
3 ter the word "any" the words "recreational facil-
4 ity,".
Amendment H—4308 lost.
Harvey of Scott asked and received unanimous consent that amendment H-4301, to amendment H-4295, filed by him on June 14, 1975, and found on page 2577 of the House Journal, be withdrawn.

Rinas of Linn moved the adoption of amendment H-4295.
Amendment H-4295 was adopted.
Rinas of Linn offered the following amendment H-4321 filed by him from the floor and moved its adoption:

H-4321
1 Amend Senate File 526, as amended and passed by the House, as follows:

1. Page 3, by striking line 7 and inserting in lieu thereof the following:
"(372.4), Code 1975, as amended by Acts of the Sixty-sixth General Assembly, 1975 Session, House File seven hundred twenty-three (723), section thirteen (13), is amended to read as follows:".
2. Page 3, by striking lines 19 through 26 and inserting in lieu thereof the following:
"However, a city governed, on the effective date of this section, by the mayor-council form composed of a mayor and a council consisting of two councilmen elected at large, and one councilman from each of four wards, or a special charter city governed, on the effective date of this section, by the mayor-council form composed of a mayor and a council consisting of two councilmen elected at large and one councilman elected from each of eight wards, may continue until the form of government is changed as provided in

21 section 372.2 or section 372.9. While a city is
22 thus operating with an even number of councilmen, the
mayor may vote to break a tie vote on motions not
involving ordinances, resolutions or appointments
made by the council alone, and in a special charter
city operating with ten councilmen under this
section, the mayor may vote to break a tie vote
on all measures."

Amendment $\mathrm{H}-4321$ was adopted.
Hutchins of Guthrie offered the following amendment H-4319 filed by Hutchins, Brunow, Rinas, and Griffee from the floor:

H-4319

Amend Senate File 526, as amended and passed by the Senate, as follows:

1. Page 4, line 16, insert after the second comma the word "six (6),".
2. Page 4, insert after line 23 the following:
"6. [Immediately] Within fifteen days following a regular or special meeting of the council, the clerk shall [prepare a condensed statement] cause the minutes of the proceedings of the council, including the total expenditure from each city fund, [and cause the statement] to be published in a newspaper of general circulation in the city. The [statement] publication shall include a list of all claims allowed and a summary of all receipts[, and shall show the gross amount of the claim]. Matters discussed in closed session pursuant to section twentyeight A point three (28A.3) of the Code shall not be published until entered on the public minutes. However, in cities having more than one hundred fifty thousand population the council shall each month print in pamphlet form a detailed itemized statement of all receipts and disbursements of the city, and a summary of its proceedings during the preceding month, and furnish copies to the city library, the daily newspapers of the city, and to persons who apply at the office of the city clerk, and the pamphlet shall constitute publication as required. Failure by the clerk to make publication is a misdemeanor. The provisions of this subsection are applicable in cities in which a newspaper is published, or in cities of two hundred population or over, but in all other cities, posting the statement in three public places in the city which have been permanently designated by ordinance is sufficient compliance with this subsection."
Hutchins of Guthrie offered the following amendment H-4320, to amendment $\mathrm{H}-4319$, filed by him from the floor and moved its adoption:

H-4320
1 Amend amendment H-4319, to Senate File 526, as
2 follows:

3 Page 1, by striking line 14 and inserting in lieu
4 thereof the following:
5 "and shall show the gross amount of the claim.
6 Matters".
Amendment H-4320 was adopted.
Hutchins of Guthrie moved the adoption of amendment H-4319, as amended.

Amendment H-4319 as amended was adopted.
Harvey of Scott asked and received unanimous consent that amendment H-4300 (to page 11) filed by him on June 14, 1975, and found on page 2577 of the House Journal, be withdrawn.

Harvey of Scott offered the following amendment H-4304 filed by him from the floor and moved its adoption:

H-4304
1 Amend the title page, to Senate File 526, as follows:

1. Line 2, by inserting after the word "for" the following: "administrative agencies,".

Amendment H-4304 was adopted.
Rinas of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 526)
The ayes were, 90:

| Anderson | Egenes | Junker | Pellett |
| :---: | :---: | :---: | :---: |
| A venson | Evans | Krause | Poncy |
| Bennett | Fitzgerald | Kreamer | Readinger |
| Bina | Fullerton | Lageschulte | Rinas |
| Bittle | Gentleman | Lindeen | Scheelhaase |
| Bortell | Gilloon | Lonergan | Schroeder |
| Brandt | Griffee | McElroy | Small |
| Branstad | Halvorson | Menke | Spear |
| Brockett | Hansen | Mennenga | Spencer |
| Brunow | Hargrave | Middleswart | Spradling |
| Byerly | Harper | Middleton | Stromer |
| Caffrey | Harvey | Millen | Svoboda |
| Clark | Hennessey | Miller, A. V. | Tauke |
| Connors | Hines | Miller, K. D. | Tofte |
| Crawford | Hinkhouse | Miller, O. L. | Varley |
| Cusack | Horn | Monroe | Walter |
| Daggett | Howell | Nealson | Welden |
| Danker | Hullinger | Newhard | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Drake | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan |  |  |

The nays were, 2:
Baker Koogler
Absent or not voting, 8:

| Crabb | Higgins | Nielsen | Perkins |
| :--- | :--- | :--- | :--- |
| Dunton | Lipsky | Norland | Wells |

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

## MOTION TO RECONSIDER <br> (House File 914)

We move to reconsider the vote by which House File 914 passed the House.

> BORTELL of Madison

DAGGETT of Adams

## MOTION TO RECONSIDER PREVAILS

(House File 914)
Bortell of Madison called up for consideration the motion to reconsider House File 914 and moved to reconsider the vote by which House File 914, a bill for an act relating to retirement benefits for certain public employees engaged in public safety occupations, passed the House on June 17, 1975.

Roll call was requested by Bittle of Polk and Tauke of Dubuque.

On the question "Shall the vote by which House File 914 passed the House be reconsidered?"

The ayes were, 58:

| Baker | Evans | Krause | Poncy |
| :---: | :---: | :---: | :---: |
| Bennett | Fullerton | Lageschulte | Rinas |
| Bortell | Gilloon | Lindeen | Scheelhaase |
| Branstad | Halvorson | Lonergan | Spencer |
| Brockett | Hansen | McElroy | Spradling |
| Brunow | Harper | Menke | Stromer |
| Clark | Harvey | Mennenga | Svoboda |
| Daggett | Hennessey | Middleswart | Tofte |
| Danker | Hines | Miller, A.V. | Varley |
| Den Herder | Hinkhouse | Miller, O. L. | Welden |
| Dieleman | Horn | Nealson | West |
| Drake | Howell | Newhard | Woods |
| Dunton | Husak | Patchett | Wyckoff |
| Dyrland | Hutchins | Pellett | Mr. Speaker |
| Egenes | Koogler |  |  |
| The nays were, 32: |  |  |  |
| Anderson | Bittle | Caffrey | Doyle |
| Avenson | Brandt | Crawford | Fitzgerald |
| Bina | Byerly | Cusack | Gentleman |


| Hargrave | Kreamer | Oakley | Small |
| :--- | :--- | :--- | :--- |
| Jesse | Middleton | O'Halloran | Spear |
| Jochum | Millen | Pavich | Tauke |
| Jordan | Miller, K. D. | Readinger | Walter |
| Junker | Monroe | Schroeder | Wulff |
| Absent or not voting, 10: |  |  |  |
| Connors | Higgins | Nielsen | Perkins |
| Crabb | Hullinger | Norland | Wells |
| Griffee | Lipsky |  |  |

The motion prevailed.
Bortell of Madison moved to reconsider the vote by which House File 914 was placed on its last reading.

The motion prevailed.
Bortell of Madison moved to reconsider the vote by which amendment H-4293 was adopted by the House on June 17, 1975.

Roll call was requested by Bittle of Polk and Junker of Woodbury.

Rule 70 was invoked.
On the question "Shall the vote by which amendment H-4293 was adopted by the House be reconsidered?"

The ayes were, 51 :

| Baker | Fitzgerald | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Bennett | Fullerton | Krause | Poncy |
| Bortell | Griffee | Lageschulte | Rinas |
| Branstad | Halvorson | Lindeen | Spencer |
| Brockett | Hansen | Lonergan | Spradling |
| Brunow | Harper | McEEroy | Stromer |
| Daggett | Hennessey | Menke | Svoboda |
| Danker | Harvey | Middleswart | Welden |
| Den Herder | Hinkhouse | Miller, A. V. | Wells |
| Dieleman | Howell | Miller, O. L. | West |
| Dunton | Hullinger | Nealson | Wyckoff |
| Egenes | Husak | Newhard | Mr. Speaker |
| Evans | Hutchins | Patchett |  |

The nays were, 40:

The motion prevailed and the House reconsidered amendment H-4293.

Miller of Buchanan moved the adoption of amendment H-4293.

Roll call was requested by Bittle of Polk and Walter of Pottawattamie.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4293 be adopted ?"
The ayes were, 50 :

| Avenson | Fullerton <br> Gentleman |
| :--- | :--- |
| Bina | Gilloon |
| Bittle | Brandt |
| Bargrave |  |
| Byerly | Harvey |
| Caffrey | Higgins |
| Clark | Hines |
| Crawford | Horn |
| Cusack | Hullinger |
| Dieleman | Jesse |
| Doyle | Jochum |
| Drake | Junker |
| Dunton | Koogler |

The nays were, 45:

| Anderson | Evans Jordan <br> Baker Fitzgerald | Krause <br> Bennett <br> Bortell |
| :--- | :--- | :--- |
| Branstad | Griffee | Halvorson |
| Brockett | Hansen | Lageschulte |
| Brunow | Harper | Lindeen |
| Daggett | Hennessey | McElran |
| Danker | Hinkhouse | Menke |
| Den Herder | Howell | Middleswart |
| Dyrland | Husak | Miller, O. L. |
|  | Hutchins | Newhard |
|  |  | Pellett |

Egenes
Absent or not voting, 5:

| Connors |
| :--- |
| Crabb |$\quad$ Lipsky

\(\left.$$
\begin{array}{ll}\begin{array}{l}\text { Kreamer } \\
\text { Mennenga }\end{array} & \begin{array}{l}\text { Pavich } \\
\text { Poncy } \\
\text { Riddleton }\end{array}
$$ <br>

Readinger\end{array}\right\}\)| Rinas |
| :--- |
| Millen |
| Miller, A. V. | | Scheelhaase |
| :--- |
| Miller, K. D. | | Schroeder |
| :--- |
| Monroe |

Perkins
Spencer
Spradling
Stromer
Svoboda
Tofte
Varley
Welden
West
Wyckoff
Mr. Speaker

Crabb
Amendment $\mathrm{H}-4293$ was adopted.
Byerly of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Connors of Polk refrained from voting.

On the question "Shall the bill pass?" (H.F. 914)

The ayes were, 92 :

| Anderson | Evans <br> Avenson <br> Baker |
| :--- | :--- |
| Fitzgerald |  |
| Bennett | Fullerton |
| Genteman |  |
| Bittle | Gilloon |
| Bortell | Griffee |
| Brandt | Halvorson |
| Branstad | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Harvey |
| Clark | Hennessey |
| Crawford | Higgins |
| Cusack | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Drake | Hutchins |
| Dyrland | Jesse |
| Egenes | Jochum |
|  | Jordan |

Junker
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lonergan
McElroy
Mennenga
Middleswart
Middleton
Millen
Miller, A. V.
Miller, K. D.
Miller, O. L.
Monroe
Nealson
Newhard
Norland
Oakley
O'Halloran
Patchett
Pavich

Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Spear
Spencer
Spradling
Stromer
Svoboda
Tauke
Tofte
Varley
Walter
Welden
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker
The nays were, 2:
Brockett Menke
Absent or not voting, 6:
$\begin{array}{ll}\text { Connors } & \text { Dunton } \\ \text { Crabb }\end{array}$
The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

## SIFTING COMMITTEE CALENDAR

House File 916, a bill for an act relating to employment security, was taken up for consideration.

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.
Welden of Hardin offered the following amendment H-4322 filed by Welden, Kreamer and Varley from the floor and moved its adoption:

## H-4322

Amend House File 916 as follows:
2 1. Page 1, by inserting before line 1 , the
3 following:
"Section 1. Section ninety-six point three (96.3),
5 subsection four (4), Code 1975, as amended by Senate
6 File four hundred eighty-five (485), section two (2),
7 as enacted by the Sixty-sixth General Assembly, is
8 amended to read as follows:
4. DETERMINATION OF BENEFITS. With respect to benefit years beginning on [or after] July 1, 1975 or before January 1, 1977, an eligible individual's weekly benefit amount for a week of total unemployment shall be an amount equal to one-twentieth of his total wages in insured work paid during that quarter of his base period in which such total wages were highest, subject to the following limitation: The commission shall determine annually a maximum weekly benefit amount by computing [sixty-six and two-thirds] sixtytwo percent of the statewide average weekly wage paid to employees in insured work which shall be effective the first day of the first full week in July. Such maximum weekly benefit amount, if not a multiple of one dollar shall be rounded to the higher multiple of one dollar.

For the purposes of this subsection statewide average weekly wage means the amount computed by the commission at least once a year on the basis of the aggregate amount of wages reported by employers in each preceding twelve-month period ending on December [31] thirty-first and divided by the figure that results from fifty-two times the average of mid-month employment reported by employers for the same period. In determining the aggregate amount of wages paid statewide, the commission shall disregard any limitation on the amount of wages subject to contributions under state law."
2. By renumbering the remaining sections.

Roll call was requested by Welden of Hardin and Danker of Pottawattamie.

On the question "Shall amendment H-4322 be adopted ?"
The ayes were, 39:

| Bennett | Evans | Koogler | Perkins |
| :---: | :---: | :---: | :---: |
| Bittle | Fullerton | Kreamer | Readinger |
| Bortell | Gentleman | Lageschulte | Schroeder |
| Branstad | Halvorson | Lindeen | Stromer |
| Brockett | Hansen | McElroy | Tofte |
| Crabb | Harper | Menke | Varley |
| Daggett | Harvey | Millen | Welden |
| Danker | Hullinger | Miller, O. L. | West |
| Drake | Hutchins | Nealson | Wyckoff |
| Egenes | Junker | Pellett | Whor |
| The nays were, 53: |  |  |  |
| Anderson | Connors | Hines | Lonergan |
| Avenson | Crawford | Hinkhouse | Mennenga |
| Baker | Cusack | Horn | Middleswart |
| Bina | Dieleman | Howell | Middleton |
| Brandt | Doyle | Husak | Miller, A. V. |
| Brunow | Fitzgerald | Jesse | Miller, K. D. |
| Byerly | Gilloon | Jochum | Monroe |
| Caffrey | Hargrave | Jordan | Newhard |
| Clark | Hennessey | Krause | Nielsen |


| Oakley | Rinas | Spencer | Walter |
| :---: | :---: | :---: | :---: |
| O'Halloran | Scheelhaase | Spradling | Wells |
| Patchett | Small | Svoboda | Woods |
| Pavich | Spear | Tauke | Mr. Speaker |
| Poncy |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Den Herder | Dyrland | Higgins | Norland |
| Dunton | Griffee | Lipsky | Wulff |

Amendment H-4322 lost.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-4328$, filed by him from the floor:

Amend House File 916 as follows:

1. Page 1, by inserting before line 1 , the following:
"Section 1. Section ninety-six point three (96.3), subsection four (4), Code 1975, as amended by Senate File four hundred eighty-five (485), section two (2), as enacted by the Sixty-sixth General Assembly, is amended to read as follows:
2. DETERMINATION OF BENEFITS. With respect to benefit years beginning on [or after] July 1, 1975 or before January 1, 1977, an eligible individual's weekly benefit amount for a week of total unemployment shall be an amount equal to one-twentieth of his total wages in insured work paid during that quarter of his base period in which such total wages were highest, subject to the following limitation: The commission shall determine annually a maximum weekly benefit amount by computing [sixty-six and two-thirds] sixtytwo percent of the statewide average weekly wage paid to employees in insured work which shall be effective the first day of the first full week in July and remain in effect until June 30, 1976 only. Such maximum weekly benefit amount, if not a multiple of one dollar shall be rounded to the higher multiple of one dollar.

For the purposes of this subsection statewide average weekly wage means the amount computed by the commission at least once a year on the basis of the aggregate amount of wages reported by employers in each preceding twelve-month period ending on December [31] thirty-first and divided by the figure that results from fifty-two times the average of mid-month employment reported by employers for the same period. In determining the aggregate amount of wages paid statewide, the commission shall disregard any limitation, on the amount of wages subject to contributions under state law."
2. By renumbering the remaining sections.

Connors of Polk rose on a point of order that amendment H-4328 was not in order.

The Speaker ruled the point not well taken and amendment H-4328 in order.

Schroeder of Pottawattamie moved the adoption of amendment H—4328.

Roll call was requested by Caffrey of Polk and Menke of O'Brien.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4328 be adopted?"
The ayes were, 45:

| Baker | Drake |
| :--- | :--- |
| Bennett | Egenes |
| Bittle | Evans |
| Bortell | Fullerton |
| Branstad | Gentleman |
| Brockett | Halvorson |
| Clark | Hansen |
| Crabb | Harvey |
| Crawford | Hullinger |
| Daggett | Hutchins |
| Danker | Junker |
| Den Herder |  |


| Koogler | Pellett |
| :--- | :--- |
| Kreamer | Perkins |
| Lageschulte | Readinger |
| Lindeen | Schroeder |
| McElroy | Spencer |
| Menke | Stromer |
| Middleswart | Tofte |
| Millen | Varley |
| Miller, O. L. | Welden |
| Nealson | West |
| Oakley | Wyckoff |

The nays were, 53:

| Anderson | Gilloon | Jordan | Poncy |
| :--- | :--- | :--- | :--- |
| Avenson | Griffee | Krause | Rinas |
| Bina | Hargrave | Lonergan | Scheelhaase |
| Brandt | Harper | Mennenga | Small |
| Brunow | Hennessey | Middleton | Spear |
| Byerly | Higgins | Miller, A. V. | Spradling |
| Caffrey | Hines | Miller, K. D. | Svoboda |
| Connors | Hinkhouse | Monroe | Tauke |
| Cusack | Horn | Newhard | Walter |
| Dieleman | Howell | Nielsen | Wells |
| Doyle | Husak | O'Halloran | Woods |
| Dunton | Jesse | Patchett | Wulff |
| Dyrland | Jochum | Pavich | Mr. Speaker |
| Fitzgerald |  |  |  |

Absent or not voting, 2:
Lipsky $\quad$ Norland

Amendment H—4328 lost.
West of Marshall offered the following amendment H—4316, filed by him from the floor, and moved its adoption:

```
H-4316
    1 Amend House File 916 as follows:
    2 1. Page 1, by striking all of lines 23
    3 through 35.
    4 2. Page 2, by striking all of lines 1
    5 through 14.
```

Roll call was requested by West of Marshall and Wells of Linn. Rules 69 and 70 were invoked.

On the question "Shall amendment $\mathrm{H}-4316$ be adopted?"
The ayes were, 34:

| Bennett | Evans | Lageschulte | Spencer <br> Bortell |
| :--- | :--- | :--- | :--- |
| Branstad | Fullerton <br> Gentleman | Lindeen <br> McElroy | Stromer |

The nays were, 64:

| Anderson | Egenes | Junker | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitngerald | Koogler | Perkins |
| Baker | Gilloon | Krause | Poncy |
| Bina | Griffee | Lonergan | Readinger |
| Bittle | Hargrave | Mennenga | Rinas |
| Brandt | Harper | Middleswart | Scheelhaase |
| Brunow | Hennessey | Middleton | Schroeder |
| Byerly | Higgins | Miller, A.V. | Small |
| Caffrey | Hines | Miller, K. D. | Spear |
| Clark | Horn | Monroe | Svradling |
| Connors | Howell | Newhard | Svoboda |
| Cusack | Husak | Nielsen | Varley |
| Dieleman | Hutchins | Norland | Walter |
| Doyle | Jesse | Oakley | Wells |
| Drake | Jochum | O'Halloran | Woods |
| Dyrland | Jordan | Patchett | Mr. Speaker |

Absent or not voting, 2:
Den Herder Lipsky
Amendment H-4316 lost.
Egenes of Story asked and received unanimous consent that the following amendment H-4329, filed by her from the floor, be withdrawn:

H-4329
1 Amend House File 916 as follows:
2 1. Page 1, by striking line 13 and inserting
3 in lieu thereof the following: "the last preceding 4 calendar year".
5 2. Page 1, by striking from lines 20 and 21 the
6 words "the first four of the last five complete
7 calendar quarters" and inserting in lieu thereof the
8 words "the last preceding calendar year".
Welden of Hardin offered the following amendment $\mathrm{H}-4315$, filed by him from the floor, and moved its adoption:
H-4315
1 Amend House File 916 by adding after line 28 on
2 page 1 the following new paragraph:

3 $\$ 20.00$ per employee on all non-contributing employers such as the state and its political subdivisions and non-profit organizations covered by this chapter."

Roll call was requested by Kreamer of Polk and Nealson of Muscatine.

On the question "Shall amendment H-4315 be adopted?"
The ayes were, 32:

| Bennett <br> Bortell | Danker <br> Branenes |
| :--- | :--- |
| Branstad | Evans <br> Brockett |
| Flark |  |
| Crablerton |  |
| Crabb | Halvorson |
| Crawford | Hansen |
| Daggett | Harvey |
| Krause |  |

The nays were, 62 :
Anderson
Avenson
Baker
Bina
Bittle
Brandt
Brunow
Byerly
Caffrey
Connors
Cusack
Dieleman
Doyle
Drake
Dyrland
Fitzgerald
Absent or not voting, 6:
Den Herder Hullinger
Dunton Lipsky

| Kreamer | Schroeder |
| :---: | :---: |
| Lageschulte | Stromer |
| Lindeen | Tauke |
| McElroy | Tofte |
| Menke | Varley |
| Millen | Welden |
| Nealson | West |
| Pellett | Wyckoff |
| Junker | Perkins |
| Koogler | Poncy |
| Lonergan | Readinger |
| Mennenga | Rinas |
| Middleton | Scheelhaase |
| Miller, A. V. | Small |
| Miller, K. D. | Spear |
| Miller, O. L. | Spencer |
| Monroe | Spradling |
| Newhard | Svoboda |
| Norland | Walter |
| Oakley | Wells |
| O'Halloran | Woods |
| Patchett | Wulff |
| Pavich | Mr. Speaker |

Middleswart Nielsen

Amendment H-4315 lost.
Connors of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 916)
The ayes were, 68:

| Anderson | Byerly | Doyle | Griffee |
| :--- | :--- | :--- | :--- |
| Avenson | Caffrey | Drake | Hargrave |
| Bina | Clark | Dyrland | Harper |
| Bittle | Connors | Egenes | Hennessey |
| Brandt | Crawford | Fitzgerald | Higgins |
| Brockett | Cusack | Gentleman | Hines |
| Brunow | Dieleman | Gilloon | Hinkhouse |


| Horn | Mennenga |
| :--- | :--- |
| Howell | Middleswart |
| Husak | Middleton |
| Hutchins | Miller, A.V. |
| Jesse | Miller, K. D. |
| Jochum | Miller, O. L. |
| Jordan | Monroe |
| Junker | Nielsen |
| Krause | Norland |
| Lonergan | Oakley |

The nays were, 28:

| Baker | Dunton | Kreamer | Pellett |
| :---: | :---: | :---: | :---: |
| Bennett | Evans | Lageschulte | Perkins |
| Bortell | Fullerton | Lindeen | Stromer |
| Branstad | Halvorson | McElroy | Tauke |
| Crabb | Hansen | Menke | Tofte |
| Daggett | Harvey | Millen | Welden |
| Danker | Koogler | Nealson | Wulff |
| Absent or not voting, 4: |  |  |  |
| Den Herder | Hullinger | Lipsky | Newhard |

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

## MOTION TO RECONSIDER LOST <br> (House File 916)

Connors of Polk moved to reconsider the vote by which House File 916 passed the House on June 17, 1975.

A non-record roll call was requested.
The ayes were 35 , nays 52.
The motion lost.

## SENATE AMENDMENT CONSIDERED

Higgins of Scott called up for consideration Senate File 496, a bill for an act relating to gambling, and providing penalties, amended by the House and further amended by the Senate as follows:

H-4302
Amend amendment S-4144, House amendment to Senate
2 File 496, as follows:

1. Page 1, by striking lines 3 through 16 and inserting in lieu thereof the following:
"1. Page 7, line 16, by striking the words "one hundred" and inserting in lieu thereof the word "fifty".
2. Page 7, line 19, by striking the word "two" and inserting in lieu thereof the word "one".
10 3. Page 7, line 21, by striking the words "five

11
12
13
hundred" and inserting in lieu thereof the words
"two hundred and fifty"."
2. Page 1 , line 23 , by inserting after the numerals " 31 " the following: "and inserting in lieu thereof the following: " $k$. No person under the age of eighteen years may participate in the gambling except pursuant to sections five (5), six (6), seven (7), and nine (9) of this Act. Any licensee knowingly allowing a person under the age of eighteen to participate in the gambling prohibited by this paragraph or any person knowingly participating in such gambling with a person under the age of eighteen, shall be guilty of a misdemeanor and, upon conviction, be punished by imprisonment in the county jail for not more than thirty days and a fine of not more than one hundred dollars or both." "
3. Page 1, by striking lines 24 through 48 and inserting in lieu thereof the following: "Page 9, line 2, by inserting after the period the following: "The holder of a license issued pursuant to this section which has its license revoked shall not be issued another license within six months of the date of revocation."
4. Page 2, by striking lines 11 through 20.
5. Page 2, by striking lines 24 through 50.
6. Page 3, by striking lines 1 through 24.
7. By renumbering remaining sections of the amendment in conformity with this amendment.
Woods of Polk offered the following amendment H-4331, to the Senate amendment $\mathrm{H}-4302$, filed by him from the floor and moved its adoption:

H-4331
Amend the Senate amendment H-4302, to the House amendment S-4144, to Senate File 496, as follows:

By striking lines 3 though 12, and lines 26
through 35.
Roll call was requested by Woods of Polk and Harvey of Scott.
Rule 70 was invoked.
On the question "Shall amendment H-4331 to the Senate amendment H—4302 be adopted?"

The ayes were, 42:

| Baker | Dunton <br> Bennett | Dyrland <br> Gilloon | Jordan <br> Koogler |
| :--- | :--- | :--- | :--- |
| Brartell | Krause | Nealson <br> Pellett |  |
| Branstad | Halvorson | Kreamer | Perkins |
| Brunow | Harper | Lageschulte | Poncy |
| Caffrey | Harvey | Lindeen | Tauke |
| Crabb | Horn | Mennenga | Walter |
| Cusack | Howell | Millen | Welden |
| Daggett | Hullinger | Miller, K. D. | Woods |
| Danker | Hutchins | Monroe | Wyckoff |
| Dieleman | Jochum |  |  |

The nays were, 46:

| Anderson <br> Avenson | Gentleman <br> Girflee |
| :--- | :--- |
| Bina | Hansen |
| Brandt | Hargrave |
| Byerly | Hennessey |
| Clark | Higgins |
| Crawford | Hines |
| Doyle | Hinkhouse |
| Drake | Husak |
| Egenes | Jesse |
| Evans | Lonergan |
| Fitzgerald | McElroy |

Absent or not voting, 12 :

| Bittle | Den Herder |
| :--- | :--- |
| Brockett | Fullerton |

Connors
Amendment H—4331 lost.

| Menke | Scheelhaase |
| :--- | :--- |
| Middleswart | Schroeder |
| Middleton | Spear |
| Miller, A. V. | Spencer |
| Miller, O. L. | Spradling |
| Nielsen | Svoboda |
| Oakley | Varley |
| O'Halloran | Wells |
| Patchett | West |
| Pavich | Wulff |
| Readinger | Mr. Speaker |


| Lipsky | Rinas |
| :--- | :--- |
| Newhard | Stromer |
| Norland | Tofte |

Oakley of Clinton offered the following amendment H-4309, to the Senate amendment H-4302, filed by him and moved its adoption:

## H-4309

Amend the Senate amendment H-4302, to House amendment S-4144, to Senate File 496, as amended, passed, and reprinted by the Senate, as follows:

1. Page 1, by striking lines 5 through 12 and inserting in lieu thereof the following:
"1. Page 7, by striking lines 5 through 21 and inserting in lieu thereof the following: "cation fee of twenty-five dollars, and has been issued a license, and prominently displays the license on the premises."
2. Page 1, line 34, by striking the numeral " 24 " and inserting in lieu thereof the numeral " 43 ".

A non-record roll call was requested.
The ayes were 57, nays 26.
Amendment H-4309 was adopted.
Speaker pro tempore Jesse in the chair at 7:37 p.m.
Nielsen of Polk offered the following amendment $\mathrm{H}-4330$, to the Senate amendment H-4302, filed by him from the floor:

## H-4880

1 Amend the Senate amendment, H-4302, to the
2 House amendment, S-4144, to Senate File 496 as amended
3 passed and reprinted by the Senate as follows:
$4 \quad$ 1. Page 1, by striking lines 26 through 32 and
5 inserting in lieu thereof the following:
6 " 3 . Page 1, by striking lines 24 through 48
inserting in lieu thereof the following.
"..... Page 8, by striking lines 34 and 35, and page 9 , by striking lines 1 and 2, and inserting in lieu thereof the following:
"subsection one (1) of this section. Proof of any acts constituting a violation shall be grounds for revocation of the license issued pursuant to this section if the holder of the license permitted the violation to occur when the licensee knew or had reasonable cause to know of the acts constituting the violation. The holder of a license issued pursuant to this section which has its license revoked shall not be issued another license within six months of the date of revocation."
2. By renumbering sections and correcting internal
references in conformity with this amendment.
Schroeder of Pottawattamie offered the following amendment $\mathrm{H}-4332$ to amendment H-4330 (to the Senate amendment $\mathrm{H}-4302$ ) filed by him from the floor:

H-4332
1 Amend the Nielsen amendment H-4330, to Senate
2 amendment H-4302, to Senate File 496, as follows:
3 1. Page 1, by inserting after line 20 the
4 following:
5 "..... Page 22, by inserting after line 15 the
6 following new section:
7 Sec. ..... Section one hundred twenty-three
8 point forty-nine (123.49), Code 1975, is amended by
9 striking paragraph c of subsection two (2)."
Higgins of Scott rose on a point of order that amendment H-4332 was not germane.

The Speaker ruled the point well taken and amendment H-4332 not germane.

Schroeder of Pottawattamie moved that the rules governing germaneness be suspended for the consideration of amendment H-4332.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 50 , nays 38 .
The motion, having failed to receive a constitutional majority, lost.

Nielsen of Polk moved the adoption of amendment H-4330.
Amendment H-4330 was adopted.

Oakley of Clinton offered the following amendment H-4314, to the Senate amendment $\mathrm{H}-4302$, filed by him and moved its adoption:

H-4314
Amend the Senate amendment H-4302, to House amendment S-4144, to Senate File 496, as amended, passed, and reprinted by the Senate, as follows:

Page 1, by inserting after the numeral " 20 " in line 33 the following:
"and inserting in lieu thereof the following: 'Page 13, line 26, by inserting after the word 'permit' the words 'unless such location has been licensed pursuant to section eight (8) of this Act as premises upon which gambling is allowed'."

A non-record roll call was requested.
The ayes were 55 , nays 30 .
Amendment H-4314 was adopted.
Schroeder of Pottawattamie moved to reconsider the vote by which amendment $\mathrm{H}-4331$ failed to be adopted by the House.

The Speaker ruled the motion out of order.
Higgins of Scott moved that the House concur in the Senate amendment $\mathrm{H}-4302$, as amended.

A non-record roll call was requested.
The ayes were 49 , nays 40 .
The motion prevailed and the House concurred in the Senate amendment H-4302, as amended.

Higgins of Scott moved that the bill, as amended by the House, further amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 496)
The ayes were, 64:

| Anderson | Clark | Egenes | Hennessey |
| :--- | :--- | :--- | :--- |
| Avenson | Cochran | Evans | Higgins |
| Baker | Connors | Fitzgerald | Hines |
| Bennett | Crabb | Gentleman | Howell |
| Bina | Crawford | Gilloon | Koogler |
| Brandt | Cusack | Griffee | Krause |
| Brunow | Dieleman | Hansen | Kreamer |
| Byerly | Doyle | Hargrave | Lageschulte |
| Caffrey | Drake | Harper | Lindeen |


| McElroy | Oakley | Spencer | Welden |
| :---: | :---: | :---: | :---: |
| Menke | O'Halloran | Spradling | Wells |
| Mennenga | Patchett | Stromer | West |
| Middleswart | Pavich | Svoboda | Woods |
| Middleton | Readinger | Tauke | Wulff |
| Miller, A. V. | Small | Varley | Mr. Speaker |
| Miller, K. D. | Spear | Walter | (Jesse) |
| Nielsen |  |  |  |
| The nays were, 26: |  |  |  |
| Bortell | Harvey | Jordan | Pellett |
| Branstad | Hinkhouse | Lonergan | Perkins |
| Daggett | Horn | Millen | Poncy |
| Danker | Hullinger | Miller, O. L. | Scheelhaase |
| Dunton | Husak | Monroe | Schroeder |
| Dyrland | Hutchins | Nealson | Wyckoff |
| Halvorson | Jochum |  | -yck |
| Absent or not voting, 10: |  |  |  |
| Bittle | Fullerton | Newhard | Rinas |
| Brockett | Junker | Norland | Tofte |
| Den Herder | Lipsky |  |  |

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

## MOTION TO RECONSIDER LOST <br> (Senate File 496)

Avenson of Fayette moved to reconsider the vote by which Senate File 496 passed the House on June 17, 1975.

A non-record roll call was requested.
The ayes were 37 , nays 44 .
The motion lost.
Speaker Cochran in the chair at 8:30 p.m.

## RULE 56 INVOKED

Crawford of Story invoked Rule 56 and moved to withdraw from the sifting committee to take up for immediate consideration Senate File 205.

Fitzgerald of Webster moved that the House adjourn until 9:00 a.m., Wednesday, June 18, 1975.

Roll call was requested by Harvey of Scott and Wulff of Black Hawk.

Rules 69 and 70 were invoked.
On the question "Shall the House adjourn until 9:00 a.m., Wednesday. June 18, 1975 ?"

The ayes were, 48:

| Anderson | Fitzgerald <br> Avenson | Gilloon |
| :--- | :--- | :--- |
| Baker | Jochum |  |
| Bina | Griffee | Jordan |
| Brandt | Hargrave | Koogler |
| Brunow | Hennessey | Lonergan |
| Caffrey | Hines | Mennenga |
| Connors | Hinkhouse | Middleswart |
| Cusack | Horn | Miller, A.V. |
| Dieleman | Howell | Miller, K. D. |
| Doyle | Hullinger | Miller, O.L. |
| Dyrland | Hutchins | Monroe |
|  | O'Halloran |  |

The nays were, 26:

| Bennett | Egenes <br> Branstad |
| :--- | :--- |
| Evans |  |
| Clark |  |$\quad$| Gentleman |
| :--- |

Absent or not voting, 20:

| Bittle | Fullerton |
| :--- | :--- |
| Bortell | Harper |
| Brockett | Higgins |
| Byerly | Junker |
| Crabb | Krause |
| Den Herder | Lindeen |
| Dunton | Lipsky |

The motion prevailed.

## REQUEST TO REMOVE FROM SIFTING COMMITTEE (House File 611)

We the following members request that House File 611, a bill for an act relating to the creation of a county budget review committee, specifying the powers and duties of the committee, providing for the consolidation of county funds and the limitation of certain budget expenditures for counties, be removed from the sifting committee and placed on the top of the calendar for immediate consideration.

## STROMER of Hancock BITTLE of Polk

## HOUSE CONCURRENT RESOLUTION 6 <br> By Fitzgerald and Millen

Be It Resolved by the House of Representatives, the
Senate Conourring: That when adjournment is had on
Thursday, June 19, 1975, it be the final adjournment of the 1975 Regular Session of the Sixty-sixth General Assembly.

Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 78<br>By Millen, Kreamer, Varley, Stromer, Halvorson, Menke, Pellett, Danker, Tauke, Nealson, Schroeder, Crawford, Branstad, Wulff, Welden, Drake, Oakley and Harvey

Whereas, joint rules are necessary to the effective operation of the General Assembly, and

Whereas, joint rules should be the first order of business upon the opening of the session, and

Whereas, the Sixty-sixth General Assembly, 1975 session, has not adopted such rules, and

Whereas, the failure to adopt such rules has left the General Assembly without rules governing the critical area of conference committees and conference committee reports, Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council create a joint bipartisan interim study committee, composed of members of both houses, to study the joint rules and the procedures for adopting such joint rules.

Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 79 By Fitzgerald

Whereas, the campaign disclosure law and the campaign finance disclosure commission have had the experience of a general election; and

Whereas, members of the general assembly are interested in reviewing the provisions of the campaign disclosureincome tax check-off Act; and

Whereas, there is general interest in studying the feasibility of implementing a public campaign finance law; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim of the campaign disclosure law and the feasibility of implementing public financing of political campaigns through the income tax check-off; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.

Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 80<br>By Connors, Drake, Byerly, Jesse and West

Whereas, the standing committees in the House of Representatives and the Senate are deeply concerned about the entire funding structure of the Iowa employment security commission; and

Whereas, there is serious concern about the determination of contributions to the Iowa employment security fund; and

Whereas, there is also serious concern about the determination of benefits under the existing Iowa employment security law; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim to review the employment security law; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.

## HOUSE RESOLUTION 49 <br> By Spradling and Den Herder

Whereas, the City of Hawarden will be the starting point for the Register's Annual Great Bike Ride Across Iowa on August 3, 1975; and

Whereas, this is a singular distinction for any city in Iowa; Now Therefore,

Be It Resolved by the House of Representatives, that the membership of the House of Representatives of the Sixtysixth General Assembly of the State of Iowa extends its heartiest congratulations to the City of Hawarden, Iowa; and

Be It Further Resolved, that a copy of this resolution be forwarded to the citizens of Hawarden through the Mayor.
Laid over under Rule 25.

## SENATE CONCURRENT RESOLUTION 60

By Committee on Appropriations
Whereas, section twenty-five point seven (25.7) of the
2 Code provides that failure or refusal by the general assem-
3 bly to make an appropriation for a claim after presentation
4
5 to the general assembly through the state appeal board shall constitute an adjudication against the claim barring any
further proceeding before the general assembly for payment of the claim; Now Therefore,

Be It Resolved by the Senate, the House Concurring, That the following claims, duly processed by the state appeal board and rejected by the joint claims committee, to be considered by the Senate and House of Representatives, and the action of the joint committee rejecting these claims be approved.

Claim
Number
574-65-25

700-65-25

947-65-25

1018-65-25

1040-65-25

1132-65-25
2

755-65-25

756-65-25

757-65-25

1155-65-25

1190-65-25

534-64-25

1966-64-25

2423-64-25

240-65-25

Name of Claimant
Nature of Claim
Glenn Breiland
Sioux City, Iowa
Registration fee refund
Douglas L. Peters
Storm Lake, Iowa
Prorate fee refund 167.37
Hawaiian Flowers, Ltd.
Stevens Point, Wisconsin
Fine refund
24.00

Elmer Dykstra
Pella, Iowa
County plate license refund $\quad 35.38$
Mama Cookie Bakeries, Inc.
Chicago, Illinois
Prorate refund

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140.00
$$

M. B. \& B. G. Cuthbertson

Toledo, Iowa
License fee refund 90.00

Gleason Equipment, Inc.
Chicago, Illinois
Duplicate registration fees Undetermined
Burch Construction Company
Cedar Rapids, Iowa
License fee refund 114.10

Aretic Transport, Inc.
Council Bluffis, Iowa
Refund of trailer registration
North American Van Lines, Inc.
Fort Wayne, Indiana
License fee refund 6.00

Jones \& McKnight Steel, Inc.
Kankakee, Illinois
Fine refund
20.00

Xerox Corporation
Chicago, Illinois
Outdated invoice
842.99
L. P. Ames

Nevada, Missouri
Prorate fee adjustment 313.11
John R. Hink
Davenport, Iowa
County plate license refund
Addressograph-Multigraph Corp.
Des Moines, Iowa

| 2616 |  | JOURNAL OF THE HOUSE | June 17 |
| :---: | :---: | :---: | :---: |
| 29 |  | Duplicated claim for equipment | 985.62 |
| 30 | 330-65-25 | Lloyd R. Knott |  |
| 81 |  | Iowa Falls, Iowa |  |
| 82 |  | License fee refund | 24.00 |
| 33 | 355-65-25 | Lloyd W. Tindall |  |
| 84 |  | Athens, Georgia |  |
| 35 |  | Outdate expense claim | 164.00 |
| Page 3 |  |  |  |
| 1 | 453-65-25 | Judith Ann Gimbel |  |
| 2 |  | Ute, Iowa |  |
| 3 |  | Merit pay adjustment | 77.50 |
| 4 | 479-65-25 | North American Van Lines |  |
| 5 |  | Fort Wayne, Indiana |  |
| 6 |  | Registration fee refund | 110.00 |
| 7 | 534-65-25 | Benefield Brothers |  |
| 8 |  | Cullman, Alabama |  |
| 9 |  | Trip permit refund | 24.00 |
| 10 | 2004-65-25 | Lester's of Minnesota, Inc. |  |
| 11 |  | Lester Prairie, Minnesota |  |
| 12 |  | Fine refund | 28.00 |
| 13 | 2005-65-25 | Transport Service Company |  |
| 14 |  | Chicago, Illinois |  |
| 15 |  | Fine refund | 50.00 |
| 16 | 2023-65-25 | Schwartz Brothers Storage \& Van |  |
| 17 |  | Chicago Heights, Illinois |  |
| 18 |  | Permit \& fine refund | 40.00 |
| 19 | 2027-65-25 | Shell Oil Company |  |
| 20 |  | Bettendorf, Iowa |  |
| 21 |  | Fine refund | 35.00 |
| 22 | 2029-65-25 | Transport, Inc. of South Dakota |  |
| 23 |  | Sioux Falls, South Dakota |  |
| 24 |  | Permit \& fine refund | 19.00 |
| 25 | 2105-65-25 | Gilmore-Tatge Manufacturing Co., Inc. |  |
| 26 |  | Clay Center, Kansas |  |
| 27 |  | Fine refund | 36.00 |
| 28 | 2107-65-25 | Abbas Trucking |  |
| 29 |  | Dakota City, Iowa |  |
| 30 |  | County license fee refund | 45.00 |
| 31 | 2109-65-25 | Pickens-Kane Moving \& Storage |  |
| 32 |  | Chicago, Illinois |  |
| 33 |  | Fine \& trip permit | 40.00 |
| 34 | 2147-65-25 | Accoustical Spray Insulation Co. |  |
| 35 |  | Norfolk, Nebraska |  |
| Page 4 |  |  |  |
| 1 |  | Fine refund | 48.00 |
| 2 | 2230-65-25 | Coast Provision |  |
| 3 |  | Company |  |
| 4 |  | Santa Fe Springs, |  |
| 5 |  | California |  |
| 6 |  | Fine refund | 30.00 |
| 7 | 2231-65-25 | Palm Industries, Inc. |  |
| 8 |  | Litchfield, Minnesota |  |
| 9 |  | Fine refund | 19.00 |
| 10 | 2247-65-25 | Sun'n Snow Sports, Inc. |  |

2253-65-25

2264-65-25

2267-65-25

2272-65-25

2294-65-25

2307-65-25

2367-65-25

2413-65-25

2434-65-25

2448-65-25

2464-65-25

2480-65-25

2485-65-25

2487-65-25

2527-65-25

2530-65-25

Wesley T. Payer
Wagner, South Dakota
Reciprocity fee refund $\quad$ Undetermined
Rodney G. Harkness
Chatsworth, Iowa
License refund 30.00

Dix Greenhouse, Inc.
Flat River, Missouri
Refund fine \& fee 44.00

Henry G. Nelson, Inc.
Avoca, Iowa
Registration fee refund 25.00
Gerald Nygard \& Rodney G. Harkness
Chatsworth, Iowa
License fee refund
13.00

Zearing Fertilizer
Zearing, Iowa
Registration fee refund $\quad \mathbf{6 8 0 . 0 0}$
Hofer, Inc.
Pittsburg, Kansas
Fine refund
72.00

David Saben \& Smithway Motor Express, Inc.
Fort Dodge, Iowa
County plate refund
483.00

Van Iperen Feed \& Grain Company
Hospers, Iowa
License fee refund
463.82

Marvin L. Yockstick

| 29 |  | Altoona, Iowa |  |
| :---: | :---: | :---: | :---: |
| 30 |  | County license refund | Undetermined |
| 31 | 2575-65-25 | Higman Sand and Gravel |  |
| 32 |  | Akron, Iowa |  |
| 33 |  | License fee refund | 71.00 |
| 34 | 2580-65-25 | Litton Automated Business System |  |
| 35 |  | Pine Brook, New Jersey |  |
| Page 6 |  |  |  |
| 1 |  | Outdated (duplicate) invoice | 163.70 |
| 2 | 2593-65-25 | Heartland Express |  |
| 8 |  | Shenandoah, Iowa |  |
| 4 |  | Prorate refund | 1,703.40 |
| 5 | 2601-65-25 | Thomas Oil, Inc.-Gary Riese |  |
| 6 |  | Mankato, Minnesota |  |
| 7 |  | Trip permit \& fine refund | 25.00 |
| 8 | 2661-65-25 | Takin Brothers Freight Line, Inc. |  |
| 9 |  | Waterloo, Iowa |  |
| 10 |  | License refund | 233.75 |
| 11 | 2662-65-25 | Takin Brothers Freight Line, Inc. |  |
| 12 |  | Waterloo, Iowa |  |
| 13 |  | License refund | 300.00 |
| 14 | (2) 2715-66-25 | Ihle Implement, Inc. |  |
| 15 |  | Nevada, Iowa |  |
| 16 |  | Outdate invoice already paid | 62.72 |
| 17 | (12) 2725-66-25 | Livestock Transport |  |
| 18 |  | Ossian, Iowa |  |
| 19 |  | Reciprocity refund | 444.78 |
| 20 | 61-66-25 | Atlantic Carrier, Inc. |  |
| 21 |  | Atlantic, Iowa |  |
| 22 |  | Prorate refund | Undetermined |
| 23 | 97-66-25 | Litton Automated Business Systems |  |
| 24 |  | Newark, New Jersey |  |
| 25 |  | Outdated invoice | 154.33 |
| 26 | 155-66-25 | Lowry Enterprises, Inc. |  |
| 27 |  | St. Louis, Missouri |  |
| 28 |  | Registration fee refund | 250.70 |
| 29 | 167-66-25 | Tiona Truck Lines |  |
| 30 |  | Butler, Missouri |  |
| 31 |  | Fine \& trip fee refund | 40.00 |
| 32 | 181-66-25 | Glenn E. Randolph |  |
| 33 |  | Riverton, Iowa |  |
| 34 |  | County license fee refund | 60.00 |
| 35 | 199-66-25 | Elmer Gilbert |  |
| Page 7 |  |  |  |
| 1 |  | Van Wert, Iowa |  |
| 2 |  | County license fee refund | 25.00 |
| 3 | 210-66-25 | Duane Smith |  |
| 4 |  | Davenport, Iowa |  |
| 5 |  | Property damage by patient | 91.00 |
| 6 | 213-66-25 | Kiles Feed \& Grain |  |
| 7 |  | Nichols, Iowa |  |
| 8 |  | County license fee refund | 387.00 |
| 9 | 278-66-25 | Bitumenout Material \& Supply Co. |  |
| 10 |  | Wheatland, Iowa |  |

11

## Page

308-66-25

337-66-25

339-66-25

340-66-25

368-66-25

426-66-25

438-66-25

439-66-25

455-66-25

475-66-25

524-66-25

613-66-25

701-66-25

702-66-25

711-66-25

796-66-25

827-66-25

Refund of unexpired license
185.25

Reuben Samani
Sioux Center, Iowa
Refund of registration fee penalty
76.05

Farmers Hybrid Co., Inc.
Hampton, Iowa
Fine refund
20.00

Rocket Transfer Company, Inc.
Des Moines, Iowa
County license refund 180.00
Raymond A. Burris
Altoona, Iowa
License refund $\quad 60.00$
Mrs. Stuart McCord
Maxwell, Iowa
Military exemption $\quad 500.00$
Rendell Owens
Oskaloosa, Iowa
Employee expense reimbursement $\quad 54,528.90$
Hennessey-Van Cleave-Hurley
Funeral Home
Missouri Valley, Iowa
Outdated invoice
255.00

Kiene Brothers
Washington, Iowa
License fee refund
441.68

Curt's Royal Blue, Inc.
Marshalltown, Iowa

Des Moines, Iowa
Property (auto) damage
140.00

James L. Butler \& Raymond Harris, Inc.
Altoona, Iowa

Stopped warrant
Ellerbrock Trucking
Auburn, Iowa
License fee refund
67.03

Lois Kile
Yale, Iowa
Property damage 165.83
Warren D. Jones
West Des Moines, Iowa
Attorney's fees-merit employment appeal
650.00

Wilson Concrete Company
Omaha, Nebraska
Prorate license fee refund 279.91
Confinement Livestock System
Eldora, Iowa
License fee refund 325.21
Kenneth R. Daugherty, III
Newton, Iowa
Damage to auto
166.35

Thomas J. Fogarty
161.00

| 29 |  | Prorate registration fee refund | 292.31 |
| :---: | :---: | :---: | :---: |
| 30 | 879-66-25 | Iowa Power \& Light Company |  |
| 31 |  | Missouri Valley, Iowa |  |
| 32 |  | License fee refund | 121.25 |
| 33 | 1049-65-25 | Firkins Truck Line |  |
| 34 |  | Emmetsburg, Iowa |  |
| 35 |  | Registration fee refund | Undetermined |
| Page 9 |  |  |  |
| 1 | 2179-65-25 | O's Gold Seed Company |  |
| 2 |  | Parkersburg, Iowa |  |
| 3 |  | County license plate refund | 221.57 |
| 4 | 608-66-25 | Booker Smith, Attorney |  |
| 5 |  | Fairfield, Iowa |  |
| 6 |  | Real estate transfer tax | 21.45 |
| 7 | 810-66-25 | Carlton A. Fosvik |  |
| 8 |  | Sioux City, Iowa |  |
| 9 |  | Deer license refund | 10.00 |
| 10 | 872-66-25 | Amy Groves |  |
| 11 |  | Des Moines, Iowa |  |
| 12 |  | Payment of wages | Undetermined |
| 13 | 989-66-25 | 10-X Manufacturing Company |  |
| 14 |  | Boulder, Colorado |  |
| 15 |  | Outdated invoice already paid | 161.01 |
| 16 | 1029-66-25 | Philip Wakeman |  |
| 17 |  | Clarinda, Iowa |  |
| 18 |  | Claim adjusted intro-departmentally | 13.95 |
| 19 | 1032-66-25 | Webster County-County Treasurer |  |
| 20 |  | Fort Dodge, Iowa |  |
| 21 |  | Outdated claim for typewriters | 2,847.60 |
| 22 | 2376-64-25 | Watson Brothers Van Lines |  |
| 23 |  | Omaha, Nebraska |  |
| 24 |  | License fee refund | 281.47 |
| 25 | 2396-I-64-25 | Crete Carrier Corp. |  |
| 26 |  | Wurtele Brothers |  |
| 27 |  | Nebraska City, Nebraska |  |
| 28 |  | Transfer credit | 234.35 |
| 29 | 2396-J-64-25 | Crete Carrier Corp. |  |
| 30 |  | William Shuffty |  |
| 31 |  | Omaha, Nebraska |  |
| 32 |  | Transfer credit | 78.12 |
| 33 | 1187-66-25 | Wayne Albert Peterson |  |
| 34 |  | Des Moines, Iowa |  |
| 35 |  | Overtime compensation | 240.00 |
| Page 10 |  |  |  |
| 1 | 1216-66-25 | Exceptional Opportunities, Inc. |  |
| 2 |  | Burt, Iowa |  |
| 3 |  | License fee refund | 137.50 |
| 4 | 363-66-25 | Norgaard Hay Company |  |
| 5 |  | Dickens, Iowa |  |
| 6 |  | Registration refund | 58.13 |
| 7 | 782-66-25 | Pulley Freight Lines, Inc. |  |
| 8 |  | Des Moines, Iowa |  |
| 9 |  | License fee refund | 2,023.62 |


| 936-66-25 | State Dept. of Social Services Louisa County Wapello, Iowa |  |
| :---: | :---: | :---: |
|  | Outdated invoice for foster care | 194.49 |
| 1172-66-25 | Heinz W. Hormel |  |
|  | Clarinda, Iowa |  |
|  | Property damage | 53.00 |
| 1173-66-25 | Ronald Siedelman |  |
|  | Clarinda, Iowa |  |
|  | Property damage | 43.00 |
| 1305-66-25 | Darrell R. Morris |  |
|  | Keosauqua, Iowa |  |
|  | Property damage | 300.00 |
| 1325-66-25 | Beryl Cottington |  |
|  | Ames, Iowa |  |
|  | Revenue stamp refund | 32.59 |
| 1356-66-25 | Kelly Cole Kassel |  |
|  | Perry, Lowa |  |
|  | Broken eyeglasses | 40.00 |
| 1421-66-25 | William Franklin |  |
|  | Fort Madison, Iowa |  |
|  | Property damage | 42.00 |
| 1425-66-25 | Charles C. Miller |  |
|  | Des Moines, Lowa |  |
|  | Tow auto | 10.30 |

Laid over under Rule 25.

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Monday, June 9, and Tuesday, June 10. Had I been present, I would have voted in the following manner: "Aye" on House Files 617, 894, 904, 803, 880, 887, 905, 907, 908 and 906 and Senate Files 303, 308, 525, 549, 559, 560, 561 and 496 and Senate Joint Resolution 13. I would have voted "nay" on H-4117I and H-4110 to Senate File 525, the motion to suspend the rules for consideration of H-4134 to Senate File 561, H-3893, H-4060, and H-4128 to Senate File 496, and H-4152 to House File 906. I would have voted "aye" on the question "Shall the House recede in its amendment to Senate File 504?"

BINA of Scott
I was necessarily absent from the House chamber on Tuesday, June 17, 1975. Had I been present I would have voted "aye" on Senate File 526. PERKINS of Greene

GOVERNOR'S VETO MESSAGE
(Senate File 285)
June 16, 1975
The Honorable Arthur A. Neu
Lieutenant Governor and President of the Senate
Sixty-sixth General Assembly
State Capitol Building
Local
Dear Governor Neu:
I am returning herewith Senate File 285, an Act relating to the adminis-
tration of state records and providing an appropriation, disapproved and without my signature to the Senate in accordance with Article III, Section 16, of the Constitution of the State of Iowa.

Senate File 285 would transfer the primary administrative responsibility for records management from the State Records Commission to the Director of the Department of General Services. In addition the bill would appropriate funds to the Department of General Services for administration of records management during the remainder of FY75.

The apparent motive behind this bill was to concentrate enough authority in one person, the Director of General Services, so that the implementation of the State Records Managemnt Act could be accomplished in a rapid manner.

While I can appreciate this desire for quick implementation, I think it is important to remember that the proposal for records management in state government has been discussed and considered since 1967. With the passage of the Records Management Act last year, the State Records Commission has moved in an orderly fashion to implement the legislation without disrupting state government operation or destroying any records that might be needed.

Concern has been raised by some that the action to date has not been sufficient or fast enough. After eight years of consideration of this legislation, suddenly some people wanted to see it implemented on an immediate basis. To accomplish this they would charge one person with the responsibility of implementation.

I believe efficient and orderly management of state records is of high importance. Wherever possible, I believe that unnecessary records should be removed from state files. Yet, efficiency should not be solely measured in how fast one can throw things away.

If we are to err on whether to keep records or not keep records, we would be better to be on the side of keeping the records. It is essential that our state departments and agencies retain the records that are needed in the operations of state government.

When the authority to determine what state records should be retained is removed from a department, it is better in this case that it not rest with just one person. The present State Records Commission consists of seven highly qualified and experienced individuals. Three members of the Commission alone have more than 55 years total experience in state government. I have great faith that this Commission can make the wise and orderly decisions needed to implement the State Records Management Act.

For the reasons I have outlined above, I hereby respectfully disapprove of this Senate File 285.

Sincerely,<br>ROBERT D. RAY Governor

## BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on June 16, 1975, he approved and transmitted to the Secretary of State the following bills:

House File 206, an act relating to deduction of debts and expenses for inheritance tax purposes.

House File 264, an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels.

House File 421, an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.

House File 625, an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties.

House File 670, an act relating to the salaries of juvenile court employees.
House File 700, an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.

House File 885, an act to exempt the equalization of property from the provisions of the Iowa Administrative Procedure Act.

Senate Joint Resolution 12, a joint resolution to provide for an interim study of the causes and effects of and solutions to the unavailability and high cost of malpractice insurance to health care providers and to provide for an appropriation.

Senate File 499, an act relating to hospitalization of the mentally ill.
Senate File 505, an act to appropriate money from the dairy industry fund to the Iowa Dairy Industry Commission.

Senate File 521, an act relating to expenses for persons seeking or employed in positions with the state.

Senate File 523, an act relating to and appropriating funds to legislative agencies and agencies involved in the legislative process.

Senate File 548, an act to make an appropriation to the legislative council for a comprehensive study of mental health delivery systems in the state.

Senate File 549, an act making an appropriation to the Iowa law enforcement academy.

Senate File 559, an act making an appropriation to the Department of Public Instruction for the administration of driver education courses.

Senate File 560 , an act making an appropriation to the moneys and credits replacement fund.

Senate File 561, an act creating and making an appropriation to the executive council general contingent fund.

## AMENDMENTS FILED

H-4323
Amend the Senate amendment, H-4297, to House File 431, as amended, passed, and reprinted by the House, as follows:

1. By inserting after line 16 the following:
"7. Page 12, by inserting after line 21 the following new sections:
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.18 CHECKOFF-INCOME TAX. Any person whose state income tax liability for any taxable year is one dollar or more may designate one dollar of such liability to be paid to the Iowa fair election campaign

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fund when submitting a state income tax return to the department of revenue. In the case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to the fund. The director of revenue shall revise the income tax form to allow the designation of moneys to this fund on the face of the tax return and immediately above the signature lines.

Sec. ..... Section fifty-six point nineteen (56.19), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.19 FUND CREATED. There is created within the office of the treasurer of state a fund to be known as the lowa fair election campaign fund. The fund shall consist of funds paid by persons having an Iowa income tax liability as provided in section fiftysix point eighteen (56.18) of the Code. The director of revenue shall remit funds collected under section fifty-six point eighteen (56.18) of the Code to the treasurer of state who shall credit such funds to the Iowa fair election campaign fund. Any interest income received by the treasurer of state from investment of moneys deposited in the fund shall be deposited in the fund. Such funds shall be subject to payment to candidates and statutory political committees by the state comptroller in the manner provided in this chapter.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.22 FUNDS-DISTRIBUTION. Funds distributed to statutory political committees pursuant to this chapter shall not be used to support or oppose the nomination of any candidate. However, nothing in this section shall be construed to prohibit a statutory political committee from using these funds for the
physical arrangements of a nominating convention.
Sec. ..... Section fifty-six point twenty-three (56.23), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.23 FUNDS-CAMPAIGN EXPENSES ONLY. Prior to receiving any funds from the Iowa fair election campaign fund, a committee shall agree to submit to an audit of all campaign expenditures of the committee or, in the case of statutory political committees, all expenditures. The committee of the candidate shall be prepared for this audit not later than thirty days after the final election in the calendar year in which the name of the candidate appeared on the ballot. Statutory political committees shall submit to the audit once a year, at a time set by the state comptroller.

The commission shall issue, prior to the payment
of any money, guidelines which explain which expenses and evidence thereof qualify as acceptable campaign expenses.

If the total expenditures of the candidate or statutory political committee are less than twice the amount received from the lowa fair election campaign fund, the statutory political committee or candidate shall return funds received from the Iowa fair election campaign fund in an amount equal to the difference between twice the amount actually received and the campaign expenditures of the committee.

Sec. ..... Section fifty-six point twenty-five (56.25), Code 1975, is amended to read as follows:
56.25 INCOME TAX FORM-CHECKOFF SPACE. The director of revenue shall provide space for this [campaign finance] Iowa fair election campaign fund income tax checkoff on the most frequently used Iowa income tax form. An explanation shall be included which clearly states that this checkoff does not constitute an additional tax liability. The form shall provide for the taxpayer to designate [that the checkoff shall go to the political party of his choice] a "yes" or "no" answer to the questions "Do you wish to designate one dollar of your taxes for this fund?" and "If a joint return, does your spouse wish to designate one dollar?".

Sec. .... Section fifty-six point twenty-six (56.26), Code 1975, is amended to read as follows:
56.26 APPROPRIATION. There is appropriated from the Iowa election campaign fund within the office of the treasurer of state such funds as are legally payable from such fund in accordance with the

## Poge 3

provisions of this chapter and such other funds from the general fund of the state as are necessary to carry out the provisions of this chapter." "
2. By inserting after line 20 the following new sections:
"..... Page 14, by inserting after line 3 the following new sections:
"Sec. ..... NEW SECTION. Eligible candidates for nomination or election to the office of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, secretary of agriculture, state representative, state senator and statutory political committees may obtain public funds for qualified campaign expenditures. No committee may obtain public funds until the committee has qualified by demonstrating substantial voter support pursuant to this chapter. Payments to the committee shall be made only in accordance with the provisions of this chapter. Public funds shall not be used except as reimbursement or payment for qualified campaign expenditures actually and lawfully
incurred. Public funds shall not be made available to any candidate's committee until nomination papers have been filed or the eligible candidate is nominated under chapter forty-three (43), forty-four (44), or forty-five (45) of the Code.

Sec. ..... NEW SECTION. A committee shall show substantial voter suppert by raising qualifying contributions at least equal to the threshold amount specified in the following schedule:

> THRESHOLD AMOUNT $\$ 500$ 1,000 10,000 2,500 1,500 10,000 $\$ 10$ per 1,000 population

State representative
State senator
Governor 10,000
Lieutenant Governor $\quad 2,500$
Other statewide offices $\quad 1,500$
State central committee $\quad 10,000$
County central committee $\quad \$ 10$ per 1,000
Public funds shall not be given a committee until the full amount of the threshold has been raised. Additional public funds, not exceeding the limits specified in this chapter shall be given the committee when it submits reports of qualifying contributions totaling one hundred dollars or more.
Sec. ..... NEW SECTION. A contribution from any person at the level of or less than the scheduled amount shall be considered as a qualifying contribution. The part of a contribution from any
person or committee in excess of the scheduled amount shall not be considered a qualifying contribution.

> QUALIFYING CONTRIBUTION $\$ 10$

OFFICE
State representative
State senator 10 Governor 25 Other statewide offices 25 State central committee 50 County central committee 25

For the purpose of this chapter "qualifying contribution" means a gift of money but does not include a loan or in-kind contribution.

Sec. ..... NEW SECTION. To have a contribution qualify as a qualifying contribution, committees shall report the contribution to the commission with the name and address of the contributor, the amount of the contribution, and a signed declaration of the contributor on a form prescribed by the commission or a photocopy of the written instrument which identifies the contributor.

Sec. ..... NEW SECTION. The maximum amount of public funds given to any candidate's committee in an election year or statutory political committee

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$$

in a calendar year shall be as follows:

| OFFICE | MAXIMUM LIMIT |
| :--- | :---: |
| $\quad$ OR PARTY | OF PUBLIC FUNDS |
| State representative | 1,000 |
| State senator | 2,000 |
| Governor | 100,000 |
| Lieutenant governor | 25,000 |
| Other statewide offices | 15,000 |
| State central committee | 100,000 |
| County central committee | $\$ 25$ per 1,000 | population

Sec. ..... NEW SECTION. A committee shall not
accept or expend, during any calendar year, any contributions received from a natural person not related by blood or marriage to the candidate and not organized as a committee as defined in this chapter, in excess of the following amounts for the following offices.

1. For the office of state senator or representative
2. Governor 200
3. Lieutenant governor 100
4. Other statewide offices 50
5. State central committee 500
6. County central committee 50

A committee shall not accept or expend, during 5
any calendar year, any contributions from another committee except a statutory political committee which exceed by more than five times the amount specified in this section for maximum contributions from a natural person.

Sec. ..... NEW SECTION. A person or political committee other than a statutory political committee or a candidate's committee shall not make contributions aggregating more than two thousand five hundred dollars to all candidates specified in this chapter and committees for elective public office in this state in a calendar year.

Sec. ..... NE'W SECTION. A candidate for public office shall not accept or expend, during any one calendar year, his own funds or funds from persons related to the candidate by consanguinity or affinity within the third degree, in excess of the following amounts for the following offices:

OFFICE
State representative CONTRIBUTION

State senator . \$1,000
Governor $\quad \mathbf{2 5 , 0 0 0}$

Lientenant governor $\quad 10,000$
$\begin{array}{ll}\text { Statewide elective office } & 10,000\end{array}$
Sec. .... NEW SECTION. For the purposes of this chapter any qualifying contribution to a committee
other than a statutory political committee made in a year other than the calendar year in which the election is held is considered to be made during the calendar year in which such election is held. Qualifying contributions to a statutory political committee shall be made in the calendar year during which the committee reports said contribution for the purpose of receiving funds from the Iowa fair election campaign fund.

Sec. ..... $N E W$ SECTION. A contribution or part of a contribution from a statutory political committee to a candidate's committee shall not be considered as a qualifying contribution. A contribution from a county central committee to a state central committee shall not be considered as a qualifying contribution for the state central committee. A contribution from a candidate's committee to another candidate's committee or to a statutory political party shall not be considered as a qualifying contribution to the recipient.

Sec. ..... Sections fifty-six point twenty-one (56.21) and fifty-six point twenty-four (56.24), Code 1975, are repealed." "

## Page 6

3. Renumber sections and correct internal references as are necessary in accordance with this amendment.

TAUKE of Dubaque CRAWFORD of Story VARLEY of Adair

Amend the Senate amendment, H-4297, to House File 431, as amended, passed, and reprinted by the House, as follows:

1. By inserting after line 16 the following:
" 7 . Page 12, by inserting after line 21 the
following new sections:
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.18 CHECKOFF-INCOME TAX. Any person whose
state income tax liability for any taxable year is one dollar or more may designate one dollar of such liability to be paid to the Iowa fair election campaign fund when submitting a state income tax return to the department of revenue. In the case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to the fund. The director of revenue shall revise the income tax form to allow the designation of moneys to this fund on the face of the tax return and immediately above the signature lines.

Sec. ..... Section fifty-six point nineteen (56.19),

Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.19 FUND CREATED. There is created within the office of the treasurer of state a fund to be known as the Iowa fair election campaign fund. The fund shall consist of funds paid by persons having an Iowa income tax liability as provided in section fiftysix point eighteen (56.18) of the Code. The director of revenue shall remit funds collected under section fifty-six point eighteen (56.18) of the Code to the treasurer of state who shall credit such funds to the Iowa fair election campaign fund. Any interest income received by the treasurer of state from investment of moneys deposited in the fund shall be deposited in the fund. Such funds shall be subject to payment to candidates and statutory political committees by the state comptroller in the manner provided in this chapter.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.22 FUNDS-DISTRIBUTION. Funds distributed to statutory political committees pursuant to this chapter shall not be used to support or oppose the nomination of any candidate. However, nothing in this section shall be construed to prohibit a statutory political committee from using these funds for the
2
physical arrangements of a nominating convention.
Sec. .... Section fifty-six point twenty-three (56.23), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.23 FUNDS-CAMPAIGN EXPENSES ONLY. Prior to receiving any funds from the Iowa fair election campaign fund, a committee shall agree to submit to an audit of all campaign expenditures of the committee or, in the case of statutory political committees, all expenditures. The committee of the candidate shall be prepared for this audit not later than thirty days after the final election in the calendar year in which the name of the candidate appeared on the ballot. Statutory political committees shall submit to the audit once a year, at a time set by the state comptroller.

The commission shall issue, prior to the payment of any money, guidelines which explain which expenses and evidence thereof qualify as acceptable campaign expenses.

If the total expenditures of the candidate or statutory political committee are less than twice the amount received from the Iowa fair election campaign fund, the statutory political committee or candidate shall return funds received from the Iowa fair election campaign fund in an amount equal to
the difference between twice the amount actually received and the campaign expenditures of the committee.

Sec. ..... Section fifty-six point twenty-five (56.25), Code 1975, is amended to read as follows:
56.25 INCOME TAX FORM—CHECKOFF SPACE. The director of revenue shall provide space for this [campaign finance] Iowa fair election campaign fund income tax checkoff on the most frequently used Iowa income tax form. An explanation shall be included which clearly states that this checkoff does not constitute an additional tax liability. The form shall provide for the taxpayer to designate [that the checkoff shall go to the political party of his choice] a "yes" or "no" answer to the questions "Do you wish to designate one dollar of your taxes for this fund?" and "If a joint return, does your spouse wish to designate one dollar?".

Sec. ..... Section fifty-six point twenty-six (56.26), Code 1975, is amended to read as follows:
56.26 APPROPRIATION. There is appropriated from
the Iowa election campaign fund within the office of the treasurer of state such funds as are legally payable from such fund in accordance with the

## Page 3

1 provisions of this chapter and such other funds from the general fund of the state as are necessary to carry out the provisions of this chapter." "
2. By inserting after line 20 the following new sections:
".... Page 14, by inserting after line 3 the following new sections:
"Sec. .... NEW SECTION. Eligible candidates for nomination or election to the office of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, secretary of agriculture, state representative, state senator and statutory political committees may obtain public funds for qualified campaign expenditures. No committee may obtain public funds until the committee has qualified by demonstrating substantial voter support pursuant to this chapter. Payments to the committee shall be made only in accordance with the provisions of this chapter. Public funds shall not be used except as reimbursement or payment for qualified campaign expenditures actually and lawfully incurred. Public funds shall not be made available to any candidate's committee until nomination papers have been filed or the eligible candidate is nominated under chapter forty-three (43), forty-four (44), or forty-five (45) of the Code.

Sec. ..... $N E W$ SECTION. A committee shall show substantial voter support by raising qualifying contributions at least equal to the threshold amount specified in the following schedule:

## Page 4

1 person or committee in excess of the scheduled amount

## OFFICE

State representative
State senator
Governor
Lieutenant Governor
Other statewide offices
State central committee
County central committee

Public funds shall not be given a committee until
the full amount of the threshold has been raised.
Additional public funds, not exceeding the limits specified in this chapter shall be given the committee when it submits reports of qualifying contributions totaling one hundred dollars or more.

Sec. ..... NEW SECTION. A contribution from any person at the level of or less than the scheduled amount shall be considered as a qualifying contribution. The part of a contribution from any shall not be considered a qualifying contribution.

## OFFICE

State representative
State senator 10
Governor 25
Other statewide offices 25
State central committee 50
County central committee 25
For the purpose of this chapter "qualifying contribution" means a gift of money but does not include a loan or in-kind contribution.

Sec. ..... NEW SECTION. To have a contribution qualify as a qualifying contribution, committees shall report the contribution to the commission with the name and address of the contributor, the amount of the contribution, and a signed declaration of the contributor on a form prescribed by the commission or a photocopy of the written instrument which identifies the contributor.

Sec. ..... NEW SECTION. The maximum amount of public funds given to any candidate's committee in an election year or statutory political committee in a calendar year shall be as follows:

OFFICE
OR PARTY
State representative
State senator Governor 100000
Lieutenant governor Other statewide offices State central committee

## MAXIMUM LIMIT OF PUBLIC FUNDS

\$ 1,000
2,000
100,000
25,000
15,000
100,000

THRESHOLD
AMOUNT
\$ 500
1,000
10,000
2,500
1,500
10,000
$\$ 10$ per 1,000
population

QUALIFYING

## Page 5

1 any calendar year, any contributions from another
2 committee except a statutory political committee which 3 exceed by more than three times the amount specified 4 in this section for maximum contributions from a 5 natural person.

County central committee
Sec. .... NEW SECTION. A committee shall not
accept or expend, during any calendar year, any
contributions received from a natural person not
related by blood or marriage to the candidate and
not organized as a committee as defined in this
chapter, in excess of the following amounts for the
following offices:

1. For the office of state senator or representative $\$ 50$
2. Governor 200
3. Lieutenant governor 100
4. Other statewide offices 50
5. State central committee 500
6. County central committee 50

A committee shall not accept or expend, during

Sec. ..... NEW SECTION. A person shall not make contributions aggregating more than two thousand five hundred dollars to any committee in a calendar year. A committee other than a statutory political committee shall not contribute to another committee in excess of three times the amount specified in this section for maximum contributions from a person.

Sec. ..... NEW SECTION. A candidate for public office shall not accept or expend, during any one calendar year, his own funds or funds from persons related to the candidate by consanguinity or affinity within the third degree, in excess of the following amounts for the following offices:

## OFFICE

State representative
CONTRIBUTION

State
1,500
Governor $\quad \mathbf{2 5 , 0 0 0}$

Lieutenant governor $\quad \mathbf{1 0 , 0 0 0}$ Statewide elective office 10,000

Sec...... NEW SECTION. For the purposes of this chapter any qualifying contribution to a committee other than a statutory political committee made in a year other than the calendar year in which the election is held is considered to be made during the calendar year in which such election is held. Qualifying contributions to a statutory political committee shall be made in the calendar year during which the committee reports said contribution for the purpose of receiving funds from the Iowa fair election campaign fund.
$\$ 25$ per 1,000 population

Sec...... NEW SECTION. A contribution or part of a contribution from a statutory political committee to a candidate's committee shall not be considered as a qualifying contribution. A contribution from a county central committee to a state central committee shall not be considered as a qualifying contribution for the state central committee. A contribution from a candidate's committee to another candidate's committee or to a statutory political party shall not be considered as a qualifying contribution to the recipient.

Sec. ..... Sections fifty-six point twenty-one (56.21) and fifty-six point twenty-four (56.24), Code 1975, are repealed.""

## Page 6

1 3. Renumber sections and correct internal
2 references as are necessary in accordance with this
3 amendment.
TAUKE of Dubuque CRAWFORD of Story VARLEY of Adair

H-4317
1 Amend the Senate amendment H-4297 to House File 431
2 by striking everything in line 5 and inserting in lieu
3 thereof the figure " 49,550 ".
MONROE of Des Moines
H-4325
1 Amend House File 759, page 1, by striking lines
220 through 27 and inserting in lieu thereof the
3 following:
4 6. "Income loss" means loss of income from
5 employment, employment usually performed and self-
6 employment the injured person would have perform-
7 ed had he not been injured, reduced by any income
8 he would have earned in available, suitable employ-
9 ment if offered.
NEWHARD of Jones
$\mathrm{H}-4326$
1 Amend House File 759, page 18, by striking
2 lines 19 through 35 and line 1 on page 19.
NEWHARD of Jones
H-4327
1 Amend House File 759, page 5, line 34, by
2 striking all after the period (.) and by striking
3 line 35, and amend page 6 by striking lines 1
4 through 8.
NEWHARD of Jones
H-4324
1 Amend the Varley amendment H-4150 to Senate
2 File 367 as amended and passed by the Senate as

## 3 follows:

4 1. Line 13, by striking all after "ment" and
5 all of lines 14 and 15 and inserting in lieu
6 thereof the following: "in effect at the time of
7 the expansion. The date of the issuance of a sub-
8 sequent operating permit for an expanded feedlot
9 shall constitute the established date of operation
10 for the entire feedlot."
11 2. Line 42, by striking the word "control"
12 and inserting in lieu thereof the word "regulate".
13 3. Line 44, by striking the words "for odor
14 control" and inserting in lieu thereof the words
15 "to regulate odor".
16 4. By striking line 46 and inserting in lieu
17 thereof "if the feedlot meets rules of the depart-
18 ment which regulate odor."
VARLEY of Adair

## Note: For explanation of brackets and italics, see page 143 of the House Journal.

On previous motion by Fitzgerald of Webster, the House adjourned at 8:48 p.m. until 9:00 a.m., Wednesday, June 18, 1975.

# JOURNAL OF THE HOUSE 

One Hundred Fifty-seventh Calendar Day<br>One Hundred Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednresday, June 18, 1975
The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Honorable Laverne Schroeder, State Representative from Pottawattamie County.

The Journal of Tuesday, June 17, 1975, was approved.
LEAVE OF ABSENCE
Leave of absence was granted as follows:
Bittle of Polk on request of Brockett of Marshall.

## PRESENTATION OF VISITORS

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

Nine Boy Scouts from Troop 116, Waterloo, Iowa, accompanied by Mmes. Cahill, Anderson, Sevey, and Belloma. By Middleton of Black Hawk.

## RULES SUSPENDED

Varley of Adair rose on a point of order and invoked Rule 33 for the immediate consideration of Senate File 217.

Fitzgerald of Webster moved that the rules be suspended for the immediate consideration of the following bills: House Files 215, 431 and 894, and Senate File 427, sifting committee noncontroversial calendar and appropriation bills.

A non-record roll call was requested.
The ayes were 52 , nays 33 .
The motion prevailed and the rules were suspended.

## ADOPTION OF SECOND CONFERENCE COMMITTEE REPORT

 (House File 215)Scheelhaase of Woodbury called up for consideration the report of the second conference committee on House File 215, a bill for an act relating to farming by corporations, restricting the ownership of farming land by corporations, providing for the disposal of farm land by certain corporations, requiring reports, authorizing farming by certain corporations, providing civil procedures and remedies for enforcement of the provisions of the Act, and providing penalties for violation of the Act filed on June 14, 1975, and found on pages 2560 through 2568 of the House Journal.

Scheelhaase of Woodbury moved the adoption of the second conference committee report and the amendments contained therein.

The motion prevailed and the report was adopted.
Scheelhaase of Woodbury moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 215)
The ayes were 92 ;

| Anderson | Evans | Krause | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Lageschulte | Perkins |
| Baker | Fullerton | Lindeen | Poncy |
| Bennett | Gentleman | Lipsky | Readinger |
| Bina | Gilloon | Lonergan | Rinas |
| Bortell | Griffee | McElroy | Scheelhaase |
| Brandt | Halvorson | Menke | Schroeder |
| Branstad | Hansen | Mennenga | Small |
| Brockett | Hargrave | Middleswart | Spear |
| Brunow | Harper | Middleton | Spencer |
| Byerly | Hennessey | Millen | Spradling |
| Caffrey | Higgins | Miller, A. V. | Stromer |
| Clark | Hines | Miller, K. D. | Svoboda |
| Connors | Hinkhouse | Miller, O. L. | Tauke |
| Crawford | Horn | Monroe | Varley |
| Daggett | Howell | Nealson | Walter |
| Danker | Hullinger | Newhard | Welden |
| Den Herder | Husak | Nielsen | Wells |
| Dieleman | Hutchins | Norland | West |
| Doyle | Jochum | Oakley | Woods |
| Drake | Jordan | O'Halloran | Wulff |
| Dunton | Junker | Patchett | Wyckoff |
| Dyrland | Koogler | Pavich | Mr. Speaker |
| Egenes |  |  |  |
| The nays were, 3: |  |  |  |
| Crabb | Harvey | Kreamer |  |
| Absent or not voting, 4: |  |  |  |
| Bittle | Cusack | Jesse | Tofte |

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

IMMEDIATE MESSAGE
(House File 215)
Scheelhaase of Woodbury asked and received unanimous consent that House File 215 be immediately messaged to the Senate.

## SENATE AMENDMENT CONSIDERED

Griffee of Chickasaw called up for consideration House File 431, a bill for an act making an appropriation to the campaign finance disclosure commission, amending laws relating to the administration of the campaign finance laws and providing penalties, and making appropriations to state regulatory agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the secretary of state, amended by the Senate as follows:
H-4297
1 Amend House File 431 as amended, passed by the House, and reprinted, as follows:

1. Page 1 , line 16 , by striking the figure
" $\$ 54,949$ " and inserting in lieu thereof the figure
" $\$ 44,150$ ".
2. Page 7, by adding after line 35 the
following: "(9) For any ballot issue....................\$25.00".
3. Page 11 , line 3 , by striking the word
"an" and inserting in lieu thereof the following:
"a full-time".
4. Page 11 , line 9 , by inserting after the word "employees" the following: ", except the exceutive secretary,".
5. Page 11, line 11, by striking all after the period.
6. Page 11, by striking lines 12 and 13.
7. Page 13 , line 25 , by inserting after
the word "corporation" the following: "for campaign expenses, or for the purpose of influencing the vote of any elector".
8. Page 17, by inserting after line 3 the following new section:
"Sec. 24. Section ten (10) of this Act shall take effect November 21, 1975."
Monroe of Des Moines offered the following amendment $\mathrm{H}-4317$, to the Senate amendment H-4297, filed by him and moved its adoption:
H-4317
1 Amend the Senate amendment H-4297 to House File 431
2 by striking everything in line 5 and inserting in lieu
3 thereof the figure " 49,550 ".

Amendment H-4317 was adopted.
Tauke of Dubuque asked and received unanimous consent that amendment $\mathrm{H}-4323$, to the Senate amendment $\mathrm{H}-4297$, filed by Tauke, et al., on June 17, 1975, and found on pages 2623 through 2628 of the House Journal, be withdrawn.

Tauke of Dubuque offered the following amendment H-4333, to the Senate amendment H-4297, filed by Tauke, et al.:

## H

 4333Amend the Senate amendment, H-4297, to House File 431, as amended, passed, and reprinted by the House, as follows:

1. By inserting after line 16 the following:
"7. Page 12, by inserting after line 21 the
following new sections:
"Sec. ..... Section fifty-six point eighteen (56.18), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.18 CHECKOFF-INCOME TAX. Any person whose state income tax liability for any taxable year is one dollar or more may designate one dollar of such liability to be paid to the Iowa fair election campaign fund when submitting a state income tax return to the department of revenue. In the case of a joint return of husband and wife having a state income tax liability of two dollars or more, each spouse may designate that one dollar be paid to the fund. The director of revenue shall revise the income tax form to allow the designation of moneys to this fund on the face of the tax return and immediately above the signature lines.

Sec. .... Section fifty-six point nineteen (56.19), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.19 FUND CREATED. There is created within the office of the treasurer of state a fund to be known as the Iowa fair election campaign fund. The fund shall consist of funds paid by persons having an Iowa income tax liability as provided in section fiftysix point eighteen (56.18) of the Code. The director of revenue shall remit funds collected under section fifty-six point eighteen (56.18) of the Code to the treasurer of state who shall credit such funds to the Iowa fair election campaign fund. Any interest income received by the treasurer of state from investment of moneys deposited in the fund shall be deposited in the fund. Such funds shall be subject to payment to candidates and statutory political committees by the state comptroller in the manner provided in this chapter.

Sec. ..... Section fifty-six point twenty-two (56.22), Code 1975, is amended by striking the section

## Page 2

and inserting in lieu thereof the following:
56.22 FUNDS--DISTRIBUTION. Funds distributed
to statutory political committees pursuant to this
chapter shall not be used to support or oppose the nomination of any candidate. However, nothing in this section shall be construed to prohibit a statutory political committee from using these funds for the
physical arrangements of a nominating convention.
Sec. ..... Section fifty-six point twenty-three (56.23), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
56.23 FUNDS-CAMPAIGN EXPENSES ONLY. Prior to
receiving any funds from the Iowa fair election campaign fund, a committee shall agree to submit to an audit of all campaign expenditures of the committee or, in the case of statutory political committees, all expenditures. The committee of the candidate shall be prepared for this audit not later than thirty days after the final election in the calendar year in which the name of the candidate appeared on the ballot. Statutory political committees shall submit to the andit once a year, at a time set by the state comptroller.

The commission shall issue, prior to the payment of any money, guidelines which explain which expenses and evidence thereof qualify as acceptable campaign expenses.

If the total expenditures of the candidate or statutory political committee are less than twice the amount received from the Iowa fair election campaign fund, the statutory political committee or candidate shall return funds received from the Iowa fair election campaign fund in an amount equal to the difference between twice the amount actually received and the campaign expenditures of the committee.

Sec. ..... Section fifty-six point twenty-five (56.25), Code 1975, is amended to read as follows:
56.25 INCOME TAX FORM-CHECKOFF SPACE. The director of revenue shall provide space for this [campaign finance] Iowa fair election campaign fund income tax checkoff on the most frequently used Iowa income tax form. An explanation shall be included which clearly states that this checkoff does not constitute an additional tax liability. The form shall provide for the taxpayer to designate [that the checkoff shall go to the political party of his choice] a "yes" or "no" answer to the questions "Do you wish to designate one dollar of your taxes for this fund?" and "If a joint return, does your spouse wish to designate one dollar?".

Sec. ..... Section fifty-six point twenty-six (56.26), Code 1975, is amended to read as follows:
56.26 APPROPRIATION. There is appropriated from
the Iowa election campaign fund within the office of the treasurer of state such funds as are legally payable from such fund in accordance with the

## 3

provisions of this chapter and such other funds from the general fund of the state as are necessary to carry out the provisions of this chapter."'"
2. By inserting after line 20 the following new sections:
"..... Page 14, by inserting after line 3 the following new sections:
"Sec. ..... NEW SECTION. Eligible candidates for nomination or election to the office of governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, secretary of agriculture, state representative, state senator and statutory political committees may obtain public funds for qualified campaign expenditures. No committee may obtain public funds until the committee has qualified by demonstrating substantial voter support pursuant to this chapter. Payments to the committee shall be made only in accordance with the provisions of this chapter. Public funds shall not be used except as reimbursement or payment for qualified campaign expenditures actually and lawfully incurred. Public funds shall not be made available to any candidate's committee until nomination papers have been filed or the eligible candidate is nominated under chapter forty-three (43), forty-four (44), or forty-five (45) of the Code.

Sec. ..... NEW SECTION. A committee shall show substantial voter support by raising qualifying contributions at least equal to the threshold amount specified in the following schedule:
THRESHOLD
AMOUNT
$\$ 500$
1,000
10,000
2,500
1,500
10,500

| OFFICE | AMOUNT |
| :--- | ---: |
| State representative | $\$ \quad 500$ |
| State senator | 1,000 |

Governor 10,000
Lieutenant Governor $\quad 2,500$
$\begin{array}{ll}\text { Other statewide offices } & 1,500\end{array}$
State central committee $\quad 10,500$
County central committee $\quad \$ 10$ per 1,000 population
Public funds shall not be given a committee until the full amount of the threshold has been raised. Additional public funds, not exceeding the limits specified in this chapter shall be given the committee when it submits reports of qualifying contributions totaling one hundred dollars or more.

Sec. ..... NEW SECTION. A contribution from any
person at the level of or less than the scheduled
amount shall be considered as a qualifying contribution. The part of a contribution from any
Page 4
1 person or committee in excess of the scheduled amountshall not be considered a qualifying contribution.
QUALIFYING
OFFICEState representativeCONTRIBUTION
$\$ 10$State senator
10
Governor ..... 25
Other statewide offices ..... 25
Ster statewide omices
State central committee ..... 50
County central committee ..... 25For the purpose of this chapter "qualifyingcontribution" means a gift of money but does notinclude a loan or in-kind contribution.Sec. ..... NEW SECTION. To have a contributionqualify as a qualifying contribution, committees shallreport the contribution to the commission with thename and address of the contributor, the amount ofthe contribution, and a signed declaration of thecontributor on a form prescribed by the commissionor a photocopy of the written instrument whichidentifies the contributor.Sec. ..... NEW SECTION. The maximum amount ofpublic funds given to any candidate's committee inan election year or statutory political committeein a calendar year shall be as follows:

OFFICE
OR PARTY
State representative
MAXIMUM LIMITOF PUBLIC FUNDS
\$ 1,000
State senator ..... 2,000
Governor ..... 100,000
Lieutenant governor ..... 25,000
Other statewide offices ..... 15,000
State central committee ..... 100,000
County central committee ..... $\$ 25$ per 1,000
Sec. ..... NEW SECTION. A committee shall not accept or expend, during any calendar year, any contributions received from a natural person not related by blood or marriage to the candidate and not organized as a committee as defined in this chapter, in excess of the following amounts for the following offices:1. For the office of state senatoror representative $\$ 50$
2. Governor ..... 200
3. Lieutenant governor ..... 100
4. Other statewide offices ..... 50
5. State central committee ..... 500
6. County central committee ..... 50
A committee shall not accept or expend, during
Page 5
1 any calendar year, any contributions from another
2 committee except a statutory political committee which
3 exceed by more than three times the amount specified
in this section for maximum contributions from a natural person.

Sec. ..... NEW SECTION. A person shall not make contributions aggregating more than two thousand five hundred dollars to any committee in a calendar year. A committee other than a statutory political committee shall not contribute to another committee in excess of three times the amount specified in this section for maximum contributions from a person.

Sec. ..... NEW SECTION. A candidate for public office shall not accept or expend, during any one calendar year, his own fund or funds from persons related to the candidate by consanguinity or affinity within the third degree, in excess of the following amounts for the following offices:

## OFFICE

State representative
MAXIMUM
CONTRIBUTION
State senator
\$ 1,000
Governor 1,500

Lieutenant governor 10,000
tenant governor 10,000
Statewide elective office $\quad 10,000$
Sec. ..... NEW SECTION. For the purposes of this chapter any qualifying contribution to a committee other than a statutory political committee made in a year other than the calendar year in which the election is held is considered to be made during the calendar year in which such election is held. Qualifying contributions to a statutory political committee shall be made in the calendar year during which the committee reports said contribution for the purpose of receiving funds from the lowa fair election campaign fund.

Sec. $\qquad$ NEW SECTION. A contribution or part of a contribution from a statutory political committee to a candidate's committee shall not be considered as a qualifying contribution. A contribution from a county central committee to a state central committee shall not be considered as a qualifying contribution for the state central committee. A contribution from a candidate's committee to another cand date's committee or to a statutory political party shall not be considered as a qualifying contribution to the recipient.

Sec. ..... Sections fifty-six point twenty-one (56.21) and fifty-six point twenty-four (56.24), Code 1975, are repealed." "

## Page 6

1 3. Renumber sections and correct internal
2 references as are necessary in accordance with this 3 amendment.

Jesse of Polk rose on a point of order that amendment $\mathrm{H}-4333$ was not germane.

The Speaker propounded the question to the House.
Roll call was requested by Crawford of Story and Tauke of Dubuque.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4333$ be ruled germane?"

The ayes were, 39 :

| Anderson | Danker | Hennessey | Pellett |
| :--- | :--- | :--- | :--- |
| Bennett | Den Herder <br> Bortell | Kreamer | Readinger |
| Branstad | Drake | Egenes | Lageschulte |

The nays were, 53:

| Avenson | Griffee | Koogler | Perkins |
| :--- | :--- | :--- | :--- |
| Baker | Hargrave | Lonergan | Poncy |
| Bina | Harper | Middleswart | Rinas |
| Brandt | Higgins | Middleton | Scheelhaase |
| Brunow | Hines | Miller, A. V. | Small |
| Caffrey | Hinkhouse | Miller, K. D. | Spear |
| Connors | Horn | Miller, O. L. | Spencer |
| Cusack | Howell | Monroe | Spradling |
| Dieleman | Husak | Newhard | Walter |
| Doyle | Hutchins | Norland | Wells |
| Dunton | Jesse | O'Halloran | Wods |
| Dyrland | Jochum | Patchett | Wyckoff |
| Fitzgerald | Jordan | Pavich | Mr. Speaker |
| Gilloon |  |  |  |
| Absent or not voting, 8: |  |  |  |
| Bittle | Junker | Millen | Svoboda |
| Hullinger | Krause | Nielsen | Tofte |

Amendment H-4333 was ruled not germane.
The Speaker announced that the following amendment H-4334, to amendment H-4333, filed by Crawford and Tauke from the floor, is out of order:
H-4334
1 Amend House amendment, H-4333, to House File
2 431, as follows:
3 1. Page 5, line 8, by striking the words
4 "any committee" and inserting in lieu thereof
5 the words "all committees".
6 2. Page 5 , line 10 , by striking the words
"another committee" and inserting in lieu thereof
the words "all other committees".

Monroe of Des Moines moved that the House concur in the Senate amendment H-4297, as amended.

The motion prevailed and the House concurred in the Senate amendment H-4297, as amended.

Griffee of Chickasaw moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 431)

The ayes were, 92:

| Anderson | Egenes <br> Evans <br> Avenson |
| :--- | :--- |
| Baker | Fitzgerald |
| Bennett | Fullerton |
| Bina | Gentleman |
| Bortell | Gillon |
| Brandt | Griffee |
| Branstad | Halvorson |
| Brockett | Hansen |
| Brunow | Hargrave |
| Byerly | Harper |
| Caffrey | Hennessey |
| Clark | Higgins |
| Connors | Hines |
| Crabb | Hinkhouse |
| Crawford | Horn |
| Cusack | Howell |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Drake | Jesse |
| Dunton | Jochum |
| Dyrland | Jordan |

The nays were, 2:
Daggett Danker
Absent or not voting, 6:
$\begin{array}{llll}\begin{array}{l}\text { Bittle } \\ \text { Harvey }\end{array} & \begin{array}{l}\text { Middleswart } \\ \text { Millen }\end{array} & \text { Tofte } & \text { Welden }\end{array}$
Junker
Koogler
Krause
Kreamer
Lageschulte
Lindeen
Lipsky
Lonergan
McElroy
Menke
Mennenga
Middleton
Miller, A. $\mathbf{V}$.
Miller, K.
Miller, $\mathbf{0}$.
Monro.
Nealson
Newhard
Nielsen
Norland
Oakley
O'Halloran
Patchett

Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small
Spear
Spencer
Spradling
Stromer
Svoboda
Trauke
Varley
Walter
Wells
West
Woods
Wulff
Wyckoff
Mr. Speaker

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

On motion by Fitzgerald of Webster, the House was recessed until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker pro tempore Jesse in the chair.
MESSAGES FROM THE SENATE
The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 18, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 526, a bill for an act relating to city government by correcting provisions for officers' bonds, federal agreements, and providing for liens for service charges and restricted residence districts.
Also: That the Senate has on June 18, 1975, divided the House amendment to, concurred in division A, refused to concur in division B, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 563, a bill for an act appropriatng funds to the office of the citizens' aide:

Also: That the Senate has on June 18, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 564, a bill for an act establishing salary rates for members of the judicial branch of government and the members of the public employment relations board.

Also: That the Senate has on June 18, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT CONSIDERED

Oakley of Clinton called up for consideration House File 894, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code, amended by the Senate, and moved that the House concur in the following Senate amendment:

Amend House File 894 as amended and passed by the

## House as follows:

1. Page 7, by inserting after line 3 the following:
"Sec. ..... Section two hundred thirty-two point thirty-three (232.33), subsection five (5), Code 1975, is amended to read as follows:
2. Commit to or place the child in any private institution or hospital for the care and training of children or any public institution or hospital for the care and training of children other than an institution [named in subsection 4 of this section and section 232.34, subsection 4] under the jurisdiction of the commissioner of social services.

Sec. ..... Section two hundred thirty-two point thirty-four (232.34), subsection five (5), Code 1975, is amended to read as follows:
5. Commit to or place the child in any private institution or hospital for care and training or any public institution or hospital for care and training
other than an institution [named in subsection 4 of this section and section 232.33 , subsection 4] under the jurisdiction of the commissioner of social services."
2. Page 9, line 19, by striking the words "area education agency board" and inserting in lieu thereof the words "[board] commissioner of elections".
3. Page 23, by inserting after line 6 the following new section:
"Sec. ..... Senate File two hundred ninety-six (296) of the Sixty-sixth General Assembly, 1975 Session, is amended by striking sections thirteen (13) and thirty (30)."
4. Page 23, by adding after line 6 the following new section:
"Sec. ..... Section forty-nine point eighty-one (49.81), subsection one (1), Code 1975, as amended by the Sixty-sixth General Assembly, 1975 Session, House File seven hundred (700), section eighty (80), is amended to read as follows:

1. A prospective voter who is prohibited under section forty-nine point eighty (49.80) of the Code from voting except under this section shall be permitted to cast a paper ballot[, in]. If a booth meeting the requirement of section forty-nine point twentyfive (49.25) of the Code is not available at that polling place, the precinct election officials shall make alternative arrangements to insure the challenged voter the opportunity to vote in secret. The marked ballot, folded as required by section fortynine point eighty-four (49.84) of the Code, shall be delivered to a precinct election official who shall immediately seal it in an unmarked envelope which
shall be placed in an affidavit envelope of the type prescribed by section fifty-three point thirteen (53.13) of the Code. The voter shall not be required to execute the oath contained in the affidavit. Space shall be left on the affidavit envelope for the precinct election official to indicate the name of the challenged elector and the reason for the challenge. The sealed affidavit envelope shall be deposited as required by section forty-nine point eighty-five ( 49.85 ) of the Code in a special container marked "challenged ballots" and shall be considered as having been cast in the special precinct established by section one hundred eighteen (118) of this Act for purposes of the post-election canvass."
2. Page 23 , by inserting after line 6 , the following new section:
"Sec. .... Section fifty-three point twenty-two (53.22), subsection one (1), Code 1975, as amended by section one hundred nineteen (119) of House File seven hundred (700) of the Sixty-sixth General

Assembly, 1975 Session, is amended to read as follows:
"1. A qualified elector who has applied for an absentee ballot, in a manner other than that prescribed by section fifty-three point eleven (53.11) of the Code, and who is a resident or patient in a health care facility or hospital located in the county to which the application has been submitted shall be delivered the appropriate absentee ballot by two special precinct election officers, one of whom shall be a member of each of the political parties referred to in section forty-nine point thirteen (49.13) of the Code, who shall be appointed by the commissioner from the election board panel for the special precinct established by section one hundred three (103) of this Act. The special precinct election officers shall be sworn in the manner provided by section forty-nine point seventy-five (49.75) of the Code for election board members, shall receive compensation as provided in section forty-nine point twenty (49.20) of the Code, and shall perform their duties during the ten calendar days preceding the election and on election day if all ballots requested under section fiftythree point eight (53.8), subsection three (3), of the Code have not previously been delivered and returned. If a person who so requested an absentee ballot has been dismissed from the health care facility or hospital, the special precinct election
officers may take the ballot to the elector if he or she is currently residing in the county. The special precinct election officers shall both notarize each [absentee ballot delivered by them] absent voters affidavit as required by [this chapter] section fiftythree point sixteen (53.16) of the Code; any such officer who is not a notary public shall be provided with a stamp containing that person's name and the words "special precinct election officer" and may notarize the absentee [ballots] affidavits so delivered by signing them and applying the stamp. The special precinct election officers shall travel together in the same vehicle and both shall be present when an applicant casts his or her absentee ballot. If either or both of the special election officers fails to appear at the time duties set forth in this section are to be performed, the commissioner shall at once appoint some other person, giving preference to persons designated by the respective county chairpersons of the political parties described in section forty-nine point thirteen (49.13) of the Code, to carry out the requirements of this section. The persons authorized by this subsection to deliver an absentee ballot to an applicant may assist the applicant in filling out

26 the ballot as permitted by section forty-nine point
27 ninety (49.90) of the Code. The voted absentee
28 ballots shall be deposited in a sealed container
29 which shall be returned to the commissioner on
30 the same day."
31 6. By renumbering the remaining sections to accord
32 with this amendment.
The motion prevailed and the House concurred in the Senate amendment H-4318.

Oakley of Clinton moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the Bill pass?" (H.F. 894)
The ayes were, 80:

| Anderson | Doyle | Junker | Patchett |
| :--- | :--- | :--- | :--- |
| Baker | Dyrland | Koogler | Pavich |
| Bennett | Evans | Krause | Perkins |
| Bina | Fitzgerald | Kreamer | Poncy |
| Bortell | Fullerton | Lageschulte | Scheelhaase |
| Brandt | Gentleman | Lindeen | Schroeder |
| Branstad | Gilloon | Lipsky | Small |
| Brockett | Griffee | Lonergan | Spear |
| Brunow | Halvorson | McEElroy | Spencer |
| Byerly | Hansen | Menke | Spradling |
| Caffrey | Harper | Mennenga | Svoboda |
| Clark | Harvey | Middleswart | Tauke |
| Cochran | Hennessey | Middleton | Walter |
| Connors | Hinkhouse | Miller, A.V. | Welden |
| Crabb | Horn | Miller, K. D. | Wells |
| Crawford | Howell | Miller, O. L. | Woods |
| Cusack | Hullinger | Monroe | Wulff |
| Daggett | Hutchins | Newhard | Wyckoff |
| Danker | Jochum | Nielsen | Mr. Speaker |
| Den Herder | Jordan | Oakley | (Jesse) |
| Dieleman |  |  |  |

## The nays were, none.

Absent or not voting, 20:

| Avenson | Hargrave | Nealson | Rinas |
| :--- | :--- | :--- | :--- |
| Bittle | Higgins | Norland | Stromer |
| Drake | Hines | O'Halloran | Tofte |
| Danton | Husak | Pellett | Varley |
| Egenes | Millen | Readinger | West |

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

## UNFINISHED BUSINESS

The House resumed consideration of Senate File 427, a bill for an act making an appropriation to the Iowa state civil rights commission, and the Higgins motion to reconsider amendment H-3824 as follows:

H-3824
1 Amend Senate File 427, as passed by the Senate,
2 page 1 , lines 4 and 5 , by striking the words and num-
3 bers "two hundred thirty-two thousand eight hundred
4 sixty-four (232,864)" and inserting in lieu thereof
5 the words and numbers "two hundred forty-nine thousand
6 one hundred nineteen (249,119)".
Cusack of Scott asked and received unanimous consent that the Higgins motion to reconsider the vote by which amendment H-3824 was adopted by the House on May 30, 1975, be withdrawn.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 427)
The ayes were, 76:

| Anderson | Gentleman | Lageschulte | Poncy |
| :---: | :---: | :---: | :---: |
| Baker | Gilloon | Lindeen | Readinger |
| Bina | Griffee | Lipsky | Rinas |
| Brandt | Halvorson | Lonergan | Scheelhasa |
| Brockett | Hansen | McElroy | Schroeder |
| Brunow | Harper | Menke | Small |
| Byerly | Harvey | Mennenga | Spear |
| Caffrey | Hennessey | Middleton | Spencer |
| Clark | Higgins | Miller, A. V. | Spradling |
| Cochran | Hines | Miller, K. D. | Stromer |
| Connors | Hinkhouse | Miller, O. L. | Svoboda |
| Crawford | Horn | Monroe | Tauke |
| Cusack | Howell | Newhard | Varley |
| Den Herder | Hullinger | Norland | Walter |
| Dieleman | Hutchins | Oakley | Wells |
| Doyle | Jochum | O'Halloran | West |
| Dyrland | Jordan | Patchett | Wulff |
| Egenes | Koogler | Pavich | Mr. Sneaker |
| Evans | Krause | Perkins | (Jesse) |
| Fitzgerald |  |  |  |
| The nays were, 17: |  |  |  |
| Bennett | Danker | Kreamer | Pellett |
| Bortell | Fullerton | Middleswart | Welden |
| Branstad | Husak | Nealson | Woods |
| Crabb | Junker | Nielsen | Wyckoff |
| Daggett |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Avenson Bittle | Drake Dunton | Hargrave Millen | Tofte |

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

IMMEDIATE MESSAGE
(Senate File 427)
Cusack of Scott asked and received unanimous consent that Senate File 427 be immediately messaged to the Senate.

> AMENDMENT WITHDRAWN
> (H-4029 to Senate File 501)

Danker of Pottawattamie asked and received unanimous consent that amendment H-4029, to Senate File 501, filed by Danker, et al., on June 3, 1975, and found on pages 2116 and 2117 of the House Journal, be withdrawn.

## HOUSE INSISTS <br> (Senate File 566)

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue.

Griffee of Chickasaw moved that the House insist on its amendment to Senate File 566.

The motion prevailed and the House insists on its amendment.
Speaker Cochran in the chair at $3: 05$ p.m.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 60

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 60 filed on June 17, 1975, and found on pages 2614 through 2621 of the House Journal.

Nielsen of Polk moved the adoption of Senate Concurrent Resolution 60.

The motion prevailed and the resolution was adopted.

## CONSIDERATION OF BILLS

Fitzgerald of Webster asked and received unanimous consent to invoke Rule 56 for the immediate consideration of Senate File 583, a bill for an act to amend the rules of civil procedure proposed by the supreme court.

Middleton of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 583)
The ayes were, 88:

| Anderson | Bennett | Brandt | Brunow <br> Avenson |
| :--- | :--- | :--- | :--- |
| Baker | Bina | Branstad | Byerly |
|  | Bortell | Brockett | Caffrey |


| Crabb | Harper | McElroy | Readinger |
| :---: | :---: | :---: | :---: |
| Crawford | Harvey | Menke | Rinas |
| Cusack | Hennessey | Mennenga | Scheelhaase |
| Daggett | Higgins | Middleton | Schroeder |
| Danker | Hinkhouse | Millen | Small |
| Den Herder | Horn | Miller, A. V. | Spear |
| Dieleman | Howell | Miller, K. D. | Spencer |
| Doyle | Husak | Miller, O. L. | Spradling |
| Dyrland | Hutchins | Monroe | Stromer |
| Egenes | Jesse | Newhard | Svoboda |
| Evans | Jochum | Nielsen | Tauke |
| Fitzgerald | Jordan | Norland | Varley |
| Fullerton | Junker | Oakley | Walter |
| Gentleman | Koogler | O'Halloran | Welden |
| Gilloon | Krause | Patchett | West |
| Griffee | Lageschulte | Pavich | Woods |
| Halvorson | Lindeen | Pellett | Wulff |
| Hansen | Lipsky | Perkins | Wyckoff |
| Hargrave | Lonergan | Poncy | Mr. Speaker |

The nays were, none.
Absent or not voting, 12:

| Bittle | Drake | Hullinger | Nealson |
| :--- | :--- | :--- | :--- |
| Clark | Dunton | Kreamer | Tofte |
| Connors | Hines | Middleswart | Wells |

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

## HOUSE RECEDES <br> (Senate File 563)

Griffee of Chickasaw called up for consideration Senate File 563, a bill for an act appropriating funds to the office of the citizens' aide, and moved that the House recede from division B of the House amendment as follows:

## Division B

6 2. Page 1, by inserting after line 13 the
following new section:
"Sec. 3. Section six hundred one G point six (601G.6), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

The citizens' aide shall appoint an assistant who shall be responsible for investigating complaints relating only to penal or correctional agencies and shall appoint another assistant who shall be responsible for investigating complaints relating only to Indian problems. A person who is an assistant of Indian problems shall have knowledge of American Indian cultures and the problems of American Indians living in this state."

The motion prevailed and the House recedes from its amendment.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 563)
The ayes were, 78:

| Anderson | Evans | Junker | Poncy |
| :---: | :---: | :---: | :---: |
| Avenson | Fitzgerald | Koogler | Readinger |
| Baker | Fullerton | Krause | Rinas |
| Bina | Gentleman | Lageschulte | Scheelhase |
| Brandt | Gilloon | Lindeen | Schroeder |
| Brockett | Griffee | Lonergan | Small |
| Brunow | Halvorson | McElroy | Spear |
| Byerly | Hargrave | Mennenga | Spencer |
| Caffrey | Harper | Middleton | Spradling |
| Clark | Harvey | Miller, A. V. | Stromer |
| Connors | Hennessey | Miller, K. D. | Svoboda |
| Crawford | Higgins | Miller, O. L. | Tauke |
| Cusack | Horn | Monroe | Varley |
| Daggett | Howell | Newhard | Walter |
| Den Herder | Hullinger | Nielsen | Wells |
| Dieleman | Husak | Oakley | West |
| Doyle | Hutchins | O'Halloran | Woods |
| Dunton | Jesse | Patchett | Wulff |
| Dyrland | Jochum | Pavich | Mr. Speaker |
| Egenes | Jordan |  |  |
| The nays were, 12 : |  |  |  |
| Bortell | Danker | Menke | Perkins |
| Branstad | Hansen | Millen | Welden |
| Crabb | Hinkhouse | Pellett | Wyckoff |
| Absent or not voting, 10: |  |  |  |
| Bennett | Hines | Middleswart | Norland |
| Bittle | Kreamer | Nealson | Tofte |
| Drake | Lipsky |  |  |

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

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

The House resumed consideration of Senate File 192, a bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages.

Oakley of Clinton offered the following amendment H-4216 filed by him and moved its adoption:

[^69]7 unreasonbly withheld. If the judge so finds, the judge shall proceed to review the application under subsection b of this section."

Amendment H-4216 was adopted.
Brandt of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

> On the question "Shall the bill pass?" (S.F. 192)

The ayes were, 88 :

| Anderson | Fitzgerald | Junker | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Fullerton | Koogler | Pellett |
| Bennett | Gentleman | Krause | Poncy |
| Bina | Gilloon | Lageschulte | Readinger |
| Brandt | Griffee | Lindeen | Rinas |
| Branstad | Halvorson | Lipsky | Scheelhaase |
| Brockett | Hansen | Lonergan | Schroeder |
| Brunow | Hargrave | McElroy | Small |
| Byerly | Harper | Menke | Spear |
| Caffrey | Harvey | Mennenga | Spencer |
| Clark | Hennessey | Middleton | Spradling |
| Connors | Higgins | Millen | Stromer |
| Crabb | Hines | Miller, A. V. | Svoboda |
| Crawford | Hinkhouse | Miller, K. D. | Tauke |
| Cusack | Horn | Miller, 0.L. | Varley |
| Den Herder | Howell | Monroe | Walter |
| Dieleman | Hullinger | Newhard | Wells |
| Doyle | Husak | Nielsen | West |
| Dunton | Hutchins | Norland | Woods |
| Dyrland | Jesse | Oakley | Wulff |
| Egenes | Jochum | O'Halloran | Wyckoff |
| Evans | Jordan | Patchett | Mr. Speaker |
| The nays were, 7: |  |  |  |
| Baker | Daggett | Kreamer | Welden |
| Bortell | Danker | Perkins |  |
| Absent or not voting, 5: |  |  |  |
| Bittle | Middleswart | Nealson | Tofte |
| Drake |  |  |  |

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

IMMEDIATE MESSAGE
(Senate File 192)
Brandt of Black Hawk asked and received unanimous consent that Senate File 192 be immediately messaged to the Senate.

Senate File 358, a bill for an act relating to neglected, dependent, and delinquent children, with report of committee recommending passage, was taken up for consideration.

Higgins of Scott asked and received unanimous consent that amendments $\mathrm{H}-4223$ and $\mathrm{H}-4224$, filed by him on June 12, 1975, and found on pages 2432 and 2433 of the House Journal, be withdrawn.

Higgins of Scott offered the following amendment H-4242 filed by him and Lipsky of Linn and moved its adoption:

```
H-4242
    Amend Senate File 358, as passed by the
    Senate, page 5, by inserting after line 7 the
    following:
        "Sec. ..... Chapter two hundred thirty-two
    (232), Code 1975, is amended by adding the following
    new section:
        NEW SECTION. PLACEMENT OF A CHILD IN NEED OF
    ASSISTANCE. Notwithstanding the provisions of
    section two hundred thirty-two point thirty-three
    (232.33), subsections four (4) and five (5) of the
    Code, a minor adjudicated as a child in need of
    assistance shall not be placed in the Iowa training
    school for boys, or the Iowa training school for
    girls."
```

A non-record roll call was requested.
The ayes were 55 , nays 13 .
Amendment H-4242 was adopted.
Higgins of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 358)
The ayes were, 79:

| Avenson | Evans | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Junker | Perkins |
| Bina | Fullerton | Koogler | Poncy |
| Bortell | Gentleman | Krause | Readinger |
| Brandt | Gilloon | Lageschulte | Rinas |
| Brockett | Griffee | Lindeen | Scheelhaase |
| Brunow | Halvorson | Lipsky | Schroeder |
| Byerly | Hansen | McElroy | Small |
| Caffrey | Hargrave | Menke | Spear |
| Clark | Harper | Mennenga | Spencer |
| Connors | Harvey | Middleswart | Spradling |
| Crabb | Hennessey | Millen | Tauke |
| Crawford | Higgins | Miller, A. V. | Varley |
| Cusack | Hines | Miller, K. D. | Walter |
| Daggett | Hinkhouse | Miller, O. L. | Wells |
| Dieleman | Horn | Newhard | West |
| Doyle | Howell | Norland | Woods |
| Dunton | Hullinger | O'Halloran | Wulff |
| Dyrland | Jesse | Patchett | Mr. Speaker |
| Egenes | Jochum | Pavich |  |

The nays were, 7:

| Bennett <br> Branstad | Danker <br> Kreamer | Lonergan <br> Welden | Wyckoff |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 14: |  |  |  |
| Anderson | Husak |  |  |
| Bittle | Hutchins | Nealson | Nielsen |
| Den Herder | Middleton | Oakley | Svoboda <br> Drake |
| Monroe | Mofte |  |  |

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

## IMMEDIATE MESSAGE <br> (Senate File 358)

Higgins of Scott asked and received unanimous consent that Senate File 358 be immediately messaged to the Senate.

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

Senate File 184, a bill for an act increasing the mileage rate paid to jurors and the witness fees and mileage paid to witnesses, with report of committee recommending passage, was taken up for consideration.

Monroe of Des Moines offered the following amendment $\mathrm{H}-4336$ filed by him from the floor and moved its adoption:

H-4336
1 Amend Senate File 184, as amended and passed
2 by the Senate, as follows:
3 Title page, by inserting after the word "rate"
4 in line 1 the words "and certain fees".
Amendment H-4336 was adopted.
Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass ?" (S.F. 184)
The ayes were, 79:

| Anderson | Caffrey | Egenes | Hennessey |
| :--- | :--- | :--- | :--- |
| Avenson | Clark | Evans | Higgins |
| Baker | Connors | Fitzgerald | Hines |
| Bennett | Crabb | Fullerton | Horn |
| Bina | Crawford | Gentleman | Hullinger |
| Bortell | Cusack | Gilloon | Husak |
| Brandt | Daggett | Griffee | Hutchins |
| Branstad | Den Herder | Halvorson | Jesse |
| Brockett | Dieleman | Hargrave | Jochum |
| Brunow | Doyle | Harper | Jordan |
| Byerly | Dyrland | Harvey | Junker |


| Koogler | Millen | Pellett | Tauke |
| :---: | :---: | :---: | :---: |
| Krause | Miller, A. V. | Perkins | Varley |
| Lageschulte | Monroe | Poncy | Walter |
| Lindeen | Newhard | Readinger | Wells |
| Lipsky | Norland | Rinas | West |
| Lonergan | Oakley | Scheelhaase | Wulff |
| McElroy | O'Halloran | Spear | Wyckoff |
| Menke | Patchett | Spradling | Mr. Speaker |
| Mennenga | Pavich | Svoboda |  |
| The nays were, 9: |  |  |  |
| Danker | Kreamer | Miller, O. L. | Spencer |
| Hansen | Middleswart | Small | Welden |
| Hinkhouse |  |  |  |
| Absent or not voting, 12: |  |  |  |
| Bittle | Howell | Nealson | Stromer |
| Drake | Middleton | Nielsen | Tofte |
| Dunton | Miller, K. D. | Schroeder | Woods |

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

The House resumed consideration of Senate File 511, a bill for an act relating to vessels, and amendment H-4225 as follows:

H-4225
1 Amend Senate File 511, as amended and passed by
2 the Senate, as follows:

10 legally licensed duck hunter during the open season
11 for ducks and used solely for the purpose of hunting
12 ducks."
Avenson of Fayette offered the following amendment H-4335, to amendment $\mathrm{H}-4225$, filed by him from the floor and moved its adoption:
H-4335
1 Amend the Avenson amendment H-4225, to Senate
2 File 511, as amended and passed by the Senate, as
3 follows:
4 By striking all of lines 10 through 12 and
5 inserting in lieu thereof the following: "person
6 lawfully hunting migratory waterfowl, as defined in
7 chapter one hundred ten $B$ (110B) of the Code, and
8 used solely for the purpose of hunting migratory
9 waterfowl."
A non-record roll call was requested.
Rule 69 was invoked.

The ayes were 40 , nays 43.
Amendment H-4335 lost.
Avenson of Fayette asked and received unanimous consent that amendment $\mathrm{H}-4225$ be withdrawn.

Wyckoff of Benton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 511)
The ayes were, 91:

| Anderson | Egenes | Junker <br> Avenson | Evans <br> Boogler |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Krause | Pellett <br> Perkins |
| Bennett | Fullerton | Koncy |  |
| Bina | Gentleman | Lageschulte | Readinger |
| Bortell | Gilloon | Rinas |  |
| Brandt | Halvorson | Lindeen | Scheelhaase |
| Branstad | Hansen | Lipser | Schroeder |
| Brockett | Hargrave | McElroy | Small |
| Brunow | Harper | Menke | Spear |
| Byerly | Harvey | Mennenga | Spencer |
| Caffrey | Hennessey | Middleswart | Stradling |
| Clark | Higgins | Miller, A.V. | Tauker |
| Connors | Hines | Miller, K. D. | Varley |
| Crabb | Hinkhouse | Miller, O.L. | Walter |
| Crawford | Horn | Monroe | Welden |
| Cusack | Howell | Newhard | Wells |
| Daggett | Hullinger | Nielsen | West |
| Danker | Husak | Norland | Woods |
| Den Herder | Hutchins | Oakley | Wulff |
| Dieleman | Jesse | O'Halloran | Wyckoff |
| Doyle | Jochum | Patchett | Mr. Speaker |
| Dyrland | Jordan | Pavich |  |

The nays were, 1:
Griffee
Absent or not voting, 8:
Bittle Dunton
Drake
Middleton

| Millen | Svoboda |
| :--- | :--- |
| Nealson |  |

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

## IMMEDIATE MESSAGE <br> (Senate File 511)

Wyckoff of Benton asked and received unanimous consent that Senate File 511 be immediately messaged to the Senate.

Senate File 378, a bill for an act providing for identification of boars, sows and stags designated for slaughter, with report of committee recommending passage, was taken up for consideration.

Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Under the provisions of Rule 71, Scheelhaase of Woodbury refrained from voting.

On the question "Shall the bill pass?" (S.F. 378)
The ayes were, 88:

| Anderson | Dyrland <br> Agenes | Jochum <br> Avenson | Jordan |
| :--- | :--- | :--- | :--- |
| Evaker | Evans | O'Halloran <br> Patchett |  |
| Bennett | Fitzerald | Junker | Pavich |
| Bina | Fullerton | Krause | Pellett |
| Bortell | Gentleman | Kreamer | Perkins |
| Brandt | Gilloon | Lageschulte | Readinger |
| Branstad | Griffee | Lindeen | Schroeder |
| Brockett | Halvorson | Lipsky | Spear |
| Brunow | Hansen | Lonergan | Spencer |
| Byerly | Hargrave | McElroy | Spradling |
| Caffrey | Harper | Menke | Svoboda |
| Clark | Harvey | Mennenga | Tauake |
| Connors | Hennessey | Middleswart | Varley |
| Crabb | Higgins | Miller, A.V. V. | Walter |
| Crawford | Hinkhouse | Miller, K. D. | Welden |
| Cusack | Horn | Miller, O. L. | Wells |
| Daggett | Howell | Monroe | West |
| Danker | Hullinger | Nealson | Woods |
| Den Herder | Husak | Newhard | Wulff |
| Dieleman | Hutchins | Nielsen | Wyckoff |
| Doyle | Jesse | Oakley | Mr. Speaker |
|  |  |  |  |

The nays were, 2:
Small Stromer
Absent or not voting, 10:

Bittle
Drake
Dunton

Hines
Middleton
Millen

| Norland | Scheelhaase <br> Tofte |
| :--- | :--- |

Poncy

Tofte

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

## SENATE FILE 167 DEFERRED

Senate File 167, a bill for an act relating to licensing and regulating restaurants and food establishments, with report of committee recommending passage, was taken up for consideration.

Schroeder of Pottawattamie offered the following amendment H-4337 filed by him and Woods of Polk from the floor. Division was requested as follows:

H-4337
1 Amend Senate File 167, as amended and passed by
2 the Senate, as follows:

H-4337A

4337B

1. Page 1, by inserting before line 1 the following:
"Sec. ..... Section one hundred twenty-three point forty-nine (123.49), subsection two (2), paragraph c, Code 1975, is amended to read as follows:
c. Sell alcoholic beverages or beer to any person, except to a person holding a class " $B$ " or class
"C" beer permit, on credit, except with a bona fide credit card. This provision shall not apply to sales by a club to its members nor to sales by a hotel or motel to bona fide registered guests.

Sec. ..... Section one hundred twenty-three point forty-five (123.45), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

No person engaged in the business of manufacturing, bottling, or wholesaling alcoholic beverages or beer, nor any jobber or agent of such person, shall directly or indirectly supply, furnish, give, or pay for any furnishings, fixtures, or equipment used in the storage, handling, serving, or dispensing of alcoholic beverages, beer, or food within the place of business of a licensee or permittee authorized under the provisions of this chapter, to sell at retail; nor shall he directly or indirectly extend any credit for alcoholic beverages or beer, except to the holder of a class " $B$ " or class " $C$ "' beer permit and for a period not to exceed forty-five days, or pay for any such license or permit, nor directly or indirectly be interested in the ownership, conduct, or operation of the busines of another licensee or permittee authorized under the provisions of this chapter to sell at retail. Any licensee or permittee who shall permit or assent or be a party in any way to any such violation or infringement of the provisions of this chapter shall be deemed guilty of a violation of the provisions of this chapter."
2. By renumbering sections and correcting internal references in conformity with this amendment.
Husak of Tama rose on a point of order that amendment $\mathrm{H}-4337$ was not germane.

The Speaker propounded the question to the House.
The ayes were 44, nays 35 .
Amendment H-4337 was ruled germane.
Debate having exceeded the allowed time, Husak of Tama asked for unanimous consent to suspend the rules to continue debate.

Objection was raised.

Husak of Tama moved to suspend the rules to continue debate of Senate File 167.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 61, nays 28 .
The motion prevailed and the rules were suspended to continue debate of Senate File 167.

Small of Johnson moved that Senate File 167 be deferred and that the bill retain its place on the calendar.

A non-record roll call was requested.
The ayes were 53, nays 24.
The motion prevailed and Senate File 167 is deferred and the bill retains its place on the calendar.

## SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR

Senate File 364, a bill for an act relating to the practice of accountancy, with report of committee recommending passage, was taken up for consideration.

Small of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (S.F. 364)

## The ayes were, 88:

| Anderson | Doyle | Horn | Millen |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Howell | Miller, A. V. |
| Bennett | Dyrland | Husak | Miller, O. L. |
| Bina | Egenes | Hutchins | Monroe |
| Bortell | Evans | Jesse | Nealson |
| Brandt | Fitzgerald | Jochum | Newhard |
| Branstad | Fullerton | Jordan | Nielsen |
| Brockett | Gentleman | Junker | Norland |
| Brunow | Gilloon | Koogler | Oakley |
| Byerly | Griffee | Krause | O'Falloran |
| Caffrey | Halvorson | Kreamer | Patchett |
| Clark | Hansen | Lageschulte | Pavich |
| Crabb | Hargrave | Lindeen | Pellett |
| Crawford | Harper | Lipsky | Readinger |
| Cusack | Harvey | Lonergan | Rinas |
| Daggett | Hennessey | McElroy | Scheelhaase |
| Danker | Higgins | Menke | Small |
| Den Herder | Hines | Mennenga | Spear |
| Dieleman | Hinkhouse | Middleswart | Spencer |

Spradling
Stromer
Svoboda

Tauke
Varley
Walter
The nays were, 1:
Schroeder
Absent or not voting, 11:

| Avenson | Drake | Miller, K. D. | Tofte |
| :--- | :--- | :--- | :--- |
| Bittle | Hullinger | Perkins | West |
| Connors | Middleton | Poncy |  |

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

House File 652, a bill for an act relating to the restraint of dogs, with report of committee recommending passage, was taken up for consideration.

Byerly of Polk asked and received unanimous consent that amendments $\mathrm{H}-3590$ and $\mathrm{H}-4158$ filed by him on April 18, 1975, and June 11, 1975, respectively, be withdrawn.

Byerly of Polk offered the following amendment H-4180 filed by him and moved its adoption:

H-4180
Amend House File 652, page 1, by striking lines 3 through 18 and inserting in lieu thereof the following:
"NEW SECTION. RESTRAINT OF DOGS. The board of trustees of any township having a common boundary with a city having a population of two hundred thousand or more or the board of supervisors of any county on behalf of such a township may require, by resolution, that any dog within the township shall be physically restrained or under the direct supervision or control of its owner or other individual at all times, and may provide for the seizure, impoundment, and disposition of dogs not restrained."

Amendment H—4180 was adopted.
Byerly of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 652)
The ayes were, 83:

| Anderson | Branstad <br> Brockett | Clark <br> Baker | Crabb |
| :--- | :--- | :--- | :--- |
| Bina | Crawford | Dieleman <br> Doyle |  |
| Bortell | Byerly <br> Brandt | Caffrey | Cusack |


| Evans | Hutchins | Miller, A. V. | Schroeder |
| :---: | :---: | :---: | :---: |
| Fitzgerald | Jesse | Miller, O.L. | Spear |
| Fullerton | Jochum | Monroe | Spencer |
| Gilloon | Jordan | Nealson | Spradling |
| Griffee | Junker | Newhard | Stromer |
| Halvorson | Koogler | Nielsen | Svoboda |
| Hansen | Krause | Norland | Tauke |
| Hargrave | Lageschulte | O'Halloran | Varley |
| Harper | Lindeen | Patchett | Walter |
| Hennessey. | Lipsky | Pavich | Welden |
| Higgins | Lonergan | Pellett | Wells |
| Hines | McElroy | Perkins | Woods |
| Hinkhouse | Menke | Poncy | Wulff |
| Horn | Mennenga | Readinger | Wyckoff |
| Howell | Middleswart | Rinas | Mr. Speaker |
| Hullinger | Millen | Scheelhaase |  |
| The nays were, 4: |  |  |  |
| Avenson | Gentleman | Harvey | Oakley |
| Absent or not voting, 13: |  |  |  |
| Bennett | Den Herder | Kreamer | Small |
| Bittle | Drake | Middleton | Tofte |
| Connors | Husak | Miller, K. D. | West |

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

## IMMEDIATE MESSAGE <br> (House File 652)

Byerly of Polk asked and received unanimous consent that House File 652 be immediately messaged to the Senate.

## RetURNED TO SIFTING COMMITTEE <br> (Senate File 276)

Senate File 276, a bill for an act relating to the grounds for suspension or revocation of a license to practice law, with report of committee recommending pasage, was taken up for consideration.

Debate having exceeded the allowed time, Senate File 276, is returned to the sifting committee.
(Senate File 163)
Senate File 163, a bill for an act relating to the temporary service of retired supreme court judges, with report of committee recommending passage, was taken up for consideration.

Debate having exceeded the allowed time, Senate File 163 is returned to the sifting committee.

## UNANIMOUS CONSENT

Fitzgerald of Webster asked and received unanimous consent that a bill relating to an appropriation to the secretary of state for funding House File 215 be introduced and placed on the appropriations calendar.

## INTRODUCTION OF BILL

House File 917, by committee on appropropriations, a bill for an act appropriating funds to the office of secretary of state to finance the administration of House File two hundred fifteen (215).

Read first time and placed on appropriations calendar.

## UNANIMOUS CONSENT TO PLACE ON APPROPRIATIONS AND SIFTING COMMITTEE CALENDAR

Fitzgerald of Webster asked and received unanimous consent that Senate File 353 be placed on the appropriations calendar and Senate File 518 and House File 877 be placed on the sifting committee calendar.

## CONSIDERATION OF BILLS

SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR
Senate File 541, a bill for an act relating to the probate code, with report of committee recommending passage, was taken up for consideration.

Jesse of Polk offered the following amendment H-4207 filed by him and moved its adoption:

## H-4207

1 Amend Senate File 541 as passed by the Senate as follows:

1. Page 5 , line 25 , by striking the word "spouse" and inserting in lieu thereof the word "spouse,".
2. Page 5 , line 25 , by striking the word "property," and inserting in lieu thereof the word "property[,]".

Amendment H-4207 was adopted.
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 541)

The ayes were, 94:

| Anderson | Egenes | Junker | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Evans | Koogler | Perkins |
| Baker | Fitzgerald | Krause | Poncy |
| Bennett | Fullerton | Kreamer | Readinger |
| Bina | Gentleman | Lageschulte | Rinas |
| Bortell | Gilloon | Lindeen | Scheelhaase |
| Brandt | Griffee | Lipsky | Schroeder |
| Branstad | Halvorson | Lonergan | Small |
| Brockett | Hansen | McElioy | Spear |
| Brunow | Hargrave | Menke | Spencer |
| Byerly | Harper | Mennenga | Spradling |
| Cafrirey | Harvey | Middleswart | Stromer |
| Clark | Hennessey | Millen | Svoboda |
| Connors | Higgins | Miller, A. V. | Tauke |
| Crabb | Hines | Miller, O.L. | Varley |
| Crawford | Hinkhouse | Monroe | Walter |
| Cusack | Horn | Newhard | Welden |
| Daggett | Howell | Nielsen | Wells |
| Danker | Hullinger | Norland | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |
| Dyrland | Jordan |  |  |

## The nays were, none.

Absent or not voting, 6:

| Bittle | Middleton | Nealson |
| :--- | :--- | :--- |
| Drake | Miller, K. D. |  |

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

Senate File 544, a bill for an act to abolish the state advisory committee on area schools, with report of committee recommending passage, was taken up for consideration.

Patchett of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 544)
The ayes were, 89:

| Anderson | Connors | Fitzgerald | Hinkhouse |
| :--- | :--- | :--- | :--- |
| Avenson | Crabb | Fullerton | Horn |
| Baker | Crawford | Gentleman | Howell |
| Bennett | Cusack | Gilloon | Hullinger |
| Bina | Daggett | Griffee | Husak |
| Bortell | Danker | Halvorson | Hutchins |
| Brandt | Den Herder | Hansen | Jesse |
| Branstad | Dieleman | Hargrave | Jochum |
| Brockett | Doyle | Harper | Jordan |
| Brunow | Dunton | Harvey | Junker |
| Byerly | Dyrland | Hennessey | Kogler |
| Caffrey | Elark | Evans | Higgins |
| Clans | Hines | Kreamer |  |
| Lageschulte |  |  |  |


| Lindeen | Monroe |
| :--- | :--- |
| Lipsky | Newhard |
| Lonergan | Nielsen |
| McElroy | Oakley |
| Menke | O'Halloran |
| Mennenga | Patchett |
| Middleswart | Pavich |
| Millen | Pellett |
| Miller, A. V. | Perkins |
| Miller, O. L. |  |


| Poncy | Tauke |
| :--- | :--- |
| Readinger | Varley |
| Rinas | Walter |
| Scheelhaase | Welden |
| Schroeder | Wells |
| Spear | West |
| Spencer | Woods |
| Stromer | Wyckoft |
| Svoboda | Mr. Speaker |

The nays were, 1:
Wulff
Absent or not voting, 10:

| Bittle | Middleton | Norland | Spradling |
| :--- | :--- | :--- | :--- |
| Drake | Miller, K. $D$. | Small | Tofte |
| Krause | Nealson |  |  |

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

## AMENDMENT WITHDRAWN <br> (Amendment H-4337 to Senate File 167)

Schroeder of Pottawattamie asked and received unanimous consent that amendment H-4337, to Senate File 167, filed by him and Woods of Polk on June 18, 1975, from the floor, be withdrawn.

Senate File 189, a bill for an act relating to investment reports submitted to the auditor of state, with report of committee recommending passage, was taken up for consideration.

Monroe of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 189)
The ayes were, 89:

| Anderson | Cusack | Halvorson | Jesse |
| :--- | :--- | :--- | :--- |
| Avenson | Daggett | Hansen | Jochum |
| Baker | Danker | Hargrave | Jordan |
| Bennett | Den Herder | Harper | Junker |
| Bina | Dieleman | Harvey | Krause |
| Bortell | Doyle | Hennessey | Kreamer |
| Branstad | Dunton | Higgins | Lageschulte |
| Brockett | Dyrland | Hines | Lindeen |
| Brunow | Evans | Hinkhouse | Lipsky |
| Byerly | Fitzgerald | Horn | Lonergan |
| Caffrey | Fullerton | Howell | McElroy |
| Clark | Gentleman | Hullinger | Menke |
| Crabb | Gilloon | Husak | Mennenga |
| Crawford | Griffee | Hutchins | Middleswart |


| Millen | O’Halloran | Scheelhaase | Varley |
| :--- | :--- | :--- | :--- |
| Miller, A. V. | Patchett | Schroeder | Walter |
| Miller, O. L. | Pavich | Spear | Wells |
| Monroe | Pellett | Spencer | West |
| Nealson | Perkins | Spradling | Woods |
| Newhard | Poncy | Stromer | Wulff |
| Nielsen | Readinger | Svoboda | Wyckoff |
| Norland | Rinas | Tauke | Mr. Speaker |
| Oakley |  |  |  |

The nays were, none.
Absent or not voting, 11:

| Bittle | Drake |
| :--- | :--- |
| Brandt | Egenes |
| Connors | Koogler |


| Middleton | Tofte |
| :--- | :--- |
| Miller, K. D. | Welden |
| Small |  |

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

Senate File 494, a bill for an act authorizing the county recorder to combine separate index books, with report of committee recommending passage, was taken up for consideration.

Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 494)
The ayes were, 89:

| Anderson | Evans | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Junker | Perkins |
| Baker | Fullerton | Koogler | Poncy |
| Bennett | Gentleman | Krause | Readinger |
| Bina | Gilloon | Kreamer | Rinas |
| Bortell | Griffee | Lageschulte | Scheelhaase |
| Brandt | Halvorson | Lindeen | Schroeder |
| Branstad | Hansen | Lipsky | Spear |
| Brockett | Hargrave | Lonergan | Spencer |
| Brunow | Harper | McElroy | Spradling |
| Byerly | Harvey | Menke | Stromer |
| Caffrey | Hennessey | Mennenga | Svoboda |
| Clark | Higgins | Middleswart | Tauke |
| Crabb | Hines | Millen | Varley |
| Crawford | Hinkhouse | Miller, A.V. | Walter |
| Cusack | Horn | Miller, O.L. | Welden |
| Daggett | Howell | Monroe | Wells |
| Danker | Hullinger | Nealson | West |
| Den Herder | Husak | Oakley | Woods |
| Dieleman | Hutchins | O'Halloran | Wulff |
| Doyle | Jesse | Patchett | Wyckoff |
| Dunton | Jochum | Pavich | Mr. Speaker |
| Dryland |  |  |  |

The nays were, none.

Absent or not voting, 11:

| Bittle | Egenes | Newhard | Small |
| :--- | :--- | :--- | :--- |
| Connors | Middleton | Nielsen | Tofte |
| Drake | Miller, K. D. | Norland |  |

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

## UNANIMOUS CONSENT TO PLACE ON SIFTING COMMITTEE CALENDAR

Fitzgerald of Webster asked and received unanimous consent that Senate File 100 be placed on the sifting committee calendar.

## ADOPTION OF HOUSE RESOLUTION 46

O'Halloran of Black Hawk called up for consideration House Resolution 46, filed on June 13, 1975, and found on pages 2505 and 2506 of the House Journal, and moved its adoption.

The motion prevailed and House Resolution 46 was adopted.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 73

Krause of Palo Alto called up for consideration House Concurrent Resolution 73 filed on June 13, 1975, and found on pages 2503 and 2504 of the House Journal.

Krause of Palo Alto offered the following amendment H-4306 filed by him and moved its adoption:

H-4306
1 Amend House Concurrent Resolution 78 as follows:

1. Page 3, by inserting after line 19 the following:
"Be It Further Resolved, That the committees on transportation of both houses of the general assembly review the transportation policy hereby approved and the transportation plan, which is to be submitted to the general assembly on January 1, 1976 during the month of January, 1976, and submit their findings and recommendations to the House of Representatives and Senate.

Be It Further Resolved, That the legislative council is authorized to create a study committee composed of legislators of both houses of the general assembly serving on the committees on transportation to monitor the progress on the development of the transportation plan by the department of transportation, and to offer adequate legislative input."

Amendment H—4306 was adopted.

Krause of Palo Alto moved the adoption of House Concurrent Resolution 73, as amended.

The motion prevailed and the resolution, as amended, was adopted.

> IMMEDIATE MESSAGE
> (House Concurrent Resolution 73)

Krause of Palo Alto asked and received unanimous consent that House Concurrent Resolution 73 be immediately messaged to the Senate.

SIFTING COMMITTEE NONCONTROVERSIAL CALENDAR
The House resumed consideration of Senate File 167, a bill for an act relating to licensing and regulating restaurants and food establishments.

Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 167)
The ayes were, 85:

| Anderson | Dunton | Hutchins | Oakley |
| :---: | :---: | :---: | :---: |
| Avenson | Egenes | Jesse | O'Halloran |
| Baker | Evans | Jochum | Patchett |
| Bennett | Fitzgerald | Jordan | Pavich |
| Bina | Fullerton | Koogler | Pellett |
| Bittle | Gentleman | Krause | Perkins |
| Bortell | Gilloon | Kreamer | Poncy |
| Brandt | Griffee | Lageschulte | Readinger |
| Branstad | Halvorson | Lindeen | Scheelhaase |
| Brockett | Hansen | McElroy | Small |
| Brunow | Hargrave | Menke | Spear |
| Byerly | Harper | Mennenga | Spencer |
| Caffrey | Harvey | Middleswart | Stromer |
| Clark | Hennessey | Millen | Svoboda |
| Connors | Higgins | Miller, A. V. | Welden |
| Crabb | Hines | Miller, K. D. | Wells |
| Crawford | Hinkhouse | Miller, O. L. | West |
| Cusack | Horn | Monroe | Woods |
| Daggett | Howell | Nealson | Wulff |
| Den Herder | Hullinger | Nielsen | Wyckoff |
| Dieleman | Husak | Norland | Mr. Speaker |
| Doyle |  |  |  |
| The nays were, 7: |  |  |  |
| Danker | Lipsky | Spradling | Walter |
| Dyrland | Schroeder | Tauke |  |
| Absent or not voting, 8: |  |  |  |
| Drake | Lonergan | Newhard | Tofte |
| Junker | Middleton | Rinas | Varley |

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has, on June 18, 1975, adopted the conference committee report and the amendments contained therein and passed House File 215, a bill for an act relating to farming by corporations.

Also: That the Senate has on June 18, 1975, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 431, a bill for an act providing for an appropriation to state regulatory agencies established for campaign finance disclosure, insurance, real estate and subjects regulated by the secretary of state.
Also: That the Senate has on June 18, 1975, concurred in the House amendment to the Senate amendment to the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 496, a bill for an act relating to gambling.
CLARK R. RASMUSSEN, Secretary

## CONFERENCE COMMITTEE APPOINTED

(Senate File 566)
The Speaker announced the appointment of the conference committee to consider the differences between the House and Senate concerning Senate File 566: Griffee of Chickasaw, chairman; Monroe of Des Moines, Wells of Linn, Schroeder of Pottawattamie and Crabb of Crawford.

## CONSIDERATION OF BILLS

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate File 100, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts, with report of committee recommending amendment and passage.

Baker of Buena Vista asked and received unanimous consent that amendment H-3221, filed by him on March 5, 1975, and found on page 536 of the House Journal, be withdrawn.

Hutchins of Guthrie offered the following amendment H-3652, filed by the committee on county government and moved its adoption:

[^70]3
4

1. Page 1, line 4, by striking the words
"[work] or ropairs thereon" and inserting in lieu thereof the word "work".
2. Page 1, line 5, by striking the words "[therefor of] for" and inserting in lieu thereof the words "therefor of".
3. Page 1 , line 33 , by striking the words
"[work] or repairs thereon" and inserting in lieu thereof the word "work".
4. Page 1, line 42, by striking the following ", or repairs thereon," and inserting in lieu
thereof the words "[, or repairs thereof,]".
Amendment $\mathrm{H}-3652$ was adopted.
Hutchins of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S. F. 100)
The ayes were, 84 :

| Anderson | Evans | Koogler | Pellett |
| :--- | :--- | :--- | :--- |
| Baker | Fitzgerald | Krause | Perkins |
| Bennett | Gentleman | Kreamer | Readinger |
| Bittle | Gilloon | Lageschulte | Scheelhaase |
| Bortell | Griffee | Lindeen | Schroeder |
| Brandt | Halvorson | Lipsky | Small |
| Branstad | Hansen | Lonergan | Spear |
| Brockett | Hargrave | McElroy | Spencer |
| Brunow | Harvey | Menke | Spradling |
| Byerly | Hennessey | Mennenga | Stromer |
| Caffrey | Higgins | Middleswart | Svoboda |
| Connors | Hines | Millen | Tauke |
| Crabb | Hinkhouse | Miller, A. V. | Varley |
| Cusack | Horn | Miller, K. D. | Walter |
| Daggett | Howell | Miller, O. L. | Welden |
| Den Herder | Hullinger | Nielsen | Wells |
| Dieleman | Husak | Norland | West |
| Doyle | Hutchins | Oakley | Woods |
| Dunton | Jesse | O'Halloran | Wulff |
| Dyrland | Jochum | Patchett | Wyckoff |
| Egenes | Jordan | Pavich | Mr. Speaker |
| The nays were, | 7: |  |  |
| Bina | Crawford | Harper | Poncy |
| Clark | Danker | Nealson |  |
| Absent or not voting, 9: |  |  |  |
| Avenson | Junker |  | Monroe |

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

## IMMEDIATE MESSAGE

(Senate File 100)
Hutchins of Guthrie asked and received unanimous consent that Senate File 100 be immediately messaged to the Senate.

## HOUSE RESOLUTION 37 DEFERRED

Koogler of Mahaska called up for consideration House Resolution 37 filed on May 19, 1975, and found on pages 1809 and 1810 of the House Journal.

Millen of Van Buren moved that House Resolution 37 be deferred.

The motion prevailed and House Resolution 37 is deferred.

## ADOPTION OF HOUSE RESOLUTION 24

Fitzgerald of Webster asked and received unanimous consent that House Resolution 24, filed on April 17, 1975, and found on pages 1157 and 1158 of the House Journal and currently on the unanimous consent calendar, be adopted by unanimous consent.

## UNANIMOUS CONSENT CALENDAR (House Resolution 47)

We hereby request that House Resolution 47, filed on June 13, 1975, and found on pages 2506 and 2507 of the House Journal, be placed on the unanimous consent calendar.

JUNKER of Woodbury DOYLE of Woodbury FULLERTON of Woodbury SCHEELHAASE of Woobdury

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on Wednesday, June 11, and Thursday, June 12. Had I been present, I would have voted in the following manner: "Aye" on House Files 910, 911, 77, 825, 883, 912, 913, and 185, and Senate Files 491 and H-4171 to Senate File 491, 562, 565, 511, 456, 536, 572, and Senate Joint Resolution 13 and H-4244 to it. I would have also voted "aye" on the motion to suspend the rules to continue debate and to consider amendment H-4160 to Senate File 489, and on amendments $\mathrm{H}-4166$ and $\mathrm{H}-4169$ to $\mathrm{H}-4160$. I would have also voted "aye" on the motion to suspend the rules for consideration of $\mathrm{H}-4194 \mathrm{~B}$ and $\mathrm{H}-4194 \mathrm{C}$ to House File 66.

I would have voted "nay" on the motion to suspend the rules for consideration of H-4178 to Senate File 489, and on Senate File 489 itself. I also would have voted "nay" on H-4185 to Senate File 491, and the motion to suspend the rules for consideration of H-4194A to House File 66, and House File 66, H-4209, H-4210, and H-4195 to Senate File 536, and on the question "Shall Senate File 536 be deferred?". I also would have voted
"nay" on House File 848, H-4231 to House File 913, Senate File 567, and $\mathrm{H}-4160$ to Senate File 489.

BINA of Scott

## COMMUNICATION FROM THE SECRETARY OF STATE

June 18, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 558 was published in The Des Moines Register, Des Moines, Iowa, June 7, 1975, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa, June 10, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secreary of State

On motion by Fitzgerald of Webster, the House adjourned at 6:22 p.m. until 9:00 a.m., Thursday, June 19, 1975.

## JOURNAL OF THE HOUSE

One Hundred Fifth-eighth Calendar Day-One Hundred Fifth Session Day

## Hall of the House of Representatives Des Moinis, Iowa, Thursday, June 19, 1975

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

Prayer was offered by Miss Candy Kennedy, Office of Legislative Activity, Diocese of Des Moines, Des Moines, Iowa.

The Journal of Wednesday, June 18, 1975, was approved.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Drake of Muscatine and Tofte of Winneshiek on request of Varley of Adair.

## PRESENTATION OF VISITORS

O'Halloran of Black Hawk presented the Honorable Senator Daisy Thaler from Louisville, Kentucky, representing Jefferson County.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 18, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 916, a bill for an act relating to employment security.
Also: That the members of the conference committee on Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue, on the part of the Senate are: The Senator from Linn, Mr. Sovern, chairman; the Senator from Butler, Mr. Burroughs; the Senator from Woodbury, Mr. Kelly; the Senator from Jackson, Mr. Norpel; and the Senator from Kossuth, Mr. Priebe.

CLARK R. RASMUSSEN, Secretary

## UNANIMOUS CONSENT FOR IMMEDIATE CONSIDERATION

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of the following bills: House File 877, Senate File 518, House File 917, Senate File 353, and Senate File 501.

## CONSIDERATION OF BILLS

## SIFTING COMMITTEE CALENDAR

House File 877, a bill for an act relating to the placement and adoption of South Vietnamese children, was taken up for consideration.

Small of Johnson in the chair at $9: 28$ a.m.
By unanimous consent the following corrective amendment H-4340 filed by Oakley of Clinton from the floor was adopted:

H-4340
1 Amend House File 877, page 2, by striking all
2 of lines 8 through 12 and inserting in lieu thereof
3 the following: "Sec. 4. The provisions of section".
Oakley of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 877)
The ayes were, 77:

| Anderson | Doyle | Jochum | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Dunton | Jordan | Pellett |
| Baker | Dryland | Koogler | Perkins |
| Bennett | Evans | Kreamer | Poncy |
| Bina | Fitzgerald | Lageschulte | Readinger |
| Bittle | Fullerton | Lindeen | Schroeder |
| Bortell | Gentleman | Lipsky | Spear |
| Brandt | Gilloon | Lonergan | Spencer |
| Branstad | Halvorson | McElroy | Spradling |
| Brunow | Hansen | Menke | Stromer |
| Byerly | Hargrave | Middleswart | Tauke |
| Clark | Harper | Middleton | Varley |
| Cochran | Harvey | Millen | Walter |
| Crabb | Hennessey | Miller, A.V. | Wells |
| Crawford | Higgins | Miller, O.L. | West |
| Cusack | Horn | Monroe | Woods |
| Daggett | Howell | Newhard | Wulff |
| Danker | Hullinger | Oakley | Mr. Speaker |
| Den Herder | Husak | Patchett | (Small) |
| Dieleman | Hutchins |  |  |

The nays were, 5 :
Miller, K. D. Scheelhaase
Nealson
Absent or not voting, 18:

| Brockett | Griffee |
| :--- | :--- |
| Caffrey | Hines |
| Connors | Hinkhouse |
| Drake | Jesse |
| Egenes | Junker |


| Krause | O'Halloran |
| :--- | :--- |
| Mennenga | Rinas |
| Nielsen | Svoboda |
| Norland | Tofte |

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

## IMMEDIATE MESSAGE <br> (House File 877)

Oakley of Clinton asked and received unanimous consent that House File 877 be immediately messaged to the Senate.

## SIFTING COMMITTEE CALENDAR

Senate File 518, a bill for an act creating a child support recovery unit within the department of social services, prescribing the powers and duties thereof, and providing for the assignment of rights to child support payments by any person who receives public assistance and providing a penalty, was taken up for consideration.

Hargrave of Johnson asked and received unanimous consent that amendment H-4058 (to page 4), filed by him on June 4, 1975, and found on pages 2149 and 2150 of the House Journal, be withdrawn.

Oakley of Clinton asked and received unanimous consent that amendment H-4217 (to page 4) filed by him on June 11, 1975, and found on page 2364 of the House Journal, be withdrawn.

Oakley of Clinton offered the following amendment H-4234 filed by him and Jesse of Polk and moved its adoption:

Amend Senate File 518, as passed by the Senate, as follows:

1. Page 4, by striking lines 25 through 31 and inserting in lieu thereof the following:
"Sec. 7. NEW SECTION. LEGAL SERVICES. The attorney general may perform the legal services for the child support recovery program and may enforce all laws for the recovery of child support from responsible relatives. The attorney general shall have power to file and prosecute:
a. contempt of court proceedings to enforce any order of court pertaining to child support.
b. cases under chapter two hundred fifty-two $A$ (252A), Code 1975, the Uniform Support of Dependents Law.
c. an information charging desertion under the provisions of chapter seven hundred thirty-one (731), Code 1975.
d. any other lawful action which will secure collection of support for minor children.

For the aforesaid purposes, the attorney

22 general shall have the same power to commence, file
23 and prosecute any action or information in the proper
24 jurisdiction, which the county attorney could file or
25
26
27
28 prosecute in that jurisdiction. This shall in no way relieve any county attorney from his or her duties, or the supervisory power of the attorney general, in recovery of child support."

Amendment $\mathrm{H}-4234$ was adopted.
Hargrave of Johnson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 518)
The ayes were, 75 :

| Anderson | Dyrland | Junker | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Koogler | Perkins |
| Baker | Fitzgerald | Lindeen | Poncy |
| Bennett | Fullerton | Lipsky | Readinger |
| Bina | Gentleman | Lonergan | Scheelhaase |
| Brandt | Gilloon | McElroy | Spear |
| Branstad | Halvorson | Menke | Spencer |
| Brockett | Hansen | Mennenga | Spradling |
| Brunow | Hargrave | Middleswart | Svoboda |
| Byerly | Harper | Middleton | Tauke |
| Clark | Harvey | Millen | Varley |
| Cochran | Hennessey | Miller, A. V. | Walter |
| Crabb | Hines | Miller, K. D. | Wells |
| Crawford | Horn | Miller, O. L. | West |
| Cusack | Howell | Monroe | Woods |
| Den Herder | Husak | Nealson | Wulff |
| Dieleman | Hutchins | Newhard | Wyckoff |
| Doyle | Jochum | Oakley | Mr. Speaker |
| Dunton | Jordan | Patchett | (Small) |

The nays were, 9 :

| Bittle | Danker <br> Bortell <br> Daggett |
| :--- | :--- |

Absent or not voting, 16:

| Caffrey | Griffee |
| :--- | :--- |
| Connors | Hinkhouse |
| Drake | Hullinger |
| Egenes | Jesse |

Kreamer Pellett

Lageschulte Welden

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

Hargrave of Johnson asked and received unanimous consent that Senate File 518 be immediately messaged to the Senate.

## APPROPRIATIONS CALENDAR

House File 917, a bill for an act appropriating funds to the office of secretary of state to finance the administration of House File two hundred fifteen (215), was taken up for consideration.

Husak of Tama moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 917)
The ayes were, 85 :

| Anderson | Dieleman | Junker | Pellett |
| :---: | :---: | :---: | :---: |
| Avenson | Doyle | Koogler | Perkins |
| Baker | Dunton | Lageschulte | Poncy |
| Bennett | Evans | Lindeen | Readinger |
| Bina | Fitzgerald | Lipsky | Scheelhaase |
| Bittle | Fullerton | Lonergan | Schroeder |
| Bortell | Gentleman | McElroy | Spear |
| Brandt | Gilloon | Menke | Spencer |
| Branstad | Halvorson | Mennenga | Spradling |
| Brockett | Hansen | Middleswart | Stromer |
| Brunow | Hargrave | Middleton | Svoboda |
| Byerly | Harper | Millen | Tauke |
| Caffrey | Hennessey | Miller, A. V. | Varley |
| Clark | Higgins | Miller, K. D. | Walter |
| Cochran | Hines | Miller, 0.1. | Welden |
| Connors | Horn | Monroe | Wells |
| Crabb | Howell | Nealson | Woods |
| Crawford | Hullinger | Newhard | Wulff |
| Cusack | Husak | Nielsen | Wyckoff |
| Daggett | Hutchins | Patchett | Mr. Speaker |
| Danker | Jochum | Pavich | (Small) |
| Den Herder | Jordan |  |  |
| The nays were, 3: |  |  |  |
| Harvey | Kreamer | Oakley |  |
| Absent or not roting, 12: |  |  |  |
| Drake | Griffee | Krause | Rinas |
| Dyrland | Hinkhouse | Norland | Tofte |
| Egenes | Jesse | O'Halloran | West |

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

> IMMEDIATE MESSAGE
> (House File 917)

Husak of Tama asked and received unanimous consent that House File 917 be immediately messaged to the Senate.

## CHANGE OF VOTE

Nealson of Muscatine asked and received unanimous consent to change his vote from "nay" to "aye" on Senate File 518 and the vote was so recorded.

## APPROPRIATIONS CALENDAR

Senate File 353, a bill for an act making an appropriation from the general fund of the state to the Iowa American revolution bicentennial commission, was taken up for consideration.

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

On the question "Shall the bill pass?" (S.F. 353)
The ayes were, 83 :

| Anderson | Doyle | Junker | Pavich |
| :---: | :---: | :---: | :---: |
| Avenson | Dunton | Koogler | Pellett |
| Baker | Dyrland | Lageschulte | Perkins |
| Bennett | Evans | Lindeen | Poncy |
| Bina | Fitzgerald | Lipsky | Readinger |
| Bittle | Fullerton | Lonergan | Rinas |
| Bortell | Gentleman | McElroy | Scheelhaase |
| Brandt | Gilloon | Menke | Spencer |
| Branstad | Halvorson | Mennenga | Spradling |
| Brockett | Hansen | Middleswart | Stromer |
| Brunow | Harper | Middleton | Svoboda |
| Byerly | Harvey | Miller, A. V. | Tauke |
| Clark | Hennessey | Miller, K. D. | Walter |
| Cochran | Higgins | Miller, O. L. | Welden |
| Connors | Horn | Nealson | Wells |
| Crawford | Howell | Newhard | West |
| Cusack | Hullinger | Nielsen | Woods |
| Daggett | Husak | Norland | Wulff |
| Danker | Hutchins | Oakley | Wyckoff |
| Den Herder | Jochum | O'Halloran | Mr. Speaker |
| Dieleman | Jordan | Patchett | (Small) |
| The nays were, 4: |  |  |  |
| Hargrave | Hines | Monroe | Spear |
| Absent or not voting, 13: |  |  |  |
| Caffrey | Griffee | Krause | Schroeder |
| Crabb | Hinkhouse | Kreamer | Tofte |
| Drake | Jesse | Millen | Varley |

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

Speaker Cochran in the chair at 10:11 a.m.

## WAYS AND MEANS CALENDAR

Senate File 501, a bill for an act relating to the assessment and equalization of certain industrial property, with report of committee recommending amendment and passage, was taken up for consideration.

Hennessey of Delaware asked and received unanimous consent that amendment H-3923, filed by Hennessey, et al., on May 21, 1975, and found on page 1895 of the House Journal, be withdrawn.

Hennessey of Delaware offered the following amendment $\mathrm{H}-4245$ filed by the committee on ways and means and moved its adoption:

## H-4245

Amend Senate File 501, as passed by the Senate, as follows:

1. Page 1, line 6, by inserting after the word "of" the words "special purpose".
2. Page 1, line 9, by inserting after the word
"comparable" the words "special purpose".
3. Page 1, line 10, by inserting after the word "such" the words "special purpose".
4. Page 1, line 11, by striking the words "the following property:".
5. Page 1, line 12, by striking the words "refineries and".
6. Page 1 , line 20 , by inserting after the period the words "For the purposes of this paragraph, special purpose industrial property includes structures which are designed and erected for operation of a unique and special use, are not rentable in existing condition and are incapable of conversion to ordinary commercial or industrial use except at a substantial cost."
7. Amend the title, line 2, by inserting before the word "industrial" the words "special purpose".
Amendment H—4245 was adopted.
Fitzgerald of Webster moved the previous question on Senate File 501 with respect to the filing of amendments only.

Roll call was requested by Branstad of Winnebago and Harvey of Scott.

On the question "Shall the previous question motion prevail?"
The ayes were, 53 :

| Anderson | Harper | Krause | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Hennessey | Lonergan | Perkins |
| Baker | Higgins | Mennenga | Poncy |
| Bina | Hines | Middleswart | Rinas |
| Brandt | Horn | Middleton | Scheelhaase |
| Brunow | Howell | Miller, A.V. | Small |
| Byerly | Hullinger | Miller, K. D. | Spencer |
| Connors | Husak | Miller, O. L. | Spradling |
| Cusack | Hutchins | Newhard | Walter |
| Dieleman | Jochum | Nielsen | Wells |
| Doyle | Jordan | Norland | Woods |
| Dyrland | Junker | O'Halloran | Wyckoff |
| Fitzgerald | Koogler | Patchett | Mr. Speaker |

The nays were, 29:

| Bennett | Danker | Lageschulte <br> Bitle | Readinger |
| :--- | :--- | :--- | :--- |
| Brans | Lindeen | Spear |  |
| Branstad | Fullerton | Lipsky | Stromer |
| Brockett | Gentleman | McElroy | Tauke |
| Clark | Halvorson | Menke | Welden |
| Crabb | Hansen | Millen | West |
| Crawford | Harvey | Pellett | Wulff |

Absent or not voting, 18:

| Bortell | Egenes | Kreamer | Schroeder |
| :--- | :--- | :--- | :--- |
| Caffrey | Griffee | Monroe | Svoboda |
| Den Herder | Hargrave | Nealson | Tofte |
| Drake | Hinkhouse | Oakley | Varley |
| Dunton | Jesse |  |  |

The motion prevailed.
Norland of Worth offered the following amendment filed by him and Byerly of Polk from the floor:

Amend Senate File 501, as passed by the Senate, as follows:

1. Page 1, by inserting before line 1 , the
following new section:
"Sec. ..... Section four hundred twenty-one point twenty (421.20), Code 1975, is amended to read as follows:
421.20 ACTIONS. The director of revenue may bring actions of mandamus or injunction or any other proper actions in the district court to compel the performance of any order made by the director or to require any board of equalization or any other officer or person to perform any duty required by this chapter. The director shall [select] commence an action only in the district court in the county [which is most accessible to the subject matter, and] in which the defendant or defendants in [any such] the action[, but no removal of the question to any other county shall be had by any defendant in consequence of his not being a resident of the county where the action is brought or because the subject matter shall not be located in the county in which said action may be brought] perform their official duties.

Upon the filing of an action in the county required by this section the director may move to change the action to another county, and the motion shall be granted upon a showing of good cause. As used in this section, good cause shall mean those grounds for change specified in rule one hundred sixty-seven (167) of the Rules of Civil Procedure: However, the director shall not be required to submit affidavits of disintorested persons in order to prevail in the motion."

## 2. Page 1, by inserting after line 20 the following

 new sections:"Sec. ..... Section four hundred forty-one point forty-eight (441.48), Code 1975, is amended to read as follows:
441.48 NOTICE OF ADJUSTMENT. Before the director
of revenue shall adjust the valuation of any kind or class of property any such percentage, the director shall serve ten days' notice by mail, on the [assessor] county auditor of the county whose valuation is proposed to be adjusted and the director shall hold an adjourned meeting after such ten days' notice, at which time such [assessor] county or assessing juridiction may appear by its [assessor] city council or board of supervisors, city or county attorney, [or otherwise] and other city or county officials, and make written or oral protest against such proposed
adjustment, which protest shall consist simply of a statement of the error, or errors, complained of with such facts as may lead to their correction, and at such adjourned meeting final action may be taken in reference thereto.

Sec. ..... Section four hundred forty-one point forty-nine (441.49), Code 1975, is amended by striking the section and inserting in lieu thereof the following:
441.49 ADJUSTMENT BY COUNTY AUDITOR. The director shall keep a record of the review and adjustment proceedings and finish such proceedings on or before the third Monday of October. The director shall notify each county auditor by mail of the final action taken at the proceedings and specify any adjustments in the valuations of any kind or class of property to be made effective for the jurisdiction. The director shall adjust the valuation when there is a variation of five percent above or below the actual value. The county auditor shall notify by publication in official newspapers of general circulation any class or classes of property affected by an equalization order. The county auditor shall thereupon add to or deduct from the valuation of each kind or class of property in his county the required percentage, rejecting all fractions of fifty cents or less in the result, and counting all fractions over fifty cents as one dollar.

The local board of review shall reconvene in special session from November first to November thirtieth for the purpose of hearing any and all protests that any affected property owner or taxpayer within the jurisdiction of the board may have, whose valuation of property, if adjusted pursuant to the property valuation notice issued by the director of revenue to the county auditor of the county would result in

## Page 3

a greater taxable value than permitted under section four hundred forty-one point twenty-one (441.21) of the Code and where the property owner or taxpayer is able to show to the satisfaction of the local board of review that an inequity would result if the provisions of the notice would be applied to his property. The local board of review shall accept protests only during the first fifteen days following the date the local board of review reconvenes. The local board of review may recommend to the director an adjustment to all or a part of the percentage increase ordered by the director of revenue, by adjusting the taxable value of the property to one hundred percent of actual value. Any adjustment so
recommended by the local board of review shall not exceed the percentage increase provided for in the director's notice. The recommendation of the local board of review at the special session shall be reported to the director of revenue.
Sec. ..... Section four hundred forty-two point two (442.2), unnumbered paragraph one (1), Code 1975, is amended to read as follows:
Each school district shall cause to be levied each year, for the school general fund, a foundation property tax of five dollars and forty cents per thousand dollars of assessed valuation on all taxable property in the district. For the purpose of this chapter, a school district is defined as a school corporation organized under chapter 274. Each county auditor shall certify to each school district within the county and to the state comptroller, not later than [October 1]. January first each year, the assessed valuation of taxable property for the current year in each school district within the county.

Sec. ..... Section four hundred forty-two point nine (442.9), subsection two (2), Code 1975, is amended to read as follows :
2. No later than [August 1] May first of each year, the state comptroller shall notify the county auditor of each county the amount, in dollars and cents per thousand dollars of assessed value, of the additional property tax levy in each school district in the county. Each county auditor shall spread the additional property tax levy for each school district over all taxable property in the district."
3. Amend the title, line 2 , by striking the word "industrial".
4. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

Harvey of Scott rose on a point of order that amendment H-4344 was not germane.

The Speaker propounded the question to the House.
A non-record roll call was requested.

## Rule 69 was invoked.

The ayes were 55, nays 21.
Amendment $\mathrm{H}-4344$ was ruled germane.
Stromer of Hancock offered the following amendment H-4345, to amendment $\mathrm{H}-4344$ filed by him from the floor:

H-4345

Amend the Norland, et al., amendment, H--4344, to Senate File 501, as passed by the Senate, as follows:

1. Page 2, line 17, by inserting after the period the words "However, a county may request the director to permit the use of an alternative method of applying the ordered increase to the property values in the county, provided that the final valuation shall be equivalent to the increase ordered by the director. The request to use an alternative method of applying the ordered increase including procedures for appealing valuation adjustments shall be made within ten days from the date the county auditor receives the equalization order and shall be completed not later than January first of the following year. The grounds that compliance with the provisions of section four hundred forty-one point twenty-one (441.21) of the Code shall be sufficient grounds for the director to permit the use of an alternative method of applying the increases required by the equalization order."
2. Page 3, by inserting after line 5 the following new section:
"Sec. ..... Chapter four hundred forty-one (441), Code 1975, is amended by adding the following new section:

NEW SECTION. REPORTING OF AGRICULTURAL LAND VALUATION. Each county assessor shall, not later than February first of each year, report to the department of revenue the following information:

1. Proposed changes in the valuation of agricultural land in the county.
2. The total increase or decrease in agricultural land valuations which will result from the proposed changes.
3. Specific changes proposed in the valuations of agricultural land located adjacent to boundaries of the county."
4. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

Stromer of Hancock asked and received unanimous consent to offer the following corrective amendment H-4346, to amend-
ment $\mathrm{H}-4345$ (to amendment $\mathrm{H}-4344$ ), filed by him from the floor:

H-4346
Amend the Stromer amendment H-4345, to the
Norland amendment H-4344, to Senate File 501, as
passed by the Senate, as follows:
By striking from lines 13 and 14 the following:
"not later than January first of the following year"
and inserting in lieu thereof the words "by December
thirty-first of the year of the equalization order".
Stromer of Hancock moved the adoption of amendment $\mathrm{H}-4346$, to amendment $\mathrm{H}-4345$ (to amendment H-4344).

A non-record roll call was requested.
The ayes were 60, nays 12 .
Amendment H-4346 was adopted.
Stromer of Hancock moved the adoption of amendment H-4345, as amended.

Amendment H-4345, as amended, was adopted.
Branstad of Winnebago asked for unanimous consent to offer the following amendment $\mathrm{H}-4349$, to amendment $\mathrm{H}-4344$, filed by him from the floor:
H-4349

Amend the Norland amendment H-4344, to
Senate File 501, as passed by the Senate, as follows:

1. Page 1, by inserting after line 33 :
"Sec. ..... From funds appropriated to the department of revenue pursuant to this Act there shall be allocated a sufficient amount for the administration of sections four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4) of the Code and section four hundred forty-one point forty-seven (441.47) of the Code, as amended by this Act.

Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

In assessing and determining the actual value of agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity determined on the basis of the use for agricultural purposes capitalized at a rate [representing a fair return on the investment, such rate to be established by the state board of tax review] of nine percent per annum and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such

## Page 2

1 in assessing and determining the actual value of
property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses.

Sec. ..... Section four hundred forty-one point forty-seven (441.47), Code 1975, is amended to read as follows:
441.47 ADJUSTED VALUATIONS. The director of revenue on or about the third Monday of September in each year shall adjust the valuation of property in the several counties adding to or deducting from the valuation of each kind or class of property such percentage in each case as will bring the same to its taxable value as fixed in this chapter and chapters 427 to 443 , inclusive. The director shall also adjust the valuations as between each kind or class of property in any city assessed by a city assessor and each kind or class of property in the same county assessed by the county assessor. The director shall order the equalization of the levels of assessment of each class of property in the first and third year of the quadrennial assessment period. The director shall, when equalizing the level of assessments of agricultural property in 1975 and subsequent years, apply the rate of nine percent per annum to adjust the level of assessment for agricultural property agricultural property in accordance with section four hundred forty-one point twenty-one (441.21) of the Code. For purposes of such value adjustments and before such equalization the director shall adopt, in the manner prescribed by chapter 17 A , such rules as may be necessary to determine the level of assessment for each class of property in each county. The rules shall cover: (1) The proposed use of the assessment-sales ratio study set out in section 421.17, subsection 6 ; (2) the proposed use of any state-wide income capitalization studies; (3) the proposed use of other methods that would assist the director in arriving at the accurate level of assessment of each class of property in each assessing jurisdiction."

Objection was raised.
Pellett of Cass moved to suspend the previous question rule to offer amendment $\mathrm{H}-4349$, to amendment H-4344.

Roll call was requested by Pellett of Cass and Danker of Pottawattamie.

Rule 70 was invoked.
On the question "Shall the rules be suspended to consider amendment H-4349, to amendment H-4344?"

The ayes were, 50 :

| Bennett | Fullerton | Lageschulte | Perkins |
| :--- | :--- | :--- | :--- |
| Bittle | Gentleman | Lindeen | Readinger |
| Bortell | Halvorson | Lipsky | Schroeder |
| Branstad | Hansen | McElroy | Spear |
| Brockett | Harper | Menke | Spencer |
| Clark | Harvey | Middleswart | Stromer |
| Crabb | Hennessey | Millen | Tauke |
| Crawford | Hinkhouse | Miller, K. D. | Varley |
| Daggett | Husak | Miller, O. L. | Welden |
| Danker | Hutchins | Nealson | West |
| Den Herder | Jordan | Oakley | Wulf |
| Egenes | Junker | Pellett | Wyckoff |
| Evans | Kreamer |  |  |
| The nays were, | 46: |  |  |
| Anderson | Fitzgerald | Krause | Pavich |
| Avenson | Gilloon | Lonergan | Poncy |
| Baker | Griffee | Mennenga | Rinas |
| Bina | Hargrave | Middleton | Scheelhaase |
| Brandt | Higgins | Miller, A. V. | Small |
| Brunow | Hines | Monree | Spradling |
| Byerly | Horn | Newhard | Svoboda |
| Caffrey | Howell | Nielsen | Walter |
| Cusack | Hullinger | Norland | Wells |
| Dieman | Jesse | O'Halloran | Woods |
| Doyle | Jochum | Patchett | Mr. Speaker |
| Dyrland | Koogler |  |  |
| Absent or not voting, 4: |  |  |  |
| Connors | Drake | Dunton | Tofte |

The motion, having failed to receive a constitutional majority, lost.

Norland of Worth moved the adoption of amendment H-4344, as amended.

A non-record roll call was requested.
The ayes were 78 , nays 7.
Amendment H-4344, as amended, was adopted.
Bennett of Ida offered the following amendment H-4343 filed by him and Readinger of Polk from the floor:

[^71]1 Amend Senate File 501, as passed by the Senate,
2 page 1, by inserting after the period in line 20 the
3 words "In assessing the value of special purpose
4 industrial property and other property under the
5 provisions of this chapter, the assessor shall not
6 increase the valuation of such property in excess
7 of six percent annually. However, the provisions
8 of this section shall not apply to new improvements
8 to special purpose industrial property or other
10 property, or property subject to an euqalization
11 order."

Cusack of Scott in the chair at 11:08 a.m.
Bennett of Ida moved the adoption of amendment H-4343.
Roll call was requested by Bennett of Ida and Readinger of Polk.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4343 be adopted?"
The ayes were, 37:

| Bennett | Fullerton | Lageschulte | Pellett |
| :---: | :---: | :---: | :---: |
| Bittle | Halvorson | Lindeen | Readinger |
| Branstad | Hansen | Lipsky | Schroeder |
| Brockett | Harvey | McElroy | Stromer |
| Clark | Hinkhouse | Menke | Varley |
| Crabb | Howell | Millen | Welden |
| Crawford | Jordan | Miller, O. L. | West |
| Daggett | Junker | Nealson | Wulff |
| Danker | Kreamer | Oakley | Wyckoff |

The nays, were 54:

| Anderson | Gilloon |
| :--- | :--- |
| Avenson | Griffee |
| Baker | Hargrave |
| Bina | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Horn |
| Cochran | Hullinger |
| Dieleman | Husak |
| Doyle | Hutchins |
| Dyrland | Jesse |
| Fitzgerald | Jochum |
| Gentleman | Koogler |

Krause
Lonergan
Mennenga
Middleswart
Middleton
Miller, A. V.
Monroe
Newhard
Nielsen
Norland
O'Halloran
Patthett
Pavich
Perkins

Absent or not voting, 9:
Bortell
Drake
Dunton
Egenes
Miller, K. D. Tofte
Poncy
Rinas
Scheelhaase
Small
Spear
Spencer
Spradling
Tauke
Walter
Wells
Woods
Mr. Speaker
(Cusack)

Connors
Den Herder
Amendment H-4343 lost.
Hennessey of Delaware moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 501)
The ayes were, 76:

Anderson
Avenson
Baker
Bina
Bittle
Brandt

Brockett
Brunow
Byerly
Caffrey
Cochran
Crawford

Dieleman
Doyle
Dunton
Dyrland
Egenes
Evans

Fitzgerald
Fullerton
Gentleman
Gilloon
Griffee
Hargrave

| Harvey | Koogler |
| :--- | :--- |
| Hennessey | Krause |
| Higgins | Lageschulte |
| Hines | Lipsky |
| Hinkhouse | Lonergan |
| Horn | McElroy |
| Howell | Mennenga |
| Hullinger | Middleswart |
| Husak | Middleton |
| Hutchins | Miller, A.V. |
| Jesse | Miller, K. D. |
| Jochum | Monroe |
| Jordan | Nealson |
| Junker |  |

Newhard
Norland
O'Halloran
Patchett
Pavich
Pellett
Perkins
Poncy
Readinger
Rinas
Scheelhaase
Schroeder
Small

Spear
Hennessey
Higgins Hines
Hinkhouse
Horn
Howell
Hullinger
Husak
Hutchins
Jochum
Jordan

The nays were, 19:
\(\left.$$
\begin{array}{ll}\text { Bennett } & \begin{array}{l}\text { Daggett } \\
\text { Danker }\end{array} \\
\text { Bortell } & \begin{array}{l}\text { Dranstad }\end{array}
$$ <br>

Halvorson\end{array}\right\}\)| Clark |
| :--- |
| Crabb |

Absent or not voting, 5:
Connors Drake
Den Herder
The bill having received a constitutional majority was declared to have passed the House and the title as amended was agreed to.

## IMMEDIATE MESSAGE

(Senate File 501)
Hennessey of Delaware asked and received unanimous consent that Senate File 501 be immediately messaged to the Senate.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Spraker: I am directed to inform your honorable body that the Senate has on June 19, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 799, a bill for an act relating to liability protection for state employees.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 184, a bill for an act increasing the mileage rate and certain fees paid to jurors and witnesses.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 192, a bill for an act relating to the age requirements of applicants for marriage licenses.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 358, a bill for an act relating to neglected, dependent, and delinquent children.

Also: That the Senate has on June 19, 1975, amended the House amendment to, concurred in the House amendement as amended, and passed the following bill in which the concurrence of the Senate was asked:

Senate File 525, a bill for an act relating to the licensing and regulation of health care facilities.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 799

H-4347
1
2
3
Amend House File 799 as amended and passed by the House as follows:

1. Page 1, by striking lines 29 and 29 a and inserting in lieu the word "death."
2. Page 1, line 34, by striking the words "or wanton neglect of duty" and inserting in lieu thereof the words "and wanton conduct".
3. Page 3, line 3, by striking the word "section" and inserting in lieu thereof the word "sections".
4. Page 3, line 8 , by striking the words "or wanton neglect of duty" and inserting in lieu thereof the words "and wanton conduct".
5. Page 3, by inserting after line 12 the following:

NEW SECTION. The state shall defend, indemnify and hold harmless an employee of the state in any action commenced in federal court under section one thousand nine hundred eighty-three (1983), Title forty-two (42), United States Code, against the employee for acts of the employee while acting in the scope of employment. If the acts or omissions of the employee, upon which the action is based, are within the exceptions to claim as defined in section twenty-five point A (25A.2), subsection five (5), paragraph $b$, of the Code, the state shall not indemnify or hold harmless the employee."
6. Renumber sections and correct internal references in conformance with this section.

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 525

## H-4848

1 Amend the House amendment, S-4145, to Senate
2 File 525, as amended, passed and reprinted by
3 the Senate, as follows:
4 1. Page 2, by striking lines 11 through 50
5 and inserting in lieu thereof the following:

> ing, upon the verified petition of the county board of supervisors the district court may appoint the administrator of a county care facility as conservator or guardian, or both, of a resident of such county care facility, in accordance with the provisions of Chapter $63 s$ of the Code. Such administrator shall serve as conservator or guardian, or both, without fee. The county attorney shall serve as attorney for the administrator in such conservatorship or guardianship, or both, without fee. The administrator may establish either separate or common bank accounts for cash funds of such resident wards."
> 2. Page 3, by striking line 1 .
"5. The provisions of this section notwithstand-

## RULES SUSPENDED FOR IMMEDIATE CONSIDERATION (Senate File 525)

Fitzgerald of Webster asked for unanimous consent for the immediate consideration of Senate File 525 and House File 799.

Objection was raised.
Fitzgerald of Webster moved to suspend the rules for the immediate consideration of Senate File 525.

A non-record roll call was requested.
The ayes were 52 , nays 28 .
The motion prevailed.
Speaker Cochran in the chair at 11:48 a.m.

## SENATE AMENDMENT CONSIDERED

Higgins of Scott called up for consideration Senate File 525, a bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations, amended by the House, further amended by the Senate and moved that the House concur in the following Senate amendment to the House amendment:

## H-4348

Amend the House amendment, $\mathrm{S}-4145$, to Senate
File 525, as amended, passed and reprinted by the Senate, as follows:

1. Page 2, by striking lines 11 through 50 and inserting in lieu thereof the following:
"5. The provisions of this section notwithstanding, upon the verified petition of the county board of supervisors the district court may appoint the
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administrator of a county care facility as conserva-
tor or guardian, or both, of a resident of such
county care facility, in accordance with the provi-
sions of Chapter 63s of the Code. Such administra-
tor shall serve as conservator or guardian, or both,
without fee. The county attorney shall serve as
attorney for the administrator in such conservator-
ship or guardianship, or both, without fee. The
administrator may establish either separate or
common bank accounts for cash funds of such resident
wards."
    2. Page 3, by striking line 1.
```

The motion prevailed and the House concurred in the Senate amendment H-4348 to the House amendment.

Higgins of Scott moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S. F. 525)
The ayes were, 81:

| Anderson | Fullerton | Jordan | Pellett |
| :--- | :--- | :--- | :--- |
| Avenson | Gentleman | Junker | Perkins |
| Baker | Gilloon | Krause | Poncy |
| Bina | Griffee | Lageschulte | Readinger |
| Bittle | Halvorson | Lindeen | Rinas |
| Brandt | Hansen | Lipsky | Schroeder |
| Brockett | Hargrave | Lonergan | Small |
| Brunow | Harper | McElroy | Spear |
| Byerly | Harvey | Menke | Spencer |
| Caffrey | Hennessey | Mennenga | Spradling |
| Clark | Higgins | Middleswart | Stromer |
| Crawford | Hines | Middleton | Tauke |
| Cusack | Hinkhouse | Miller, A.V. | Varley |
| Den Herder | Horn | Miller, K. D. | Walter |
| Dieleman | Howell | Monroe | Wells |
| Doyle | Hullinger | Newhard | West |
| Dunton | Husak | Oakley | Woods |
| Dyrland | Hutchins | O'Halloran | Wulff |
| Egenes | Jesse | Patchett | Wyckoff |
| Evans | Jochum | Pavich | Mr. Speaker |

Fitzgerald
The nays were, 12:

| Bennett | Crabb | Kreamer | Nealson |
| :--- | :---: | :--- | :--- |
| Bortell | Daggett | Millen | Scheelhaase |
| Branstad | Danker | Miller, O. L. | Welden |
| Absent or not voting, 7: |  |  |  |
| Connors | Koogler | Norland | Tofte |
| Drake | Nielsen | Svoboda |  |

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

## SENATE AMENDMENT CONSIDERED

Bittle of Polk called up for consideration House File 799, a bill for an act relating to liability protection for state employees, amended by the Senate, and moved that the House concur in the following Senate amendment:

H-4347
1 House as follows:

1. Page 1, by striking lines 29 and $29 a$ and inserting in lieu thereof the word "death."
2. Page 1, line 34, by striking the words "or wanton neglect of duty" and inserting in lieu thereof the words "and wanton conduct".
3. Page 3, line 3, by striking the word "section" and inserting in lieu thereof the word "sections".
4. Page 3, line 8 , by striking the words "or wanton neglect of duty" and inserting in lieu thereof the words "and wanton conduct".
5. Page 3, by inserting after line 12 the following:
"NEW SECTION. The state shall defend, indemnify and hold harmless an employee of the state in any action commenced in federal court under section one thousand nine hundred eighty-three (1983), Title forty-two (42), United States Code, against the employee for acts of the employee while acting in the scope of employment. If the acts or omissions of the employee, upon which the action is based, are within the exceptions to claim as defined in section twenty-five $A$ point two (25A.2), subsection five (5), paragraph $b$, of the Code, the state shall not indemnify or hold harmless the employee."
6. Renumber sections and correct internal references in conformance with this section.
The motion prevailed and the House concurred in the Senate amendment H-4347.

Bittle of Polk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 799)
The ayes were, 94:

| Anderson | Brandt | Crabb | Dunton |
| :---: | :---: | :---: | :---: |
| Avenson | Branstad | Crawford | Dyrland |
| Baker | Brockett | Cusack | Egenes |
| Bennett | Brunow | Daggett | Evans |
| Bina | Byerly | Den Herder | Fitzgerald |
| Bittle | Caffrey | Dieleman | Fullerton |
| Bortell | Clark | Doyle | Gentleman |


| Gilloon | Jochum | Monroe | Small |
| :--- | :--- | :--- | :--- |
| Griffee | Jordan | Nealson | Spear |
| Halvorson | Junker | Newhard | Spencer |
| Hansen | Krause | Nielsen | Spradling |
| Hargrave | Kreamer | Norland | Stromer |
| Harper | Lageschulte | Oakley | Svoboda |
| Harvey | Lindeen | O'Halloran | Tauke |
| Hennessey | Lipsky | Patchett | Varley |
| Higgins | Lonergan | Pavich | Walter |
| Hines | McElroy | Pellett | Welden |
| Hinkhouse | Menke | Perkins | Wells |
| Horn | Mennenga | Poncy | West |
| Howell | Middleswart | Readinger | Woods |
| Hullinger | Middleton | Rinas | Wulff |
| Husak | Millen | Scheelhaase | Wyckoff |
| Hutchins | Miller, A.V. | Schroeder | Mr. Speaker |
| Jesse | Miller, K.D. |  |  |

The nays were, none.
Absent or not voting, 6:

| Connors | Drake | Miller, O.L. Tofte |
| :--- | :--- | :--- |
| Danker | Koogler |  |

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

On motion by Fitzgerald of Webster, the House was recessed until 2:00 p.m.

## AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 19, 1975, amended the House amendment to the Senate amendment, concurred in the House amendment to the Senate amendment as amended, and passed the following bill in which the concurrence of the Senate was asked:

House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation.

Also: That the Senate has on June 19, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 914, a bll for an act relating to retirement benefits for certain public employees engaged in public safety occupations.

Also: That the Senate has on June 19, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 78, providing for the 1975 Session of the Sixty-sixth General Assembly to approve the comprehensive transportation policy adopted and submitted by the state transportation commission.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 100, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts:

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 427, a bill for an act appropriating to the civil rights commission.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 511, a bill for an act relating to vessels.
Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 518, a bill for an act creating a child support recovery unit within the department of social services.

Also: That the Senate has on June 19, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 541, a bill for an act relating to probate code.
CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE AMENDMENT TO HOUSE FILE 870

## H-4351

Amend S-4251, the House amendment to the Senate amendment to House File 870, by striking lines 5 and 6 and inserting in lieu thereof the following:
"1. Page 2, line 25, by inserting after the word "indemnity" the words "paid by the county of origin".
2. Page 2, line 25, by striking the words "an animal" and inserting in lieu thereof the words "a grade animal or a purebred animal".
3. Page 2, line 26, by inserting after the period the sentence: "However, if a purebred animal is purchased and owned for at least one year before testing and the owner can verify the actual cost, the board of aupervisors of the county of origin may, by resolution asoard the payment of an additional indemnification not to exceed five hundred fifty dollars or the actual cost of the animal when purchased, whichever is less."

SENATE AMENDMENT TO HOUSE FILE 914

## H-4350

Amend House File 914, as follows:
2 1. Page 10, line 19a, by striking the words "allocated

[^72]
## REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 566

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue, respectfully make the following recommendations:

1. That the House recede from its amendment, H-4172, to Senate File 566 as amended and passed by the Senate.
2. That Senate File 566 as amended and passed by the Senate be amended as follows:
3. Page 1, by inserting after line 27 the following new section:
"Sec. 3. Section four hundred twenty-two point forty-three (422.43), unnumbered paragraph nine (9), Code 1975, is amended to read as follows:

The following enumerated services shall be subject to the tax herein imposed on gross taxable services: Alteration and garment repair; armored car; automobile repair; battery, tire and allied; investment counseling (excluding investment services of trust departments) ; bank service charges; barber and beauty; boat repair; car wash and wax; carpentry; roof, shingle, and glass repair; dance schools and dance studios; dry cleaning, pressing, dyeing, and laundering; electrical repair and installation; engraving, photography, and retouching; equipment rental; excavating and grading; farm implement repair of all kinds; flying service, except agricultural aerial application services and aerial commercial and charter transportation services; furniture, rug, upholstery repair and cleaning; fur storage and repair; golf and country clubs and all commercial recreation; house and building moving; household appliance, television, and radio repair; jewelry and watch repair; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking lots; pipe fittings and plumbing; wood preparation; private employment agencies; printing and binding; sewing and stitching; shoe repair and shoeshine; storage warehouse and storage locker; telephone answering service; test laboratories; termite, bug, roach, and pest eradicators; tin and sheet metal repair; turkish baths, massage, and reducing salons; vulcanizing, recapping, and retreading; warehouse; weighing; welding; well drilling; wrapping, packing, and packaging of merchandise
other than processed meat, fish, fowl and vegetables; wrecking service; wrecker and towing."
2. Page 1, by inserting after line 33 the following new section:
"Sec. ..... The provisions of sections three (3) of this Act shall be retroactive to July 1, 1974."
3. Amend the title, line 2, by inserting after the word "revenue" the words "relating to the administrative duties of the department of revenue, and making certain provisions of the Act retroactive".
4. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

| On the Part of the House: | On the Part of Senate: |
| :--- | :--- |
| WILLIAM B. GRIFFEE, Chairman | STEVE SOVERN, Chairman |
| W. R. MONROE, JR. | BERL E. PRIEBE |
| JAMES D. WELLS | RICHARD J. NORPEL, JR. |
| LAVERNE W. SCHROEDER | CLIFF BURROUGHS |

## FRANK CRABB

The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mk. Speaker: I am directed to inform your honorable body that the Senate has on June 19, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 450, a bill for an act relating to vehicle registration and revising the registration system.

Also: That the Senate has on June 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 743, a bill for an act relating to the use of flashing amber lights on animal-drawn vehicles.

Also: That the Senate has on June 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 877, a bill for an act relating to the placement and adoption of South Vietnamese children.

Also: That the Senate has on June 19, 1975, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 266, a bill for an act relating to leaves of absence for persons who are elected to a municipal, county, state or federal office.

Also: That the Senate has, on June 19, 1975, adopted the conference committee report and the amendments contained therein, and passed Senate File 566, a bill for an act providing for an appropriation to the auditor of state, treasurer of state, state comptroller and department of revenue.

Also: That the Senate has on June 19, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 63, providing for pay increases for officers and employees of the House and Senate for the 1975 Session of the Sixtysixth General Assembly.

Also: That the Senate has on June 19, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 66, providing for corrections to be made to Senate File 536, passed by the 1975 Session of the Sixty-sixth General Assembly.

CLARK R. RASMUSSEN, Secretary

## SENATE AMENDMENT TO HOUSE FILE 450

## H-4354

Amend House File 450 as amended, passed and reprinted by the House, as follows:

1. Page 9, by striking lines 3 and 4 and inserting in lieu thereof the following:
"receive applications for renewal of vehicle registrations and payment of the registration fees. The registration".
2. Page 10, line 13, by striking the words "one hundred" and inserting in lieu thereof the word "fifty".
3. Page 10, by striking lines 14 and 15.
4. Page 12, line 3, by inserting after the comma the words "other than mobile homes more than eight feet in width or more than thirtytwo feet in length".
5. Page 12, by inserting after line 6 the following new sections:
"Sec. ..... Section three hundred twenty-one point thirty-four (321.34), Code 1975, as amended by Senate File 13 of the Sixty-sixth General Assembly, is amended by adding the following new paragraph:

NEW PARAGRAPH. Upon the transfer of ownership of a vehicle with registration plates which do not bear the designation of the county of the purchaser's or transferee's residence, the purchaser or transferee may, upon application to the county treasurer in accordance with section three hundred twenty-one point forty-six (321.46) of the Code, also apply for new registration plates for the vehicle, and upon surrender of the plates for such vehicle and payment of an additional registration fee of five dollars, the county treasurer shall issue new registration plates for such vehicle bearing the designation of that county.

Sec. ..... Section three hundred twenty-one point four hundred fifty-four (321.454) is amended to read as follows:
321.454 WIDTH OF VEHICLES. The total outside width of any vehicle or the load thereon[, except loose hay or atraw,] shall not exceed eight feet.

## 42

$$
43
$$

## Page 2

Laid over under Rule 25.

## SENATE CONCURRENT RESOLUTION 66

By Kinley and Lamborn
Whereas, it has come to the attention of the House and Senate that certain errors have been inadvertently incorporated into Senate File five hundred thirty-six (536) as passed by the Sixty-sixth General Assembly, 1975 Session; and

Whereas, Senate File five hundred thirty-six (536) has not yet been enrolled or presented to the Governor; and

Whereas, such errors must be corrected; Now Therefore

```
    Be It Resolved by the Senate, the House Con-
curring, That House amendment to Senate File five
hundred thirty-six (536), S-4184, which the Senate
divided on June 13, 1975, and concurred in division
A and refused to concur in division B, and to which
division B the House receded on June 13, 1975, is
amended as follows:
    1. Page 1, line 3, by striking the number " 17"
and inserting in lieu thereof " 12".
    2. Page 1, line 5, by striking the words
"NEW SECTION.".
    3. Page 2, line 8, by striking "NEW SECTION.
PROHIBITED ACTIVITIES.".
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Laid over under Rule 25.

## MOTION TO RECONSIDER

(Senate File 501)
I move to reconsider the vote by which Senate File 501 passed the House. SCHEELHAASE of Woodbury

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster. Roll call revealed eighty-six members present, fourteen absent.

## SENATE MESSAGE CONSIDERED

Senate File 568, a bill for an act establishing the method for setting salaries of certain state officials and setting a salary range for certain state officials and designated employees of the state and providing for the governor to set salaries within such ranges.

Read first time and placed on the appropriations calendar.

## POINT OF ORDER

Fitzgerald of Webster asked for unanimous consent for the immediate consideration on Senate File 568.

Objection was raised.
Branstad of Winnebago rose on a point of order and invoked Rule 68 for the immediate consideration of the motion to reconsider Senate File 501.

The Speaker ruled the point well taken and the motion to reconsider in order.

## MOTION TO RECONSIDER <br> (Senate File 501)

Scheelhaase of Woodbury called up for consideration the motion to reconsider Senate File 501, filed on June 19, 1975, and
moved to reconsider the vote by which Senate File 501, a bill for an act relating to assessment and equalization of certain property, passed the House on June 19, 1975.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 54 , nays 27 .
The motion prevailed.
Scheelhaase of Woodbury moved to reconsider the vote by which Senate File 501 was placed on its last reading.

The motion prevailed.
Norland of Worth moved to reconsider the vote by which amendment H-4344, as amended, was adopted by the House.

A non-record roll call was requested.
The ayes were 58, nays 27 .
The motion prevailed.
Branstad of Winnebago reoffered amendment H-4349 filed by him from the floor.

Patchett of Johnson rose on a point of order that amendment H-4349 was not germane.

The Speaker ruled the point not well taken and amendment H-4349 germane.

Hullinger of Decatur moved to substitute the following amendment H-4355, to amendment H-4344, filed by Hullinger, Wyckoff, Norland, Scheelhaase, Spradling, Middleswart, Spear, Wells, Hinkhouse, Anderson, Husak, Miller of Buchanan, Perkins, Krause, Howell, Dieleman, Miller of Cerro Gordo, Hutchins, Brunow, Harper and Griffee from the floor, for amendment H-4349:


Amend the Norland, et al., amendment, H-4344, to Senate File 501, as passed by the Senate, as follows:

1. Page 1, by inserting after line 35 the following new section:
"Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

In assessing and determining the actual value of agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earing capacity for the preceding five consecutive years determined on the basis of the use for agricultural purposes capitalized at a rate [representing] of not less than eight percent which represents a fair return on the investment, such rate to be established by the state board of tax review and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses."
2. Page 3, by inserting after line 31, the following:
"Sec. ..... Notwithstanding the provisions of section four hundred forty-one point twenty-one (441.21), of the Code, the director shall, when equalizing the level of assessments of agricultural property in 1975 apply the rate of eight percent for the preceding five years to adjust the level of assessment for agricultural property in assessing and determining the actual value of agricultural property in accordance with section four hundred forty-one point twenty-one (441.21) of the Code."

Roll call was requested by Branstad of Winnebago and Middleton of Black Hawk.

On the question "Shall amendment H-4355 be substituted for amendment H-4349?"

The ayes were, 45:

| Avenson | Harper | Koogler | Patchett |
| :---: | :---: | :---: | :---: |
| Baker | Hennessey | Krause | Perkins |
| Bina | Higgins | Lonergan | Poncy |
| Brandt | Hines | Mennenga | Scheelhaase |
| Brunow | Hinkhouse | Middleswart | Spear |
| Cusack | Horn | Middleton | Spencer |
| Dieleman | Howell | Miller, A. V. | Spradling |
| Dunton | Hullinger | Miller, K. D. | Svoboda |
| Dyrland | Husak | Miller, O. L. | Wells |
| Fitzgerald | Hutchins | Newhard | Wyckoff |
| Gilloon | Jordan | Norland | Mr. Speaker |
| Griffee |  |  |  |
| The nays were, | 51: |  |  |
| Anderson | Danker | Lageschulte | Readinger |
| Bennett | Den Herder | Lindeen | Rinas |
| Bittle | Doyle | Lipsky | Schroeder |
| Bortell | Egenes | McElroy | Small |
| Branstad | Evans | Menke | Stromer |
| Brockett | Fullerton | Millen | Tauke |
| Byerly | Gentleman | Monroe | Varley |
| Caffrey | Halvorson | Nealson | Walter |
| Clark | Hansen | Nielsen | Welden |
| Connors | Harvey | Oakley | West |
| Crabb | Jesse | O'Halloran | Woods |
| Crawford | Jochum | Pavich | Wulff |
| Daggett | Kreamer | Pellett |  |

Absent or not voting, 4:
Hargrave Junker Tofte
The motion lost.

The House resumed consideration of amendment $\mathrm{H}-4349$ to amendment $\mathrm{H}-4344$.

Division of the amendment was requested as follows: Lines 5 through 28 to be amendment H-4349A; and lines 29 through 50, page 1, and lines 1 through 15, page 2, to be amendment H-4349B.

Fitzgerald of Webster moved the previous question on Senate File 501, with respect to the filing of amendments only.

A non-record roll call was requested.
The ayes were 56 , nays 34.
The motion prevailed.
Tauke of Dubuque rose on a point of inquiry and questioned if amendment H-4349 fails to be adopted would amendment H- 4355 be in order?

The Speaker ruled that if amendment H-4349 fails to be adopted, amendment H-4355 would be in order.

Oakley of Clinton rose on a point of order and challenged the ruling of the Chair.

On the question "Shall the ruling of the Chair be sustained?", a non-record roll call was requested.

The ayes were 62, nays 30 .
The motion prevailed and the ruling of the Chair was sustained.
Branstad of Winnebago moved the adoption of amendment H-4349A, to amendment H-4344.

Roll call was requested by Scheelhaase of Woodbury and Husak of Tama.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4349 \mathrm{~A}$, to amendment H-4344, be adopted ?"

The ayes were, 32 :

Clark
Crabb
Daggett
Danker Den Herder

Egenes Evans Fullerton Halvorson Hansen

| Menke | Oakley | Schroeder | Welden |
| :---: | :---: | :---: | :---: |
| Millen | Pellett | Stromer | West |
| Nealson | Readinger | Varley | Wyckoff |
| The nays were, 65: |  |  |  |
| Avenson | Gilloon | Krause | Pavich |
| Bina | Griffee | Kreamer | Perkins |
| Bittle | Hargrave | Lipsky | Poncy |
| Brandt | Harper | Lonergan | Rinas |
| Brockett | Hennessey | Mennenga | Scheelhaase |
| Brunow | Higgins | Middleswart | Small |
| Byerly | Hines | Middleton | Spear |
| Caffrey | Horn | Miller, A. V. | Spencer |
| Connors | Howell | Miller, K. D. | Spradling |
| Crawford | Hullinger | Miller, O. L. | Svoboda |
| Cusack | Husak | Monroe | Tauke |
| Dieleman | Hutchins | Newhard | Walter |
| Doyle | Jesse | Nielsen | Wells |
| Dunton | Jochum | Norland | Woods |
| Dyrland | Jordan | O'Halloran | Wulff |
| Fitzgerald | Koogler | Patchett | Mr. Speaker |

Absent or not voting, 3:
Drake Junker Tofte
Amendment H-4349A lost.
Branstad of Winnebago asked and received unanimous consent that amendment H-4349B, to amendment H-4344, be withdrawn.

The House resumed consideration of amendment H-4355.
Division of the amendment was requested as follows: Lines 3 through 22 to be amendment $\mathrm{H}-4355 \mathrm{~A}$ and lines 23 through 34 to be amendment H-4355B.

Hullinger of Decatur moved the adoption of amendment $\mathrm{H}-4355 \mathrm{~A}$, to amendment H-4344.

Roll call was requested by Krause of Palo Alto and Rinas of Linn.

Rule 70 was invoked.
On the question "Shall amendment $\mathrm{H}-4355 \mathrm{~A}$, to amendment $\mathrm{H}-4344$, be adopted?"

The ayes were, 64:

| Anderson | Crabb | Evans | Higgins |
| :--- | :--- | :--- | :--- |
| Avenson | Daggett | Fullerton | Hines |
| Baker | Danker | Gilloon | Hinkhouse |
| Bennett | Den Herder | Griffee | Howell |
| Bortell | Dieleman | Halvorson | Hullinger |
| Branstad | Dunton | Hansen | Husak |
| Brunow | Dyrland | Harper | Hutchins |
| Clark | Egenes | Hennessey | Jordan |


| Krause | Millen | Patchett | Spradling |
| :---: | :---: | :---: | :---: |
| Lageschulte | Miller, A. V. | Pellett | Stromer |
| Lindeen | Miller, K. D. | Perkins | Svoboda |
| Lonergan | Miller, O. L. | Readinger | Varley |
| McElroy | Nealson | Scheelhaase | Welden |
| Menke | Newhard | Schroeder | West |
| Mennenga | Norland | Spear | Wyckoff |
| Middleswart | Oakley | Spencer | Mr. Speaker |
| The nays were, 32: |  |  |  |
| Bina | Cusack | Jochum | Poncy |
| Bittle | Doyle | Koogler | Rinas |
| Brandt | Fitzgerald | Kreamer | Small |
| Brockett | Gentleman | Lipsky | Tauke |
| Byerly | Hargrave | Middleton | Walter |
| Caffrey | Harvey | Nielsen | Wells |
| Connors | Horn | O'Halloran | Woods |
| Crawford | Jesse | Pavich | Wulff |
| Absent or not voting, 4: |  |  |  |
| Drake | Junker | Monroe | Tofte |

Amendment H -4355A was adopted.
Hullinger of Decatur moved the adoption of amendment $\mathrm{H}-4355 \mathrm{~B}$, to amendment $\mathrm{H}-4344$.

Roll call was requested by Poncy of Wapello and Scheelhaase of Woodbury.

On the question "Shall amendment H-4355B, to amendment H-4344, be adopted?"

The ayes were, 60:

| Anderson | Egenes | Lindeen | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Evans | Lonergan | Poncy |
| Baker | Fullerton | Menke | Readinger |
| Bennett | Griffee | Mennenga | Scheelhaase |
| Bortell | Halvorson | Middleswart | Schroeder |
| Branstad | Hansen | Millen | Spear |
| Brunow | Hennessey | Miller, A. V. | Spencer |
| Clark | Hinkhouse | Miller, K. D. | Spradling |
| Crabb | Howell | Miller, O. L. | Stromer |
| Daggett | Hullinger | Nealson | Svoboda |
| Danker | Husak | Newhard | Varley |
| Den Herder | Hutchins | Norland | Welden |
| Dieleman | Jordan | Oakley | West |
| Dunton | Krause | Patchett | Wyckoff |
| Dyrland | Lageschulte | Pellett | Mr. Speaker |
| The nays were, 33: |  |  |  |
| Bina | Gentleman | Jochum | Pavich |
| Brandt | Gilloon | Koogler | Rinas |
| Brockett | Hargrave | Kreamer | Small |
| Byerly | Harvey | Lipsky | Tauke |
| Caffrey | Higgins | Middleton | Walter |
| Connors | Hines | Monroe | Wells |
| Crawford | Horn | Nielsen | Woods |
| Cusack | Jesse | O'Halloran | Wulff |
| Doyle |  |  |  |

Absent or not voting, 7:

| Bittle | Fitzgerald | Junker |
| :--- | :--- | :--- |
| Drake | Harper | McElroy |

Amendment $\mathrm{H}-4355 \mathrm{~B}$ was adopted.
Monroe of Des Moines offered the following amendment $\mathrm{H}-4358$, to amendment $\mathrm{H}-4344$, filed by Monroe, Higgins, Jochum, Gilloon, Caffrey, Middleton, Cusack and Horn from the floor and moved its adoption:

H-4358
Amend the Norland, et al., amendment, $\mathrm{H}-4344$, to
Senate File 501, as passed by the Senate, page 1,
by inserting after line 35 the following new section:
"Sec. ..... Section four hundred forty-one point twenty-one (441.21), unnumbered paragraph four (4), Code 1975, is amended to read as follows:

In assessing and determining the actual value of [agricultural] property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity
determined on the basis of the use [for agricultural
purposes] capitalized at a rate representing a fair return on the investment, such rate to be established by the state board of tax review and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses."
Roll call was requested by Oakley of Clinton and Higgins of Scott.

On the question "Shall amendment H-4358, to amendment H—4344, be adopted?"

The ayes were, 48 :

| Baker | Daggett <br> Bina <br> Dieleman |
| :--- | :--- |
| Brandt | Doyle <br> Branstad |
| Brockett | Dyrland |
| Byerly | Egenes |
| Eitzgerald |  |
| Caffrey | Gentleman |
| Clark | Gillon |
| Connors | Hargrave |
| Crabb | Harvey |
| Crawford | Higgins |
| Cusack | Hines |

The nays were, 45 :

| Anderson | Bortell | Den Herder | Fullerton |
| :--- | :--- | :--- | :--- |
| Avenson | Brunow | Dunton <br> Bennett | Danker |


| Hansen | Lageschulte | Miller, O. L. | Spear |
| :---: | :---: | :---: | :---: |
| Hennessey | Lindeen | Newhard | Spencer |
| Hinkhouse | Lonergan | Norland | Spradling |
| Howell | Menke | Pellett | Svoboda |
| Hullinger | Mennenga | Perkins | Varley |
| Husak | Middleswart | Poncy | West |
| Hutchins | Miller, A. V. | Scheelhaase | Wyckoff |
| Jordan | Miller, K. D. | Schroeder | Mr. Speaker |
| Krause |  |  |  |
| Absent or not voting, 7: |  |  |  |
| Bittle | Harper | McElroy | Tofte |
| Drake | Junker | Millen |  |

Amendment H-4358 was adopted.
Daggett of Adams moved to reconsider the vote by which amendment H-4358, to amendment H-4344, was adopted by the House.

Scheelhaase of Woodbury moved that Senate File 501 be tabled.

Roll call was requested by Rinas of Linn and Bittle of Polk.
On the question "Shall Senate File 501 be tabled?"
The ayes were, 19:

| Bina | Fitzgerald | Lipsky | Spradling |
| :---: | :---: | :---: | :---: |
| Bittle | Hargrave | Pavich | Walter |
| Connors | Jesse | Rinas | Welden |
| Cusack | Koogler | Scheelhaase | Wulff |
| Doyle | Kreamer | Small |  |
| The nays were, 71: |  |  |  |
| Anderson | Dyrland | Husak | O'Halloran |
| Avenson | Egenes | Hutchins | Patchett |
| Baker | Evans | Jochum | Pellett |
| Bennett | Fullerton | Jordan | Perkins |
| Bortell | Gentleman | Krause | Poncy |
| Brandt | Gilloon | Lageschulte | Readinger |
| Branstad | Griffee | Lindeen | Schroeder |
| Brockett | Halvorson | Lonergan | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Harper | Mennenga | Stromer |
| Caffrey | Harvey | Middleswart | Svoboda |
| Clark | Hennessey | Miller, A. V. | Varley |
| Crabb | Higgins | Miller, K. D. | Wells |
| Crawford | Hines | Miller, O. L. | West |
| Daggett | Hinkhouse | Nealson | Woods |
| Danker | Horn | Newhard | Wyckoff |
| Dieleman | Howell | Norland | Mr. Speaker |
| Dunton | Hullinger | Oakley |  |
| Absent or not voting, 10: |  |  |  |
| Den Herder | McElroy | Monroe | Tauke |
| Drake | Middleton | Nielsen | Tofte |
| Junker | Millen |  |  |

The motion lost.

Rinas of Linn moved that Senate File 501 be deferred and retain its place on the calendar.

Roll call was requested by Oakley of Clinton and Wulff of Black Hawk.

On the question "Shall Senate File 501 be deferred and retain its place on the calendar?"

The ayes were, 46 :

| Anderson | Dyrland | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Krause | Poncy |
| Baker | Gentleman | Kreamer | Rinas |
| Bina | Gilloon | Lonergan | Scheelhase |
| Bittle | Griffee | Mennenga | Small |
| Brandt | Hargrave | Middleswart | Svoboda |
| Brunow | Higgins | Middleton | Walter |
| Caffrey | Hines | Monroe | Welden |
| Connors | Horn | Nealson | Wells |
| Cusack | Howell | O'Halloran | Wulff |
| Dieleman | Jesse | Patchett | Mr. Speaker |
| Doyle | Jochum |  |  |
| The nays were, | 51: |  |  |
| Bennett | Evans |  |  |
| Bortell | Fullerton | Lindeen | Perkins |
| Branstad | Halvorson | Lipsky | Readinger |
| Brockett | Hansen | MeElroy | Schroeder |
| Byerly | Harper | Millen | Spear |
| Clark | Harvey | Miller, A. V. | Spencer |
| Crabb | Hennessey | Miller, K. D. | Stradling |
| Crawford | Hinkhouse | Miller, O. L. | Tauke |
| Daggett | Hullinger | Newhard | Varley |
| Danker | Husak | Nielsen | West |
| Den Herder | Hutchins | Norland | Woods |
| Dunton | Jordan | Oakley | Wyckoff |
| Egenes | Lageschulte | Pellett |  |
| Absent or not voting, 3: |  |  |  |
| Drake | Junker | Tofte |  |

The motion lost.
The hour of 10:00 p.m. having arrived, Fitzgerald of Webster asked for unanimous consent to suspend Rule 2.

Objection was raised.
Fitzgerald of Webster moved that Rule 2 be suspended to continue session.

A non-record roll call was requested.
The ayes were 57 , nays 33 .
The motion prevailed and the rules were suspended.

On the Daggett motion to reconsider the vote by which amendment H-4358, to amendment $\mathrm{H}-4344$, was adopted by the House, roll call was requested by Daggett of Adams and Pellett of Cass.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4358, to amendment H-4344, be reconsidered?"

The ayes were, 48:

| Anderson | Griffee | Lonergan | Readinger |
| :---: | :---: | :---: | :---: |
| Avenson | Hansen | McElroy | Scheelhaase |
| Baker | Harper | Menke | Schroeder |
| Bennett | Hennessey | Mennenga | Spear |
| Bortell | Hinkhouse | Middleswart | Spencer |
| Brandt | Howell | Miller, A. V. | Spradling |
| Branstad | Hullinger | Miller, K. D. | Stromer |
| Brunow | Husak | Miller, O. L. | Svoboda |
| Daggett | Hutchins | Newhard | Varley |
| Danker | Jordan | Norland | West |
| Dunton | Krause | Pellett | Wyckoff |
| Evans | Lageschulte | Perkins | Mr. Speaker |

The nays were, 47:

| Bina | Dyrland | Jochum | Patchett |
| :---: | :---: | :---: | :---: |
| Bittle | Egenes | Koogler | Pavich |
| Brockett | Fitzgerald | Kreamer | Poncy |
| Byerly | Gentleman | Lindeen | Rinas |
| Caffrey | Gilloon | Lipsky | Small |
| Clark | Halvorson | Middleton | Tauke |
| Connors | Hargrave | Millen | Walter |
| Crabb | Harvey | Monroe | Welden |
| Crawford | Higgins | Nealson | Wells |
| Cusack | Hines | Nielsen | Woods |
| Dieleman | Horn | Oakley | Wulff |
| Doyle | Jesse | O'Halloran |  |
| Absent or not voting, 5 : |  |  |  |
| Den Herder | Fullerton | Junker | Tofte |

The motion prevailed and the House reconsidered amendment H-4358.

The Speaker announced that with the adoption of amendment $\mathrm{H}-4355$, amendment H-4358 was out of order.

Woods of Polk offered the following amendment H-4360, to amendment H-4344, filed by him from the floor:

```
H-4360
    1 Amend the Norland, Byerly amendment H-4844,
    2 to Senate File 501, as passed by the Senate as
    follows:
    4 Page 1, by inserting after line 35 the
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following new section:
Sec. ..... Section four hundred forty-one point twenty-one (441.21), Code 1975, is amended by inserting after unnumbered paragraph four (4) the following new unnumbered paragraphs:
$N E W$ UNNUMBERED PARAGRAPHS.
In assessing and determining the actual value of non-agricultural property fifty percent consideration shall be given to each of the following factors:
a. The productivity and net earning capacity of the property determined on the basis of the use for non-agricultural purposes capitalized at a rate of not less than eight percent which represents a fair return on the investment, such rate to be established by the state board of tax review and applied uniformly among counties and among classes of property.
b. The fair and reasonable market value of such non-agricultural property as defined herein, but such market value shall be based only on its current use and not on its potential value for other uses."

Property which is not used for the production of income shall be valued at a rate to be established by the state board of tax review and applied uniformly among counties and among classes of property, by taking into consideration both the market value of the property and the income of the owner of the property. For every one thousand dollars that a property owner makes under eight thousand dollars, the market value shall be reduced by one thousand dollars."
Hutchins of Guthrie rose on a point of order that amendment H-4360 was not germane.

The Speaker propounded the question to the House.
Roll call was requested by Hutchins of Guthrie and Lipsky of Linn.

Rules 69 and 70 were invoked.
On the question "Shall amendment H-4360, to amendment $\mathrm{H}-4344$, be ruled germane?"

The ayes were, 50:

| Anderson | Caffrey | Egenes | Jesse |
| :--- | :--- | :--- | :--- |
| Bina | Clark | Gentleman | Jochum |
| Bittle | Connors | Gilloon | Koogler |
| Bortell | Crawford | Halvorson | Kreamer |
| Brandt | Cusack | Harvey | Lageschulte |
| Branstad | Dieleman | Higgins | Lindeen |
| Brockett | Doyle | Hines | Lipsky |
| Byerly | Dyrland | Horn | Middleton |


| Millen | O'Halloran |
| :--- | :--- |
| Monroe | Patchett |
| Nealson | Pavich |
| Nielsen | Readinger |
| Oakley | Rinas |

The nays were, 43 :

| Avenson | Hansen | Lonergan | Perkins |
| :--- | :--- | :--- | :--- |
| Baker | Hargrave | McElroy | Scheelhaase |
| Bennett | Harper | Menke | Small |
| Brunow | Hennessey | Mennenga | Spear |
| Crabb | Hinkhouse | Middleswart | Spencer |
| Daggett | Howell | Miller, A.V. | Spradling |
| Danker | Hullinger | Miller, K. D. | Stromer |
| Den Herder | Husak | Miller, O. L. | Wells |
| Evans | Hutchins | Newhard | Wyckoff |
| Fitzgerald | Jordan | Norland | Mr. Speaker |
| Griffee | Krause | Pellett |  |
| Absent or not voting, 7: |  |  |  |
| Drake Fullerton | Poncy |  |  |
| Dunton | Junker | Tofte | Varley |

Amendment $\mathrm{H}-4360$ was ruled germane.

## Leave of absence

Leave of absence was granted as follows:
Poncy of Wapello for the remainder of the day on request of Harper of Davis.

Division of amendment $\mathrm{H}-4360$ was requested as follows: Lines 10 through 27 to be amendment H-4360A, and lines 28 through 37 to be amendment H-4360B.

Norland of Worth moved that Senate File 501 be deferred and that the bill retain its place on the calendar.

Roll call was requested by Evans of Grundy and Bina of Scott.
On the question "Shall Senate File 501 be deferred and the bill retain its place on the calendar?"

The ayes were, 56:

| Anderson | Fitzgerald | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Gentleman | Koogler | Rinas |
| Bina | Gilloon | Kreamer | Schroeder |
| Bittle | Griffee | Lonergan | Small |
| Brandt | Hargrave | Mennenga | Spear |
| Brunow | Harper | Middleswart | Spradling |
| Byerly | Higgins | Middleton | Svoboda |
| Connors | Hines | Miller, A. V. | Varley |
| Crabb | Hinkhouse | Miller, O. L. | Walter |
| Cusack | Horn | Monroe | Welden |
| Doyle | Howell | Newhard | Wells |
| Dunton | Husak | Norland | Wods |
| Dyrland | Jesse | O'Halloran | Wulff |
| Egenes | Jochum | Patchett | Mr. Speaker |

The nays were, 34:

Avenson
Bennett
Bortell Branstad Brockett Caffrey Clark Crawford Daggett

Danker
Den Herder Evans Halvorson Hansen Harvey Hennessey Hutchins. Krause

Lageschulte
Lindeen Lipsky McElroy Menke Miller, K. D. Nealson Pellett

## Nielsen

 OakleyPerkins
Readinger
Scheelhaase
Spencer
Stromer
Tauke
West
Wyckoff

Poncy
Tofte

Dieleman Drake Fullerton

Hullinger Junker Millen

The motion prevailed and Senate File 501 is deferred.

## ORDER OF BUSINESS

Fitzgerald of Webster asked and received unanimous consent for the following order of business: Senate File 568, Senate File 566, House File 870, House File 450, House File 764 and House File 898.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakir: I am directed to inform your honorable body that the Senate has on June 19, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 820, a bill for an act relating to the authority of peace officers employed by the department of public safety.

Also: That the Senate has, on June 19, 1975, adopted the conference committee report and passed House File 764, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income taxpayers, and making changes in Iowa individual income tax rates.

CLARK R. RASMUSSEN, Secretary

## CONSIDERATION OF BILLS

## APPROPRIATIONS CALENDAR

Senate File 568, a bill for an act establishing the method for setting salaries of certain state officials and setting a salary range for certain state officials and designated employees of the state and providing for the governor to set salaries within such ranges, was taken up for consideration.

Brunow of Appanoose offered the following amendment H-4352 filed by Brunow, Avenson, Millen, Varley, Hargrave, Schroeder, and Bittle from the floor:

1 Amend Senate File 568, as amended and passed by the Senate as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:
"Section 1. The governor may establish a salary for persons in the executive branch of government holding the position within a range provided in this Act by considering among other things, whether the person receiving the salary is temporary or permanent, or acting full or part time, the experience of the individual in the position, changes in the duties of the position, the incumbent's performance of assigned duties, the availability of qualified candidates for the position, and subordinates' salaries.

Sec. 2. The following annual salary ranges shall be in effect for the fiscal year beginning July 1 , 1975 and ending June 30, 1976 for the positions specified, the governor shall specify the salary to be paid to the person indicated at a rate within the salary ranges indicated from funds appropriated by the general assembly for such purposes:

Range for
1975-76

1. COMMISSION ON AGING.

Salary of executive secretary $\quad \$ 14,000$ to $\$ 16,000$
2. IOWA STATE ARTS COUNCIL.

Salary of the director $\$ \mathbf{1 7 , 0 0 0}$ to $\$ 21,000$
3. DEPARTMENT OF BANKING.

Salary of the superintendent of banking $\$ 20,000$ to $\$ 27,500$
4. IOWA BEER AND LIQUOR CONTROL DEPARTMENT.

Salary of the director $\$ 18,000$ to $\$ 26,400$
5. COMMISSION FOR THE BLIND.

Salary of the director
6. IOWA CIVIL RIGHTS COMMISSION.

Salary of the executive secretary $\quad \$ 18,000$ to $\$ 18,900$
7. IOWA STATE COMMERCE COMMISSION.
a. Salary of the chairman of the Iowa
state commerce commission $\$ 22,500$ to $\$ 26,400$
b. Salary of the members of the Lowa
state commerce commission $\quad \$ 22,500$ to $\$ 26,400$
8. OFFICE OF STATE COMPTROLLER.

Salary of the state comptroller $\$ \mathbf{\$ 2 5 , 0 0 0}$ to $\$ 31,300$
9. STATE CONSERVATION COMMISSION.

Salary of the director
10. IOWA CRIME COMMISSION.

Salary of the executive director $\quad \$ 17,800$ to $\$ 21,000$
11. IOWA DEVELOPMENT COMMISSION.

Salary of the director
12. DRUG ABUSE AUTHORITY.

## Page 2

1 Salary of the director
2 13. EDUCATIONAL RADIO AND TELEVISION

FACILITY BOARD.
Salary of the director $\$ 20,000$ to $\$ 26,400$
14. COMMITTEE ON EMPLOYMENT OF THE HANDICAPPED.
Salary of the executive secretary $\quad \$ 14,000$ to $\$ 17,600$
15. EMPLOYMENT SECURITY COMMISSION.

Salary of each commissioner $\quad \$ 18,000$ to $\$ 22,000$
16. ENERGY POLICY COUNCIL.

Salary of the director $\$ 18,000$ to $\$ 24,200$
17. DEPARTMENT OF ENVIRONMENTAL QUALITY.

Salary of the executive director $\quad \$ 20,000$ to $\$ 26,400$
18. STATE FAIR BOARD.

Salary of the secretary $\quad \$ 16,200$ to $\$ 18,700$
19. DEPARTMENT OF GENERAL SERVICES.

Salary of the director $\quad \$ 23,400$ to $\$ 26,400$
20. OFFICE OF STATE GEOLOGIST.

Salary of the state geologist $\$ 22,000$ to $\$ 29,100$
21. STATE DEPARTMENT OF HEALTH.

Salary of the commissioner of health $\quad \$ 23,400$ to $\$ 27,500$
22. HIGHER EDUCATION FACILITIES COMMISSION.

Salary of the executive director $\quad \$ 18,500$ to $\$ 19,300$
23. STATE HISTORICAL DEPARTMENT.
a. Salary of the director of historical
society $\quad \$ 16,000$ to $\$ 24,800$
b. Salary of the director of museum and
archives
c. Salary of the director of historical
preservation
$\$ 16,000$ to $\$ 17,600$
24. OFFICE OF THE INDUSTRIAL COMMISSIONER.

Salary of the industrial commissioner $\$ 18,000$ to $\$ 24,200$ 25. INSURANCE DEPARTMENT OF IOWA.

Salary of the commissioner of insurance
$\$ 23,400$ to $\$ 27,100$
26. BUREAU OF LABOR.

Salary of the labor commissioner $\$ 18,900$ to $\$ 19,800$
27. IOWA LAW ENFORCEMENT ACADEMY.

Salary of the director $\quad \$ 18,000$ to $\mathbf{\$ 2 3 , 7 0 0}$
28. STATE LIBRARY COMMISSION.

Salary of the state librarian $\quad \$ 17,000$ to $\$ 20,400$
29. IOWA MERIT EMPLOYMENT COMMISSION.

Salary of the director $\quad \$ 23,400$ to $\$ 24,800$ 30. IOWA NATURAL RESOURCES COUNCIL.

Salary of the director $\$ 17,000$ to $\$ 20,900$ 31. PAROLE BOARD.

Salary of each member $\quad \$ 9,000$ to $\$ 10,700$ 32. OFFICE FOR PLANNING AND PROGRAMMING.

Salary of the director $\quad \$ 23,400$ to $\$ 25,300$ 33. DEPARTMENT OF PUBLIC DEFENSE.

Salary of the director of civil defense
$\$ 15,500$ to $\$ 19,000$

## Page 3

 Act.36. STATE BOARD OF REGENTS.

Salary of the executive secretary
$\$ 24,000$ to $\$ 27,500$
37. DEPARTMENT OF REVENUE.

Salary of the director of revenue
38. DEPARTMENT OF SOCIAL SERVICES.

Salary of the commissioner of social services
$\$ 24,000$ to $\$ 34,100$
39. DEPARTMENT OF SOIL CONSERVATION.

Salary of the director
$\$ 18,000$ to $\$ 22,000$
40. DEPARTMENT OF TRANSPORTATION.
a. Salary of the director of trans-
portation $\$ 28,750$ to $\$ 38,500$
b. Salary of each member of the transportation regulation board
$\$ 17,800$ to $\$ 24,200$
c. Salary of each member of the transportation commission
$\$ 9,000$ to $\$ 10,100$
Sec. 3. Notwithstanding any laws of this state, the provisions of this Act shall govern for the fiscal year 1975-1976. The salary rates established by the governor under this Act for the persons indicated shall be the total salary paid for the persons for whom established during the fiscal year 1975-1976.
Any salary rates or adjustments to salaries provided
for by any other Act of the Sixty-sixth General
Assembly, 1975 Session, shall not apply to the
positions specified in this Act, however funds
appropriated for salaries, salary increases or
adjustments to salaries by any other Act of the Sixty-
fifth General Assembly may be expended to fund salaries
provided for by this Act if funds appropriated to the agencies represented by or employing the persons holding the positions specified in this Act are insufficient to pay salaries provided for in this

Sec. 4. The governor shall report to the legislative council the salary rates established pursuant to the provisions of this Act.

Sec. 5. Funds appropriated by the general assembly
may be used for the granting of an educational leave upon the approval of the director of the department and the governor. The state comptroller shall notify the legislative fiscal bureau of all educational leaves granted within fifteen days of the granting of the educational leave. Failure to notify the
legislative fiscal bureau of an educational leave shall preclude use of funds appropriated by the general assembly for the educational leave.

Sec. 6. Section one hundred forty-seven point one hundred two (147.102), Code 1975, is amended to read as follows:
147.102 PHYSICIANS AND SURGEONS, PSYCHOLOGISTS, CHIROPRACTORS AND OSTEOPATHS. Notwithstanding the provisions of this title, every application for a
license to practice medicine and surgery, psychology, chiropractic, osteopathy, or osteopathic medicine and surgery, shall be made directly to the secretary of the examining board of such profession, and every reciprocal agreement for the recognition of any such license issued in another state shall be negotiated by the examining board for such profession, and all examination, license, and renewal fees received from such persons licensed to practice any of such professions shall be paid to and collected by the secretary of the examining board of such profession, who shall transmit the fees to the treasurer of state who shall deposit the fees in the general fund of the state. The salary of the secretary shall be [set by the general assembly] established by the governor with the approval of the executive council pursuant to scotion nineteen A point nine (19A.9), subsection two (2), of the Code under the pay plan for exempt positions in the executive branch of government.

Sec. 7. Section one hundred forty-seven point one hundred five (147.105), Code 1975, is amended to read as follows:
147.105 EXECUTIVE DIRECTOR. The board of nurse examiners may appoint a full-time executive director who shall not be a member of the board, and the provisions of section 147.22 shall not apply. The salary of the executive director shall be [set by the general assembly] established by the governor with the approval of the executive council pursuant to section nineteen A point nine (19A.9), subsection two (2), of the Code under the pay plan for exempt positions in the executive branch of government."
2. Amend the title, line 3, by inserting after the words "ranges" the words "and expanding the use of funds appropriated by the general assembly".
Brunow of Appanoose offered the following amendment H-4362, to amendment H-4352, filed by him and Bittle of Polk from the floor and moved its adoption:

## H-4362

1 Amend the amendment (H-4352) to Senate File 568 as amended and passed by the Senate as follows:

1. Page 1, by inserting after line 41 the
following:
"c. Salary of the executive secretary $\$ 14,000$ to $\$ 17,000$ ".
2. Page 3, lines 34 and 35 , by striking the words "Sixty-fifth General Assembly" and inserting in lieu thereof the words "Sixty-sixth General Assembly, 1975 Session,".
Amendment H-4362 was adopted.
Cusack of Scott in the chair at 11:32 p.m.

Schroeder of Pottawattamie offered the following amendment H-4356, to amendment H-4352, filed by him from the floor and moved its adoption:
H-4356

1

Amend the amendment (H-4352) to Senate File 568, as amended and passed by the Senate, as follows:

1. Page 8, by inserting after line 43 the following:
"Sec. ..... Annual salaries paid the governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general
shall be increased by seven percent over the annual
salary paid for the fiscal year beginning July 1,
1974, and ending June 30, 1975. The annual salary
as increased by this section shall be effective for
the fiscal year beginning July 1, 1975, and ending
June 30, 1976, and continue in effect for each year
thereafter until otherwise provided by the general assembly."
2. Renumber the sections and correct internal
references in conformance with this amendment.
Roll call was requested by Avenson of Fayette and Bittle of Polk.

Rule 69 was invoked.
On the question "Shall amendment H-4356, to amendment H-4352, be adopted?"

The ayes were, 36:

| Bennett | Crabb | Kreamer | Pellett <br> Bittle |
| :--- | :--- | :--- | :--- |
| Readinger |  |  |  |
| Bortell | Crawford | Lindeen | Seadied |
| Branstad | Daggett | Lipsky | Schroeder |
| Brockett | Den Herder | McElroy | Tauke |
| Byerly | Egenes | Menke | Varley |
| Caffrey | Evans | Millen | Welden |
| Clark | Gentleman | Nealson | West |
| Connors | Hansen | Nielsen | Woods |
| The nays were, | 55: | Oakley | Wulff |
| Anderson | Griffee |  |  |
| Avenson | Halvorson | Jordan | Patchett |
| Baker | Hargrave | Koogler | Pavich |
| Bina | Harper | Lageschulte | Perkins |
| Brandt | Hennessey | Lonergan | Rinas |
| Brunow | Higgins | Mennegga | Spear |
| Cochran | Hinkhouse | Middleswart | Spencer |
| Danker | Horn | Middleton | Spradling |
| Dieleman | Howell | Miller, A. V. | Svoboda |
| Doyle | Hullinger | Miller, K. D. | Walter |
| Dunton | Husak | Miller, O. L. | Wells |
| Dyrland | Hutchins | Monree | Wyckoff |
| Fitzgerald | Jesse | Newhard | Mr. Speaker |
| Gilloon | Jochum | O'Halloran | (Cusack) |

## Absent or not voting, 9:

| Drake | Junker | Poncy | Stromer <br> Fullertor |
| :--- | :--- | :--- | :--- |
| Hines | Norland | Scheelhaase | Tofte |

Amendment H—4356 lost.
Brunow of Appanoose moved the adoption of amendment H-4352, as amended.

A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 82, nays 9.
Amendment $\mathrm{H}-4352$, as amended, was adopted.
Brunow of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 568)
The ayes were, 79:

| Anderson | Dyrland | Lindeen | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Lipsky | Pellett |
| Baker | Fitzgerald | Lonergan | Perkins |
| Bennett | Gilloon | McElroy | Readinger |
| Bina | Hansen | Menke | Rinas |
| Bittle | Hargrave | Mennenga | Scheelhaase |
| Bortell | Harper | Middleswart | Schroeder |
| Brandt | Hennessey | Middleton | Small |
| Brockett | Hines | Millen | Spear |
| Brunow | Hinkhouse | Miller, A.V. | Spradling |
| Byerly | Horn | Miler, K. D. | Stromer |
| Caffrey | Howell | Miller, O. L. | Svoboda |
| Clark | Hullinger | Monroe | Varley |
| Cochran | Husak | Nealson | Welden |
| Connors | Hutchins | Newhard | Wells |
| Crabb | Jochum | Nielsen | West |
| Den Herder | Jordan | Norland | Wods |
| Dieleman | Koogler | Oakley | Wulfi |
| Doyle | Krause | O'Halloran | Mr. Speaker |
| Dunton | Kreamer | Patchett | (Cusack) |

The nays were, 14:

| Branstad | Evans |
| :--- | :--- |
| Crawford | Gentleman |
| Daggett | Griffee |
| Danker | Halvorson |


| Harvey | Tauke |
| :--- | :--- |
| Lageschulte | Walter |
| Spencer | Wyckoff |

Absent or not voting, 7:
Drake Higgins

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

# ADOPTION OF CONFERENCE COMMITTEE REPORT 

(Senate File 566)
Griffee of Chickasaw submitted the following conference committee report and moved the adoption of the conference committee report and the amendments contained therein:

## REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 566

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 566, a bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue, respectfully make the following recommendations:

1. That the House recede from its amendment, $\mathrm{H}-4172$, to Senate File 566 as amended and passed by the Senate.
2. That Senate File 566 as amended and passed by the Senate be amended as follows:
3. Page 1 , by inserting after line 27 the following new section:
"Sec. 3. Section four hundred twenty-two point forty-three (422.43), unnumbered paragraph nine (9), Code 1975, is amended to read as follows:

The following enumerated services shall be subject to the tax herein imposed on gross taxable services: Alteration and garment repair; armored car; automobile repair; battery, tire and allied; investment counseling (excluding investment services of trust departments); bank service charges; barber and beauty; boat repair; car wash and wax; carpentry; roof, shingle, and glass repair; dance schools and dance studios; dry cleaning, pressing, dyeing, and laundering; electrical repair and installation; engraving, photography, and retouching; equipment rental; excavating and grading; farm implement repair of all kinds; flying service, except agricultural aerial application services and aerial commercial and charter transportation services; furniture, rug, upholstery repair and cleaning; fur storage and repair; golf and country clubs and all commercial recreation; house and building moving; household appliance, television, and radio repair; jewelry and watch repair; machine operator; machine repair of all kinds; motor repair; motorcycle, scooter, and bicycle repair; oilers and lubricators; office and business machine repair; painting, papering, and interior decorating; parking lots; pipe fitting and plumbing; wood preparation; private employment agencies; printing and binding; sewing and stitching; shoe repair and shoeshine; storage warehouse and storage locker; telephone answering service; test laboratories; termite, bug, roach, and pest eradicators; tin and sheet metal repair; turkish baths, massage, and reducing salons; vulcanizing,
recapping, and retreading; warehouse; weighing; welding; well
drilling; wrapping, packing, and packaging of merchandise
other than processed meat, fish, fowl and vegetables; wrecking service; wrecker and towing."
2. Page 1, by inserting after line 33 the following new section:
"Sec. ..... The provisions of section three (3) of this Act shall be retroactive to July 1, 1974."
3. Amend the title, line 2, by inserting after the word "revenue" the words "relating to the administrative duties of the department of revenue, and making certain provisions of the Act retroactive".
4. Renumber sections and correct internal references as may be necessary in accordance with this amendment.

On the Part of the House:
WILLIAM B. GRIFFEE, Chairman
W. R. MONROE, JR.

JAMES D. WELLS
LAVERNE W. SCHROEDER
FRANK CRABB

On the Part of the Senate:
STEVE SOVERN
BERL E. PRIEBE
RICHARD J. NORPEL, JR.
CLIFF BURROUGHS

The motion prevailed and the conference committee report and the amendments contained therein were adopted.

Griffee of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 566)
The ayes were, 95 :

| Anderson | Dyrland | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Egenes | Krause | Pellett |
| Baker | Evans | Kreamer | Perkins |
| Bennett | Fitzgerald | Lageschulte | Readinger |
| Bina | Gentleman | Lindeen | Rinas |
| Bittle | Gilloon | Lipsky | Scheelhaase |
| Bortell | Griffee | Lonergan | Schroeder |
| Brandt | Halvorson | McElroy | Small |
| Branstad | Hansen | Menke | Spear |
| Brockett | Hargrave | Mennenga | Spencer |
| Brunow | Harper | Middleswart | Spradling |
| Byerly | Harvey | Middleton | Stromer |
| Caffrey | Hennessey | Millen | Svoboda |
| Clark | Higgins | Miller, A.V. | Tauke |
| Cochran | Hines | Miller, K. D. | Varley |
| Connors | Hinkhouse | Miller, O. L. | Walter |
| Crabb | Horn | Monroe | Welden |
| Crawford | Howell | Nealson | Wells |
| Daggett | Hullinger | Newhard | West |
| Danker | Husak | Nielsen | Woods |
| Den Herder | Hutchins | Norland | Wulft |
| Dieleman | Jesse | Oakley | Wyckoff |
| Doyle | Jochum | O'Halloran | Mr. Speaker |
| Dunton | Jordan | Patchett | (Cusack) |

The nays were, none.
Absent or not voting, 5:

| Drake |  |  |
| :--- | :--- | :--- |
| Fullerton | Junker | Poncy |

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

## SENATE AMENDMENT CONSIDERED

Hullinger of Decatur called up for consideration House File 870, a bill for an act relating to the eradication of bovine brucellosis and making an appropriation, amended by the Senate, and moved that the House concur in the following Senate amendment to the House amendment to the Senate amendment:

H-4351
Amend S-4251, the House amendment to the Senate amendment to House File 870, by striking lines 5 and 6 and inserting in lieu thereof the following:
"1. Page 2, line 25, by inserting after the word "indemnity" the words "paid by the county of origin".
2. Page 2, line 25, by striking the words "an animal" and inserting in lieu thereof the words "a grade animal or a purebred animal".
3. Page 2, line 26 , by inserting after the period the sentence: "However, if a purebred animal is purchased and owned for at least one year before testing and the owner can verify the actual cost, the board of supervisors of the county of origin may, by resolution award the payment of an additional indemnification not to exceed five hundred fifty dollars or the actual cost of the animal when purchased, whichever is less."
The motion prevailed and the House concurred in the Senate amendment to the House amendment to the Senate amendment.

Hullinger of Decatur moved that the bill, as amended by the Senate, further amended by the House and Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 870)
The ayes were, 87:

| Anderson | Brockett | Danker | Gilloon |
| :--- | :--- | :--- | :--- |
| Avenson | Brunow | Den Herder | Griffee |
| Baker | Byerly | Dieleman | Halvorson |
| Bennett | Caffrey | Doyle | Hansen |
| Bina | Clark | Dunton | Hargrave |
| Bittle | Connors | Dyrland | Harper |
| Bortell | Crabb | Egenes | Harvey |
| Brandt | Crawford | Evans | Hennessey |
| Branstad | Daggett | Fitzgerald | Hinkhouse |


| Horn | Lonergan |
| :--- | :--- |
| Howell | McElroy |
| Hullinger | Menke |
| Husak | Mennenga |
| Hutchins | Middleswart |
| Jesse | Middleton |
| Jochum | Millen |
| Jordan | Miller, A.V. |
| Koogler | Miller, K. D. |
| Krause | Miller, O.L. |
| Kreamer | Nealson |
| Lageschulte | Newhard |
| Lindeen | Nielsen |

The nays were, 5 :
Gentleman Hines
Higgins

Absent or not voting, 8:
Cochran
Drake
Fullerton Junker
Norland
Oakley
O'Halloran
Patchett
Pavich
Pellett
Perkins
Readinger
Scheelhaase
Schroeder
Small
Spear
Spencer

Lipsky

| Monroe | Rinas <br> Pofte |
| :--- | :--- |

Spradling
Stromer
Svoboda
Tauke
Varley
Walter
Welden
Wells
West
Wulff
Wyckoff
Mr. Speaker
(Cusack)

Woods

Rinas
Tofte

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

## SENATE AMENDMENT CONSIDERED

Krause of Palo Alto called up for consideration House File 450, a bill for an act relating to persons engaged in the buying and selling of certain motor vehicles and relating to vehicle registration by revising the registration application form and the registration filing system, requiring a bond to be posted in situations where vehicle ownership is not established, providing for publication of notice regarding vehicle registration renewals, increasing motorcycle and hearse registration fees, providing for receipt of new registration for all vehicles transferred in December, relating to braking and hitching requirements for certain travel trailers and semitrailers operated on the highways, and relating to the base price of a vehicle for registration purposes, subject to penalties provided by law, amended by the Senate, and moved that the House concur in the following Senate amendment:

## H-4354

Amend House File 450 as amended, passed and reprinted by the House, as follows:

1. Page 9, by striking lines 3 and 4 and inserting in lieu thereof the following:
"receive applications for renewal of vehicle registrations and payment of the registration fees. The registration".
2. Page 10, line 13 , by striking the words "one hundred" and inserting in lieu thereof the word "fifty".
3. Page 10 , by striking lines 14 and 15 .
4. Page 12, line 3, by inserting after the comma the words "other than mobile homes more than eight feet in width or more than thirtytwo feet in length".
5. Page 12, by inserting after line 6 the following new sections:
"Sec. ..... Section three hundred twenty-one point thirty-four (321.34), Code 1975, as amended by Senate File 13 of the Sixty-sixth General
Assembly, is amended by adding the following new paragraph:

NEW PARAGRAPH. Upon the transfer of ownership of a vehicle with registration plates which do not bear the designation of the county of the purchaser's or transferee's residence, the purchaser or transferee may, upon application to the county treasurer in accordance with section three hundred twenty-one point forty-six (321.46) of the Code, also apply for new registration plates for the vehicle, and upon surrender of the plates for such vehicle and payment of an additional registration fee of five dollars, the county treasurer shall issue new registration plates for such vehicle bearing the designation of that county.

Sec. ..... Section three hundred twenty-one point four hundred fifty-four (321.454) is amended to read as follows:
321.454 WIDTH OF VEHICLES. The total outside width of any vehicle or the load thereon[, except loose hay or straw,] shall not exceed eight feet. However, if hay, straw, or stover moved on any implement of husbandry and the total width of load of the implement of husbandry exceeds eight feet in width, the implement of husbandry shall not be subject to the permit requirements of chapter three hundred twenty-one $E$ ( $321 E$ ) of the Code. If hay, straw, or stover is moved on any other vehicle subject to registration, such moves shall be subject to the permit requirements for transporting loads

## Page 2

1 exceeding eight feet in width as required under
2 chapter three hundred twenty-one $E$ (321E) of the Code."
6. By renumbering the remaining sections in accordance with this amendment.
7. Amend the title, line 12, by inserting after the comma the words "relating to the width of vehicles carrying hay, straw or stover,".

The motion prevailed and the House concurred in the Senate amendment H-4354.

Krause of Palo Alto moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now
and place upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H. F. 450)
The ayes were, 84:

| Anderson | Dyrland <br> Avenson <br> Baker <br> Bennett <br> Bina |
| :--- | :--- |
| Eortell <br> Brandt <br> Branstad <br> Brockett | Fitzgerald <br> Brunow |
| Gilloon |  |
| Byerly | Halvorson |
| Caffrey | Hansen |
| Clark | Hargrave |
| Cochran | Harper |
| Crabb | Higgessey |
| Crawford | Hines |
| Daggett | Hinkhouse |
| Danker | Horn |
| Den Herder | Hullinger |
| Dieleman | Husak |
| Dunton | Hutchins |
|  | Jesse |
|  | Jochum |
|  | Jordan |
| Koogler |  |

The nays were, 6:

| Bittle | Gentleman |
| :--- | :--- |
| Doyle | Griffee |

Absent or not voting, 10 :

| Connors | Howell | Nielsen | Poncy |
| :--- | :--- | :--- | :--- |
| Drake | Junker | Perkins | Tofte |
| Fullerton | Millen |  |  |

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

Speaker Cochran in the chair at 12:12 a.m., June 20, 1975.

ADOPTION OF CONFERENCE COMMITTEE REPORT (House File 764)

Norland of Worth submitted the following conference committee report and moved the adoption of the report and the amendments contained therein:

## REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 764

To the President of the Senate and the Speaker of the House of Representatives:
We, the undersigned members of the second conference committee appointed to consider the differences between the Senate and the House of Repre-
sentatives on House File 764, a bill for an act relating to the Iowa income tax by providing a simplified reporting form for Iowa individual income tax rates, exemptions, and administrative requirements, providing for reporting of additional corporate income tax information, adopting penalties, making necessary corrective amendments and making the act retroactive, respectfully make the following report:

1. That the House concur in the Senate amendment, H-4079, to House File 764, as amended, passed, and reprinted by the House.

On the Part of the Senate: On the Part of the House:
NORMAN RODGERS, Chairman LOWELL E. NORLAND, Chairman WILLIAM E. GLUBA NEAL HINES
FRED W. NOLTING KENNETH D. MILLER
Roll call was requested by Readinger of Polk and West of Marshall.

Rules 69 and 70 were invoked.
On the question "Shall the conference committee report and the amendments contained therein be adopted?"

The ayes were, 51:

| Anderson | Griffee | Krause | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Hargrave | Lonergan | Scheelhaase |
| Bina | Harper | Mennenga | Small |
| Brandt | Hennessey | Middleswart | Spear |
| Brunow | Higgins | Middleton | Spencer |
| Connors | Hinkhouse | Miller, A.V. | Spradling |
| Cusack | Horn | Miller, K. D. | Svoboda |
| Dieleman | Howell | Miller, O. L. | Tauke |
| Doyle | Hullinger | Monroe | Walter |
| Dunton | Husak | Newhard | Wells |
| Dyrland | Hutchins | Norland | Wyckoff |
| Fitzgerald | Jesse | O'Halloran | Mr. Speaker |
| Gilloon | Jordan | Pavich | M. Speaker |
| The nays were, 44: |  |  |  |
| Baker | Daggett | Koogler | Patchett |
| Bennett | Danker | Kreamer | Pellett |
| Bittle | Den Herder | Lageschulte | Readinger |
| Bortell | Egenes | Lindeen | Rinas |
| Branstad | Evans | Lipsky | Schroeder |
| Brockett | Gentleman | McElroy | Stromer |
| Byerly | Halvorson | Menke | Varley |
| Caffrey | Hansen | Millen | Welden |
| Clark | Harvey | Nealson | West |
| Crabb | Hines | Nielsen | Woods |
| Crawford | Jochum | Oakley | Wulff |
| Absent or not voting, 5: |  |  |  |
| Drake | Junker | Poncy | Tofte |

The motion prevailed and the conference committee report and the amendments contained therein were adopted.

The House stood at ease until the fall of the gavel.

The House resumed session, Speaker Cochran in the chair.
Tauke of Dubuque moved to defer action on House File 764 until Senate File 501 has been taken up for consideration.

Roll call was requested by Spencer of Clay and Branstad of Winnebago.

On the question "Shall House File 764 be deferred?"
The ayes were, 35 :

| Bennett | Danker | Lageschulte | Readinger |
| :--- | :--- | :--- | :--- |
| Bittle | Den Herder | Lindeen | Rinas |
| Bortell | Egenes | Lipsky | Schroeder |
| Branstad | Evans | McElroy | Stromer |
| Brockett | Gentleman | Menke | Tauke |
| Clark | Halvorson | Millen | Varley |
| Crabb | Hansen | Nealson | Walter |
| Crawford | Harvey | Oakley | West |
| Daggett | Kreamer | Pellett |  |

The nays were, 58:

| Anderson | Griffee | Koogler | Pavich |
| :--- | :--- | :--- | :--- |
| Avenson | Hargrave | Krause | Perkins |
| Baker | Harper | Lonergan | Scheelhaase |
| Bina | Hennessey | Mennenga | Small |
| Brandt | Higgins | Middleswart | Spear |
| Brunow | Hines | Middleton | Spencer |
| Byerly | Hinkhouse | Miller, A.V. | Spradling |
| Caffrey | Horn | Miller, K. D. | Svoboda |
| Connors | Howell | Miller, O. L. | Welden |
| Cusack | Hullinger | Monroe | Wells |
| Dieleman | Husak | Newhard | Woods |
| Doyle | Hutchins | Norland | Wulff |
| Dyrland | Jesse | O'Halloran | Wyckoff |
| Fitigerald | Jochum | Patchett | Mr. Speaker |
| Gilloon | Jordan |  |  |
| Absent or not voting, 7: |  |  |  |
| Drake | Fullerton | Nielsen | Tofte |
| Dunton | Junker | Poncy |  |

The motion lost.
Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rules 69 and 70 were invoked.
On the question "Shall the bill pass?" (H.F. 764)
The ayes were, 60 :

| Anderson | Clark | Doyle | Gilloon |
| :--- | :--- | :--- | :--- |
| Avenson | Connors | Dyrland | Griffee |
| Bina | Crawford | Egenes | Hargrave |
| Brandt | Cusack | Fitzgerald | Harper |
| Brunow | Dieleman | Gentleman | Hennessey |


| Higgins | Jordan | Newhard | Spear |
| :---: | :---: | :---: | :---: |
| Hines | Krause | Nielsen | Spencer |
| Hinkhouse | Lonergan | Norland | Spradling |
| Horn | Mennenga | O'Halloran | Svoboda |
| Howell | Middleswart | Patchett | Tauke |
| Hullinger | Middleton | Pavich | Walter |
| Husak | Miller, A. V. | Perkins | Wells |
| Hutchins | Miller, K. D. | Rinas | Wulff |
| Jesse | Miller, O. L. | Scheelhaase | Wyckoff |
| Jochum | Monroe | Small | Mr. Speaker |
| The nays were, 35: |  |  |  |
| Baker | Daggett | Kreamer | Pellett |
| Bennett | Danker | Lageschulte | Readinger |
| Bittle | Den Herder | Lindeen | Schroeder |
| Bortell | Dunton | Lipsky | Stromer |
| Branstad | Evans | Mcelroy | Varley |
| Brockett | Halvorson | Menke | Welden |
| Byerly | Hansen | Millen | West |
| Caffrey | Harvey | Nealson | Woods |
| Crabb | Koogler | Oakley |  |
| Absent or not voting, 5: |  |  |  |
| Drake | Junker | Poncy | Tofte |

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

## MOTION TO RECONSIDER LOST

(House File 764)
Norland of Worth moved to reconsider the vote by which House File 764 passed the House on June 20, 1975.

A non-record roll call was requested.
The ayes were 34 , nays 53 .
The motion lost.

## ADOPTION OF SENATE CONCURRENT RESOLUTION 66

Newhard of Jones asked and received unanimous consent for the immediate consideration of the following Senate Concurrent Resolution 66 and moved its adoption:

## SENATE CONCURRENT RESOLUTION 66 <br> By Kinley and Lamborn

Whereas, it has come to the attention of the
2 House and Senate that certain errors have been
3 inadvertently incorporated into Senate File five
4 hundred thirty-six (536) as passed by the Sixty-sixth
5 General Assembly, 1975 Session; and
6 Whereas, Senate File five hundred thirty-six

7 (536) has not yet been enrolled or presented to the
8 Governor; and
9 Whereas, such errors must be corrected; Now
10 Therefore
11
12
13
14
curring, That House amendment to Senate File five
hundred thirty-six (536), S-4184, which the Senate
divided on June 13, 1975, and concurred in division
$A$ and refused to concur in division B, and to which
division B the House receded on June 13, 1975, is
amended as follows:

1. Page 1 , line 3 , by striking the number " 17 " and inserting in lieu thereof " 12 ".
2. Page 1, line 5, by striking the words "NEW SECTION.".
3. Page 2, line 8, by striking "NEW SECTION.

23 PROHIBITED ACTIVITIES.".
A non-record roll call was requested.
Rule 69 was invoked.
The ayes were 66, nays 18 .
The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 65

Fitzgerald of Webster called up for consideration House Concurrent Resolution 65 filed on June 13, 1975, and found on pages 2497 and 2498 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.
ADOPTION OF HOUSE CONCURRENT RESOLUTION 68
Fitzgerald of Webster called up for consideration House Concurrent Resolution 68 filed on June 13, 1975, and found on pages 2500 and 2501 of the House Journal, anl moved its adoption.

The motion prevailed and the resolution was adopted.

## ADOPTION OF HOUSE RESOLUTIONS

Fitzgerald of Webster asked for unanimous consent to consider House Resolutions 27, 43, 45, 48 and 49.

Objection was raised.
Fitzgerald of Webster moved that the rules be suspended to adopt House Resolutions 27, 43, 45, 48 and 49.

Oakley of Clinton rose on a point of order that the motion was not in order.

The Speaker ruled the point not well taken.
Tauke of Dubuque rose on a point of order and challenged the ruling of the Chair.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:
Welden of Hardin for the remainder of the day on request of the Speaker.
Nielsen of Polk moved the previous question on the point of order to challenge the ruling of the Chair.

A non-record roll call was requested.
The ayes were 57, nays 33 .
The motion prevailed.
On the question "Shall the ruling of the Chair be sustained?", a non-record roll call was requested.

Rule 69 was invoked.
The ayes were 55 , nays 33 .
The motion prevailed and the ruling of the Chair was sustained.
On the motion to suspend the rules and adopt House Resolutions $27,43,45,48$ and 49 , roll call was requested by Schroeder of Pottawattamie and Branstad of Winnebago.

On the question "Shall the rules be suspended to adopt House Resolutions 27, 43, 45, 48 and 49 ?"

The ayes were, 54:

| Anderson | Fitzgerald <br> Griffee |
| :--- | :--- |
| Avenson | Baker |
| Hargrave |  |
| Bina | Harper |
| Brandt | Hennessey |
| Brunow | Higgins |
| Byerly | Hines |
| Caffrey | Hinkhouse |
| Connors | Horn |
| Cusack | Howell |
| Dieleman | Hullinger |
| Doyle | Husak |
| Dunton | Hutchins |
| Dyrland | Jesse |

The nays were, 82 :

| Bennett | Clark |
| :--- | :--- |
| Bortell | Crabb |
| Branstad | Crawford |
| Brockett | Daggett |

Danker Gentleman
Den Herder Halvorson Egenes Hansen Evans Harvey

| Krause | Lipsky | Nealson | Schroeder |
| :--- | :---: | :--- | :--- |
| Kreamer | McElroy | Oakley | Small |
| Lageschulte | Menke | Pellett | Tauke |
| Lindeen | Millen | Readinger | West |
| Absent or not voting, 14: |  |  |  |
| Bittle | Junker |  |  |
| Drake | Middleton | Poncy | Varley |
| Fullerton | Miller, K. D. | Tofte | Welden |
| Gilloon | Norland |  | Wulff |
|  |  |  |  |

The motion prevailed and the following House resolutions are adopted:

House Resolution 27, filed on May 2, 1975, and found on pages 1514 and 1515 of the House Journal.

House Resolution 43, filed on June 2, 1975, and found on pages 2066 and 2067 of the House Journal.

House Resolution 45, filed on June 13, 1975, and found on page 2505 of the House Journal.

House Resolution 48, filed on June 17, 1975, and found on pages 2579 and 2580 of the House Journal.

House Resolution 49, filed on June 17, 1975, and found on page 2614 of the House Journal.

## INTRODUCTION OF BILL

House File 918, by committee on appropriations, a bill for an act making an appropriation to pay attorney fees and expenses for counsel for the parties in the election contest of Spradling vs. Stephens.

Read first time and placed on appropriations calendar.
Nielsen of Polk in the chair at 3:04 a.m.

## RULES SUSPENDED

Fitzgerald of Webster moved to suspend the rules for the immediate consideration of House File 918.

A non-record roll call was requested.
Under the provisions of Rule 71, Spradling of Sioux refrained from voting.

The ayes were 60, nays 24 .
The motion prevailed and the rules were suspended.

## CONSIDERATION OF BILLS

APPROPRIATIONS CALENDAR
House File 918, a bill for an act making an appropriation to pay attorney fees and expenses for counsel for the parties in the election contest of Spradling vs. Stephens, was taken up for consideration.

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

Under the provisions of Rule 71, Spradling of Sioux refrained from voting.

On the question "Shall the bill pass?" (H.F. 918)
The ayes were, 87 :

| Anderson | Doyle | Jordan | Pavich |
| :--- | :--- | :--- | :--- |
| Baker | Dunton | Koogler | Pellett |
| Bennett | Dyrland | Krause | Perkins |
| Bina | Egenes | Kreamer | Readinger |
| Bittle | Evans | Lageschulte | Rinas |
| Bortell | Gentleman | Lindeen | Scheelhaase |
| Brandt | Gilloon | Lipsky | Schroeder |
| Branstad | Griffee | Lonergan | Small |
| Brockett | Halvorson | McEEroy | Spear |
| Brunow | Hansen | Menke | Spencer |
| Byerly | Harper | Mennenga | Stromer |
| Caffrey | Hennessey | Middleswart | Svoboda |
| Clark | Higgins | Miller, A.V. | Tauke |
| Cochran | Hines | Miller, K. D. | Varley |
| Connors | Hinkhouse | Miller, O. L. | Walter |
| Crabb | Horn | Monroe | Wells |
| Crawford | Howell | Nealson | West |
| Cusack | Hullinger | Newhard | Woods |
| Daggett | Husak | Norland | Wulff |
| Danker | Hutchins | Oakley | Wyckoff |
| Den Herder | Jesse | O'Halloran | Mr. Speaker |
| Dieleman | Jochum | Patchett | (Nielsen) |
|  |  |  |  |

The nays were, 1:
Harvey
Absent or not voting, 12:

| Avenson | Fullerton | Middleton | Spradling |
| :--- | :--- | :--- | :--- |
| Drake | Hargrave | Millen | Tofte |
| Fitzgerald | Junker | Poncy | Welden |

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speakre: I am directed to inform your honorable body that the Senate has on June 20, 1975, passed the following bill in which the concurrence of the Senate was asked:

House File 826, a bill for an act relating to the employment of full-time public prosecutors in certain counties.

Also: That the Senate has on June 20, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 568, a bill for an act setting a salary range for certain state officials and designated employees of the state and providing for the governor to set salaries within such range.

CLARK R. RASMUSSEN, Secretary

## HOUSE CONCURRENT RESOLUTION 81

By Husak, Crabb and Pellett
Whereas, the livestock industry in Iowa is generally acknowledged to be of primary importance in the state; and Whereas, a significant portion of the livestock in Iowa moves through livestock dealers or other market agencies; and

Whereas, livestock disease control methods must be continually reviewed in order to assure the profitability of the production of livestock; and

Whereas, the identification of livestock as it passes through dealers and sales agencies is of great importance to prospective buyers and officials charged with enforcing livestock health regulations; and

Whereas, there is considerable uncertainty regarding the application of implied warranty provisions of the Iowa Code to the marketing of livestock in Iowa; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Conourring, That the legislative council establish an interim study committee to study the problems related 2
to marketing of livestock, including the proper identification of livestock and the disclosure of previous owners, and to the clarification of the implied warranty provisions of the Iowa Code as these provisions apply to livestock sales; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and submit it to the legislative council and the members of the Sixty-sixth General Assembly of the 1976 session.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 82 <br> By Crabb, Husak and Pellett

Whereas, there has been an on-going cooperative program between the several states and the United States Department of Agriculture, as a result of which there is hope of eradicating both bovine and swine brucellosis in this country within the
next five years; and
Whereas, to achieve this objective it is necessary that each state have laws that are in harmony with the total program, and efforts have accordingly been made to pass appropriate legislation in Iowa; and

Whereas, House File 870, enacted by the first session of the Sixty-sixth General Assembly, appears more responsive to past misconceptions than to current facts, and should therefore be reviewed; and

Whereas, because the economic impact of bovine and swine brucellosis is of such importance to Iowa and the nation, and because both bovine and swine brucellosis are transmissible to human beings, this review should be undertaken as soon as possible; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is requested to take action during the 1975-1976 legislative interim to establish a study committee or authorize formation of a joint interim subcommittee to conduct a study of bovine and swine brucellosis. The study committee or subcommittee should be instructed to consider the incidence of this disease in Iowa and its economic and public health aspects, and the advantages and most appropriate methods of eradicating the disease, and to report its findings and recommendations, accompanied by any draft bills necessary to implement the recommendations, to the second session of the Sixty-sixth General Assembly.

## Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 83

By Norland, Avenson, Husak, Wyckoff, West, Daggett, Baker, Mennenga and Readinger

Whereas, the revaluation of all property in the state has resulted in greatly increased property values, and

Whereas, the proposed budgets of certain political subdivisions of the state may greatly increase the property taxes to be paid by property owners, and

Whereas, the general assembly is greatly concerned with the property taxes which the property owners in this state will pay, and

Whereas, there is a need to study the feasibility of stabilizing the property taxes, and

Whereas, the general assembly is concerned with the caplitalization rate used in valuing agricultural property for tax purposes, Now Therefore

Be It Resolved by the House, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to the feasibility of stabilizing property taxes in this state and to determine the need for revising the method of valuing agricultural property, and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations
and submit it to the legislative council and the members of the Sixty-sixth General Assembly, 1976 Session, accompanied by, if necessary, legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## ADOPTION OF CONFERENCE COMMITTEE REPORT (House File 898)

The Speaker called up for consideration the following report of the conference committee on House File 898:

## REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 898

To the President of the Senate and the Speaker of the House of Representatives:

We the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on House File 898, a bill for an act making appropriations to various state agencies for the purpose of providing for capital improvements, clarifying the responsibility for determining compliance with the state building code of state owned capital improvements, buildings, and structures, providing for refmbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, and providing for the reversion of funds, respectfully submit the following recommendations:

1. That the Senate recede from its amendment.
2. That House File 898 as amended, passed, and reprinted be amended as follows:

Amend House File 898 as amended, passed, and reprinted by the House, as follows:

1. Page 2 , line 21, by striking the words "of which is" and inserting the words ", including the funds appropriated by this subsection, shall".
2. Page 2, line 22, by striking the word "to".
3. Page 3, by inserting after line 5 the following:
"Prior to the expenditure of funds appropriated by this paragraph, an amount sufficient to pay school taxes on land acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and land acquired pursuant to this Act, shall be deducted
from the funds appropriated by this paragraph and shall be paid to the school districts in which such lands are located."
4. Page 3, line 10 , by striking the figure " $2,500,000$ " and inserting in lieu thereof the figure " $3,000,000$ ".
5. Page 3, lines 23, 24, and 25, by striking the words "automatic and new elevator cars for the capitol buildings;".
6. Page 4, line 1, by striking the figure " 730,000 " and inserting in lieu thereof the figure " 700,000 ".
7. Page 4, line 19, by striking the words "Ansel Briggs".
8. Page 4, line 24, by striking the words "Ansel Briggs".
9. Page 4, line 30, by striking the words "Ansel Briggs".
10. Page 5, line 6, by striking the words "Ansel Briggs".
11. Page 7, by inserting after line 26 the following:
"b. For restoring the flags exhibited on the first floor of the state capitol . $\mathbf{5 0 , 0 0 0}$
c. For repair, replacement, alteration, equipment and rehabilitation of national guard armory facilities throughout the state, including the maintenance and repair of equipment required for use of such facilities . 130,000
d. For repair, replacement, alteration, equipment and rehabilitation of buildings, grounds, roads and facilities located within the Camp Dodge military reservation $\qquad$ \$ $130,000^{\prime \prime}$
12. Page 7, line 27, by striking the letter " $b$ " and inserting the letter " f ".
13. Page 8 , by adding after line 16 the following:
"14. DEPARTMENT OF PUBLIC INSTRUCTION

For replacement of films, film
strips, books, and other educa-
tional media material destroyed
in the Ankeny, Iowa fire $\$ 1,000,000$
Unobligated or unencumbered funds remaining on June 30, 1976
from funds appropraed by this subsection shall revert to the general fund on September 30, 1976."

14 Page 10, by inserting after line 13 the following:
"Sec. ..... Chapter one hundred seven (107), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. The state conservation commission shall make annual payments to school districts in such amounts sufficient to pay school taxes on lands acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and under the authority of any other Act of the general assembly which authorizes the acquisition of land which would otherwise be subject to the levy of school taxes. There is appropriated annually from
the general fund of the state from funds not otherwise appropriated to the state conservation commission an amount sufficient to make the payments provided for in this section. The state comptroller shall administer the funds appropriated by this Act and shall administer the program established by this section. The state conservation commission shall cooperate with the state comptroller in order to provide information necessary to carry out the provisions of this section."
15. Page 11, by striking lines 29 through 35.
16. Page 12, by striking lines 1 through 19.
17. Page 12, by inserting after line 19 the following:
"Sec. ..... If federal action eliminates or delays into future fiscal year periods certain federal funds previously anticipated as a part of various departmental receipts, there is appropriated from the general fund of the state for the fiscal year beginning July 1, 1975, and ending June 30, 1976, to the state comptroller the sum of nine hundred thousand $(900,000)$ dollars to be allocated to the departments to supplement existing appropriations for losses of such federal funds during the fiscal period. No funds shall be allocated under this section without the approval of the governor and the state comptroller.

It is intended that any funds allocated to the state board of regents in this Act to supplement existing appropriations for loss of federal funds during the fiscal year shall be for federal funds lost which were related to educational and capitation grants to the institutions. It is not intended to supplement federal funds relating solely to sponsored research grants to the institutions.

Sec. ..... For any construction of new buildings or substantial modification of existing buildings under this Act the total estimated cost of fine arts elements included in the plans and specifications shall not be less than onehalf of one percent of the total appropriation for such construction of new buildings or substantial modification of existing buildings. This section shall apply only to appropriations made pursuant to the following subsections of section one (1) of this Act:

1. Subsection two (2).
2. Subsection five (5).
3. Subsection seven (7).
4. Paragraph $b$ of subsection eight (8).

Sec. ..... As used in this Act, "fine arts" means sculpture, fountains, bas-reliefs, mosaics, frescoes, wall hangings, pictures, photographs or other enhancements to be integrated into the total environment of such construction. Fine arts does not include the incidental ornamental detail or functional structural elements or hardware and other accessories.

Sec. ..... The appropriate department, commission or board having authority over an appropriation to which the fine arts section applies shall coordinate with the Iowa arts council
on matters relating to the inclusion of fine arts authorized by this Act.

Sec. ..... The appropriate department, commission or board must be assured, by the submission of a report by the architects or contractors before construction is begun on any new buildings or substantial modification of existing buildings pursuant to this Act, that the building design has been developed according to maximum energy conservation."
18. Page 13, by inserting after line 30 the following new section:
"Sec. ..... The capitol planning commission shall sponsor a statewide contest to name the new state office building provided for in section one (1), subsection eight (8), paragraph b of this Act. All public school classes in Iowa history will be eligible to submit entries accompanied by an essay supporting their selection. It shall be the intent of this contest to not only provide a suitable name for the building, but to stimulate interest in Iowa history and its citizens who have contributed to its growth, welfare, and progress.

The capitol planning commission shall select the winning entry and submit it to the second session of the Sixty-sixth General Assembly for approval.

A suitable prize or award, not to exceed fifty dollars in cost, will be presented to the winning class.

Expenses for this contest shall be paid from funds appropriated to the capitol planning commission for planning."
10. Title page, by striking lines 3 through 5 , and on line 15 after the comma insert the words "restoring flags exhibited in the state capitol,".
20. By renumbering sections and internal references as required by this amendment.

On the Part of the Senate:
LOWELL JUNKINS, Chairman
EUGENE HILL
EARL WILLITS

On the Part of the House:
KEITH DUNTON, Chairman
NORMAN JESSE
WILLIAM GRIFFEE GLEN BORTELL ELMER DEN HERDER

Fitzgerald of Webster moved the previous question on House File 898 and all amendments and motions filed thereto.

A non-record roll call was requested.
The ayes were 53 , nays 32 .
The motion prevailed.

## CALL OF THE HOUSE <br> (House File 898)

Pursuant to Rule 73, the following members respectfully request a

Call of the House on House File 898 and all motions and amendments filed thereto.

STROMER of Hancock BRANSTAD of Winnebago MILLEN of Van Buren KREAMER of Polk VARLEY of Adair

Fitzgerald of Webster moved that the Call of the House be lifted.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 58, nays 32 .
The motion prevailed and the Call of the House was lifted.
Oakley of Clinton rose on a point of order that the first conference committee report on House File 898 was not in order inasmuch as the report does not confine itself to the bill as amended.

The Speaker ruled the point well taken.
Oakley of Clinton rose on a further point of order that a motion to suspend the rules would not be in order to consider the conference committee report.

The Speaker ruled the point not well taken.
Fitzgerald of Webster moved that the rules be suspended for the consideration of the conference committee report.

A non-record roll call was requested.
The ayes were 58, nays 27.
The motion prevailed.
His remarks having exceeded the allowed time, Oakley of Clinton moved to suspend the rules to continue debate.

A non-record roll call was requested.
The ayes were 54, nays 26.
The motion prevailed.
Dunton of Keokuk moved the adoption of the conference committee report and the amendments contained therein.

Roll call was requested by Tauke of Dubuque and Crawford of Story.

On the question "Shall the conference committee report and the amendments contained therein be adopted?"

The ayes were, 58:

| Anderson | Dunton <br> Baker | Hutchins <br> Dyrland | Jesse |
| :--- | :--- | :--- | :--- |
| Bina | Evans | Nislsen |  |
| Bitle | Jochum | Pelland |  |
| Bitzgerald | Jordan | Perkins |  |
| Brortell | Fullerton | Krause | Readinger |
| Brockett | Gilloon | Lindeen | Rinas |
| Byerly | Halvorson | Lonergan | Scheelhaase |
| Cafrey | Hargrave | McEroy | Spencer |
| Connors | Harper | Mennenga | Spradling |
| Crabb | Hennessey | Middleswart | Svoboda |
| Cusack | Hinkhouse | Middleton | Wells |
| Daggett | Horn | Miller, A.V. | Woods |
| Den Herder | Howell | Miller, O. L. | Wyckoff |
| Dieleman | Hullinger | Newhard | Mr. Speaker |
| Doyle | Husak |  |  |

The nays were, 30 :
\(\left.$$
\begin{array}{ll}\text { Avenson } & \begin{array}{l}\text { Egenes } \\
\text { Bennett }\end{array}
$$ <br>
Brandt <br>

Branstad \& Harveman\end{array}\right\}\)| Hines |
| :--- |
| Brunow |

Nealson
Oakley
O'Halloran
Patchett
Pavich
Schroeder
Small

Spear
Stromer
Tauke
Varley
Walter
West
Wulff

Absent or not voting, 12:

| Drake | Higgins | Kreamer | Poncy |
| :--- | :--- | :--- | :--- |
| Griffee | Junker | Menke | Tofte |
| Hansen | Koogler | Miller, K. D. | Welden |

The motion prevailed and the conference committee report and the amendments contained therein were adopted.

Dunton of Keokuk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 69 was invoked.
On the question "Shall the bill pass?" (H.F. 898)
The ayes were, 73:

| Anderson | Cusack | Gilloon | Jochum |
| :--- | :--- | :--- | :--- |
| Baker | Daggett <br> Bina | Halvorson | Jordan |
| Bittle | Danker | Hargrave | Koogler |
| Bortell | Den Herder | Harper | Krause |
| Brockett | Dieleman | Hennessey | Lageschulte |
| Brunow | Doyle | Hinkhouse | Lindeen |
| Byerly | Dunton | Horn | Lonergan |
| Caffrey | Dyrland | Howell | McElroy |
| Connors | Evans | Hullinger | Mennenga |
| Crabb | Fitzgerald | Husak | Middleswart |
| Crawford | Fullerton | Hutchins | Middleton |
|  | Gentleman | Jesse | Miller, A.V. |


| Miller, O. L. | Pavich | Spencer | Walter |
| :---: | :---: | :---: | :---: |
| Monroe | Pellett | Spradling | Wells |
| Newhard | Perkins | Stromer | Woods |
| Nielsen | Readinger | Svoboda | Wulff |
| Norland | Rinas | Tauke | Wyckoff |
| O'Halloran | Scheelhaase | Varley | Mr. Speaker |
| Patchett |  |  |  |
| The nays were, 15: |  |  |  |
| Avenson | Clark | Millen | Small |
| Bennett | Egenes | Nealson | Spear |
| Brandt | Harvey | Oakley | West |
| Branstad | Lipsky | Schroeder |  |
| Absent or not voting, 12: |  |  |  |
| Drake | Higgins | Kreamer | Poncy |
| Griffee | Hines | Menke | Tofte |
| Hansen | Junker | Miller, K. D. | Welden |

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

Nielsen of Polk in the chair at 5:25 a.m.

## RULES SUSPENDED

Fitzgerald of Webster asked for unanimous consent to take up for immediate consideration Senate File 545.

Objection was raised.
Fitzgerald of Webster moved that the rules be suspended to take up for immediate consideration Senate File 545.

A non-record roll call was requested.
The ayes were 67, nays 1 .
The motion prevailed.

## CONSIDERATION OF BILLS

Senate File 545, a bill for an act relating to the effective date of equalization orders issued by the director of revenue, was taken up for consideration.

Fitzgerald of Webster moved the previous question on Senate File 545 and all amendments and motions filed thereto.

A non-record roll call was requested.
The ayes were 53, nays 25.
The motion prevailed.
Danker of Pottawattamie offered the following amendment H-4363 filed by Danker, Pellett and Branstad from the floor:

## Page 2

1 hundred forty-one point twenty-one (441.21) of the
2 Code. For purposes of such value adjustments and

8 before such equalization the director shall adopt,
4 in the manner prescribed by chapter 17A, such rules
5 as may be necessary to determine the level of
6 assessment for each class of property in each county.
7 The rules shall cover: (1) The proposed use of the
8 assessment-sales ratio study set out in section 421.17,
9 subsection 6; (2) the proposed use of any state-wide
10 income capitalization studies; (3) the proposed use
11 of other methods that would assist the director in
12 arriving at the accurate level of assessment of each
13 class of property in each assessing jurisdiction."
Gillooon of Dubuque rose on a point of order that amendment $\mathrm{H}-4363$ was not germane.

The Speaker ruled the point well taken and amendment H-4363 not germane.

Pellett of Cass moved that the rules governing germaneness be suspended for the consideration of amendment $\mathrm{H}-4363$.

Roll call was requested by Tauke of Dubuque and Nealson of Muscatine.

Rules 69 and 70 were invoked.
On the question "Shall the rules be suspended to consider amendment H-4363?"

The ayes were, 26:

| Bennett <br> Bortell | Danker <br> Egenes |
| :--- | :--- |
| Branstad | Evans |
| Clark | Halvorson |
| Crabb | Harvey |
| Crawford | Hinkhouse |
| Daggett | Lageschulte |


| Lindeen | Readinger |
| :--- | :--- |
| McElroy | Stromer |
| Millen | Varley |
| Nealson | West |
| Oakley | Wulff |
| Pellett | Wyckoff |

The nays were, 56:

| Anderson | Gentleman | Koogler | Perkins |
| :---: | :---: | :---: | :---: |
| Avenson | Gilloon | Krause | Rinas |
| Baker | Griffee | Lonergan | Scheelhaase |
| Bina | Hargrave | Mennenga | Small |
| Brandt | Harper | Middleswart | Spear |
| Brunow. | Hennessey | Middleton | Spencer |
| Byerly | Hines | Miller, A. V. | Spradling |
| Caffrey | Horn | Miller, O. L. | Svoboda |
| Connors | Howell | Monroe | Tauke |
| Cusack | Husak | Newhard | Walter |
| Dieleman | Hutchins | Norland | Wells |
| Doyle | Jesse | O'Halloran | Woods |
| Dunton | Jochum | Patchett | Mr. Speaker |
| Dyrland | Jordan | Pavich | (Nielsen) |

Absent or not voting, 18:

| Bittle | Den Herder <br> Brockett <br> Cochran |
| :--- | :--- |
| Drake |  |
| Fullerton |  |


| Hansen | Junker |
| :--- | :--- |
| Higgins | Kreamer |
| Hullinger | Lipsky |

Menke
Miller, K. D.

Poncy Schroeder

Tofte
Welden

## The motion lost.

Norland of Worth offered the following amendment H-4366 filed by him from the floor and moved its adoption:

H-4366
Amend Senate File 545, as amended and passed by the Senate, as follows:

1. Page 1, by inserting before line 1 , the following new sections:
"Sec. ..... Section four hundred twenty-one point twenty (421.20), Code 1975, is amended to read as follows:
421.20 ACTIONS. The director of revenue may bring actions of mandamus or injunction or any other proper actions in the district court to compel the performance of any order made by the director or to require any board of equalization or any other officer or person to perform any duty required by this chapter. The director shall [select] commence an action only in the district court in the county [which is most accessible to the subject matter, and] in which the defendant or defendants in [any such] the action[; but no removal of the question to any other county shall be had by any defendant in consequence of his not being a resident of the county where the action is brought or because the subject matter shall not be located in the county in which said action may be brought] perform their official duties.

Upon the filing of an action in the county required by this section the director may move to change the action to another county, and the motion shall be granted upon a showing of good cause. As used in this section, good cause shall mean those grounds for change specified in rule one hundred sixty-seven (167) of the Rules of Civil Procedure: However, the director shall not be required to submit affidavits of disinterested persons in order to prevail in the motion.

Sec. ..... Section four hundred forty-one point twenty-one (441.21), subsection one (1), Code 1975, is amended by inserting after unnumbered paragraph two (2) the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In assessing and determining the actual value of special purpose industrial real and tangible personal property having an actual value of five million dollars or more, the assessor shall equalize the values of such property with the actual values of other comparable special purpose industrial property in other counties of the state. Such special purpose industrial property includes, but is not limited to chemical plants. If a variation of ten percent or more exists between the actual values of comparable industrial property
having an actual value of five million dollars or more located in separate counties, the assessors of
such counties shall consult with each other and with the department of revenue to determine if adequate reasons exist for such variation. If no such reasons exist, the assessors shall make adjustments in such actual values to provide for a variation of ten percent or less. For the purposes of this paragraph, special purpose industrial property includes structures which are designed and erected for operation of a unique and special use, are not rentable in existing condition and are incapable of conversion to ordinary commercial or industrial use except at a substantial cost."
2. Page 1, by inserting after the period in line 19H the words "However, a county may request the director to permit the use of an alternative method of applying the ordered increase to the property values in the county, provided that the final valuation shall be equivalent to the increase ordered by the director. The request to use an alternative method of applying the ordered increase including procedures for appealing valuation adjustments shall be made within ten days from the date the county auditor receives the equalization order and the valuation adjustments shall be completed by December thirtyfirst of the year of the equalization order. The grounds that compliance with the provisions of section four hundred forty-one point twenty-one (441.21) of the Code shall be sufficient grounds for the director to permit the use of an alternative method of applying the increases required by the equalization order."
3. Page 1, line 19J, by striking the word "market" and inserting in lieu thereof the word "actual".
4. Page 1, line 19AI, by striking the word "ten" and inserting in lieu thereof the word "fifteen".
5. Page 1, by inserting after line 19AT the following new section:
"Sec. ..... Chapter four hundred forty-one (441), Code 1975, is amended by adding the following new section:

NEW SECTION. REPORTING OF AGRICULTURAL LAND VALUATION. Each county assessor shall, not later than February first of each year, report to the department of revenue the following information:

1. Proposed changes in the valuation of agricultural land in the county.
2. The total increase or decrease in agricultural land valuations which will result from the proposed changes.
3. Specific changes proposed in the valuations of agricultural land located adjacent to boundaries of the county."

## Page 3

1 6. Renumber sections and correct internal

2 references as may be necessary in accordance with
3 this amendment.
Amendment H-4366 was adopted.
Norland of Worth offered the following amendment H-4365 filed by him from the floor and moved its adoption:
H-4365
Amend Senate File 545 as follows:

1. Page 2, by inserting after line 19BT the
following new section:
"NEW SECTION. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1975 and ending June 30, 1976 the sum of fifty thousand $(50,000)$ dollars, or so much thereof as is necessary, for computation of an Iowa consumer price index for use in calculating the state percent of growth in the state school foundation program under the provisions of chapter four hundred forty-two (442) of the Code. The state comptroller may contract with organizations having knowledge in the field of economic research as deemed necessary. The state comptroller
may accept and expend federal funds of other grants for the purpose of carrying out the provisions of this Act.
2. Amend the title page, line 2 by inserting after the word "revenue" the words "and providing for an appropriation for the Iowa consumer price index".
Amendment H-4365 was adopted.
Norland of Worth moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 545)
The ayes were, 76:

| Anderson | Evans | Krause | Perkins |
| :--- | :--- | :--- | :--- |
| Avenson | Fitzgerald | Lindeen | Readinger |
| Baker | Gentleman | Lipsky | Rinas |
| Bina | Gilloon | Lonergan | Scheelhaase |
| Bittle | Griffee | McElroy | Small |
| Brandt | Halvorson | Mennenga | Spear |
| Branstad | Hargrave | Middleswart | Spradling |
| Brunow | Harper | Middleton | Stromer |
| Byerly | Harvey | Miller, A.V. | Svoboda |
| Caffrey | Hennessey | Miller, O. L. | Tauke |
| Clark | Hines | Monroe | Varley |
| Cochran | Hinkhouse | Nealson | Walter |
| Connors | Horn | Newhard | Wells |
| Crawford | Husak | Norland | West |
| Cusack | Hutchins | Oakley | Woods |
| Dieleman | Jesse | O'Halloran | Wulff |
| Doyle | Jochum | Patchett | Wyckoff |
| Dunton | Jordan | Pavich | Mr. Speaker |
| Dyrland | Koogler | Pellett | (Nielsen) |
| Egenes |  |  |  |

## The nays were, 5:

| Bennett <br> Bortell | Daggett | Hullinger | Millen |
| :--- | :--- | :--- | :--- |
| Absent or not voting, 19: |  |  |  |
| Brockett | Fullerton | Kreamer |  |
| Crabb | Hansen | Lageschulte | Schroeder <br> Spencer |
| Danker | Higgins | Menke | Tofte |
| Den Herder | Howell | Miller, K. D. | Welden |
| Drake | Junker | Poncy |  |

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

## ADOPTION OF SENATE CONCURRENT RESOLUTION 63

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 63 as follows:

## SENATE CONCURRENT RESOLUTION 63 <br> By Committee on Rules and Administration

Whereas, other state employees will receive a pay increase pursuant to Senate File 555; Now Therefore,

Be It Resolved by the Senate, the House Concurring, That the officers and employees of the House and Senate whose salaries were established by the pay grades and steps contained in the Salary Schedule of House Concurrent Resolution 5, shall receive an increase in annual compensation over that authorized by House Concurrent Resolution 5, equal to the following percentage rounded to the nearest dollar:

1. For positions for which the annual compensation is less than seven thousand dollars, an increase of ten percent.
2. For positions for which the annual compensation is at least seven thousand dollars but less than fourteen thousand dollars, an increase of nine percent.
3. For positions for which the annual compensation is fourteen thousand dollars or more, an increase of seven percent; and

Be It Further Resolved, That the salary increases provided for in this resolution shall be paid out of funds appropriated by section two point twelve (2.12) of the Code and shall be retroactive to January 13, 1975.
The House stood at ease until the fall of the gavel.
The House resumed session, Speaker Cochran in the chair.

## QUORUM CALL

A non-record roll call to determine that a quorum was present was requested by Fitzgerald of Webster.

Rule 70 was invoked.
Roll call revealed eighty-five members present, fifteen absent.

The House resumed consideration of Senate Concurrent Resolution 63.

Fitzgerald of Webster moved the previous question on Senate Concurrent Resolution 63 and all amendments and motions filed thereto.

A non-record roll call was requested.
Rule 70 was invoked.
The ayes were 54, nays 32 .
The motion prevailed.
Schroeder of Pottawattamie offered the following amendment H- 4367 filed by him and Varley of Adair from the floor:

H-4367
1 Amend Senate Concurrent Resolution 63, as
2 passed by the Senate, as follows:
3 By inserting after line 16 the following:
"Be It Further Resolved, That annual salaries
paid the governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general shall be increased by seven percent over the annual salary paid for the fiscal year beginning July 1, 1974, and ending June 30, 1975. The annual salary as increased by this section shall be effective for the fiscal year beginning July 1, 1975, and ending June 30, 1976, and continue in effect for each year thereafter until otherwise provided by the general assembly."
O'Halloran of Black Hawk rose on a point of order that amendment H-4367 was not germane.

The Speaker ruled the point well taken and amendment H-4367 not germane.

Schroeder of Pottawattamie moved that the rules governing germaneness be suspended for the consideration of amendment H-4367.

Roll call was requested by Bittle of Polk and Dyrland of Clayton.

On the question "Shall the rules be suspended to consider amendment H-4367?"

The ayes were, 31 :

| Bennett | Byerly | Danker | Halvorson |
| :--- | :--- | :--- | :--- |
| Bittle | Clark | Egenes | Harvey |
| Bortell | Crawford | Evans | Lindeen |
| Branstad | Daggett | Gentleman | Lipsky |


| McElroy | Oakley | Stromer | West |
| :---: | :---: | :---: | :---: |
| Menke | Pellett | Tauke | Woods |
| Millen | Readinger | Varley | Wulff |
| Nealson | Schroeder | Welden |  |
| The nays were, 51: |  |  |  |
| Anderson | Gilloon | Jordan | Pavich |
| Avenson | Griffee | Koogler | Perkins |
| Baker | Hargrave | Krause | Rinas |
| Bina | Harper | Lonergan | Scheelhaase |
| Brandt | Hennessey | Mennenga | Small |
| Brunow | Hines | Middleswart | Spear |
| Caffrey | Hinkhouse | Middleton | Spradling |
| Cusack | Horn | Miller, A. V. | Svoboda |
| Dieleman | Howell | Miller, O. L. | Walter |
| Doyle | Husak | Monroe | Wells |
| Dunton | Hutchins | Newhard | Wyckoff |
| Dyrland | Jesse | O'Halloran | Mr. Speaker |
| Fitzgerald | Jochum | Patchett |  |
| Absent or not voting, 18: |  |  |  |
| Brockett | Fullerton | Kreamer | Norland |
| Connors | Hansen | Lageschulte | Poncy |
| Cra!. | Higgins | Miller, K. D. | Spencer |
| Den Herder | Hullinger | Nielsen | Tofte |
| Drake | Junker |  |  |

The motion lost.
O'Halloran of Black Hawk moved the adoption of Senate Concurrent Resolution 63.

Roll call was requested by Bittle of Polk and Tauke of Dubuque.

Under the provisions of Rule 71, Brunow of Appanoose, Avenson of Fayette, Patchett of Johnson, Scheelhaase of Woodbury, Jochum of Dubuque, Pellett of Cass, Nielsen of Polk and Middleswart of Warren refrained from voting.

On the question "Shall Senate Concurrent Resolution 63 be adopted?"

The ayes were, 53:

| Anderson | Hennessey | Lipsky | Readinger |
| :--- | :--- | :--- | :--- |
| Bina | Hines | Lonergan | Rinas |
| Brandt | Hinkhouse | McElroy | Small |
| Byerly | Horn | Middleton | Spear |
| Caffrey | Howell | Miller, A.V. | Spencer |
| Cusack | Hullinger | Miller, O. L. | Spradling |
| Dieleman | Husak | Monroe | Svoboda |
| Dyrland | Hutchins | Newhard | Varley |
| Egenes | Jesse | Norland | Walter |
| Fitzgerald | Jordan | Oakley | Wells |
| Gilloon | Koogler | O'Halloran | West |
| Griffee | Krause | Pavich | Woods |
| Halvorson | Lindeen | Perkins | Wulff |

The nays were, 24:

| Baker | Daggett | Harvey | Schroeder |
| :---: | :---: | :---: | :---: |
| Bennett | Danker | Lageschulte | Stromer |
| Bittle | Doyle | Menke | Tauke |
| Bortell | Dunton | Mennenga | Welden |
| Clark | Evans | Millen | Wyckoff |
| Crawford | Gentleman | Pellett | Mr. Speaker |
| Absent or not voting, 23: |  |  |  |
| Avenson | Den Herder | Jochum | Nielsen |
| Branstad | Drake | Junker | Patchett |
| Brockett | Fullerton | Kreamer | Poncy |
| Brunow | Hansen | Middleswart | Scheelhaase |
| Connors | Harper | Miller, K. D. | Tofte |
| Crabb | Higgins | Nealson |  |

The motion prevailed and Senate Concurrent Resolution 63 was adopted.

## REMARKS BY SPEAKER COCHRAN

## Speaker Cochran made the following remarks:

For most of us in this legislative body this has been a long hard session; however, it has been one of the most gratifying of my career as an Iowa lawmaker.

I have had the honor of serving as your Speaker. Let me say that it has been an honor to have had this opportunity.

As we leave the House chamber for the interim period, we know the Iowa public will measure legislative performance by widely differing yardsticks.

First, this session's record will be measured against the public's expectation of what should have been done:

Second, the legislature is measured-and rightly so, I believe-against the legislature's individual and collective promises of what would be done:

Third, our record is weighed against the reality of what could be done:
And finally, of course, the quality of the bills that were passed and the work that was done.

Our major task was to adopt a balanced budget-to fund state government for the coming year. We have handled over a billion dollars worth of appropriations bills and have proved that we are responsible to the people of Iowa. We had before us a budget recommendation from the governor, and we had our own recommendations, and we worked against a backdrop of an uncertain economy and against widely differing projections of the economic health of this state. You did what the people of Iowa expected the Iowa legislature to do-you met with care and calmness of purpose the major statutory task of the Sixty-sixth General Assembly, and I congratulate you on the quality of the subcommittee, committee and floor work of the appropriations process.

A second major task emerged when we turned our attentions to the legislative priorities presented by the governor and the majority party. Through debate and compromise much of this has been placed into law. You have wisely chosen further study on some others-with the good possibility of action in the second half of this session.

A third major category of work confronted this legislature-and it was in meeting this task that I believe each representative can and will take a great deal of pride-regardless of party affiliation. This third area is the manner in which this legislature addressed unforseen, urgent issues. The legislative process can and does respond, and it can and does, alleviate problems that suddenly arise. In this category we find your work on such issues as the packer bonding bill, on medical malpractice, on the industrial revenue bonds matter, on gambling laws, the grain inspection issue, and the subject of electronic banking systems, to name several.

I am not going to discuss specific bills, nor attempt to play a numbers game; I am not interested in a quantitative analysis at this hour of the morning nor at this point in the session-and neither are you.

I do want to extend my personal thanks to each of you for the very hard work which has characterized this year's deliberations. I am exceptionally proud of the members of the House this year. The quality of work on legislation has been on a professional level reflecting the ability of the legislators in this body.

I must hastily point out that without the tremendous staff of talented people from the pages and doorkeepers to the clerks and administrative staff to the Chief Clerk this operation would never have gotten off the ground, however.

It is time now to return to our homes and our constituencies-to listen to the people whose assessments are, as we all know, the ones that really count.

We shall return next year, our vigor renewed and our outlook bright for even more accomplishments of the future.

Thank you all.

## SPECIAL ORDER

## (House File 914)

Fitzgerald of Webster moved that House File 914 be made a special order of business for 1:30 p.m., Tuesday, January 27, 1976.

The motion prevailed.

## ADOPTION OF HOUSE CONCURRENT RESOLUTION 69

Fitzgerald of Webster called up for consideration House Concurrent Resolution 69, filed on June 17, 1975, and found on page 2612 of the House Journal.

Fitzgerald of Webster offered the following amendment H-4368 filed by him and Millen of of Van Buren from the floor and moved its adoption:
H-4368
1 Amend House Concurrent Resolution 69, as found
2 on page 2612 of the House Journal, by striking in
3 line 3 the words "Thursday, June 19, 1975" and in-
4 serting in lieu thereof the following: "Friday,
5 June 20, 1975".
Amendment H-4368 was adopted.

Fitzgerald of Webster moved the adoption of House Concurrent Resolution 69, as amended.

The motion prevailed and House Concurrent Resolution 69, as amended, was adopted.

## EXPLANATIONS OF VOTE

I was necessarily absent from the chamber for a short period yesterday morning in order to attend the Commission on Aging's monthly meeting so that a report of legislative action on commission priorities could be made. Had I been present, I would have voted "aye" on House File 215.

CUSACK of Scott
I was necessarily absent from the House chamber on Friday, June 13, and Saturday, June 14. Had I been present, I would have voted in the following manner: "Aye" on House Files 890, 816, 725, 811, 814, 904, and 723 and Senate Files 571, 555, 573, 575, 579, 580, 581, 582, 536, 563, 566, 584, and 571. I would have also voted "aye" on H-4246A to Senate File 571, H-4226 to Senate File 555, on the question "Is H-4247 to Senate File 555 germane?", on the question "Shall H-4243 to Senate File 555 be withdrawn?", on the question "Is H-4266 to Senate File 555 germane?", H-4286 to Senate File 555, H-4135 to Senate File 563, and on the question "Shall the House adjourn until 10:00 a.m., Tuesday, June 17, 1975?".

I would have voted "nay" on H-4252 to H-4246B to Senate File 571, H-4258 to Senate File 571, H-4257 to Senate File 571, and on the question "Shall H-4246A to Senate File 571 be reconsidered?". I would have also voted "nay" on H-4262, H-4253, and H-4227, which are amendments to Senate File 555, and on the question "Is H-4255 to Senate File 555 germane?", and on the question "Shall the rules be suspended for consideration of H-4161 to Senate File 566?".

## BINA of Scott

I was necessarily absent from the House chamber when the vote was taken on House Files 877 and 915 and Senate File 518. Had I been present, I would have voted "aye" on all these.

O'HALLORAN of Black Hawk
I was necessarily absent from the chamber for part of the morning on June 19, 1975. Had I been present I would have voted "aye" on the following bills: House Files 917 and 877 and Senate Files 353 and 518.

## HINKHOUSE of Cedar

I was necessarily absent from the House chamber for a period of time on Thursday, June 19. Had I been present I would have voted "aye" on House File 877 and Senate Files 501 and 518.

CAFFREY of Polk
I was necessarily absent from the House chamber on June 18 because of the length of the session. Had I been present I would have voted "aye" on the following: House File 215, H-4333 to House File 431, House Files 431 and 894 and Senate Files 427, 583, 563, 192, 494, 358, 184, 511, 378, 364, 541, 544 and 189.

I would have voted "nay" on House File 652.

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:
Mr. SpEAKER: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on the 19th day of June, 1975: House Files 386, 623, 766, 776, 792, 802, 811, 814, 891, 892, 896, 897 and 911.

> DAVID L. WRAY
> Chief Clerk of the House

Report adopted.
On motion by Fitzgerald of Webster the House recessed at 9:43 a.m., until the fall of the gavel.

The House reconvened, Speaker Cochran in the chair.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:
Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 20, 1975, adopted the conference committee report, and passed House File 898, a bill for an act making appropriations to various state agencies for capital improvements.

Also: That the Senate has on June 20, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 65, providing for the concurrent resolutions introduced during the 1975 Session regarding study committees to be referred to the Legislative Council to determine priorities and authorize such studies.

Also: That the Senate has on June 20, 1975, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 69, providing for final adjournment of the 1975 Session of the Sixty-sixth General Assembly.

Also: That the Senate has on June 20, 1975, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 545, a bill for an act relating to the effective date of equalization orders issued by the director of revenue.

CLARK R. RASMUSSEN, Secretary

## HOUSE FILE 915 WITHDRAWN

Dunton of Keokuk asked and received unanimous consent to withdraw House File 915 from further consideration by the House.

# HOUSE CONCURRENT RESOLUTION 84 

By Hargrave, Jesse, Krause and Brunow

Whereas, both federal and state laws require that women and members of minority groups be accorded equal treatment in hiring, rate of pay, advancement and other aspects of employment; and

Whereas, available data indicate that, regardless of these laws and of expressed intent to abide by and affirmatively implement them, women and members of minority groups have not in fact advanced into administrative and other higher level positions in public employment in Iowa generally, and in particular in the state's system of area community colleges and vocational schools; and

Whereas, it is desirable that continuing efforts be made to assure that equal opportunity is afforded to women and to members of minority groups in all aspects of public employment; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the Legislative Council is requested to establish a study committee or authorize formation of a joint interim subcommittee to review compliance by public employers in Iowa with the state and federal laws requiring equal opportunity in hiring and advancement, and equal pay for equal work, among men and women and among the members of various minority groups. The study committee or subcommittee shall submit a report to the second session of the Sixtysixth General Assembly, which report shall include any draft legislation needed to implement recommendations which the study committee or subcommittee may see fit to make.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 85

 By Brunow and KrauseWhereas, there exists a need to review the present formula for funding transportation in this state; and

Whereas, the formulae for determining allocation and needs of transportation funds have not been reviewed for several years; and

Whereas, the sources of revenue allocated to transportation are unable to keep pace with the needs in maintaining and constructing needed transportation facilities; Now Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to create a study committee as provided by law, composed of members of the Senate and the House of Representatives representing both political parties, to conduct a study during the 1975 interim relating to the need for developing a new formula for allocating transportation funds and increasing funds needed to meet present and future transportation needs; and

Be It Further Resolved, That the study committee shall prepare a report of its findings and recommendations and submit it to the legislative council and the members of the Sixty-sixth General

Assembly, 1976 Session, accompanied by legislative bill drafts designed to carry out the recommendations of the study committee.
Laid over under Rule 25.

## HOUSE CONCURRENT RESOLUTION 86 <br> By Krause

Whereas, twenty-five million dollars in federal funds will be coming into Iowa in the next year to be used in mass transit, and

Whereas, there has been no attempt made to define the state's role in mass transit, and

Whereas, questions have arisen about a continued funding base for mass transit, and mass transit's availability in smaller communities, Now, Therefore,

Be It Resolved by the House of Representatives, the Senate Concurring, That the legislative council is authorized to appoint a study committee or allow meetings of a joint subcommittee of the transportation standing committees of both houses of the general assembly to study the problems of public mass transit in Iowa.
Laid over under Rule 25.

## COMMUNICATION FROM THE SECRETARY OF STATE

June 19, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Lowa 50319
I hereby certify that Senate File 44 was published in The Swea City Herald, Swea City, Iowa, June 12, 1975, and in The Forest City Summit, Forest City, Iowa, June 12, 1975.

> Respectfully submitted, MELVIN D. SYNHORST Secretary of State

## BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

## The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 20th day of June, 1975: House Files 12, 38, 66, 77, 185, 215, 431, 450, 502, 723, 724, 725, 743, 764, $799,801,803,816,820,825,826,844,848,870,877,880,883,887,889$, 890, 894, 895, 898, 899, 900, 901, 903, 904, 907, 908, 910, 913 and 916.

DAVID L. WRAY<br>Chief Clerk of the House

Report adopted.

## AMENDMENTS FILED

H-4341
1 Amend House File 759 as follows:
$2 \quad$ 1. Page 17, line 15, by striking the words "but
3
4 excluding" and inserting in lieu thereof the words
"and including".
WALTER of Pottawattamie
H-4342

| 1 Amend House File 759 as follows: |
| :--- |
| 2 | 1. Page 9, by striking lines 16 and 17.

WALTER of Pottawattamie
H-4369
1 Amend House File 759 as follows:
2 1. Page 9, line 6, by striking the word "willfully" 3 and inserting in lieu thereof the word "deliberately".

H-4370
Amend Senate File 217, as amended and passed by the Senate and reprinted, as follows:

1. Page 1, by inserting after line 14 the following and by renumbering the following bill sections
accordingly:
Sec. ..... Section twenty-eight A point one (28A.1), Code 1975, is amended by adding the following new subsection:

NEW SUBSECTION. The general assembly, its committees, and its caucuses. As used in this chapter, "caucus" means a group of at least one-half of the members of the same political party, as defined in section forty-three point two (43.2) of the Code, in a house of the general asembly who meet for the purpose of affecting action by the general assembly."
2. Page 1 , line 18 , by inserting before the word "Any" the number " 1. ."
3. Page 2, by inserting after line 9 the following and by renumbering the following bill sections accordingly:
"2. In addition to the provisions of subsection one (1) of this section, a caucus may hold a closed session for any reason upon an affirmative public vote of a simple majority of its members present and upon a prior public announcement of the reason for and the matters to be discussed at the closed session. Notwithstanding the provisions of subsection one (1) of this section, the vote of each member on the question of holding the closed session, the reason for holding the closed session, and the number of any bill considersd at the closed session shall be entered into the journal of the house of the caucus.

Sec. ..... Section twenty-eight A point four (28A.4), Code 1975, is amended by adding the following new paragraph:

NEW PARAGRAPH. This section shall not apply to the general assembly, its committees, and its caucuses."

BYERLY of Polk MENNENGA of Clinton BAKER of Buena Vista HORN of Linn HENNESSEY of Delaware WALTER of Pottawattamie SCHROEDER of Pottawattamie WOODS of Polk HARVEY of Scott NIELSEN of Polk CRAWFORD of Story TAUKE of Dubuque BRANSTAD of Winnebago

## H-4353

1 Amend Senate File 501 as passed by the Senate,
are amended to read as follows:
The first annual application for any specific pollution-control property shall be accompanied by a certificate of the executive director of the department of environmental quality stating that the air quality commission or the water quality commission has directed the department of environmental quality to certify that the [primary] sole use of the property is to control or abate pollution of any air or water of this state or to enhance the quality of any air or water of this state.

For the purposes of this subsection "pollution control property" means personal property or improvement to real property, or any portion thereof, used [primarily] solely to control or abate pollution of any air or water of this state or used [primarily] solely to enhance the quality of any air or water of this state. [In the event such property shall also serve other purposes or uses of productive benefit to the owner of the property, only such portion of the assessed valuation thereof as may be necessary for and devoted to the control or abatement of pollution or to the enhancement of the quality of air or water of this state shall be exempt from taxation under this subsection.]

HIGGINS of Scott
H-4357
Amend Senate File 501, as passed by the Senate, as follows:

Page 1, by inserting after line 20 the following new section:
"Sec. ..... Chapter four hundred forty-one point twenty-one (441.21), Code 1975, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH.
No owner of agricultural land shall be assessed on a capitalization rate higher than five percent unless the owner of such land receives at least eighty percent of his revenue from farming.

NEW UNNUMBERED PARAGRAPH.
For the purposes of this section "farming" means the cultivation of land for the production of agricultural crops, the raising of poultry, the production of eggs, the production of milk, the production of fruit or other horticultural crops, grazing or the production of livestock."

HOWELL of Floyd


1 Amend Senate File 501 as follows:
2 By inserting before the words "industrial
3 property" in line 14 the words "special purpose".

Amend H-4344 to Senate File 501 as follows:

1. Page 3, by inserting after line 33 the following new section:
"Sec. ..... NEW SECTION. Notwithstanding the disclosure provisions of this chapter or the provisions of Chapters four hundred twenty-one (421) and four hundred forty-one (441) and four hundred forty-three (443), Code 1975, no increase in the actual value of any property assessed in accordance Chapter four hundred forty-one point twenty-one (441.21), Code 1975, shall be ordered by the director of revenue, an assessor, or the board of review; or entered on the tax list by the county auditor on any property on which a credit is claimed and allowed under Chapter four hundred twenty-five (425), Code 1975, until; (1) the owner fails to qualify or claim the credit allowed under Chapter four hundred twenty-five (425), Code 1975, or (2) the property is sold, conveyed, transferred or inherited by a person who is not an owner as defined in Section four hundred twenty-five point eleven (425.11), subsection two (2), Code 1975; except that the actual value may be increased to refiect the actual value of any improvements made to the property. For the purpose of this section:
(a) 'Improvement' means any remodeling, addition, extensions, structural change, or other change to an existing building, amounting to more than repairs and maintenance.
(b) 'Repairs and maintenance' means ordinary and reasonable care and upkeep of an existing building in accordance with customary standards of prudent property management in this state. 'Repairs and maintenance' includes, but is not limited to, painting and replacement of worn or damaged materials, but does not include improvements. However, everything required to comply with any applicable state or local building code or building regulation shall be deemed to be repairs and maintenance rather than improvements."

The actual value of any homestead which is increased because of the application of subparagraphs one (1) and two (2) of this section shall again be frozen at the then actual value whenever a credit is claimed and allowed by the same owner or by a new owner and the new value shall not be increased unless the property again becomes subject to the operation of subparagraphs one (1) and two (2) of this section.

NIELSEN of Polk BYERLY of Polk SCHROEDER of Pottawattamle WOODS of Polk

## COMMITTEES APPOINTED BY THE SPEAKER

The Speaker announced the following appointments:

## LEGISLATIVE COUNCIL

Donald V. Doyle, Sioux City, Iowa William J. Hargrave, Iowa City, Iowa James I. Middleswart, Indianola, Iowa Delwyn Stromer, Garner, Iowa Andrew Varley, Stuart, Iowa

LEGISLATIVE FISCAL COMMITTEE
Richard W. Welden, Iowa Falls, Iowa Norman G. Jesse, Des Moines, Iowa James I. Middleswart, Indianola, Iowa

## COMMISSION ON THE AGING

Ingwer L. Hansen, Hartley, Iowa ......................Term expiring June 30, 1977 Gregory D. Cusack, Davenport, Iowa ................Term expiring June 30, 1979

## CAPITOL PLANNING COMMISSION

Glenn F. Brockett, Marshalltown, Iowa ............Term expiring April 30, 1977
John B. Brunow, Centerville, Iowa ....................Term expiring April 30, 1979
COUNCIL ON CHILD ABUSE INFORMATION
Joan Lipsky, Cedar Rapids, Iowa ......................Serves at pleasure of Speaker John H. Connors, Des Moines, Iowa ..................Serves at pleasure of Speaker

ADMINISTRATIVE RULES REVIEW COMMITTEE
Donald V. Doyle, Sioux City, Iowa
Term expiring April 30, 1979
W. R. "Bill" Monroe, Burlington, Iowa ............Term expiring April 30, 1979 Laverne W. Schroeder, McClelland, Iowa ........Term expiring April 30, 1979

IOWA LAW ENFORCEMENT ACADEMY COUNCIL
Roger A. Halvorson, Monona, Iowa $\qquad$ Term expiring August 14, 1976

## MEDICAL ASSISTANCE ADVISORY COUNCIL

James D. Jordan, Marion, Iowa
Reid W. Crawford, Ames, Iowa $\qquad$ Term expiring June 30, 1977

Term expiring June 30, 1977

POLICE COMMUNICATIONS REVIEW COMMITTEE
Donald V. Doyle, Sioux City, Iowa
Term ending upon convening of 67th G. A.
James D. Wells, Cedar Rapids, Iowa $\qquad$ Term ending upon convening of 67th G. A.
LaVern R. Harvey, Bettendorf, Iowa
Term ending upon convening of 67th G. A.

# CONFIDENTIAL RECORDS COUNCIL 

Laverne W. Schroeder, McClelland, Iowa ........Serves at pleasure of Speaker Arthur A. Small, Jr., Iowa City, Iowa ............Serves at pleasure of Speaker

EDUCATION COMMISSION OF THE STATES
John E. Patchett, North Liberty, Iowa $\qquad$ Term expiring June 30, 1979

HIGHER EDUCATION FACILITIES COMMISSION
Charles N. Poncy, Ottumwa, Iowa $\qquad$ Term expiring June 30, 1979

## ADVISORY INVESTMENT BOARD OF THE IOWA PUBLIC EMPLOYEES RETIREMENT SYSTEM

Richard L. Byerly, Ankeny, Iowa $\qquad$ Term expiring June 30, 1976

COMMITTEE TO NOTIFY THE GOVERNOR
Wells of Linn moved that a committee of four be appointed to notify the Governor that the House was ready to adjourn.

The motion prevailed and the Speaker appointed as such committee Wells of Linn, chairman; Dunton of Keokuk, Millen of Van Buren and Lonergan of Boone.

## COMMITTEE TO NOTIFY THE SENATE

Fitzgerald of Webster moved that a committee of five be appointed to notify the Senate that the House was ready to adjourn.

The motion prevailed and the Speaker appointed as such committee Fitzgerald of Webster, chairman; Stromer of Hancock, Bina of Scott, Baker of Buena Vista and Hargrave of Johnson.

## COMMITTEE FROM THE SENATE

The committee from the Senate appeared and notified the House that the Senate was ready to adjourn.

## REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

The committee appointed to notify the Senate that the House was ready to adjourn returned and reported that it had performed its duty.

The report was received and the committee discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR
The committee appointed to notify the Governor that the

House was ready to adjourn returned and reported that it had performed its duty and that the Governor had sent the following message:

## OFFICE OF THE GOVERNOR

## The Honorable Dale Cochran

Speaker of the House of Representatives
Sixty-sixth General Assembly
State Capitol
Des Moines, Iowa
Honorable Members of the General Assembly:
When this legislative session began 166 days ago, I presented to you a Condition of the State Message pursuant to my Constitutional responsibility as Governor.

Today I deliver to you another message as you adjourn-one that is not required by either Code or Constitution, but which is a traditional communication between the executive and the legislative branches.

I have held this office long enough to realize that a legislature considers a Governor's messages somewhat differently than does the chief executive. We feel fortunate if some attention is paid to our initial communication and pleased if any attention at all is given to the message presented at the close.

In the Condition of the State Message I told you that Iowans of the future will best remember what is accomplished by this legislature, not necessarily who it was who did it. It will be deeds, not names, which will make lasting Iowa history.

Further, I expressed to you that a successful session would provide enough credit for all the politicians and that those seeking to win favor in the eyes of their constituents would best serve their political parties by best serving Iowa.

This is the seventh time that I, as Governor, have delivered such a closing message to a General Assembly. I hope to continue with this one what has been my practice in earlier messages--to emphasize the positive accomplishments and to avoid undue negativism or blame-placing.

During this lengthy session you confronted some extremely complex issues and resolved several. Others must wait your return.

Hopefully, in your second meeting this unfinished business can be handled without the necessity of a marathon close-down, free of the extreme stress and strain of an all-night session. Solutions come much easier with clearness of mind and in a reasonable working day.

As in earlier meetings, this session began with a flurry of priority lists. The Governor had a program and budget; the Democratic Party had a subject list. The majority leadership of this body had their priorities. While these lists are sometimes used as a template to judge performance, I am more concerned with the substance of bills than with scorecards.

There are several substantive measures in which representatives of both political parties can have a great pride of achievement. One especially stands out-the creation of an Iowa Housing Authority.

This Act is an outstanding example of what can be achieved when a legislature works in bipartisan concert with the executive. You used information
developed by people on our Task Force on Housing who worked hard and long to give you their best thinking on the needs of our people and the ways in which you could best respond.

There are other positive accomplishments of this session. You recognized persons with hearing disabilities by establishing a Division for the Deaf in our Health Department. The new and innovative Energy Policy Council was further strengthened. You broadened the elderly property tax relief program. Unemployment benefits will be increased. Our gambling laws were tightened. Additional state assistance was made available to local units of government. You passed a strong packer-bonding bill, a tougher stripmining act and improved our securities law.

You responded to concerns about corporate farming in lowa, passed a wage collection law, authorized some increased funding for the highly successful tuition grant program and modernized the mental health commitment statutes, to cite some examples.

As is usually the case when legislative bodies meet, this session saw some gubernatorial concepts and recommendations stretched both in scope and dollar amounts.

Another example is the income tax plan that you adopted. When you convened, I submitted a plan to provide greater equity in our state income tax. The bill which evolved from the sharp differences between separate plans in the House and Senate incorporates several good features but goes beyond what we originally proposed in shifting the burden of taxation.

You made some improvements in the school foundation program, though I must note again that you spent more than what was presented to you in the Governor's budget and your action did impose additional burdens upon property taxpayers-the very people that the school foundation plan was originally designed to relieve.

You addressed yourselves to the need to upgrade our Iowa Public Employees Retirement System (IPERS). And while you actually appropriated less money for additional IPERS benefits this year than we recommended, the future obligations which you have locked into the program cause concern about the financing of the increased costs in the years ahead.

Because this was a budget-making session, money matters demanded much of your attention. Our comptroller's analysis of your action indicates that while the total amount appropriated by the General Assembly for the first year of the 1975-77 biennium is less than the amount recommended in the Governor's budget, the amount of recurring expenses actually exceeded our recommendations by some $\$ 8$ million.

Of additional concern is the matter of capital appropriations. We have been fortunate in Iowa to be in a position of surplus. And with that comes a special responsibility to use such a surplus in a way so as to not obligate future legislatures unduly. In times of surplus, one-time expenditures can be made and capital improvements can be accomplished. Delaying capital needs carries with it a double danger. First, costs continue to rise. Second, when it comes time to pay the bills the funds on hand now might well become committed elsewhere.

The desire of this legislature to move towards annual budgeting leaves you with some unfinished business in your next meeting which previous legislatures have not had to confront. I hope this will not lead to the frustration and uncertainty which characterize the annual budgets of the federal Congress.

Also on your agenda when you convene again are the extremely high priority matters of land use and completion of the act to revise the Iowa Criminal Code. These were not completed in this session, but the opportunity for good legislation in these areas will still be open to you.

There are other matters left pending including such items as reorganization of the Iowa Employment Security Commission, enactment of a competitive bidding law and establishment of a Washington Office, just to name a few.

A legislature can serve people well sometimes by not taking action. In this session 1,501 bills were introduced; only 262 won final approval. Iowa citizens can be thankful that not all the bills introduced achieved the status of law.

One disappointing aspect of this session was the refusal to confirm some excellent appointees who were well qualified and competent and who were willing to offer their services to state government in an unselfish way.

It is one thing to attack an elected public official or reject a person because of lack of qualifications. It is an entirely different situation to beat down good, capable people because the majority party did not like their party affiliation. I would urge that in future deliberations you keep uppermost the impact your actions have on the lives and reputations of individuals who seek nothing more than to be considered on their merits, not on their political allegiances.

We can learn from experiences of this session. And we can look ahead now to a second session of this General Assembly, one in which we will have many opportunities for further accomplishments for the people we all have been elected to serve.

It is not an easy task to be a member of the General Assembly. Often the actions and words of a very few frustrate the hard work of the many. Often the lighter moments receive emphasis beyond their importance and it is easy to be left with a feeling that what you do is not fully understood and appreciated.

It is then that perspective is needed, the perspective that comes at a time of adjournment when you can look back with satisfaction over the positive achievements. For the good work that was done I commend you. For that which is still to be done I can tell you that I offer to you my help and cooperation.

Sincerely,
ROBERT D. RAY Governor

The report was received and the committee discharged.

## FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 69, duly adopted, the day of June 20, 1975, having arrived, the Speaker of the House declared the 1975 Regular Session of the Sixty-sixth General Assembly adjourned.

## SUPPLEMENT TO THE HOUSE JOURNAL

## BILLS AND RESOLUTIONS APPROVED, VETOED AND ITEM VETOED SUBSEQUENT TO ADJOURNMENT

The following is a record of the action of the Governor on bills and resolutions passed by the 1975 Regular Session of the Sixty-sixth General Assembly and which action was had subsequent to the date of final adjournment:
H. F. 12-Relating to the indemnification of county officers and employees. Approved July 14, 1975.
H. F. 38-Exempting the sale of medically prescribed oxygen from the sales and use tax. Approved July 15, 1975.
H. F. 66-Imposing a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law. Approved June 28, 1975.
H. F. 77-Relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties. Approved July 15, 1975.
H. F. 185-Relating to the transporting of livestock, and providing penalties. Approved July 11, 1975.
H. F. 215-Prohibiting any processor or limited partnership with certain exceptions from owning, controlling or operating a feedlot in Iowa, providing for divestment of prohibited operations, providing a moratorium on acquisition of agricultural land by certain corporations, requiring reports from corporations, limited partnerships, fiduciaries, nonresident aliens and nonresident alien corporations, and providing penalties. Approved July 11, 1975.
H. F. 386 -Relating to the issuance of high school equivalency diplomas, including changes in fees. Approved June 29, 1975.
H. F. 431-Making an appropriation to the campaign finance disclosure commission, amending laws relating to the administration of campaign finance laws and providing penalties, and making appropriations to state regulatory agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the Secretary of State. Approved July 15, 1975, with the exception of that portion of Section 14 numbered paragraph one (1). See Governor's item veto message.
H. F. 450-Relating to persons engaged in the buying and selling of certain motor vehicles and relating to vehicle registration by revising the registration application form and the registration filing system, requiring a bond to be posted in situations where vehicle ownership is not established, providing for publication of notice regarding vehicle registration renewals, increasing motorcycle and hearse registration fees, providing for receipt of new registration for all vehicles transferred in December, relating to braking and hitching requirements for certain travel trailers and semitrailers operated on the highways, relating to the width of vehicles carrying hay, straw or stover, and relating to
the base price of a vehicle for registration purposes, subject to penalties provided by law. Approved July 17, 1975.
H. F. 502-Relating to vehicle inspection and issuing inspection orders by authorized employees. Approved July 17, 1975.
H. F. 623-Providing for the approval of transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state. Approved June 29, 1975.
H. F. 723-Correcting, amending and clarifying provisions in the city code of Iowa and increasing the allowable levy for support of a symphony orchestra. Approved June 30, 1975.
H. F. 724-Relating to motor vehicles providing for registration of trailers and semitrailers for a three-year period and trip permits for commercial vehicles and the authority of the state department of transportation to negotiate vehicle registration apportionment agreements and providing a penalty. Approved July 14, 1975.
H. F. 725-Relating to the issuance of permits for the sale of cigarettes. Approved July 8, 1975.
H. F. 743 Relating to the use of flashing amber lights on animal-drawn vehicles. Approved July 8, 1975.
H. F. 764-Relating to individual income tax rates and deductions and making the act retroactive. Approved July 16, 1975.
H. F. 766-Establishing on office of prosecuting attorneys training coordinator and to prescribe the functions and duties. Approved June 29, 1975.
H. F. 776-Permitting the commissioner of social services to grant an easement for sewage lines across certain land belonging to the state. Approved July 14, 1975.
H. F. 792-Relating to the legal specifications for gasoline volatility. Approved June 29, 1975.
H. F. 799-Relating to liability protection for state employees. Approved June 30, 1975.
H. F. 801-Relating to education programs and services. Approved July 17, 1975.
H. F. 802-Creating a county compensation board, to provide for its powers and responsibilities, and to provide for a cost of living adjustment for county officers. Approved June 30, 1975.
H. F. 803-Relating to the compensation of persons suffering loss as a result of medical malpractice. Approved June 30, 1975.
H. F. 811-Relating to the military service tax exemption and making the act retroactive. Approved July 14, 1975.
H. F. 814-Relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business. Approved June 29, 1975.
H. F. 816-Relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations and corporations not for pecuniary profit. Approved July 19, 1975.
H. F. 820-Relating to the authority of peace officers employed by the department of public safety. Approved June 30, 1975.
H. F. 825 -Relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating broker-dealers, and providing civil remedies and criminal penalties for violations. Approved July 19, 1975.
H.F. 826-Relating to the employment of full-time public prosecutors in certain counties. Approved July 8, 1975.
H. F. 844 -Relating to the filing of consolidated returns for corporation income tax purposes and making the act retroactive. Approved July 14, 1975.
H. F. 848-Making appropriations to the Iowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments. Approved July 15, 1975, with the exception of item 5 designated in the Act as Section 5. See Governor's item veto message.
H. F. 870-Relating to the eradication of bovine brucellosis and making an appropriation. Approved July 14, 1975.
H. F. 877-Relating to the placement and adoption of South Vietnamese children. Approved July 8, 1975.
H. F. 880 -Appropriating funds to the Iowa state historical department, the Iowa library department, the Iowa state arts council and the academy of science and establishing a military library division within the Iowa library department. Approved July 11, 1975.
H. F. 883-Relating to and appropriating funds to judicial courts and agencies and appropriating funds to the attorney general. Approved July 11, 1975.
H. F. 887-Making an appropriation to the state department of health to finance programs subject to administration by the department. Approved July 11, 1975.
H. F. 889 -Appropriating funds to the governor, lieutenant governor, office for planning and programming and the council of state governments. Approved July 9, 1975.
H. F. 890 -Appropriating funds for the financing of programs under the administration of the Iowa employment security commission, the industrial commissioner, the bureau of labor, the occupational safety and health review commission and the public employment relations board and relating to fees collected by the bureau of labor. Approved July 11, 1975.
H. F. 891-Relating to fees collected by sheriffs and certain other police authorities. Approved June 29, 1975.
H. F. 892-Appropriating from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system. Approved June 29, 1975.
H. F. 894-Relating to correcting erroneous, inconsistent and obsolete sections of the Code. Approved July 17, 1975.
H. F. 895-Making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration. Approved July 11, 1975.
H. F. 896-Making an appropriation to the Iowa housing finance authority. Approved June 29, 1975.
H. F. 897-Relating to the salaries of area school superintendents. Approved June 29, 1975.
H. F. 898-Making appropriations to various state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, restoring flags exhibited in the state capitol, and providing for the reversion of funds. Approved July 18, 1975, with the exception of item 7 designated in the Act as Section 7. See Governor's item veto message.
H. F. 899-Relating to the printing and custody of cigarette and little cigar tax stamps. Approved July 8, 1975.
H. F. 900-Making an appropriation from the motor vehicle fuel tax fund to the state comptroller. Approved July 9, 1975.
H. F. 901-Making a supplemental appropriation from the general fund of the state to the municipal assistance fund and to appropriate from the general fund of the state to the county government assistance fund created by this Act. Approved July 19, 1975.
H. F. 903-Appropriating from the general fund of the state to the municipal assistance fund. Approved June 29, 1975.
H. F. 904-Relating to the railroad grade crossings on public highways and increasing funds allocated for such purposes. Approved July 14, 1975.
H. F. 907-Relating to a fruit-tree and forest reservation which may qualify for a tax exemption. Approved July 8, 1975.
H. F. 908-Amending chapter three hundred ninety (390) of the Code relating to the authority of cities to participate in and finance jointly-owned facilities for the generation, acquisition, or transmission of electric energy, making its provisions retroactive and providing for the validity of contracts executed under said chapter. Approved July 8, 1975.
H. F. 910-Making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles. Approved July 8, 1975.
H. F. 911-Appropriating funds for certain legal fees. Approved July 14, 1975.
H. F. 913 -Creating an employment opportunity board authorized to grant funds for the creation of employment and making an appropriation. Approved July 14, 1975.
H. F. 916-Relating to employment security. Approved June 30, 1975.
S. F. 18-Relating to the reporting of vehicle accidents. Approved July 19, 1975.
S. F. 38-Relating to the maintenance and improvement of cemetery property and permitting the levy of a tax. Approved July 3, 1975.
S. F. 100-Relating to the advertisement, letting, and approval of secondary road contracts. Approved July 16, 1975.
S. F. 154-Relating to the employment and duties of public school principals. Approved July 14, 1975.
S. F. 167 -Relating to licensing and regulating restaurants and food establishments. Approved July 14, 1975.
S. F. 184-Increasing the mileage rate and certain fees paid to jurors and the witness fees and mileage paid to witnesses. Approved July 3, 1975.
S. F. 189-Relating to investment reports submitted to the auditor of state. Approved July 3, 1975.
S. F. 192-Relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages. Approved July 14, 1975.
S. F. 282-Making an appropriation to the commission on the status of women and the board of parole and relating to the creation of a parolee security fund. Approved July 9, 1975.
S. F. 289-Creating an energy research and development fund within the energy policy council and making an appropriation. Approved July 15, 1975.
S. F. 296-Establishing and regulating the practice of barbering and the practice of cosmetology, and to provide penalties. Vetoed July 19, 1975. See Governor's veto message.
S. F. 303-Relating to the composition and appointment of members of the Iowa crime commission. Approved July 14, 1975.
S. F. 308-Relating to the definition of finance charge in consumer credit transactions and providing an exception thereto. Approved July 3, 1975.
S. F. 353-Making an appropriation from the general fund of the state to the Iowa American revolution bicentennial commission. Approved July 15, 1975.
S. F. 358-Relating to neglected, dependent, and delinquent children. Approved July 19, 1975.
S. F. 364-Relating to the practice of accountancy. Approved July 3, 1975.
S. F. 378-Providing for identification of boars, sows and stags designated for slaughter. Approved July 11, 1975.
S. F. 427-Making an appropriation to the Iowa state civil rights commission. Approved July 3, 1975.
S. F. 456-Relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation. Approved July 14, 1975.
S. F. 485-Relating to employment security. Approved June 30, 1975.
S. F. 491-Relating to the licensing and registration of child day care facilities and providing a penalty. Approved July 17, 1975.
S. F. 494-Authorizing the county recorder to combine separate index books. Approved July 3, 1975.
S. F. 496-Relating to gambling, and providing penalties. Approved July 17, 1975.
S. F. 504-Making an appropriation to continue a study of the problems of Spanish-speaking persons. Approved July 9, 1975.
S. F. 511-Relating to vessels. Approved July 3, 1975.
S. F. 518-Creating a child support recovery unit within the department of social services, prescribing the powers and duties thereof, and providing for the assignment of rights to child support payments by any person who receives public assistance and providing a penalty. Approved July 17, 1975.
S. F. 525-Relating to the licensing and regulation of health care facilities, and prescribing penalties for violations. Approved July 14, 1975.
S. F. 526-Relating to city government by correcting references to electors, modifying provisions for administrative agencies, municipal support of industrial projects, joint transit agencies, interest rates for city bonds, officers' bonds, federal agreements, annexation and severance, forms of city government, compensation and removal of officers, passage of ordinances and amendments, the mayor's right to veto, adoption of codes by reference, city utility and city budgets, essential and general corporate purpose bonds, special assessments, revenue bonds and pledge orders, and providing for liens for service charges and restricted residence districts. Approved July 19, 1975.
S. F. 536-Relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations. Approved June 27, 1975.
S. F. 541—Relating to the probate code. Approved July 14, 1975.
S. F. 544-Abolishing the state advisory committee on area schools. Approved July 3, 1975.
S. F. 545-Relating to the effective date of equalization orders issued by the director of revenue and providing for an appropriation for the Iowa consumer price index. Approved July 14, 1975.
S. F. 550-Making supplementary appropriations to designated boards. Approved July 3, 1975.
S. F. 555-Relating to benefits for public employees and retired public employees providing for salary adjustments and certain retirement benefits for public employees and certain elected officials and retired public employees and to make appropriations. Approved July 13, 1975.
S. F. 562-Relating to the funding of certain employment positions. Approved July 14, 1975.
S. F. 563-Appropriating funds to the office of the citizens' aide. Approved July 3, 1975.
S. F. 564-Establishing salary rates for members of the judicial branch of government and the members of the public employment relations board. Approved June 30, 1975.
S. F. 565-Relating to administration of chapter three hundred twentyfour (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle tax fund to the department of revenue for such purposes. Approved July 9, 1975.
S. F. 566-Appropriating funds to the auditor of state, treasurer of state, state comptroller, and department of revenue relating to the administrative duties of the department of revenue, and making certain provisions of the act retroactive. Approved July 11, 1975.
S. F. 567-Making an appropriation to the Iowa American revolution bicentennial commission to finance the participation of Iowa musical groups in honor of Iowa statehood at the Kennedy Center for the Performing Arts in Washington, D. C. Approved July 15, 1975.
S. F. 568-Establishing the method for setting salaries of certain state officials and setting a salary range for certain state officials and designated employees of the state and providing for the governor to set salaries within such ranges and expanding the use of funds appropriated by the General Assembly. Approved June 30, 1975.
S. F. 571-Relating to the reimbursement for property taxes paid and rent constituting property taxes paid by claimants. Approved June 30, 1975.
S. F. 572-Making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs. Approved June 30, 1975.
S. F. 573-Relating to programs for elderly, handicapped, and lower income persons and persons in need of health care and making appropriations. Approved July 14, 1975.
S. F. 575-Making appropriations for increased employer contributions resulting because of changes in the employees' retirement systems and providing funds for school districts, area education agencies, and area schools, and the department of transportation; and providing supplemental authorization to expend funds from certain departmental revolving, trust or special funds. Approved July 13, 1975.
S. F. 579-Making an appropriation for the state's contribution for the support of the Missouri River riverfront project. Approved July 14, 1975.
S. F. 580-Making appropriations from the general fund and reimbursement fund of the state to certain persons in settlement of claims made against the state of Iowa. Approved July 14, 1975.
S. F. 581-Making an appropriation to provide funds to certain state agencies for increased employer contributions resulting because of changes in the Iowa public employees' retirement system. Approved July 13, 1975.
S. F. 582-Making an appropriation from the general fund of the state to Iowa state university of science and technology for research on dust explosions related to grain elevators. Approved July 3, 1975.
S. F. 583-Amending the rules of civil procedure proposed by the supreme court. Approved July 3, 1975.
S. F. 584-Making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated. Approved July 9, 1975.
S. J. R. 6-Continuing the Governor's task force on early childhood development and making an appropriation. Approved July 14, 1975.
S. J. R. 13-Providing for an interim study of the structure and performance of the department of social services. Approved July 19, 1975.

GOVERNOR'S VETO MESSAGE
July 19, 1975
The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
Local
Dear Mr. Secretary:
I hereby enclose Senate File 296, an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties, which in accordance with Article III, Section 16, Constitution of the State of Iowa, I hereby disapprove and transmit to the Secretary of State.

While I fully support the need for health standards, the licensing of persons practicing professions which serve the public, and proper supervision of schools which give training in these areas, I cannot approve this particular legislation which sets up artificial classifications for barbers and cosmetologists and protects certain classes in a manner that has little relationship to the protection of the public.

Our courts have recognized that it is wrong to use licensing statutes to limit competition. Particularly they have advised that a classification that serves the purpose of restricting competition is improper. This legislation tends to set up different standards for the education and practice of barbering and cosmetology both of which basically deal with the same subject, that of providing hair services to the public.

In addition, I specifically question five items contained in this legislation:

1. Training restrictions in the bill provide that a school of cosmetology cannot give more than 210 hours of hair cutting instruction and that a barber school cannot allow more than 300 hours of hair styling instruction. One can find little rationale for either the limitation on the number of hours of training a student may pursue or the difference between the two courses. The restriction on cosmetology training would also appear to be a disadvantage to the cosmetology student. These limitations might hamper students of Iowa schools in obtaining maximum skills in their profession and possibly obtaining a license in other states. Furthermore, these limitations would tend to prohibit or prevent continuing education in these prac-
tices at the same time other professions are instituting mandates and programs for continuing education in their areas of expertise.
2. The advertising restrictions, while calling to the attention of the public the fact that a student would be providing service, will have the effect of limiting competition and the number of persons available for the clinical training of the students. This could also reduce the availability of lower cost service to our less affluent citizens.
3. The procedure provided in this legislation for injunctive relief after an alleged violation report to the Commissioner of Public Health might well tend to restrict trade and competition and give to those who desire it a hunting license against their competitors. There would need to be an overriding threat to the public welfare before this kind of relief should be made available over and above normal channels afforded to a citizen who complains of a violation of a statute. No convincing argument of such overriding need has been advanced in this case.
4. Senate File 296 provides that the owners of licensed schools of cosmetology and barber schools are not authorized to own and/or operate a beauty salon or barber shop except for those owned prior to July 1, 1975. Grandfathering in existing shops or salons and thereby sealing off competition from newcomers is not in the best interest of the public. This bill can be interpreted to go so far as to prevent the owner of a shop from ever relocating to another site. This is not reasonable or realistic.
5. This bill would prevent a person from managing a shop or salon unless he or she were a licensed operator. Such a restriction again is beyond the boundary of fairness and reasonableness. Capable people are not deprived of positions of management in hospitals because they do not qualify as practicing doctors or in drugstores because they are not pharmacists.

A close reading of Senate File 296 reveals a conglomeration of special interest protections for those now practicing the professions with very little relationship to public health. It is improper to give unfair advantage to limited groups of people by authority of state legislation in the name of consumer protection. For this reason and the other reasons listed, I must disapprove this bill.

There remains a legitimate interest in regulating these concerns in a manner consistent with public health and consumer protection interests. I urge the General Assembly to take action during the 1976 session to enact new legislation that is in the best interests of all Iowans.

Sincerely,
ROBERT D. RAY
Governor

## GOVERNOR'S ITEM VETO MESSAGES

July 15, 1975

[^73]making appropriations to state regulatory agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the Secretary of State.

House File 431 is approved July 15, 1975, with the following exception which I hereby disapprove:

That portion of Section 14, numbered paragraph one (1) thereof, which reads as follows: "Review the contents of all disclosure reports and organization statements filed under the provisions of this chapter and promptly advise each committee of errors found."
If fully complied with, this item would require that the Campaign Finance Disclosure Commission review the contents of all disclosure reports and organization reports filed at the state and county levels. Because the item makes no distinction between technical and substantive errors, the Commission would be required to advise each reporting committee of all errors found, regardless of how minor or unimportant they might be. After advising the committees of errors found, the Commission would be obligated to follow-up their action to check on compliance.

Although no exact estimate can be made in the number of reports and statements filed in a year, one can get an idea of the immensity of this task by looking at the number of elections to be held during the remainder of 1975 and during 1976. With local, county, state and special elections, the number of individual elections during the next 18 months probably will exceed 3,600 . In most of these elections there will at least two opposing candidates who are required to file a minimum of two reports. In addition approximately 500 additional statutory political committees also will file reports in support of or in opposition to the candidates or ballot issues. The total number of disclosure reports filed during the next 18 months will be enormous.

I have been informed by the Campaign Finance Disclosure Commission that based on past experiences with disclosure reports, at least 40 percent of all disclosure reports show errors of one type or another. These errors are in varying degrees of severity and complexity with a number being relatively inconsequential. A very large staff would be required to find all errors in these reports and to follow them up for compliance.

When one examines the resources in terms of staff personnel, travel and other expense money available to the Campaign Finance Disclosure Commission, it becomes apparent that the Commission would not be able to meet the requirements of this item. The Commission has only three full-time employees with a total budget of $\$ 49,500$, of which less than $\$ 1,200$ is available for travel expenses. Even if the Commission staff were to ignore its other responsibilities and give its sole attention to the requirements of this item, they undoubtedly could not meet this single requirement.

This item was included in House File 431 because of the concern of some legislators that the Commission has not been pursuing adequately errors discovered in past disclosure reports. It was felt that perhaps the best way to respond to this concern was to require the Commission to review the disclosure reports and then follow-up on the mistakes found. Yet, there is reason to believe that the legislators did not intend for the Campaign Finance Disclosure Commission to review all disclosure reports filed at the state and county level and pursue all errors, whether substantive or technical.

The Commission has indicated to me that they are committed to a more thorough review and closer scrutiny of the disclosure reports that are filed at the state level. Within their limitations of budget and staff, I am sure
the Commission will try to improve the quality of the disclosure reports. This is within reason.

For these reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 431 are hereby approved this date.

Sincerely,
ROBERT D. RAY
Governor
July 15, 1975
The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
Local
Dear Mr. Secretary:
I hereby transmit House File 848, an act making appropriations to the Iowa Crime Commission and the Department of Public Safety and providing for the administration and use of funds and personnel of such departments.

House File 848 is approved July 15, 1975, with the following exception which I hereby disapprove.

I am unable to approve Item 5 designated in the Act as Section 5 which reads as follows:
"Sec. 5. NEW SECTION. The department of public safety and the state department of transportation shall not make available to persons other than the named driver or a person authorized by the named driver, or a court or a peace officer, an individual's manual or automated traffic record relating to an individual's involvement in a motor vehicle accident unless such involvement resulted in the person's conviction of a violation of a motor vehicle law or ordinance or unless such person failed to comply with the provisions of chapter three hundred twenty-one A (321A) of the Code."
This item would restrict the Departments of Public Safety and Transportation from releasing information on motor vehicle accidents on a driver's record unless that driver first authorized the release of that information.

I am not doubting that this provision was inserted in House File 848 with good intent-that of protecting an individual's right of privacy. I share that same concern. Yet, there are several other concerns in this case which convince me that this is an inappropriate effort and does not accomplish the desired result.

The purpose of this item was to prevent insurance companies from securing information on motor vehicle accidents that do not result in a conviction. Apparently it was felt by some legislators that insurance companies do not need this type of information to write insurance policies. However, this restriction would not accomplish the desired intent.

To properly rate and classify a policyholder, an insurance company needs as complete a record of information as possible. Since this item provides that a driver may authorize another person to secure his complete driving record, the insurance companies would be forced into the position of requiring that before any new policy is issued or an existing policy is renewed,
that the driver authorize the insurance company to secure his or her complete driving record including all motor vehicle accidents.

While this can be accomplished, it will not be done so without cost and delay. In insuring Iowa's 1.9 million drivers, insurance companies will have considerably more paper work. The costs involved in securing authorization from drivers, processing them, and keeping them on file will mean increased expenses for the insurance companies. In all likelihood these increased expenses will be passed on to the consumer in the form of higher premium costs.

Since this section speaks to individual drivers, it is probable that insurance companies would require authorization from each driver who is covered under a specific policy. That would mean that in a family, each spouse and child who drives would have to provide their individual authorization. This might be difficult to secure in some families whose members are away from home. The delays and additional expenses experienced by insurance companies would be similarly passed on to the consumer.

Drivers who enjoy good driving records and are free of accidents should not be placed in the position of subsidizing bad drivers who may have numerous traffic citations and accidents on their record. This restriction on the dissemination of information could help protect the bad drivers at the expense of the good drivers.

I would be more receptive to this approach if I were aware of abuses that have occurred under the present system. Yet we have not learned of any. Rather the present system seems to do an effective job of keeping the Departments of Public Safety and Transportation informed of a person's driving performance. By maintaining complete driving records, departmental personnel continue to improve driver safety habits.

Another concern of mine is the question of whether this item would be effective for only the one-year lifespan of this appropriation bill or be incorporated into the permanent language of the Code. If it were to be effective for only one year, insurance companies would have to go to the expense of printing up new forms at ultimate cost to the consumer that would be used only one year. If it were to be made a permanent part of law, then it raises a constitutional question. The Attorney General has suggested that second subject matters in a bill (including this matter in this bill) make the entire bill unconstitutional. Whether this is so or not, this is a good illustration of what does not belong in an appropriation bill. Section 5 of House File 848 should stand on its own merits in an individual bill.

For these reasons I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 848 are hereby approved this date.

Sincerely,
ROBERT D. RAY Governor

July 18, 1975
The Honorable Melvin D. Synhorst
Secretary of State
State Capitol Building
Local
Dear Mr. Secretary:
I hereby transmit House File 898, an act making appropriations to vari-
ous state agencies for the purposes of providing for capital improvements, reimbursement of state educational institutions for deficiencies in operating funds from funds pledged to finance academic and administrative buildings and facility services, providing funds to lease data processing equipment, funding the purchase of certain equipment, providing funds for sewage works purposes, creating a hospital schools revolving fund and providing for expenditures from such fund, providing for land acquisition, providing a memorial for medal of honor recipients, restoring flags exhibited in the state capitol, and providing for the reversion of funds.

House File 898 is approved July 18, 1975, with the following exception which I hereby disapprove.

I am unable to approve Item 7 designated in the Act as Section 7 which reads as follows:
"Sec. 7. Chapter one hundred seven (107), Code 1975, is amended by adding the following new section:
$N E W$ SECTION. The state conservation commission shall make annual payments to school districts in such amounts sufficient to pay school taxes on lands acquired under the provisions of the Acts of the Sixty-fifth General Assembly, chapter seventy-four (74), 1973 Session, and under the authority of any other Act of the general assembly which authorizes the acquisition of land which would otherwise be subject to the levy of school taxes. There is appropriated annually from the general fund of the state from funds not otherwise appropriated to the state conservation commission an amount sufficient to make the payments provided for in this section. The state comptroller shall administer the funds appropriated by this Act and shall administer the program established by this section. The state conservation commission shall cooperate with the state comptroller in order to provide information necessary to carry out the provisions of this section.
This item provides a standing unlimited appropriation to the State Conservation Commission to make annual payments to school districts for reimbursement of property taxes lost on lands taken off the property tax rolls under the Open Spaces program and any other Act of the General Assembly. The apparent intent of this is to prevent a change in the property tax rate for the remaining property holders.

Section 7 of House File 898 directs the State Comptroller to administer the reimbursement program. Unfortunately this item goes no further than that. The item does not indicate what evaluation should be used; nor does it affect assessments; no method or direction is provided for computation of the payment to school districts; no instructions are given for what millage rates might be used. In short it is an inoperable section.

Even if one could determine the procedure to be used to administer this program, it seems apparent that the reimbursement of property taxes would not secure any reduction in existing property taxes. Under the school aid formula, this reimbursement would be treated as "miscellaneous income" and would be considered as an addition to all other school income funds. This payment would not replace any property taxes that are already levied, but just provide new dollars in the form of a special bonus to select and favored school districts. No reduction in property taxes would be accomplished.

Section 7 specifically states that the property tax reimbursement is to be provided for lands acquired under the Open Spaces program and "under the
authority of any other Act of the General Assembly which authorizes the acquisition of land which would otherwise be subject to the levy of school taxes." This language carries no past or future limitations. One must assume that it is intended to include all other conservation land, the property of the Regents' universities, our highways, our Social Services institutions, and even the State Capitol. One of the consequences of such an extensive reimbursement program might be that the residents of the school districts where open space land is located would end up paying more than they would receive.

While one can assume that the cost of such a far-ranging reimbursement program would be enormous, it is impossible to provide any accurate cost figure. Data is unavailable as to the number of acres that would be involved, what they would be valued at, or what the total cost of reimbursement would be.

If research were done on this section as to costs, my office, the Department of Revenue, the Comptroller, and the Department of Public Instruction are unaware of it. Neither do I believe that the Legislative Fiscal Director or his staff are aware of the cost, for I find nothing in their budget to reflect the reimbursement program.

Even if Section 7 of House File 898 were designed to be functional and its scope and funding implications understood, I strongly doubt the overall soundness of this type of reimbursement for school districts or any other taxing district. The specter of several deleterious effects is raised by the item.

If schools are to be reimbursed for the property taxes they forego on state land, one must ask why not then reimburse schools for all other gov-ernment-owned lands in the district. That would mean federal, county, and the city governments would reimburse school districts also.

If it is consistent for other government agencies to reimburse schools, then is it not consistent for schools to reimburse other government agencies for the property tax exempt land they own? It actually makes more sense for schools to reimburse city and county government for the basic services they receive (e.g., police and fire protection) than for the state and its other subdivisions to reimburse schools when no direct service is being provided.

To begin a program of property tax reimbursement triggers the related question of how property, ownership, and local services provided ought to relate. The concept of reimbursement for tax exempted land could easily be extended to other than government land. Conceivably, charitable institutions, such as churches and lodges, might be asked to pay taxes for the basic services provided to them by government.

The Iowa Open Spaces program since its inception in 1973, has been a successful effort to preserve scenic Iowa countryside for future generations. One of the key parts of the Open Spaces program is that land is purchased only from willing sellers. Never does the state condemn land to force a sale for this program.

The state has used its money for Open Spaces to purchase the land where local government agencies either could not or would not. With acquisition of land by the state, direct benefits usually accrue to the local community. In additon to preserving and improving the aesthetic value of the countryside, state land purchases in most cases result in more money spent in the surrounding area, other improvements, and a broader tax base.

While the legislators who supported this item were legitimately concerned
with the decline of the property tax base of school districts, it should be pointed out that the state is making a massive effort through the school foundation plan to move the burden of school financing from property taxes to state taxes. Since FY 1971, state aid for local schools has increased from $\$ 226$ million to $\$ 458$ million in FY 1976. The state has increased its share of the funding of school budgets from 38 percent in 1971 to 52 percent for this next school year.

This influx of state aid is reflected at the local level. In one of the school districts that has a large share of the Open Spaces land in it, state aid has increased from $\$ 120,000$ in FY 1971 to $\$ 342,000$ in FY 1976, a 186 percent increase.

House File 898 (in subsection 5 of section 1) also provides for a one-year property tax reimbursement program for school districts. This item, which is estimated to cost up to $\$ 15,000$, could be removed also, but in light of the recent Supreme Court decision limiting my item veto authority, we believe it would necessitate removing the $\$ 3.7$ million capital appropriation to the Conservation Commission as well. It is important that these capital funds be retained to make necessary improvements and acquisitions. Reluctantly, therefore, I am not affecting this one-year reimbursement program.

For these reasons I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 898 are hereby approved this date. Sincerely,
ROBERT D. RAY Governor

## COMMUNICATIONS FROM THE SECRETARY OF STATE

June 23, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 486 was published in The Sigourney News-Review, Sigourney, Iowa, June 11, 1975, and in The Wellman Advance, Wellman, Iowa, June 12, 1975.

I further certify that Senate File 522 was published in the Emmetsburg Reporter, Emmetsburg, Iowa, June 10, 1975, and in the Lee Town News, Des Moines, Iowa, June 12, 1975.

Respectfully submitted, MELVIN D. SYNHORST
Secretary of State

July 2, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that Senate File 475 was published in The Chariton

Leader, Chariton, Iowa, June 3, 1975, and in The Dysart Reporter, Dysart, Iowa, June 5, 1975.

Respectfully submitted, MELVIN D. SYNHORST
Secretary of State
July 3, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 742 was published in the Logan HeraldObserver, Logan, Iowa, June 26, 1975, and in The Missouri Valley Times, Missouri Valley, Iowa, June 26, 1975.

Respectfully submitted, MELVIN D. SYNHORST Secretary of State

July 17, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that Senate File 550 was published in the Quad-City Times, Davenport, Iowa, July 10, 1975, and in The Bancroft Register, Bancroft, Iowa, July 9, 1975.

I further certify that House File 814 was published in The Woodbine Twiner, Woodbine, Iowa, July 10, 1975, and in The Washington Evening Journal, Washington, Iowa, July 9, 1975.

Respectfully submitted, MELVIN D. SYNHORST
Secretary of State
July 18, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 723 was published in The Mount Vernon Hawkeye and The Lisbon Herald, Mount Vernon, Iowa, July 10, 1975, and in The Fairfield Daily Ledger, Fairfield, Iowa, July 5, 1975.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

August 14, 1975
Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319
I hereby certify that House File 776 was published in The Anamosa Jour-
nal, Anamosa, Iowa, July 22, 1975, and in The Maquoketa Community Press, Maquoketa, Iowa, July 22, 1975.

I further certify that House File 811 was published in the Marion County News, Pleasantville, Iowa, July 24, 1975, and in the Sioux Rapids BulletinPress, Sioux Rapids, Iowa, July 23, 1975.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

## APPOINTMENTS OF SPECIAL COMMITTEES <br> LEGISLATIVE COUNCIL <br> (Section 2.41—Code 1975)

Lieutenant Governor Arthur A. Neu, ex officio
Speaker of the House Dale M. Cochran*
Senator Minnette F. Doderer, President Pro Tempore**
Senator George R. Kinley, Senate Majority Floor Leader
Representative Jerome Fitzgerald, House Majority Floor Leader
Senator Clifton C. Lamborn, Senate Minority Floor Leader
Representative Floyd H. Millen, House Minority Floor Leader
Senator William D. Palmer, Chairman of the Senate Committee on Appropriations
Representative Keith H. Dunton, Chairman of the House Committee on Appropriations
Senator Lucas J. DeKoster, Minority Ranking Member of the Senate Committee on Appropriations
Representative Elmer H. Den Herder, Minority Ranking Member of the House Committee on Appropriations
Senator James E. Briles
Senator Willard R. Hansen
Senator Eugene M. Hill
Senator Steve Sovern
Senator Bass Van Gilst
Representative Donald V. Doyle
Representative William J. Hargrave
Representative James I. Middleswart
Representative Delwyn Stromer
Representative Andrew Varley
*Chairman
**Vice-Chairwoman

## COMMITTEES OF THE LEGISLATIVE COUNCIL

## 1. LEGISLATIVE SERVICE COMMITTEE

Senator Minnette F. Doderer, Chairwoman
Senator James E. Briles
Senator Steve Sovern
Representative Jerome Fitzgerald
Representative James I. Middleswart
Representative Delwyn Stromer

## 2. LEGISLATIVE FISCAL COMMITTEE

Senator William D. Palmer, Chairman of the Senate Committee on Appropriations*<br>Representative Keith H. Dunton, Chairman of the House Committee on Appropriations*<br>Senator Lucas J. DeKoster, Minority Ranking Member of the Senate Committee on Appropriations<br>Representative Elmer H. Den Herder, Minority Ranking Member of the<br>House Committee on Appropriations<br>Senator Bass Van Gilst<br>Senator John N. Nystrom<br>Senator Earl M. Willits<br>Representative Norman G. Jesse<br>Representative Richard W. Welden<br>Representative James I. Middleswart<br>*Cochairman

## 3. LEGISLATIVE ADMINISTRATION COMMITTEE

Speaker Dale Cochran, Chairman
Senator Eugene M. Hill
Senator George R. Kinley
Senator Clifton C. Lamborn
Representative Donald V. Doyle
Representative Andrew Varley

## ADMINISTRATIVE RULES REVIEW COMMITTEE (Section 17A.8-Code 1975-4-Year Term)

Senator Minnette F. Doderer ........................ (Term ending April 30, 1979)
Senator E. Kevin Kelly......................................(Term ending April 30, 1979)
Senator Berl E. Priebe
(Term ending April 30, 1979)
Representative Donald V. Doyle.......................
(Term ending April 30, 1979)
Representative W. R. Monroe, Jr
(Term ending April 30, 1979)
Representative Laverne Schroeder ..................(Term ending April 30, 1979)

## CAPITOL PLANNING COMMISSION <br> (Section 18A.1-Code 1975-4-Year Term)

Senator Warren E. Curtis................................(Term ending April 30, 1977)
Senator Karl Nolin ............................................(Term ending April 30, 1979)
Representative Glenn F. Brockett ..................(Term ending April 30, 1977)
Representative John Brunow ...........................(Term ending April 30, 1979)

> COMMISSION ON THE AGING
> (Section 249B.1-Code 1975-4-Year Term)

Senator Leonard C. Andersen ........................... (Term ending June 30, 1977)
Senator Louis P. Culver ...................................(Term ending June 30, 1979)
Representative Ingwer L. Hansen ................. (Term ending June 30, 1977)
Representative Gregory D. Cusack ................(Term ending June 30, 1979)

## CONFIDENTIAL RECORDS COUNCIL (Section 749B.19—Code 1975)

Senator James M. Redmond
Senator Ray Taylor
Representative Laverne Schroeder
Representative Arthur A. Small, Jr.

## EDUCATION COMMISSION OF THE STATES (Section 272B.2-Code 1975-4-Year Term)

Senator Elizabeth Shaw ....................................(Term ending June 30, 1977)
Senator Joan Orr .............................................................. ending June 30, 1979)
Representative Sonja Egenes ..........................(Term ending June 30, 1977)
Representative John Patchett .............................(Term ending June 30, 1979)

# ENERGY POLICY COUNCIL (Section 93.2—Code 1975) 

Senator Calvin O. Hultman
Senator James V. Gallagher
Representative Brice C. Oakley
Representative Gregory D. Cusack

## HIGHER EDUCATION FACILITIES COMMISSION (Section 261.1-Code 1975-4-Year Term)



## INTERSTATE COOPERATION COMMISSION <br> (Section 28B.1—Code 1975-2-Year Term)



IOWA AMERICAN REVOLUTION BICENTENNIAL COMMISSION
(Section 28H.1—Code 1975)

Senator Forrest V. Schwengels<br>Senator Norman G. Rodgers<br>Representative Richard L. Byerly<br>Representative Lillian McElroy

# IOWA COUNCIL ON CHILD ABUSE INFORMATION <br> (Section 235A.24-Code 1975) 

Senator E. Kevin Kelly<br>Senator Steve Sovern<br>Representative John Connors<br>Representative Joan Lipsky

## IOWA LAW ENFORCEMENT ACADEMY COUNCIL (Section 80B.6-Code 1975-4-Year Term) <br> 2-Year Term)



## IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM ADVISORY INVESTMENT BOARD (Section 97B.8-Code 1975)

Senator James W. Griffin, Sr. .........................(Term ending June 30, 1977)
Representative Richard L. Byerly ....................(Term ending June 30, 1976)

> MEDICAL ASSISTANCE COUNCIL
> (Section 249A.4-Code 1975-2-Year Term)


## POLICE COMMUNICATIONS REVIEW COMMITTEE (Section 750.8-Code 1975)

Senator James V. Gallagher (Term ending January 9, 1977)
Senator Fred W. Nolting (Term ending January 9, 1977)
Senator William P. Winkelman ..................(Term ending January 9, 1977)
Representative Donald V. Doyle ..................(Term ending January 9, 1977)
Representative Glen Bortell* ........................(Term ending January 9, 1977)
Representative James Wells ........................(Term ending January 9, 1977)
*Replaced Representative Harvey effective August 20, 1975

## IN MEMORIAM

## House

Memorials adopted by the House of Representatives, 1975 Regular Session of the Sixty-sixth General Assembly, commemorating the life, character, and public service of former members of the House of Representatives who had departed this life since the last regular session of the General Assembly.

Burma, HEnry W. $\qquad$ November 7, 1894-December 8, 1974

Clark, Joseph Warren May 5, 1912-October 8, 1974

Glbason, Theodore Michafl .............................April 4, 1904-January 3, 1975
Grau, Oscar Johannes $\qquad$ June 19, 1890-July 28, 1974

Hanson, Fred B. November 20, 1888-May 10, 1974

Hesse, G. H. October 3, 1894-January 28, 1975

Johnson, Charles G. August 10, 1886-April 30, 1975

Palmer, Charles Aaron $\qquad$ October 3, 1890-January 22, 1975

Wemd, Reverend Arthur Ray
November 15, 1877-January 9, 1975

## HENRY W. BURMA

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Henry W. Burma begs leave to submit the following memorial:

Henry W. Burma was born on November 7, 1894, in Washington Township, Butler County, Iowa, son of Harm F. and Anna Nuttbrook Burma.

He attended Butler County rural schools, Bristow, Iowa, and the University of Dubuque.

On June 30, 1924, Mr. Burma married Katheryn McGinn, and to this union two children were born: Marjorie and Charles Henry.

He served in World War I with the 351st Infantry, 88th Division, Supply Company, spending most of his time in France.

He was Butler County sheriff from 1923 to 1937.
Mr. Burma was the first chairman of the Board of Assessment and Review in Butler County, first chairman of Butler County Soil Conservation Commission, receiving a plaque of award for his interest in 1957. He was a fifty-year member of the Butler County American Legion and served as its first commander; also a fifty-year member of the Masonic Order and Eastern Star; master of ceremony at the Butler County Fair for forty years; member of Butler County Historical Society; Cedar Rapids Consistory and El Kaher Temple; and Allison School Board member.

A Republican, Mr. Burns served as State Representative from Butler County in the Forty-seventh, Forty-eighth, and Forty-ninth General Assemblies and was Speaker of the House during the Fiftieth and Fiftieth Extra General Assemblies.

He was one of the principal sponsors of the law that created the Iowa Department of Public Safety. He served on the Iowa Board of Control from 1949-1957, was a Juvenile Probation Officer for seven counties, retiring after thirteen years in the spring of 1972.

Mr. Burma passed away December 8, 1974, at his home, of leukemia.
He was preceded in death by his wife, Katheryn, in 1957, his son, Charles, in 1973, and daughter, Marjorie, in 1974. Surviving are his daughter-inlaw, Mrs. Charles Burma of Allison, Iowa; son-in-law, David Barber, Rockford, Illinois, and six grandchildren.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Henry W. Burma, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

RAY LAGESCHULTE COOPER EVANS<br>RICHARD W. WELDEN<br>Committee

## JOSEPH WARREN CLARK

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Joseph Warren Clark, begs leave to submit the following memorial:

Joseph Warren Clark was born May 5, 1912, in Ottumwa, the son of Wycliff and Anna Burns Clark. He attended the Sacred Heart Elementary School and Ottumwa High School. He had to drop out of High School in his Junior year because his father broke his leg and his mother was ill. He felt so strongly about his education that when adult courses became available he attended night school and received his diploma from Dubuque Senior High.

He married Mary Louise Spurgeon on February 28, 1932, and to this union five children were born: Joanne, Mary Ellen, Catherine, David and Patrick.

Mr. Clark worked as a farmer, coal miner and iron worker. He helped organize the union at the Iron Works. He was the first Secretary-Treasurer of the C.I.O. in Ottumwa. He helped other companies to organize such as the Drain (which later became the John Deere Works at Ottumwa) and Barkers. He was vice president of the Iowa-Nebraska Conference. He worked for the improvement of safety laws and compensation as an unpaid lobbyist. He sold road construction equipment for fifteen years, was Weed Commissioner for Dubuque in 1972 and 1973, and was working for an asphalt paving company in Dubuque when he entered the legislature.

A Democrat, Mr. Clark served as State Representative from Dubuque in the Sixty-fifth General Assembly. He was re-elected for the Sixty-sixth General Assembly but died before he could take office.

Mr. Clark died of cancer in University Hospital, Iowa City, October 8, 1974. He donated his body to the University Hospital and his eyes to the Eye Bank. Memorial services were held in the St. Mary's Catholic Church, Dubuque, Iowa.

He was preceded in death by his son, David. Surviving are his wife, Mary Louise; three daughters, Mrs. David Johnson of Montpelier, Mrs. Dale Tharpe of Bellevue, and Catherine Clark of Florence, Oregon; a son, Patrick of Iowa City; two brothers, Phillip of Peru, Indiana, and Frank of Ottumwa; two sisters, Mrs. James Welsh of Cedar Rapids, and Mrs. Mary Walker of Davenport, and fifteen grandchildren.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Joseph Warren Clark, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

THOMAS J. JOCHUM
THOMAS J. TAUKE
THOMAS J. GILLOON

## THEODORE MICHAEL GLEASON

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Theodore Michael Gleason, begs leave to submit the following memorial:

Theodore Michael Gleason was born April 4, 1904, to Michael J. and Alice Henning Gleason of Blairsburg, Hamilton County, Iowa.

He was a graduate of Blairsburg High School and attended State College of Iowa, Cedar Falls, Iowa.

He married Dorothy Neel Gleason in 1934 and to this union were born six children: Michael, David, Alan, George, Margaret and Gayle.

He taught in rural schools, was employed by a lumber yard, served on the Gilmore City town council, owned and operated a movie theater and was engaged in farming prior to his retirement in 1973.

Mr. Gleason, a Democrat, served as a State Representative in the Sixtyfirst General Assembly representing Humboldt and Pocahontas Counties.

He passed away January 3, 1975, and is survived by his wife, Dorothy; four sons, Michael of Pasadena, Texas; David of Arlington Heights, Illinois; Alan of Cincinnati, Ohio; and George of Chicago, Illinois; daughters, Mrs. Margaret Korde, Boston, Massachusetts; and Gayle of New York City; sisters, Mrs. Catherine Maubach of Blairsburg and Mrs. Sadie Carpenter of Des Moines; and eighteen grandchildren.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Theodore Michael Gleason, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

OPAL MILLER<br>DALE M. COCHRAN<br>ROBERT A. KRAUSE<br>Committee

## OSCAR JOHANNES GRAU

Mr. Speakmr: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Oscar Johannes Grau, begs leave to submit the following memorial:

Oscar J. Grau was born on a farm north of Newell on June 19, 1890, the third son in a family of three boys and five girls, to Hans J. and Anna E. Bodholdt Grau.
Mr. Grau's early education took place at the country school located one mile east of the home farm. This was followed by several winter courses at a private school, a commercial course at Grand View College, Des Moines,

Iowa, during 1909-1910 and then completion of the two-year agriculture course at Iowa State University, Ames, Iowa, in 1913.

He was married to Christena Bodholdt of Waterloo, September 15, 1915, and to this union were born three children: Donald B., Robert B. and Doris.

Mr. Grau, a native of Newell, had resided in Buena Vista County all of his lifetime. After completion of his education, he began farming for himself in the Newell area where he developed a herd of polled shorthorn cattle. He was a charter member of the Farm Bureau and served as county president in 1931. While president of the county Farm Bureau, the Farm Service Company was organized. In 1936 he was named temporary chairman of the Farm Bureau Rural Electric Committee. The Buena Vista County REC was incorporated January 18, 1937, and Mr. Grau was one of the original signers. At the board's first meeting he was elected president and served the organization in that position for 12 years. In May, 1937, the REC board voted to become a member of the Central Electric Federated Cooperative and he was named Buena Vista county representative on the board.

From 1948 to 1954 he served as the mayor of Storm Lake. He was past vice president for Development of Buena Vista College as well as serving as a college trustee for several years.

Upon his instigation in 1947, he joined four other men in the organization of a corporation to build a radio station in Storm Lake. Station KAYL went on the air in 1948 with FM being added in 1950. He served as corporation president until the Cornbelt Broadcasting Company was sold in 1972.

Mr. Grau had been a resident of Storm Lake since 1940 when he retired from active farming in Coon Township.

He was a member of Lakeside Presbyterian Church where he had served as an elder, a Scottish Rite Mason, member of the Shrine, longtime member of the Storm Lake Chamber of Commerce, Elks Lodge, Order of Eastern Star and Phi Kappa Delta Honorary Forensics fraternity. For more than twenty-five years he served as president of the Buena Vista County Mutual Insurance Association, beginning in 1944.

A Republican, Mr. Grau was a State Representative for Buena Vista county during the Forty-fifth, Forty-fifth Extra General Assemblies, serving on the committee that wrote the three-point tax law-income, sales and corporation income tax-which has since been the basis of state treasury income. He was chairman of the subcommittee promoting the police radio system and was instrumental in the location of the police broadcast station in Storm Lake.

His wife, Christena, preceded him in death in 1967. In 1969 he married Alma Bodholdt of Newell.

Mr. Grau died at the Buena Vista County Hospital July 28, 1974, after a lengthy illness.

Surviving are his wife, Alma; two sons, Donald B. of Dubuque, and Robert B. of Elkader; a daughter, Doris of San Francisco, California; six grandchildren; three great grandchildren; a brother, Jurgen (J. C.) of Newell; four sisters, Mrs. Laura Bonebrake of Diagonal; Mrs. Emma Six of Oakland, California; Mrs. Sarah Hearst of Cedar Falls. The funeral services were held in Lakeside Presbyterian Church on July 31, 1974.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth. General Assembly of Iowa: That in the passing of the Honorable

Oscar Johannes Grau, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

KEITH BAKER<br>LESTER D. MENKE<br>OPAL MILLER<br>Committee

## FRED B. HANSON

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Fred B. Hanson, begs leave to submit the following memorial:

Fred B. Hanson was born at Inwood, Iowa, November 20, 1888, the son of pioneer parents. He was educated in Lyon County, Lenox College, and Iowa State University.

He farmed twelve years with his late brother, A. C. Hanson, at Inwood; was extension director of Harrison County eleven and one-half years, project manager at Granger Homesteads seven years and at Waukegan, Illinois, five years. He was a member of the United Methodist Church, Rotary, Masons, Eastern Star, Farm Bureau, Historical Society and the Illinois Reserve Militia during World War II.

Mr. Hanson was active in school, community and cooperative enterprises at Inwood, Logan, Granger and Osage. He was school secretary fifteen years; general agent for Farm Bureau Insurance six years; and secretarymanager of the Mitchell County Fair fourteen years.

He married Anna Thorvaldsen in 1915, who passed away in 1951. They had three sons: Merle of Osage, Iowa; Virgil of Houston, Texas; and Delmar of Kansas City. He married Grace M. Layton, January 12, 1963.

Mr. Hanson, a Republican, was a member of the Fifty-ninth, Sixtieth, Sixtieth Extra and Sixty-second General Assemblies, representing Howard and Mitchell Counties.

Mr. Hanson passed away on May 10, 1974. He is survived by his wife, Grace, and his sons.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Fred B. Hanson, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

ROLLIN K. HOWELL<br>WILLIAM B. GRIFFEE<br>LOWELL E. NORLAND<br>Committee

## G. H. HESSE

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late honorable G. H. Hesse, begs leave to submit the following memorial:

Gerhardt Henry Hesse was born October 3, 1894, in Minonk, Illinois, son of Henry and Mary Melberg Hesse. He came with his parents to Hartley in 1899 and graduated from Hartley High School in 1913. He attended the University of Minnesota School of Agriculture and graduated in 1916. He attended the University of Minnesota until World War I was declared. He served in the United States Army during World War I and then helped organize the Arthur Kirckoff Post of the American Legion in Hartley, and served as Commander in 1930.

Mr. Hesse married Margaret Olsen on February 2, 1918, at Sioux City, Iowa, and to this union were born three daughters. They lived at Hartley, Des Moines and at Rock Rapids, Iowa, for the last twenty-five years.

He was engaged in farming in O'Brien County and helped found the Farm Bureau in O'Brien County, being a charter member. He helped found Little League Baseball in Iowa where it caught on and spread to other parts of the United States. He was an agricultural leader in northwest lowa, having become during his lifetime a professional farmer.

Mr. Hesse was affiliated with the Phi Kappa Epsilon and Masonic fraternities. He was a member of the United Methodist Church of Rock Rapids.

Mr. Hesse, a Republican, was elected to the House of Representatives in 1930.

He passed away at Butler, Pennsylvania, where he had been visiting his daughter, on January 28, 1975, at the age of eighty. Preceding him in death was his wife in January of 1974. He is survived by his three daughters and their husbands: Mrs. William H. (Billie) Fleming of Butler, Pennsylvania; Mrs. Warren (Betty Lou) Newel of Harrisburg, Pennsylvania, and Mrs. H. R. (Gayle) Brunson of Wichita, Kansas; seven grandchildren, one great grandson, one brother and his wife, William H. and Nina Hesse, and one sister and her husband, Dorothea and Everett Dunn, all of Hartley.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable G. H. Hesse, the state has lost an honored citizen and a faithful and useful
public servant, and the House by this Resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

INGWER L. HANSEN<br>LESTER D. MENKE KEITH BAKER

Committee

## CHARLES G. JOHNSON

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Charles G. Johnson, begs leave to submit the following memorial:

Charles G. Johnson was born at Laurens, Iowa, on August 10, 1886. He attended Highland Park College and graduated from Iowa State College in 1915. He was athletic coach and instructor at Waldorf Junior College for three years, moving to Hillcrest Farm near Albert City in the spring of 1918, where he served his community, county, and state on various organizations. He was a member of the United Methodist Church. He married Dessie Walker in 1916 and to this union were born three children: George of Clearwater, Florida; Mrs. Dorothy Vaubel of Dysart, Iowa, and Mrs. Betty Hamilton of New York, New York.

Upon retirement, Mr. Johnson moved to Spencer in 1956 where he enjoyed fishing and golfing.

Mr. Johnson, a Democrat, was a member of the Forty-sixth, Forty-sixth Extra and Forty-seventh General Assemblies, representing Buena Vista County.

He passed away at home on April 30, 1975, and is survived by his wife, Dessie, and their children: George, Dorothy and Betty, and two granddaughters.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of lowa: That in the passing of the Honorable Charles G. Johnson, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DON W. SPENCER
KEITH BAKER
INGWER L. HANSEN
Committee

## CHARLES AARON PALMER

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Charles Aaron Palmer, begs leave to submit the following memorial:

Charles Aaron Palmer was born in Elkader, Iowa, on October 3, 1890.
Mr. Palmer attended business colleges and also attended Iowa State Teachers College and taught in rural schools in Allamakee County for five years. He served in the United States Navy in World War I.

He married Cora V. Henderson, June 23, 1920, and is the father of five children: Lee W., Allen Verle, Patricia E., Helen M., and Roger S.

Mr. Palmer was County Auditor of Allamakee County from 1921 to 1925. He engaged in abstract and insurance business from 1925 to 1953 and was Postmaster in Waukon, Iowa, from 1953 to 1962.

He was a member of the Presbyterian Church, chairman of Selective Service Board for three years, member of American Legion, Masonic Lodge and Consistory, Farm Bureau, secretary of Waukon Park Board and farm owner.

Mr. Palmer was active in Republican politics for many years, and served his party as county chairman. He was a member of the Fifty-first session of the General Assembly. He passed away on January 22, 1975, at the age of eighty-five.

Mr. Palmer is survived by his widow, five children, one sister, sixteen grandchildren and three great grandchildren.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Charles Aaron Palmer, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

ROGER A. HALVORSON<br>SEMOR C. TOFTE<br>TERRY DRYLAND

Committee

## ARTHUR RAY WEED

Mr. Speaker: Your committee appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Arthur Ray Weed, begs leave to submit the following memorial:

Arthur R. Weed was born November 15, 1877, near Irwin, Shelby County, Iowa, of sturdy pioneer stock from the New England area. He moved with his parents to North Loup, Nebraska, in 1885, and in 1891 he, with his older sister, Sibyl, went to White Water, Colorado. In 1892 he returned to

Port Union, Adair County, Iowa, and in 1895 moved to Madison County and has resided in Madison County since that time.

He married Flora J. Little at Peru, Iowa, November 16, 1898, and to this union was born four children: Lonnie L., Lyle A., Christina, and Nancy. They celebrated seventy-one anniversaries.

Mr. Weed farmed in the Madison County area for a few years, but feeling he was called to the ministry, he began to study theology courses by correspondence. In 1918, at age forty-two, he received his license to preach in the active ministry of the Methodist Episcopal Church and since that time has served in that capacity serving The Iowa Methodist Conference in the following central and southern rural areas: Hebron, West Star, Worthington, Carl, Mount Etna, Tingley, Ellston, Wishard Chapel, Lamoni, Davis City, Clara Chapel, Grace Center.

A Republican, Mr. Weed served as State Representative from Madison County in the Forty-fifth, Forty-fifth Extra and Forty-sixth General Assemblies.

He passed away January 9, 1975, at Good Samaritan Center retirement home, Fontanelle, Iowa. He was preceded in death by his wife, Flora, in 1969 and his daughters, Christina and Nancy. Surviving are his sons, Lonnie L. of Orient, Iowa, and Lyle A., Rochester, Minnesota.

Therefore, Be It Resolved by the House of Representatives of the Sixtysixth General Assembly of Iowa: That in the passing of the Honorable Arthur Ray Weed, the state has lost an honored citizen and a faithful and useful public servant, and the House by this resolution would express its appreciation of his service, and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

GLEN BORTELL ARLO HULLINGER JAMES I. MIDDLESWART<br>Committee

## HOUSE-SENATE COMPANION BILLS

"S" indicates the bills are Similar and/or Similar Subject Matter

| H.J.R. | S.J.R. |  | H.F. | S.F. |  | H.F. | S.F |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 10 | 5 |  | 140 | 91 |  | 332 | 223 |  |
| 13 | 3 |  | 141, 865 | 19,424 | S | 336, 37 | 178 | S |
| 22 | 8 S |  | 152 | 290 |  | 337 | 312 |  |
| H.F. | S.F. |  | 159 | 107 |  | 339 | 184 |  |
| 3 | 7 |  | 161 | 135 |  | 345 | 430 |  |
| 4, 716 | 62 S |  | 162 | 528 S |  | 346, 425 |  | S |
| 16 | 4 |  | 163 | 105 |  | 348 | 477 |  |
| 18 | 97 |  | 165 | 201 |  | 352 | 238 |  |
| 19 | 14 |  | 173 | 130 |  | 356, 809 | 272 | S |
| 24 | 180 S |  | 174, 128 | 569 S |  | 358 | 182 | S |
| 28 | 12 |  | 177 | 211, 155 | S | 360 |  | S |
| 30 | 118 |  | 184 | 149 |  | 362 | 302 |  |
| 32, 193 | 106 S |  | 186 | 140 |  | 365 | 229 |  |
| 34 | 50 |  | 192 | 198 |  | 367 | 192 |  |
| 37, 336 | 178 S |  | 193, 32 | 106 S |  | 369, 790 | 235 |  |
| 43 | 48 |  | 198 | 152 |  | 375 | 355 |  |
| 46,66 | 574 S |  | 199 | 368 S |  | 380 | 181 |  |
| 47 | 33 |  | 200 | 268 |  | 382 | 241, | 504 S |
| 48 | 47 |  | 202 | 156 |  | 384 | 242 |  |
| 54 | 8 S |  | 204 | 92 |  | 387 | 267 |  |
| 55 | 245 |  | 215 | 171 |  | 391 | 117 |  |
| 56 | 68 |  | 216 | 163 |  | 397 | 240 |  |
| 57, 297 | 74 S |  | 217 | 457 S |  | 402 | 203 | S |
| 58,505 | 127 S |  | 219 | 46 |  | 408, 769 | 218 |  |
| 60 | 73 |  | 220 | 126 |  | 410 | 321 |  |
| 61 | 121 |  | 222 | 125 |  | 411,587 | 280 | S |
| 63 | 72 |  | 225 | 199 |  | 413, 797 | 275 |  |
| 66,46 | 574 S |  | 226, 869 | 71, 186 | S | 418, 827 | 227 |  |
| 67 | 61 |  | 231, 504 | 539 S |  | 422 | 370, | 453 |
| 70 | 172 |  | 239 | 93 |  | 425, 346 | 228 | S |
| 71 | 104 |  | 245 | 76 |  | 427 | 265 |  |
| 76 | 60 |  | 246 | 164 |  | 433 |  | S |
| 79 | 67 |  | 250 | 407 |  | 434,94 |  | S |
| 82 | 75 |  | 251 | 166 |  | 436 | 252 |  |
| 83, 484 | 185, 297 | S | 252 | 179 |  | 447 | 151 |  |
| 84 | 269 |  | 255 | 195 |  | 448, 823 | 294, | 520 S |
| 87 | 27 |  | 257, 784 | 154 S |  | 454 |  |  |
| 88 | 16 |  | 268, 627 | 208 S |  | 462, 866 | 324, | 525 S |
| 92, 614 | 41 S |  | 272, 737 | 339 S |  | 466, 291 | 239, | 162 S |
| 94, 434 | 216 S |  | 273, 37 | 178 S |  | 470 | 296 |  |
| 95 | 344 S |  | 279 | 177 |  | 472 | 325 |  |
| 99 | 101 |  | 281 | 399 S |  | 474 | 358 |  |
| 100 | 22 |  | 283 | 88 S |  | 475 | 450 |  |
| 101 | 77 |  | 291, 466 | 162,239 | S | 476 | 314 |  |
| 102 | 70 |  | 293, 752 | 232 S |  | 483 | 200 |  |
| 104 | 109 |  | 296 | 86 |  | 484, 83 | 185 , | 297 S |
| 119 | 87 |  | 297, 57 | 74 S |  | 487 | 357 |  |
| 121 | 257 |  | 309, 754 | 65 S |  | 489 | 273 |  |
| 122 | 34 |  | 311, 738 | 342 S |  | 490 | 225 |  |
| 123 | 96 |  | 315 | 170 |  | 495 | 310 |  |
| 124 | 53 |  | 317 | 174 |  | 504, 231 | 539 | S |
| 128, 174 | 569 S |  | 318 | 153 |  | 505, 58 | 127 | S |
| 132 | 95 |  | 322 | 94 S |  | 509 | 318 |  |
| 135 | 49 |  | 329 | 144 |  | 511 | 274 |  |
| 137 | 204, 519 | S | 330 | 190 |  | 517, 777 | 422 |  |
| 139 | 90 |  | 331 | 385 |  | 519 | 319 |  |


| H.F. | S.F. | H.F. | S.F. |  | H.F. | S.F. |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 520 | 160 | 638 | 390 |  | 777, 517 | 422 |  |
| 524, 806 | 251, 362 S | 642, 695 | 476 S |  | 778, 598 | 371 |  |
| 530 | 372 | 643 | 307 S |  | 779 | 383 |  |
| 548 | 349 | 645 | 443 |  | 784, 257 | 154 S |  |
| 550 | 408 | 648 | 442 |  | 788 | 188 S |  |
| 551 | 360 | 650 | 444 |  | 790, 369 | 235 |  |
| 552 | 354 | 652 | 270 S |  | 791 | 397 S |  |
| 554 | 306 | 655 | 255 |  | 797, 413 | 275 |  |
| 557, 607 | 576 S | 657 | 451 S |  | 799 | 406 S |  |
| 559 | 351 | 659 | 389 |  | 802 | 481 S |  |
| 560 | 380 | 674 | 445 |  | 803 | 348, 447 |  |
| 564 | 341 | 685 | 326 S |  | 804, 626 | 334,490 | S |
| 567 | 264 | 686 | 415 |  | 805 | 367 S |  |
| 568 | 309 | 692 | 176 S |  | 806, 524 | 362, 251 | S |
| 570 | 301 | 695, 642 | 476 S |  | 809, 356 | 272 S |  |
| 578 | 281 | 696 | 478 |  | 815 | 499 S |  |
| 579 | 468 | 697 | 412 |  | 818 | 475 |  |
| 585, 819 | 347 S | 699 | 434 |  | 819, 585 | 347 S |  |
| 586 | 386. | 705 | 438 |  | 821 | 387 |  |
| 587, 411 | 280 S | 716, 4 | 62 S |  | 822 | 459 |  |
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1 By Krause. A joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that members of the general assembly shall assume office on the first Monday in December next after their election.
Introduced, referred to State Government
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2 By Spear, Hines, Jochum, Anderson, Dieleman, Gilloon, Bina, Dyrland, Monroe, Patchett, Pavich and Svoboda. A joint resolution proposing an amendment to the Constitution of the State of Iowa to require a treasurer of state be appointed by and serve at the pleasure of the governor.
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3 By Spear, Hines, Patchett, Svoboda, Newhard, Jochum, Higgins, Dyrland, Anderson and Gilloon. A joint resolution proposing an amendment to the Constitution of the State of Iowa to allow the general assembly to prescribe by law when a person who is mentally ill or who is convicted of a felony shall be entitled to the privilege of an elector.
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4 By Spear, Hines, Jochum, Higgins, Middleton, Anderson, Gilloon, and Newhard. A joint resolution proposing an amendment to the Constitution of the State of Iowa to allow

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5 By Brandt, Jochum, Dyrland, Crawford, Cusack, Rinas, Fitzgerald, Higgins, Patchett and Bina. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to persons disqualified from being electors.
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6 By Brandt, Avenson, Gilloon,Jochum, Cusack, Pavich, Hig-gins, Patchett, and Bina. Ajoint resolution proposing anamendment to the Constitution of the State of Iowa to change the methods in which executive officers of the State are selected.
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7 By Cusack, Hargrave, Dyrland and Den Herder. A joint resolution relating to programs for the elderly administered by and funded through the commission on aging.
Introduced, referred to Human Resources

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Subcommittee, Den Herder, Brunow, and Lonergan

8 By Patchett, Bina, Cusack, Mennenga, Koogler and Howell. A joint resolution proposing an amendment to the Constitution of the State of Iowa to create the powers of initiative, referendum, and recall.
Introduced, referred to State Government

9 By Spear, Gilloon, Hines, Jochum, Dyrland and Gentleman. A joint resolution proposing an amendment to the Constitution of the State of Iowa to provide that the governor and lieutenant governor stand for election together on the ballot.
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10 By Crabb, Lipsky, Millen, Tofte, Welden, Drake, Husak, Caffrey, and Middleswart. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating

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ernment, referred to State Gov-
Subcommittee, Monroe, Brandt, and Harvey
11 By Krause. A joint resolution proposing an amendment to the Constitution of the State of Iowa to provide a means whereby the people may propose and enact legislation.
Introduced, referred to State Government
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12 By Spear, Gilloon, Hines, Jochum and Dyrland. A joint resolution proposing an amendment to the Constitution of the State of lowa to change the duties of the lieutenant governor.
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13 By Small (Gluba). A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel.
Introduced, referred to Transportation
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14 By Brandt, Gilloon, Cusack, Higgins, Patchett and Bina. A joint resolution proposing an amendment to the constitution of the State of Iowa to permit the governor to assign executive duties to the lieutenant governor. (See HJR 21-Committee Bill)
Introduced, referred to State Government
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15 By Spear, Dieleman, Svoboda, Anderson and Dyrland. A joint resolution proposing an amendment to the Constitution of the State of Iowa to provide a method to determine if the governor is disabled or, if he has been declared disabled, to determine if the disability has been removed.
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16 By Cusack, Bina and Dyrland. A joint resolution expressing the sense of the general assembly in regard to the
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creation of tandem positions of employment by state agencles.
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17 By Evans, Branstad, Halvorson, Brockett and Daggett. A joint resolution proposing an amendment to the Constitution of the State of Iowa to create the power of referendum.
Introduced, referred to State Government
Subcommittee, Norland, Monroe, and Bittle

18 By Mennenga. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the general assembly.
Introduced, referred to State Government
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19 By Nealson of Muscatine and Crabb. A joint resolution proposing an amendment to the Constitution of the State of Iowa to require the popular election of judges and magistrates other than supreme court judges.
Introduced, referred to State Government

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20 By Small. A joint resolution proposing an amendment to the Constitution of the State of Iowa to allow motor vehicle fees and fuel taxes to accrue to the general fund.
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21 By State Government. A joint resolution proposing an amendment to the Constitution of the State of Iowa to permit the governor to assign executive duties to the lieutenant governor.
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22 By County Government. A joint resolution proposing an amendment to the Constitution of the State of Iowa to allow counties to adopt charters and provide home rule.
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3 By Hennessey (Norpel). A bill for an act relating to the use of reflectorized materlals on bicycles.
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4 By Stromer. A bill for an act to allow the retaller a credit or discount in paying sales tax receipts due the state.
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7 By Crabb. A bill for an act relating to leaves of absence for certain state officers and employees who become candidates for partisan elective office.
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8 By Crabb. A bill for an act relating to access to vital statistics.
Introduced, referred to State Government
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9 By Crabb. A bill for an act relating to savings involved in new state programs or procedures established by the general assembly.
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10 By Crabb. A bill for an act relating to acquisition and use of the midwestern college campus site at Denison, Iowa.
Introduced, referred to Education 66
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke

11 By Crabb. A bill for an act relating to the method of determining the composition of state educational boards.
Introduced, referred to Education 66
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12 By Hansen. A bill for an act relating to the indemnification of county officers and employees.
Introduced, referred to County Government
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14 By Spear. A bill for an act to prescribe a minimum number of units of credit to be offered by approved high schools.
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15 By Wyckoff and Harper. A bill for an act changing the observance date of Memorial day.
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16 By Higgins and Cusack (Shaw). A bill for an act authorizing counties to provide facilities and services for handicapped persons.
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18 By Oakley. A bill for an act relating to expert witness fees.
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19 By Halvorson (Tieden). A bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of this act retroactive.
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20 By Doyle, Scheelhaase, Fullerton and Junker. A bill for an act relating to submission to school district voters of certain propositions concerning the number and manner of election of school district directors.
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21 By Spear, Gilloon, Hines and Jochum. A bill for an act relating to designation of surnames to be used after marriage.
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22 By Oakley. A bill for an act to prohibit hunting adjacent to game breeding and shooting preserves and providing a penalty for violations.
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3 By Spear. A bill for an act relating to use of the optional standard deduction on state income tax returns.
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24 By Crabb, McElroy, Husak, Fullerton, Lipsky, Lonergan, Pellett, Egenes, Harper, Hansen and Danker. A bill for an act relating to pay toilets and providing a penalty.
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25 By Crabb. A bill for an act relating to the membership of the board of accountancy.
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26 By Oakley. A bill for an act relating to jury trials underthe Iowa Tort Claims Act.
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27 By Spear, Gilloon, Hines, Dieleman and Brandt. A bill for an act providing for the appointment of the clerk of the district court by the board of supervisors. Government ..... 88
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28 By Krause (Priebe). A bill for an act relating to the use of weed seed in commercial seed.

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31 By Krause. A bill for anact relating to the establish-ment of a state shelter beltprogram and making an ap-propriation.
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32 By Wells. A bill for an actprohibiting smoking in certainpublic areas, and providing apenalty.
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34 By Wyckoff (Norpel). A bill for an act relating to office facilities for county conservation boards.
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35 By Wyckoff. A bill for an act relating to the selection of a clerk of the conference board and the board of review.
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36 By Lipsky. A bill for an actrelating to discrimination inthe renewal of automobile in-surance.
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37 By Junker. A bill for anact relating to the quantity ofalcoholic liquor an individualmay import into and possesswithin the state for the pur-pose of personal consumption.Introduced, referred to CommerceSubcommittee, Doyle, Krause, andMcElroy93
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39 By Junker. A bill for an actto exempt admission ticketssold by public school districtsand nonpublic schools from thesales and use tax.
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40 By Drake, Lipsky, Millen,Small, Doyle, O'Halloran, Dun-ton, Crawford, Hargrave, Hig-gins, Harper, Monroe, Jesse,Avenson, Patchett, Readinger,Nealson of Muscatine andGriffee. A bill for an act re-lating to standards for ambu-lance services, authorizingcounty boards of supervisorsto levy taxes to provide am-bulance service, and provid-ing penalties for violations.

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41 By Danker. A bill for an act relating to sheriffs' salaries and office expenses.
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42 By Brockett. A bill for anact making an appropriationfor the planning and construc-tion of a rotunda covering inthe state capitol.

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43 By Wells (Norpel). A billfor an act permitting the ad-vertisement of beer by brandname on the inside of fencessurrounding ballparks.

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44 By Clark. A bill for an act changing the date for licensing of dogs under six months of age.
Introduced, referred to State Government

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45 By Crabb. A bill for an act relating to the licensing of funeral homes and providing a penalty.
Introduced, referred to State Government
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46 By Drake, Lipsky, McElroy, Krause, Oakley, Millen, O'Halloran, Dunton, Avenson, Gilloon, Norland, Connors, Crabb, Varley, Brockett, Evans, Hennessey, West, Egenes, Crawford, Tauke, Nealson of Muscatine, Danker, Halvorson, Readinger, Griffee and Brunow. A bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law. (See HF 66-Committee Bill)
Introduced, referred to Transportation
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47 By Crawford and Hines (Murray). A bill for an act relating to sanitary disposal bonds.
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Baker, Miller of Calhoun, Griffee, Perkins and Bina (Gluba, Heying, Culver, Rodgers, Junkins, Merritt, Scott, Carr, Nystrom, Sovern, Nolting, Miller of Des Moines, Redmond, Lamborn, Norpel, Gallagher, Kinley, Orr, Griftin, Andersen, Briles, Murray, Plymat and Palmer). A bill for an act relating to lifetime and annual fishing and hunting licenses for resident senior citizens.
Introduced, referred to Natural
Resources
.......................... $1 \theta 4$
Subcommittee, Hines, Halvorson, and O'Halloran
Committee report ..... 215

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Committee report adopted ...... 218
Amendment H. 3052 filed ......... 243
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Referred to Ways and Means ... 245
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Explanation of vote .............. 270
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ment H. 3257 .................... 607
mouse concurred ${ }^{\text {me............................. } 711}$
Passed House, ayes 81, nays 10 .. 712
Explanation of vote .............. 743
Explanation of vote ............. 756
Reported correctly enrolled ...... 937
Signed by Speaker ................. 937
Signed by President ............... 937
Sent to Governor . . . . . . . . . . . . . . . 937
Signed by Governor ............... 1006
49 By Oakley. A bill for an act relating to the taxation of real estate transfers.
Introduced, referred to Ways and Means
Subcommittee, Bittle, Danker, Hines, Middleton, Baker, and $\underset{\text { Harvey }}{\text { Hiscal Note }} \mathbf{H C S}$

50 By Drake, McElroy, Crabb, Welden, West, Jesse, Lipsky, Krause, Doyle, Connors, Junker, Daggett, Hansen, Egenes, Cusack, Halvorson, Evans, Caffrey and Newhard. A bill for an act relating to the definition of snow tires.
Introduced, referred to Trans-
 and Krause ....................... 159
Committee report ..................... 163

Committee amendment H. $3013 \cdots 163$
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Committee amendment H. 3013 adopted Page195
Passed House, ayes 91, nays ..... 195
Message from Senate ..... 748
Reported correctly enrolled ..... 937
Signed by Speaker ..... 937
Signed by President ..... 937
Sent to Governor ..... 937
Signed by Governor ..... 1006
51 By Spear, Svoboda, Patchett, Gilloon, Hines, Jochum, Diele-man, Brandt, Avenson, Bina,Anderson, Dyrland, Monroe,Pavich, Walter and Middleton.A bill for an act relating tothe appointment of the secre-tary of agriculture.
Introduced, referred to State Gov-ernment105
Subcommittee, Brandt, Small, and Crawford ..... 123
Amendment H. 3116 filed ..... 364
Amendment H. 3133 filed ..... 394
Committee report ..... 447
Recommended amendment, pas- sage ..... 447
Committee amendment H. 3162 . ..... 447
Committee report adopted ..... 452
Amendment H. 3179 filed ..... 475
Amendment H. 3183 filed ..... 489
Referred to State Government ..... 609
Committee report ..... 845
Recommended amendment, pas- sage ..... 845
Committee report adopted ..... 867
52 By Oakley and Cusack. A bill for an act relating to pen- alties for operating a motor vehicle while intoxicated.
Introduced, referred to ..... 109
Subcommittee, Newhard, Higginsand Nealson of Muscatine160
53 By Husak and Pellett. A bill for an act relating to the registration of motor truckspulling farm trailers.
Introduced, referred to Agricul-
ture ..... 109
Committee report ..... 150
Recommended amendment, pas- sage ..... 150
Committee amendment $H$. 3008
Committee report adopted ..... 150
Subcommittee, Hutchins, Miller ofCalhoun, Pellett, and Harper .160
Amendment H. 3010 filed ..... 164
Rereferred to Agriculture ..... 220
Withdrawn ..... 340
54 By Pellett, Middleswart,Husak, Danker, Daggett, Ben-net, Perkins, and Hutchins.A bill for an act changing themanner of election of soilconservation district commissioners, and relating to thestatutory provisions for estab-lishment of soil conservationdistricts and for flling certainnompartisan offices at the gen-eral election.
Introduced, referred to Natural
Resources ..... 109
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Subcommittee, Hullinger, Millen, and Koogler ..... 160
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sage ..... 271
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Committee report adopted ..... 280
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Committee amendment H. 3085 adopted ..... 329
Passed House, ayes 78, nays 5 ..... 329
Explanation of vote ..... 340
Message from Senate ..... 1094
Reported correctly enrolled ..... 1346
Signed by Speaker ..... 1346
Signed by President ..... 1346
Sent to Governor ..... 1346
Signed by Governor ..... 1395
55 By Krause. A bill for an act relating to the appointmentof the superintendent of bank-ing.
Introduced, referred to State Gov-ernment . . . .......................110
and Junker ..... 160
56 By Ways and Means (Ways and Means). A bill for an actrelating to references to theInternal Revenue Code in thecomputation of individual andcorporate income tax and thefranchise tax.
Introduced, placed on Ways andMeans calendar110
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57 By Daggett. A bill for anact relating to the use of taxmoney for purchase and im-provement of schoolhouse sites.
Introduced, referred to EducationSubcommittee, Poncy, Dyrland,Griffee, Daggett, and Menke.

58 By Middleswart, O'Halloran, Pellett, Tofte and Varley. A bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, county land use policy commission, and to specify the powers and duties of such agencies.
Introduced, referred to Natural Resources
Subcommittee, Varley, O'Halloran, Wyckoff, Tofte, and Spencer.
Amendment H 3044 fled ... 160
Amendment H. 3146 filed216

59 By Woods, Wyckoff and Har- per. A bill for an act exempt-
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Introduced, referred to NaturalResources127
Subcommittee, Hines, Egenes, and Hinkhouse ..... 160
Committee report ..... 1271
Recommended amendment, pas- sage ..... 271
Committee amendment H. 3086 ..... 271
Committee report adopted ..... 280
Committee amendment H. 3086 adopted ..... 330
Point of order raised ..... 330
Passed House, ayes 78, nays ..... 330
Explanation of vote ..... 340
Fiscal Note HCS
60 By Halvorson, Tofte, Aven-son, Tauke and Dyrland. Abill' for an act relating to thedevelopment of a program bythe state conservation com-mission in regard to personswho have moved or constructeddwellings on land owned bythe statute.
Introduced, referred to Natural Resources ..... 127
Subcommittee, Wyckoff, Bran- stad, and Perkins ..... 160
61 By Higgins. A bill for anact relating to compensationof the clerk of the grandjury.
Introduced, referred to CountyGovernment127
Fiscal Note HCS
Subcommittee, Spear, Pellett, and Lonergan ..... 160
Withdrawn ..... 1529
62 By Lipsky. A bill for an actrelating to the academic edu-cation of law enforcementofficers.

Introduced, referred to Judiciary and Law Enforcement127

Subcommittee, Nielsen of Polk, Bittle, and Oakley160

63 By Brockett, West, Small and Branstad (Miller of Marshall). A bill for an act relating to public school employees' sick leave.
Introduced, referred to State Government
Subcommittee, Patchett, Hines,127

and Crawford ..... 160withdrawn

64 By Halvorson. A bill for an act to provide hunting and fishing licenses without charge to Iowa residents sixty-five years of age or older and making an appropriation.
Introduced, referred to Natural Resources
Fiscal Note HCS
Subcommittee, Hines, Egenes, and Hinkhouse

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swart and Evans. A bill for an act appropriating funds from the general fund of the state for a demonstration solar energy unit.
Introduced, referred to Energy
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Subcommittee, Hullinger, Griffee, Evans, Perkins, and Den Herder 160

66 By Transportation. A bill for an act to impose a maximum fifty-five mile per hour speed limit on the public highways of this state, subject to penalties provided by law.
Introduced, placed on calendar .. 132
Rereferred to Transportation .... 149
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Amendment $H$. 4191 B lost .......2352
Amendment H. 4194 fled .......... 2352
Point of order raised . . . . . . . . . . 2353
Ruled not germane H. 4194 A ...2353
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Point of order raised . . . . . . . . . . 2353
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Motion failed ........................ 2354
Amendment H. 3007 withdrawn .. 2354
Amendment H. 3006 adopted .....2355
Amendment H. 4199 filed ......... 2355
Point of order raised . . . . . . . . . . . . . 2355
Ruled not germane H. 4199 ...... 2355
Amendment H. 4206 filed . . . . . . . . 2356
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filed .............................. 2356
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vailed
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adopted $\cdots \cdots . . . . . . . . . . . . . . . . . . .2357$
Amendment H. 4206 withdrawn .. 2357
Passed House, ayes 70, nays 16 .. 2357
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Motion to reconsider vote failed.. 2358
Explanation of votes .............. 2497
Explanation of vote ................ 2671
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Reported correctly enrolled ....2753
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Sent to Governor . . . . . . . . . . . . . . 2753
Signed by Governor .....................2763
67 By McElroy and Bittle. A
bill for an act to remove a
certain species from the list of noxious weeds.
Introduced, referred to Agriculture $\ldots \ldots \ldots$.......................... ubcommittee, Harper, Stephens, and Danker
Committanker ........................ 160
Committee report ................... 189
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establishment of a trust to pay child support out of the assets of an estate.
Introduced, referred to Judiciary and Law Enforcement $\times \cdots \cdots$ Bittle, and oakley ............ 16

71 By Junker, Connors, Caffrey, Cusack, Wells, Krause, Readinger, Woods, and Egenes. A bill for an act relating to taxation of United States civil service retirement and disability annuities.
Introduced, referred to Ways and Means
Subcommittee, Norland, Bina, Dyrland, Egenes, Harvey, Svoboda, and West
Amendment H, 3089 filed $. . .{ }^{2} . . .273$
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Amendment H. 3150 fled
Amendment H. 3197 filed ....... 506
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Fiscal Note HCS
72 By Bittle and Caffrey. A bill for an act relating to employees of juvenile courts in counties of more than two hundred fifty thousand population.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Higgins, and Gentleman
Amendment H. 3024 filed .......... 173

## 73 By Transportation. A bill for an act relating to the duties of the counsel of the transportation regulation board.

Introduced, placed on calendar .. 133
Passed House, ayes 84, nays none . .........................
ment H. 3237 ....................
155

House concurred .............................. 609
Passed House, ayes 85 , nays
none ............................ 609
Reported correctly enrolled .... 937
Signed by Speaker ............... 937
Signed by President ...................... 937
Sent to Governor ................ 937
Signed by Governor . . . . . . . . . . . . 1007
74 By Transportation. A bill for an act to require cities to give notice of annexation to the state department of transportation.
Introduced, placed on calendar . . 134
Amendment H. 3002 filed ........ 136
Amendment H. 3002 adopted .... 155
Passed House, ayes 88 , nays 2 . . 156
Message from Senate, with amend-

Passed House, ayes 88, nays none ............................. 1098
Explanation of vote ............. 1142
Reported correctly enrolled ...... 1346
Signed by Speaker .............. 1346
Signed by President .............. 1346
Sent to Governor ................... 1346
Signed by Governor ............ 1395
75 By Bittle. A bill for an act relating to the dates for com-
pletion and delivery of the tax list.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff

76 By Wells (Redmond). A bill for an act relating to the signature of persons with physical disabilities and providing penalties.
Introduced, referred to Human Resources
Subcommittee, Tofte, Lipsky, and Caffrey
Committee report ….................. 216
Recommended amendment, passage

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Committee report adopted ........ 218
Amendment H. 3050 filed ......... 236
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Amendment H. 3050 adopted …. 242
Passed House, ayes 92, nays $1 . .242$
Explanation of vote .............. 249
Explanation of vote …........... 270
Message from Senate ................ 1727
Reported correctly enrolled ....2059
Signed by Speaker .................. 2059
Signed by President …................ 2059
Sent to Governor .................... 2059
Signed by Governor ............... 2110
77 By Connors, Hutchins, Doyle, Junker, Tofte, West, Avenson, Caffrey, Middleton, Gilloon, Harper, Readinger, Brunow, Pavich, Jochum, O'Halloran, Lonergan, Husak, Scheelhaase and Howell. A bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties.
Introduced, referred to State Government
Subcommittee, Woods, Junker, and Norland
Committee report..................... ${ }_{393}$
Recommended amendment, passage

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Committee report adopted ...... 401
Amendment H . 3153 filed $\ldots$...ii. ${ }^{431}$
Committee amendment H. 3134 adopted439

Amendment H. 3153 adopted .... 439
Passed House, ayes 93, nays 2 .. 440
Explanation of vote ….......... 488
Message from Senate, with amendment H. 4175
House concurred $\ldots \ldots \ldots . .$.
Passed House, ayes 86, nays none ................................ 2394
Explanation of votes ................ 2497
Explanation of vote ................. 2671
Reported correctly enrolled ......2753
Signed by Speaker ...................2753
Signed by president ................2753
Sent to Governor ......................2753
Signed by Governor ................ 2763
78 By Danker, West, Bortell, Woods, Bennett, Husak, Stephens, Daggett, Miller of Cerro Gordo, Den Herder, Lageschulte, Pellett, Wulff, Schroe-
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der, Nealson of Muscatine Crabb, Wyckoff, Miller of Buchanan, Fullerton and Tofte. A bill for an act relating to the distribution of narcotic drugs to minors and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Higgins, and Nealson of Muscatine

79 By Bittle and Readinger
(Shaw and Orr). A bill for an
act relating to the regulation
of the practice of massage,
the establishment of a massage
technicians examining board,
and standards for massage
establishments and providing
a penalty for violation of the
Act.

Introduced, referred to State Gov
ernment

80 By Drake and Monroe. A bill for an act relating to the membership and compensation of the beer and liquor control council. (See HF 781-Committee Bill)
Introduced, referred to State Government
Subcommittee, "Hines, Connors, and Drake 235
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81 By Transportation. A bill for an act relating to the payment of transportation expenses for moving household goods for employees of the highway division of the state department of transportation.
Introduced, placed on calendar . . 139
Passed House, ayes 67, nays 24 .. 157
Message from Senate............. 494
Reported correctly enrolled ...... 654
Signed by Speaker ................. 654
Signed by President .............. 654
Sent to Governor . ................... 654
Signed by Governor .................. 697
82 By Ways and Means. A bill for an act relating to the date for notification of changes in valuation of property.
Introduced, placed on Ways and Means calendar
S.F. 75 Substituted ................... 184

Withdrawn
83 By Miller of Cerro Gordo, O'Halloran, West, Stromer, Monroe, Krause, Woods, Griffee, Byerly, Tofte, Branstad, Wulff, Readinger, Dieleman, Brandt, and Dyrland. A bill for an act relating to the licensing and regulation of social workers, certified social workers, and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.
Introduced, referred to State Government
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Subcommittee, Svoboda, Drake, and Dieleman
84 By Poncy. A bill for an act creating an Iowa rural development commission, providing tax rebates, and making an appropriation.
Introduced, referred to Ways and Means

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Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff …......
Subcommittee, Hines, Branstad, Mennenga, Walter, and West .. 1084

85 By Harper. A bill for an act relating to the open season for bobwhite quail.
Introduced, referred to Natural Resources
Subcommittee, Millen, Hulinger, and Scheelhaase

86 By Wyckoff. A bill for an act relating to a public access for property which has no access to a road.
Introduced, referred to Transportation
Subcommittee, Woods, Welden, and Harper

87 By Cusack. A bill for an act to repeal the special fifteen percent tax imposed on retail liquor licensees.
Introduced, referred to Ways and Means
Subcommittee, Dieleman, Clark, Gentleman, Hennessey, and Howell

88 By Cusack. A bill for an act to repeal bounties on certain wild animals.
Introduced, referred to Natural Resources .........................
Subcommittee, Wyckoff, Varley, and Egenes

89 By Bortell. A bill for an act relating to deduction of the mobile home tax in computing the Iowa income tax.
Introduced, referred to Ways and Means
Subcommittee, Norland, Bina, Dyrland, Egenes, Harvey, Svoboda, and West
Fiscal Note HCS
90 By Judiciary and Law Enforcement. A bill for an act relating to emergency vehicles.
Introduced, placed on calendar
Introduced, placed on calendar ..
Amendment H. 3011 filed …...... 16
Amendment $\mathrm{H}, 3023$ filed ........... 17
Amendment H. 3019 filed …........ 173
Amendment H. 3011 adopted..... 185
Amendment H. 3012 adopted .... 186
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Amendment H. 3019 adopted..... 186
Passed House, ayes 91, nays $5 \ldots 186$
Message from Senate, with amendment H. 3620

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Amendment H. 3731 fled .......... 1516
Amendment H. 3732 fled ............ 1516
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Amendment H. 3731B adopted ...1760
Amendment H. 3731C adopted ... 1761
Amendment H. 3731D adopted ...1761
Motion to reconsider vote ........ 1761
Motion to reconsider vote pre-
vailed .............................. 1761
Amendment H. 3731B lost ........ 1761
Amendment H. 3732 adopted .... 1762
House concurred . . ................. 1762
Passed House, ayes 88 , nays $4 \ldots 1762$
Explanation of vote ............... 1798
Message from Senate, with amend-
ment H. 4285
.2457
Motion to table ............................. 2541
Motion to table lost . . . . . . . . . . . . . . 2541
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91 By Transportation. A bill for an act relating to fees for posting business signs on informational panels and advertising permits.
Introduced, placed on calendar .. 145
Amendment. H. 3016 filed . . . . . . . . 173
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Referred to Ways and Means .... 199
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Amendment H. 3032B adopted .... 210
Amendment H. 3032C adopted .... 210
Passed House, ayes 85, nays $9 \ldots 210$
Fiscal Note HCS
92 By Oakley, Danker, Hargrave, Lipsky, Daggett, Harvey, Mennenga, Schroeder and Rinas (Shaw, Hansen and Hultman). A bill for an act relating to termination of parental rights and adoption and providing penalties.
Introduced, referred to Human Resources .......................... ubcommittee, Middleton, Lipsky,
Hargrave, Readinger, and Cusack
Withdrawn .................................. 1498
93 By Halvorson. A bill for an act to limit payment of expenses of members of the general assembly.
Introduced, referred to State Government
Fiscal Note HCS
94 By Crabb, Husak, Wyckoff, Hansen and Menke. A bill for an act relating to cost of living adjustments for public employees, and making appropriations.
Introduced, referred to Appropriations ........................... 146

95 By Halvorson. A bill for an act relating to the licensing of insurance consultants, and providing penalties.

Introduced, referred to State Government
Subcommittee Small Moil. Small, Mcelroy, and Svoboda 146

6 By Daggett, Den Herder, Stephens, Bennett and Pellett. A bill for an act to require a public hearing before adoption of the budget of an area education agency.
Introduced, referred to Education 146 Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford..

97 By Monroe. A bill for an act relating to the leasing of property owned by the county.
Introduced, referred to County Government
Subcommittee, Hargrave, Baker, and Tauke

317
98 By Education. A bill for an act relating to enrollment under the school foundation program.
Introduced, placed on calendar.
Amendment H. 3033 filed152
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Amendment H. 3041 withdrawn 211
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Amendment H. 3046 flled ........ 221
Amendment H. 3046 lost ........ 222
Amendment H. 3047 filed ........ 222
Amendment H. 3047 adopted .... 222
Passed House, ayes 94, nays $i^{\cdots} . .223$
Motion filed to reconsider vote . . 230
Explanation of vote
23
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Withdrawn 936

## 99 By County Govermment. A bill for an act relating to temporary closing of highways.

Introduced, placed on calendar.
Amendment $H, 3026$ filed
Amendment H. 3026 lost
Passed House, ayes 80, nays 15 . . 197
Explanation of vote .............. 340
Message from Senate, with amendment H. 3094

281
House refused to concur ........ 328
Message from Senate ................. 1051
Conference committee appointed.. 1138
Conference committee report .... 1345
Conference committee report adopted
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..................... 1380
Passed House, ayes 69, nays 6.1381
Explanation of vote ............. . 1395
Explanation of vote ................ 1416
Explanation of vote ............. 1498
Message from Senate ............. 1477
Reported correctly enrolled ...... 1658
Signed by Speaker ................. 1658
Signed by President ................. 1658
Sent to Governor ................. 1658

100 By Cusack. A bill for an act relating to the hours during which alcoholic beverages and beer may be sold, and to the fees required for the issuance of certain liquor control 1icenses and beer permits.
Introduced, referred to Judiciary and Law Enforcement

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101 By County Government. $\underset{\sim}{A}$ bill for an act relating to county contracts requiring bids.
Introduced, placed on calendar . . 153
Amendment $H$. 3022 filed ........ 174
S.F. 77 Substituted .............. 214

Withdrawn
215
102 By County Government. A bill for an act relating to lights of road machinery.
Introduced, placed on calendar . . 153
Amendment H. 3034 filed ....... 201
S.F. 70 Substituted ............... 240

Withdrawn ............................ 241
103 By Nealson of Muscatine. A bill for an act relating to assaulting and obstructing a law enforcement officer and providing penalties.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Brandt, and Clark 235

104 By Ways and Means. A bill for an act to eliminate reporting of nonessential items on abstracts of assessment.
Introduced, placed on Ways and Means calendar ............... 15
Amendment H. $302 i$ filed .......... 174
Amendment H. 3030 filed ........ 202
S.F. 109 Substituted ............. 212

Withdrawn 215

105 By Transportation. A bill for an act relating to registration and registration fees for airmen, aeronautics instructors, and aircraft used for the application of herbicides and pesticides.
Introduced, placed on calendar . . 153
Passed House, ayes 90, nays 4 .. 223
Explanation of vote ............. 248
Fiscal Note HCS
Message from Senate . ............ . 607
Reported correctly enrolled ..... 937
Signed by Speaker ............... 937
Signed by President ............ 937
Sent to Governor .................. 937

106 By Transportation. A bill for an act relating to assignment of Iowa highway safety patrol personnel by the director of transportation.
Introduced, placed on calendar . . 153
Passed House, ayes 93, nays 2 . 224
Explanation of vote ............ 248
Message from Senate ............. 1072
Reported correctly enrolled ..... 1199
Signed by Speaker ................. 1199
Signed by President ................. 1199
Sent to Governor . . . . . . . . . . . . . . . . 1199
Signed by Governor . .............. 1292
107 By Doyle, Junker and Scheelhaase. A bill for an act relating to the use of flashing lights on emergency vehicles.


108 By Small. A bill for an act relating to rape and providing penalties.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Gentleman, Newhard, and Brandt

09 By Horn. A bill for an act relating to a person entering upon school property and providing a penalty
Introduced, referred to Education 165
Subcommittee, Baker, Miller of Calhoun, Poncy, Menke, and Wulff235

110 By Bittle, Brockett, Cusack and Junker. A bill for an act relating to muffling devices for motorcycles.
Introduced, referred to Transportation .........................
Subcommittee, Harper, Doyle, and Wulff

111 By Doyle, Junker and Scheelhaase. A bill for an act to repeal provisions relating to dog licensing, vaccination exemptions, and the domestic animal fund.
Introduced, referred to County Government

Jordan, Bortell,
ubcommittee, Jordan, Bortell, and Baker

112 By Appropriations. A bill for an act to repeal chapter five hundred sixty-eight (568) of the Code relating to the sale of certain islands and abandoned river channels.
Introduced, placed on Appropriations calendar
Amendment H. 3110 filed ....... 342
Referred to Appropriations
113 By Kreamer. A bill for an act relating to eligibility to receive the benefits of certain welfare programs.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Jochum, Pavich, and Brockett

14 By Appropriations. A bill for an act to modify certain accounting procedures of the office of auditor of state.
Introduced, placed on Appropriations calendar ................... Passed House, ayes 88, nays none ................................ 220
Explanation of vote ............... 248
115 By Bittle. A bill for an act relating to director districts of school districts.
Introduced, referred to Education 166 Subcommittee, Poncy, Griffee, Dyrland, Daggett, and Menke
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116 By West and Husak. A bill for an act to increase the percentage of supervisors required to change, amend, or repeal a county zoning ordinance.
Introduced, referred to County Government
Subcommittee, stromer, Middieswart, and Gilloon317

117 By Kreamer. A bill for an act relating to speed limits in school districts.
Introduced, referred to Transportation ................................ Pavich
235

Amendment H. 3177 fied
118 By Krause. A bill for an act to require savings and loan associations to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit. (See HF 414-Committee Bill)
Introduced, referred to Commerce 166
Subcommittee, Walter, Tauke, and Doyle ............................ 317
Withdrawn 1916

119 By Brandt, Patchett, Gilloon, Jochum, Dyrland, Lonergan, Middleton, Small, Krause, Koogler, Cusack, O'Halloran, Monroe, Newhard, and Middleswart (Gluba, Gallagher, Rodgers, Willits and Carr). A bill for an act to repeal the limited property tax exemption for property used to control air or water pollution.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff
Subcommittee, Howell, Clark, and Pavich

1084
120 By Kreamer. A bill for an act relating to the election of officers in school districts.
Introduced, referred to State Government
Subcommittee, Patchett, Monroe, and Junker
1.21 By Harper, Newhard, Miller of Calhoun, Avenson, Hennessey, Horn, Doyle, Cusack, Poncy, Lindeen, Miller of Buchanan, Stephens, Byerly, Woods, Griffee, Dyrland, Bortell, Menke, Wulff, Brunow, West, Tauke, Branstad, Koogler, Scheelhaase, Hinkhouse, Hines, Jordan, Crabb, O'Halloran, Wyckoff, Jochum, Clark, Middleton, Harvey, Drake, Millen, Nealson of Muscatine, Hargrave, Pavich, McElroy, Hansen, Kreamer, Stromer, Connors, Husak, Anderson, Brockett, Halvorson, Den Herder, Miller of Cerro Gordo, Ferkins, Crawford, Wells, Evans, Caffrey, Gilloon, Pellett,
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Bina and Walter. A bill for an act relating to the taxation of coin-operated laundries.
Introduced, referred to Ways and Means

167
Fiscal Note HCS
Subcommittee, Dieleman, Clark,
Gentleman, Hennessey, and Howell
Amendment H. 3048 nied ........... 237
Amendment H. 3820 filed ............. 1692
Fiscal note HCS
122 By Cusack, Higgins, Bina and Dyrland. A bill for an act to prohibit discrimination in education.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Poncy, Lageschulte, and Middleton
123 By West and Brockett (Miller of Marshall). A bill for an act to change the name of the Iowa soldiers home.
Introduced, referred to State Government

124 By Cusack, Wulff, Harper, Fullerton, Junker, Gilloon and O'Halloran (Gluba, Griffin, Norpel, Schwengels and Hansen). A bill for an act to establish the license and qualffications of real estate apprentice salesmen.
Introduced, referred to Commerce Subcommittee, Hennessey, Walter, and Tauke
Committee report .....................
Recommended amendment, passage
Committee amendment H. $\mathbf{3} \mathbf{2} 238$...
Committee report adopted
Amendment H. 3304 filed
570

125 By Doyle. A bill for an act permitting pleas of no contest in the trial of non-indictable motor vehicle offenses.
Introduced, referred to Judiciary and Law Enforcement .........
subcommittee, Nielsen of Polk, Bittle, and Dyrland
126 By Doyle. A bill for an act relating to the opening arguments of the attorney for the defense in criminal cases.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Nielsen of Poik, Bittle, and Dyrland

235
127 By Transportation. A bill for an act to revise and repeal obsolete provisions of the railroad laws.
Introduced, placed on calendar .. 177
Amendment H .3036 filed ........ 20
Amendment H. 3043 filed .......... 217
Amendment H. 3036 adopted ..... 226
Amendment H. 3043 adopted .... 226
Passed House, ayes 95, nays none ...............
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Explanation of vote ...................... 248
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Message from Senate, with amendment H. 3697
House concurred ........................ 1507
l'assed House, ayes 80, nays none ................................. 1508
Explanation of vote ......................... 1538
Explanation of vote .................. . . 1596
Message from House . ...................... 1224
Reported correctly enrolled ..... 1766
Signed by Speaker ................. 1766
Signed by President ....................... 1766
Sent to Governor ................... 1766
Signed by Governor ................. 1800

## 128 By Kreamer. A bill for an act making an appropriation to the municipal assistance fund. <br> Introduced, referred to Appropriations

129 By Husak, Crabb, Menke, Hutchins and Bennett. A bili for an act relating to the location and operation of livestock feed lots, and defining nuisance as the term relates thereto.
Introduced, referred to Agriculture
Subcommittee, Howeli, Hinkhouse, and Bennett

130 By Cusack. A bill for an act making an appropriation to the commission on the aging for nutrition programs for persons sixty years of age and older.
Introduced, referred to Appropriations
131 By Caffrey. A bill for an act relating to a committee supervising steel trade practice.
Introduced, referred to Commerce 192
Subcommittee, Brockett, Lonergan, and Millen

Committee report

462

Recommended passage ............... 462
Committee report adopted .......... 465

Message from senate ................................
Reported correctly enrolled ....... 1112
Signed by Speaker ................... 1112
Signed by President ................ 1112
Sent to Góvernor .................. 1112
Signed by Governor ........................1143
132 By Nielsen of Polk and Welden (Tieden, Hultman and Taylor). A bill for an act permitting certain discounts for early payment in consumer credit sales.
Introduced, referred to Commerce 192 Subcommittee, Walter, Tauke, and Doyle

317
133 By Horn. A bill for an act relating to protective headgear for motorcycle operators; and failure of operators to comply therewith.
Introduced, referred to Trans-
portation .......................
Subcommittee, Krause, Drake, and Tauke
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134 By Wells. A bill for an act relating to exemptions from automobile registration fees for certain vehicles used by churches and consolidating the exemption for churches with the existing exemption for seriously disabled veterans.
Introduced, referred to Transportation

Subcommittee, Pavich, Gilloon, and Drake

472
135 By Monroe. A bill for an act to allow the board of supervisors to call for a public referendum on county zoning.
Introduced, referred to County Government
Subcommittee, stromer, Middeswart, and Gilloon

136 By Kreamer. A bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations. (See HF 816-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Oakley, Middleton, and Bittle
Withdrawn
317

137 By Kreamer, Bittle, Woods and Jesse. A bill for an act relating to registration of motor vehicles.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Woods, Hennessey, and Spencer

138 By Doyle. A bill for an act relating to the solicitations of churches and expenditures of organizations soliciting public donations and imcreasing the penalty for violations.
Introduced, referred to State Government

139 By Nielsen of Polk (Palmer). A bill for an act to increase the tax levy in certain townships for fire protection.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff
Fiscal Note HCS
Committee report .................... sage
Committee amendment H. $3184 . .489$
Committee report adopted ...... 491
S.F. 90 Substituted ................ 576

Withdrawn
577

140 By Nielsen of Polk (Palmer). A bill for an act to increase the tax levy for township fire protection.
Introduced, referred to Ways and Means
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Subcommittee, Mennenga, Bennett, Bittle and Danker, Norland,
Pavich, and Wyckoff' ............ 23
Fiscal Note HCS
Withdrawn ........................... 818
Withdrawn rescinded
141 By Crabb, Husak, Wyckoff, Hansen, Miller of Calhoun, Pellett and Menke. A bill for an act making an appropria. tion from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.
Introduced, referred to Appropriations
142 By Bittle. A bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities.
Introduced, referred to Transportation
Subcommittee, Pavich, Fullerton, and Woods
Withdrawn
235
143 By Cusack. A bill for an act relating to a property tax exemption for property used to control air and water pollution.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Mennenga, Bennett,
Bittle, Danker, Norland, Pavich, and Wyckoff
Subcommittee, Howeil, Ciark, and Pavich1084

144 By Nealson of Muscatine. A bill for an act to prohibit acceptance and use of out-ofstate contributions subject to a penalty provided by law.
Introduced, referred to State Government
Subcommittee, Monroe, Fullerton, and Woods

145 By Nealson of Muscatine. A bill for an act relating to the eligibility for parole and suspended sentence by a person who displays a frearm in a threating manner during the commission of a felony.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Gentleman, Clark, and Dyrland317

146 By Transportation. A bill for an act relating to provisions for suspension of the license and registration or nonresident's operating privilege.
Introduced, placed on calendar . . 205
Passed House, ayes 92, nays none .................. 243

Reported correctly enrolled ...... 1199
Signed by Speaker .................... 1199
Signed by President .................. 1199
Sent to Governor ...................... 1199
Signed by Governor ................ 1292

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147 By Horn. A bill for an act relating to the Iowa state flag.
Introduced, referred to State Government
Subcommittee, Fülerton, Hines, and Svoboda

317
148 By Menke. A bill for an act relating to the description of property on an assessor's tax list.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff
Subcommittee, Bittle, Middieton, and Jochum $\qquad$
149 By State Government. A bill for an act relating to qualifications of county public hospital frustees.
Introduced, placed on calendar .. 206
Amendment H. 3055 filed ......... 250
Amendment H. 3087 filed
274
Amendment H. 3091 filed
274
Fiscal Note HCS
Rereferred to State Government.
422
150 By Miller of Buchanan, Wyckoff, Jordan, Jochum, Schroeder, Bennett, Hennessey, West, Danker and Dieleman. A bill for an act to regulate the modification of the height of motor vehicles from the ground.
Introduced, referred to Transportation $\ldots$........................... Subcommittee, Lageschulte, Rinas, and Welden

151 By Patchett, Hines, Avenson, Gilloon, Jochum, Rinas, Walter, Hargrave, Brandt, Cusack, Griffee, Jordan, Bina, Horn, Dunton, Connors, and Svoboda. A bill for an act relating to advertising by public utilities.
Introduced, referred to Commerce Subcommittee, Walter, Doyle, and Tauke
152 By Patchett, Avenson, Griffee, O'Halloran, Horn, Dunton and Middleswart. A bill for an act creating state park advisory committees, providing for the election of members, and specifying their duties.
Introduced, referred to Natural Resources

206
Subesommittee,' Perkins, Drake, and Pellett

317
153 By Patchett. A bill for an act to authorize trustees of benefited fire districts to purchase, own, rent or maintain ambulances, and to transport patients therein.
Introduced, referred to Human Resources
Subcommittee, Tofte, Schroeder, and Anderson

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154 By Patchett, Koogler, Hines, Dieleman, Jochum, Pavich, Jordan, Horn, Griffee, Duntion and Middleswart. A bill for an act to authorize members of organized ambulance services to display flashing blue lights upon vehicles operated by them.


Fiscal Note HCS
Subcommittee, Krause, Lageschulte, and Wulff ............. 472
155 By Small. A bill for an act relating to requirements for storm sewer grates. (See HF 745-Committee Bill)
Introduced, referred to Transpor-
tation $. . .1 . . . . . . . . . . . . . . . . . . . . . . . . . ~$
207
tation $\ldots$.....is
Amendment H. 3096 fled .......... 289
Subcommittee, Gilloon, Rinas, and
Wulff
$\qquad$
156 By Horn. A bill for an act relating to the disposition of certain game by the state conservation commission.
Introduced, referred to Transportation

207
Subcommittee, Scheelhaase, Hink-
house, and Varley .............. 317
Committee report ........................ 373

Committee amendment H. 3130 .. 373
Committee report adopted ....... 376
Amendment H. 3140 filed.......... 396
Amendment H. 3140 withdrawn .. 427
Amendment H. 3149 filed ........ 427
Amendment H. 3149 adopted …. 427
Committee amendment H. 3130 as
amended, adopted ............. 427
Passed House, ayes 92 , nays $2 \cdots 427$
Explanation of vote ............... 446
Explanation of vote ............... 488
Message from Senate ................... 1968
Reported correctly enrolled ..... 2059
Signed by Speaker ................. 2059
Signed by President ................. 2059
Sent to Governor ......................... 2059
Signed by Governor ............... 2110
157 By Horn. A bill for an act relating to mandatory school attendance.
Introduced, referred to Education 207
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 317
158 By Stromer. A bill for an act relating to premium tax on accident and health insurance companies.
Introduced, referred to Ways and Means

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Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton 317

159 By Daggett, Miller of Cerro Gordo, Krause and Varley. A bill for an act relating to powers of a board of directors of an insurance company other than life.

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Introduced, referred to Commerce 207
Subcommittee, Hennessey, Evans, and Jordan

409
Committee report ....................... 570
Recommended passage.............. 570
Committee report adopted . . . . . . 573
S.F. 107 Substituted ............... 733

Withdrawn ............................. 790
160 By Caffrey. A bill for an act relating to canvas of vote for governor.
Introduced, referred to State Government

208
Subcommittee, Woods, Brandt,
and Bittle
and
Committee report .................... 447
Recommended passage ........... 447
Committee report adopted....... . 452
Passed House, ayes 81, nays none ............................. 467
Explanation of votes .............. 488
Message from Senate . . . ............. 1559
Reported correctly enrolled ..... 1766
Signed by Speaker ................... 1766
Signed by President ..................... 1766
Sent to Governor .................... 1766
Signed by Governor ............... 1801
161 By Schroeder. A bill for an act relating to public auction of abandoned vehicles.
Introduced, referred to Transportation
Subcommittee, Koogler, Tauke, and Pavich

162 By Welden, Millen, Tofte, Junker, Bittle, McElroy, Brockett, Danker, Harvey, Lageschulte, Bennett, Kreamer, Schroeder, Daggett, Stromer, Hansen, Wulff, Branstad, Crabb, Stephens, West, Lindeen, Fullerton, Nealson of Muscatine, Halvorson, Pellett, Menke, Drake, Wyckoff, Readinger, Middleton, Evans and Den Herder. A bill for an act relating to the adjournment of the general assembly.
Introduced, referred to State Government
Point of order raised .............. 1116
Motion to withdraw from State Government
Motion failed ............................... 1117
Subcommittee, Small, Patchett, and McElroy ...................... 1200
163 By Tauke, Dyrland, Gilloon and Jochum. A bill for an act to appropriate from the general fund of the state to the sewage works construction fund for additional twentyfive percent grants.
Introduced, referred to Appropriations $\underset{H}{ }$. 208
Amendment $\dot{H} .3096$ filed ........... 302
164 By Lipsky, Crawford and Dunton. A bill for an act to extend certain fringe benefits to elected state officials, including members of the general assembly.
Introduced, referred to State Government

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Subcommittee, Monroe, Brandt,
and Crawford
.................... 317 Fiscal Note HCS
165 By Lipsky. A bill for an act relating to the payment of wages and providing a penalty.
Introduced, referred to Labor and
Industrial Relations
Subcommittee, Connors, Poncy,
and West 472
Withdrawn ….................................... 636
166 By Wyckoff, Harper, Brunow, Husak, Junker, Mcelroy, Hutchins, Crabb, Jordan and Miller of Buchanan. A bill for an act relating to holidays for state employees.
Introduced, referred to State Government . . . . . . . . . . . . . . . . . . . .
Subcommittee, Smali, Crawford, and Junker

167 By Cusack. A bill for an act relating to the participation of persons in abortions.
Introduced, referred to Human Resources
168 By Daggett. A bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol.
Introduced, referred to Judiciary and Law Enforcement ......
Subcommittee, Newhard, Oakley,

and Brandt

169 By Cusack, Higgins and Bina. A bill for an act relating to the payment of the excise tax on motor fuel by cities.
Introduced, referred to Ways and Means
Subcommittee, Anderson, Hennessey, Jochum, Nealson of Muscatine, and Readinger
Amendment H . 3142 filed ......... 396
Fiscal Note HCS
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170 By Horn. A bill for an act relating to an employee of the state or its political subdivisions.
Introduced, referred to State Government
Subcommittee, ${ }^{\text {ernvoboda, }}$ Bittle, and Small
171 By Horn. A bill for an act relating to the purchase of schoolhouse sites.
Introduced, referred to Education 219
Subcommittee, Poncy, Daggett, Dyrland, Griffee, and Menke .. 317
172 By Kreamer. A bill for an act relating to actions for breach of contract to marry.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Brandt, Gentleman, and Lageschulte 317
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Recommended passage ..... 506
Committee report adopted ..... 518
Passed House, ayes 82, nays ..... 610
Explanation of vote ..... 616
173 By County Government. A bill for an act relating to con- tracts let by county officers.
Introduced, placed on calendar
Passed House, ayes 84 nays ..... 219
none ..... 286
Explanation of vote ..... 288
Explanation of vote ..... 363
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Reported correctly enrolled ..... 447
Signed by Speaker ..... 447
Signed by President ..... 447
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Signed by Governor ..... 488
Became Law by Publication ..... 696
174 By Cusack, Oakley, Bina,Jochum, Harvey, Clark, Doyleand Mennenga. A bill for anact making an appropriationto the municipal assistancefund.
Introducedpriations219
175 By Avenson. A bill for anact to require completion offirst aid courses by certainschool employees.
Introduced, referred to Education ..... 219
Subcommittee, Dyrland, Bennett,Crawford, Mennenga, and Spear317
Amendment H. 3228 filed ..... 533
Committee report ..... 940
Recommended amendment, pas- sage ..... 941
Committee amendment $\dot{H}$. $\mathbf{3 4 5 7}$ ..... 941
Committee report adopted ..... 961
Amendment H. 3526 filed ..... 040
Steering recommends calendar ..Committee amendment H. 3457adopted 1224
Amendment H. 3526 lost
1224
Amendment H. 3228 adopted ..... 1225
Passed House, ayes 54, nays 3 ..... 1225
Motion filed to reconsider vot ..... 1229
Explanation of vote ..... 1230
Amendment H. 3659 fled ..... 1371
176 By Human Resources. A billfor an act relating to paymentof small claims by the depart-ment of social services.
Introduced, placed on calendar ..... 219
Amendment H. 3088 filed ..... 27
Amendment H. 3088 adopted ..... 287
Passed House, ayes 75, nays 10 ..... 287
Explanation of votes ..... 288
Explanation of vote ..... 363
Message from Senate ..... 1073
Reported correctly enrolled ..... 1199
Signed by Speaker ..... 19
Signed by President ..... 1199
Sent to Governor ..... 1199
Signed by Governor ..... 1292
177 By Patchett. A bill for anact relating to the member-ship of the state historicalboard.

Introduced, referred to State Government
Subcommittee, Patchett, "Hines, and McElroy317
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Committee report ..... 364
Recommended passage ..... 364
Committee report adopted ..... 367
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nays 23 ..... 415
Motion fled to reconsider vobe ..... 416
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Explanation of votes ..... 431 ..... 431
Motion to reconsider vote pre- vailed ..... 442
Passed House, ayes 61, nays 37 ..... 443
Motion filed to reconsider vote ..... 446
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drawn
Explanation of vote ..... 488
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House concurred ..... 1509
Passed House, ayes 80, nays 4 .. 1509
Explanation of vote ..... 1538
Explanation of vote ..... 1596
Reported correctly enrolled ..... 176
Signed by Speaker ..... 1766
Signed by President
1766
1766
Sent to Governor ... ..... 1766
Signed by Governor ..... 1801

178 By Bittle, Byerly, Patchett, Menke, Oakley, Varley, O'Halloran, Stromer, Brunow, Gentleman and Readinger. A bill for an act providing that persons under eighteen years of age and not attending school shall take drivers' education courses. (See HF 735-Committree Bill)
Introduced, referred to Transportation
Subcommittee, Gilloon, Drake, Lageschulte, Pavich, and Woods 472

179 By Drake. A bill for an act to provide for a uniform classified operator's license system and amending certain penalty provisions.
Introduced, referred to Transportation
Subcommittee, Gilloon, Drake, Lageschulte, Pavich, and Woods472

180 By Kreamer. A bill for an act to prohibit the expansion of certain curricula at area vocational schools and area community colleges.
Introduced, referred to Education 239
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke
181 By Krause, Bortell, Oakley, Wells and Caffrey (Robinson and Curtis). A bill for an act relating to the organization, powers and duties of credit unions.
Introduced, referred to Commerce Subcommittee, Walter, Doyle, and

182 By Ways and Means. A bill for an act relating to the period in which claims for the military service tax exemption and the homestead tax credit may be audited.
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none
Explanation of vote ..... 288
Explanation of vote ..... 363
Message from Senate ..... 912
Reported correctily enrolled ..... 1112
Signed by Speaker ..... 1112
Signed by President ..... 1112
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Signed by Governor ..... 1143
183 By Hines. A bill for an actrelating to tuition fee in-creases of institutions of high-er learning by the stateboard of regents.
Introduced, referred to EducationSubcommittee, Poncy, Dyrland,Griffee, Daggett, and Menke
184 By Cities and Towns (Cities). A bill for an act relating to an appropriation from the general fund of the state to sewage works treatment con- struction fund.
Introduced, placed on calendar ..... 239
Amendment H. 3095 filed ..... 289
S.F. 149 Substituted ..... 35
Withdrawn ..... 351
185 By Husak, Crabb, Menke, Hutchins and Bennett (Shaff, Priebe, Bergman, Scott and Tieden). A bill for an act relating to the transporting of livestock and providing penalties.
Introduced, referred to Agriculture
Subcommittee, Hinkhouse, Harper, Jordan, Stephens, and Dan-

ker
Committee report ..... 778
Recommended amendment, pas- sage ..... 778
Committee amendment $H$. 3353 ..... 778
Committee report adopted ..... 784
Amendment H. 3489 flled ..... 977
Amendment H. 3489 adopted ..... 1178
Committee amendment H. 3353 asamended, adopted ............. 1179
Passed House ayes 90 nays 3
Message from Senate, with amend-ment H. 38471727
Amendment H. 3861 filed ..... 178
Amendment H. 3861 adopted ..... 1784
House concurred ..... 1784
Passed House, ayes 85, nays $7 \ldots 1784$
Explanation of vote ..... 1798
Message from Senate ..... 1968
House insisted ..... 2029
Conference committee appointed. .....
Message from Senate ..... 2185
Conference committe ..... 2411
Point of order raised ..... 2412
Motion to suspend rules ..... 2412
Motion to suspend rules pre- vailed ............................... 2412
Conference committee report
adopted ..... 2412
Passed House, ayes 82, nays 2 ..... 2412
Explanation of votes ..... 2497
sage ..... 448 ..... 2649
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Signed by President . . . . . . . . . . . . . . 2753
Sent to Governor 2753
Signed by Governor $\cdot . . . . . . . . . . . . .2763$
186 By Daggett (Briles). A bill for an act relating to granular surface highways and providing for an appropriation.
Introduced, referred to Appropriations

239
187 By Lipsky, Fitzgerald, Newhard and Den Herder. A bill for an act relating to use of stabe funds to assist counties in paying a portion of the cost of mental health and mental retardation services, and to charges by state mental health institutes for care of patients thereof.
Introduced, referred to Appropriations
Rereferred to Human Resources.. 495
Subcommittee, Lipsky, Anderson, and Tofte

587
Committee report ..................... 881
Recommended passage ........... 881
Committee report adopted ..... 909
Rereferred to Appropriations ... 1292
Committee report . . . . . . . . . . . . . . 2111
Recommended passage ..................2111
Committee report adopted ....... 2118
Passed House, ayes 85, nays $3 \ldots 2130$
Explanation of vote ...............2274
188 By Brockett. A bill for an act authorizing the director of the department of general services with approval of the state executive council to proceed with the acquisition of additional land for the extension of the state capitol grounds.
Introduced, referred to State Government
Subcommittee, Svoboda, woods, and Drake

Amendment H. 3462 filed .......... 941
Committee report . . ................. . . 976
Recommended amendment, passage
Committee amendment H. 3475 .. 977
Committee report adopted ..... 992
Steering recommends calendar .. 1203
Amendment H. 3462 adopted .... 1240
Amendment H. 3157 adopted .... 1241
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adopted ............................ 1241
Passed House, ayes 82 , nays $8 \ldots 1241$
Explanation of vote ................ 1292
189 By Schroeder, Griffee and Monroe (Gluba). A bill for an act to allow a fishing, hunting or trapping license to lapse at the end of the season.
Introduced, referred to Natural Resources
Subcommittee, Hullinger, Millen, and Scheelhaase

190 By Doyle. A bill for an act relating to waiver of jury trial in criminal cases.
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Introduced, referred to Judiciaryand Law Enforcement253
Subcommittee, Nielsen of Polk, Bittle, and Oakley ..... 317
191 By Daggett. A bill for an act relating to the issuance of high school equivalency di- plomas. (See HF 386-Com- mittee Bill)
Introduced, referred to Education ..... 253 Subcommittee, Baker, Miller o Calhoun, ..... 409
Withdrawn ..... 1096
192 By Crawford. A bill for an act relating to qualificationsof civil service employees.
Introduced, referred to State Gov-ernment253
Rereferred to Cities and Towns. ..... 292
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193 By Cusack. A bill for an actprohibiting smoking in cer-tain public areas, and provid-ing a penalty.
Introduced, referred to State Gov-ernment253
194 By Avenson. A bill for anact to exempt school super-intendents from the continu-ing contracts law,
Introduced, referred to Education ..... 253
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195 By Hutchins and Husak. A bill for an act relating tostatewide fire protection.
Introduced, referred to County Government ..... 280
Subcommittee, West, Hutchins, and Baker ..... 409
Committee report ..... 532
Recommended passage ..... 533
Committee report adopted ..... 538
Amendment H. 3327 filed ..... 731
Amendment $H$. 3327 adopted ..... 732
Amendment H. 3336 filed ..... 751
Amendment H. 3336 adopted ..... 752
Amendment H. 3343 filed ..... 752
Amendment H. 3343 adopted ..... 752
Passed House, ayes 93, nays ..... 752
Fiscal Note HCS
Message from Senate, with amendment H. 37801613
House concurred .......................... 1Frassed House, ayes 88 , nays
1780
Explanation of vote
Reported correctly enrolied ..... 1795
Signed by Speaker ..... 2059
Signed by President ..... 2059
Sent to Governor ..... 2059
Signed by Governor ..... 2110
196 By Doyle. A bill for an actrelating to the speed restric-tion for motor vehicles towingdisabled vehicles.

Introduced, referred to Transportation281
Subcommittee, Doyle, Koogler, and Welden ..... 472
Amendment $H$. $3 \mathbf{2} 66$ filed ..... 618
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197 By Avenson. A bill for an act to exempt nonmotorized vessels from state conservation commission registration.
Introduced, referred to Natural Resources
Fiscal Note HCS
Subcommittee, Perkins, Egenes, and Scheelhaase

198 By Caffrey (Kinley). A bill for an act to permit parimutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.
Introduced, referred to State Government
Subcommittee, Woods, Connors, and Fullerton
Amendment H. $3 \dot{4}_{50}$ filed........
Committee report . . . . . . . . . . . . . . 1039
Recommended passage .............. 1039
Committee report adopted ........ 1046
199 By Husak, Crabb, Menke, Hutchins and Bennett. A bill for an act relating to the marketing of livestock and providing penalties.
Introduced, referred to Agriculture
Subcommittee, Hinkhouse, Hïrper, Jordan, Danker, and Stephens
200 By Patchett, Monroe and Krause. A bill for an act relating to the labeling of prescription drugs, requiring that certain information regarding prescription drugs be made avallable to the board of pharmacy examiners and to pharmacists and practitioners in this state, and clarifying the right of a wholesale drug salesman to possess prescription drugs.
Introduced, referred to State Government
Subcommittee, Patchett, Monroe, and Drake409

201 By Lipsky. A bill for an act to provide that insurers must offer optional coverage for hospital outpatient services in conjunction with every contract of insurance insuring against loss as a result of hospitalization.
Introduced, referred to Commerce
Subcommittee, Krause, Hennessey, and Egenes

202 By Doyle, Bortell and Clark (Gallagher and Winkelman). A bill for an act relating to
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maintenance of law enforcement communications with local law enforcement agencies and duties and powers of officers in district headquarters.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Nielsen of Polk, Hennessey, and Poncy
Committee report .................
Recommended amendment, pas-
Committee amendment H. $3160 \ldots 4$
Committee amendment H. 3160
lost $\cdots$ mendme H. $3 \dot{1} \overline{3}$ filed
Amendment H. 3173 gdopted .... 470
Corrected amendment H. $317 \dot{5}$ flled 44

448
452
 adopted470

Passed House, ayes " 84 , " nays none ...............................
Explanation of votes
471
of vote
488
Fiscal Note HCS
Message from Senate
1226
Reported correctly enrolled ......... 1316
Signed by Speaker ................ 1316
Signed by President ............... 1316
Sent to Governor ................. 1316
Signed by Governor .............. 1369
Became Law by Publication .... 1889
203 By Patchett. A bill for an act relating to maintenance of abandoned fuel stations and providing a penalty for violation of the act.
Introduced, referred to Transportation
422Rereferred to Energy ...........Subcommittee, Varley, Cusack,Readinger, and Fullerton

204 By Labor and Industrial Relations, A bill for an act to amend the occupational safety and health act including the penalty provided by law.
Introduced, placed on calendar . . 292
S.F. 92 Substituted .............. 332

Withdrawn
205 By Labor and Industrial Relations. $A$ bill for an act requiring any person operating a railroad in this state to construct and maintain catwalks and handrails on rallway bridges and trestles.
Introduced, placed on calendar . . 304
Amendment H. 3109 fled ........ 342
Amendment $H$. 3109 lost ......... 353
Passed House, ayes 90, nays 5 .. 353
Message from Senate ........... 494
Reported correctly enrolled ....... 654
Signed by Speaker ................ 654
Signed by President .............. 654
Sent to Governor ......................... 654
Signed by Governor .............. 698

## 206 By Doyle. A bill for an act relating to deduction of debts and expenses for inheritance tax purposes.

Introduced, referred to Ways and Means

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Subcommittee, Miller of Buchanan,
Clark, Husak, Jochum, and Stephens
Fiscal Note HCS
Committee report .................. 1007
Recommended amendment, pas-
sage . . . . . . . . . . . . . . . . . . . . . . . 1007
Committee amendment H. 3499 . 1007
Committee report adopted $\cdots 1016$
Committee amendment $H$. 3499
adopted . ......................... . . 1158
Passed House, ayes 88, nays
none . ................................ 1159
Message from Senate .................................
Reported correctly enrolled .... 2418
Signed by Speaker ................. 2418
Signed by President .............. 2418
Sent to Governor .................... 2418
Signed by Governor . . . . . . . . . . . 2622
207 By Transportation. A bill for an act to amend the eminent domain procedures relating to the appointment of compensation commissioners, dispossession of landowners, replacement of wells, furnishing appraisals, and interests in land arlsing after service of notice of assessment.
Introduced, placed on calendar . . 304
Passed House, ayes 82, nays 12 .. 352
208 By Small. A bill for an act relating to conservators administering moneys paid by the veterans administration.
Introduced, referred to Commerce 304
Subcommittee, Hennessey, Evans, and Jordan
Committee report ........................... 671
Recommended passage ........... 672
Committee report adopted ..... 675
Passed House, ayes 93, nays
none ............................. 871
Explanation of vote .............. 880
209 By Patchett, Bina, Jochum, Jordan, Walter, Brunow, Mennenga and Dunton. A bill for an act relating to a presidential preferential primary election.
Introduced, referred to State Government

304
Subcommittée, Brandt, Fitzgerald, and MeElroy

210 By Woods, Brockett, Schroeder, Branstad, Jordan and Miller of Buchanan. A bill for an act relating to the movement of moblle homes and fac-tory-built structures of excessive size.
Introduced, referred to Transportation
Subcommittee, Doyle, Woods, and Welden

211 By Brockett. A bill for an act making an appropriation to the capitol planning commission for planning, per diem and other expenses.
Introduced, referred to Appropriations
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212 By Patchett. A bill for an act relating to the payment of damages caused by hunters, and providing penalties.
Introduced, referred to Natural Resources
Fiscal Note HCS
Subcommittee, Wyckoff, Tofte, and Halvorson

213 By Patchett, Hines, Pavich, Jordan, Horn, Mennenga, Newhard, Dieleman, Wells, Husak, Hutchins, Perkins, Walter and Svoboda. A bill for an act to contract with the national railroad passenger corporation for raflroad passenger service, provide for the purchase of rallroad depots, and making an appropriation therefor.
Introduced, referred to Transportation

305
Subcommittee, Krause, Rinas, Tauke, Drake, and Brunow .. 776

214 By Griffee, Brandt, Avenson, Gilloon, Dyrland, Krause, Norland, Rinas, Patchett, Bina, Monroe, Brunow, Newhard, Junker and Doyle. A bill for an act relating to the meeting of a public agency in a closed session and to any action taken at such meeting.
Introduced, referred to State Government

215 By Husak, Fitzgerald, Avenson, Howell, Scheelhaase, Spencer, Brunow, Hargrave, Krause, Wyckoff, O'Halloran, Hinkhouse, Hines, Jochum, Gilloon, Middleton, Higgins, Dieleman, Perkins, Miller of Calhoun, Hutchins, Newhard, Hullinger, Middleswart, Hennessey, Miller of Buchanan, Mennenga, Horn, Wells, Pavich, Rinas, Miller of Cerro Gordo, Koogler, Jordan, Small, Anderson, Dyrland, Griffee, Caffrey, Doyle, Lonergan, Harper, Poncy, Woods, Cusack, Lindeen, West, Branstad, Schroeder, McElroy, Tauke, Patchett, Norland, Connors, Bina, Svoboda, Dunton, Jesse, Monroe, Junker, Stromer, Halvorson, Varley and Egenes. A bill for an act prohibiting any processor or limited partnership with certain exceptions from owning, controlling or operating a feedlot in Iowa, providing for divestment of prohibiting operations, providing a moratorium on acquisition of agricultural land by certain corporations, requiring reports from corporations, limited partnerships, fiduciaries, nonresident aliens and nonresident alien corporations, and providing penalties.
Introduced, referred to Agriculture
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Subcommittee, Howell, Scheel- haase, Crabb, Hinkhouse, and Pellett ..... 317
Motion for special order ..... 541
Point of order raised ..... 541
Motion to suspend rules ..... 541
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Amendment H. 3265 filed ..... 619
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Amendment H. 3268 filed ..... 619
Amendment H. 3269 filed ..... 619
Amendment H. 3270 filed ..... 620
Amendment H. 3272 flled ..... 621
Amendment H. 3273 fled ..... 621
Amendment H. 3274 filed ..... 622
Amendment H . 3275 filed ..... 622
Amendment H. 3276 filed ..... 622
Amendment H. 3277 filed ..... 622
Amendment H. 3278 filed ..... 623
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Amendment H. 3280 fled ..... 623
Amendment H. 3281 filed ..... 623
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Amendment H. 3284 filed ..... 624
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Amendment H. 3292 filed ..... 642
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Amendment H. 3294 filed ..... 644
Amendment H. 3294 lost ..... 648
Amendment H. 3300 fled ..... 648
Amendment H. 3300 lost ..... 651
Amendment H .3283 adopted...${ }^{2} 651$
Amendment H. 3298 fled ..... 651
Amendment $H$. 3298 adopted ..... 653
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Amendment H. 3286 filed ..... 656
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Amendment H. 3288 flled ..... 656
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Amendment H. 3290 filed ..... 657
Amendment H. 3291 fled ..... 657
Amendment H. 3293 filed ..... 657
Amendment H. 3295 fled ..... 657
Amendment H. 3296 fled ..... 658
Amendment H. 3297 fled ..... 658
Amendment H. 3299 filed ..... 658
Amendment H. 3301 filed ..... 658
Fiscal Note HCS
Fiscal Note HCS
Ruled out of order H. 3264 ..... 664
Ruled out of order H. 3278 ..... 664
Ruled out of order H. 3295 ..... 664
Ruled out of order H. 3299 ..... 664
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Amendment H. 3269 adopted
667
Amendment H. 3296 adopted
667
667
Amendment H. 3307 filed ..... 668
Motion to reconsider vote failed ..... 669
Amendment $H$. 3274 withdrawn. ..... 669
Amendment H. 3286 adopted ..... 669
Amendment H. 3310 fled ..... 669
Amendment H. 3310 withdrawn ..... 669

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Amendment H. 3291 adopted
Amendment H. 3290 withdrawn
Amendment $H .3301$ withdrawn..
Amendment H. 3281 adopted
Amendment H. 3275 lost
Corrected amendment H. 3314 filed
.. 679
Motion to suspend rule prevailed 680
Corrected amendment H. 3314 adopted
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adopted .........................681
Amendment H. 3308 adopted .... 681
Amendment H. 3313 filed ........ 681
Amendment H. 3313 lost...... .682
Amendment H. 3267 lost …......... 683
Amendment H. 3255 adopted .... 684
Amendment H. 3287 adopted .... 684
Amendment H. 3280 adopted .... 684
Amendment H. 3272 adopted .... 685
Amendment H. 3288 adopted … 685
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Amendment H. 3279B adopted ... 686
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Amendment H. 3293 A withdrawn 686
Amendment H. 3293B adopted ... 686
Ruled out of order H. 3265 ....... 686
Ruled out of order H. 3279 B ...... 686
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Amendment H. 3297 adopted .... 687
Amendment H. 3315 filed ......... 688
Amendment H. 3315 withdrawn.. 689
Amendment H. 3289 lost ......... 690
Motion to reconsider vote prevailed

691
Amendment H. 3307 withdrawn .. 691
Amendment H. 3316 flled ......... 691
Point of order raised ............. 693
Ruled not germane H. 3316 ....... 693
Motion to suspend rules ......... 693
Motion to suspend rules prevailed

693
Amendment H. 3316 iost........
Committee amendment H. 3241 as amended, adopted

694
Passed House, ayes 66, nays 19 .. 694
Motion filed to reconsider vote ... 695
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ment H. 3981 ..... 1986House refused to concur
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Conference committee appointed. . 2273
Explanation of vote ..... 2274
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Message from Senate ..... 2323
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Rule suspended ..... 2635
Second conference committee re-port adopted2636
Passed House, ayes 93, nays 3 .. 2636
Explanation of votes ..... 2750
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Reported correctly enrolled ..... 2753
Signed by Speaker ..... 2753

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Signed by President .2753
Sent to Governor
.2753
Signed by Governor
216 By Welden (Shaff) A bill for an act relating to the temporary service of retired supreme court judges.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Oakley, Bittle, and Jesse

217 By Avenson, Fitzgerald, Newhard, Poncy, Small, Varley, Wyckoff, Drake, Harper, Pellett, Dyrland, Middleswart, Brunow, Husak, Rinas, Monroe, Horn, Woods, Krause, Caffrey, Doyle, O'Halloran, Schroeder, Clark, Patchett, Connors, Wells, Welden, Jesse, Hutchins, Stromer, Miller of Buchanan, West, Tofte, Mennega, Griffee, Hargrave, Crawford, Miller of Cerro Gordo, Pavich, Millen, Norland, Hennessey, Jordan, Oakley Howell, Hinkhouse, Menke, Jochum, Cusack, Daggett, Lonergan, Higgins, Svoboda, Danker, Middleton, Hines, Gilloon, Brandt, Spencer, Anderson Walter, Miller of Calhoun, Koogler, Baker, Bina, Dieleman, Hullinger, Scheelhaase, Perkins and Dunton. A bill for an act relating to the filing of reports relating to land ownership by nonresident alfens, corporations incorporated in any foreign country, or corporations organized in this country of which one-half or more of the stock is owned or controlled by nonresident aliens, and providing penalties for violations.
Introduced, referred to Agriculture
Subcommittee, Miller of Caihoun, Svoboda, Danker, Lindeen, and Miller of Cerro Gordo
Committee report ..... 880
Recommended passage ..... 880
Committee report adopted ..... 909
Fiscal note HCS
Steering recommends calendar ..... 1347
Amendment $H$. 3684 fled ..... 1419
Amendment H. 3728 filed …......... 1501
Amendment H. 3730 filed .......... 1517
Amendment H. 3834 filed ............ 1722
Amendment H 3728 adopted ..... 1735
Ruled out of order H. 3684 ....... 1738Ruled out of order H. $3730 \ldots \ldots .1738$
Ruled out of order H .3727
Motion to reconslder vote ..... 1738
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1738
Amendment $\dot{H} .38 \dot{4} 0$ filed ..... 1738
Amendment H. 3840 lost ..... 1739
Amendment H. 3842 filed ..... 1739
Amendment H. 3728 adopted ..... 1739
Amendment H. 3713 withdrawn.. 1740
Amendment H . 3834 adopted ..... 1741
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Passed House, ayes 88, nays 4 . 1741 Motion flled to reconsider vote .. 1742 Explanation of votes 1766 Motion to reconsider vote failed.. 1786

218 By Doyle, Husak, Small, Svoboda, Scheelhaase, Walter, Bina, Middleton, Wells, Pavich, Junker, Cusack, Evans, Connors and Lipsky. A bill for an act relating to the duties of the citizens' aide office and providing an appropriation.
Introduced, referred to Appropriations
Amendment $\dot{H} . \mathbf{3} \mathbf{2 0} \mathbf{9}$ filed
219 By Patchett. A bill for an act to permit the display of certain political signs, otherwise in violation of chapter 306 C of the Code, during specified periods of time before and after the date of an election.
Introduced, referred to State Government
Subcommittee, Hines, Norland, and Drake
20 By Higgins, Patchett, Brunow, Howell, Jochum and Bina (Gluba, Redmond, Willits, Carr, Rodgers, Coleman, Palmer, Doderer, Nolting and Priebe). A bill for an act relating to the citizens' aide.
Introduced, referred to State Government
Subcommittee, Junker, Brandt, and Patchett ...................
Amendment H. 3195 filed.........

## 221 By Tofte. A bill for an act relating to the right of minors to change their name.

Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Brandt, and Clark

410
Committee report .................. 654
Recommended passage 654
Committee report adopted
Passed House, ayes 80, nays 11 . .
222 By O'Halloran, Patchett, Koogler, Avenson, Jochum, Pavich, Hargrave, Cusack, Griffee, Bina, Horn, Brandt, Dunton, Svoboda, Newhard, Hennessey, Wells, Small, Hutchins, Caffrey, Monroe, Krause, Brunow, Jesse, Mennenga, Fitzgerald, Wyckoff, Husak, Hullinger, Dieleman, and Middleswart. A bill for an act relating to leaves of absence for persons who are candidates for election to the Iowa general assembly and providing penalties.
Introduced, referred to State Government
Subcommittee, Connors, Svoboda, and Crawford

223 By Patchett, Koogler, Hines, Hargrave, Griffee and Horn. A bill for an act prohibiting the
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use of any device by cities which locks the wheel of a parked car.
Introduced, referred to Judiciary and Law Enforcement $\ldots$ Moll
Subcommittee, Nielsen of Hennessey, and Poncy
224 By Patchett, Dyrland, Jordan, Horn, Griffee and Dunton. A bill for an act relating to the campaign finance income tax checkoff.
Introduced, referred to State Government

307
Subcommittee, Monroe, Hines, Brandt, Drake, and Crawford..

587
225 By Education. A bill for an act relating to the functions of the laboratory at the state university of lowa and to change its title to the state hygienic laboratory.
Introduced, placed on calendar . . 307
Passed House, ayes 91, nays $5 . .354$
Message from Senate ............. 494
Reported correctly enrolled .... 654
Signed by Speaker ................. 654
Signed by President ................. 654
Sent to Governor ................. 654
Signed by Governor ................. 698
226 By Cusack, Dyrland and Bina. A bill for an act relating to claims for reimbursement for property taxes paid and rent constituting property taxes paid by persons sixtyfive years of age and older or totally disabled
Introduced, referred to Ways and Means

307
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff …...... 410
Fiscal Note HCS
Subcommittee, Mennenga, Egenes, Gentleman, Hennessey, Walter, Nealson of Muscatine, and Bina ................................ 1084

227 By Gilloon, Crabb, Spear, Monroe, Hines and Mennenga. A bill for an act relating to the consolidation of county of fices.
Introduced, referred to County Government
228 By Appropriations. A bill for an act relating to the pay-
ment of witnesses by the labor commissioner.
Introduced, placed on Appropriations calendar

324
Committee report …..................... 342
Recommended passage ............. 342
Committee report adopted . . . . . . . 346
Passed House, ayes 61, nays
none ............................... 413
Explanation of votes ................ 431
Message from Senate .............. 705
Reported correctly enrolled ...... 937
Signed by Speaker ................. . 937
Signed by President ................ 937
Sent to Governor ................... . 937
Signed by Governor ....................... 1007
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229 By Appropriations. A billfor an act relating to the pay-ment of expenses of presi-dential electors.
Introduced, placed on Appropria- tions calendar ..... 324
Committee report ..... 342
Recommended passage
342
342
Committee report adopted ..... 346
Passed House, ayes 63, nays none ..... 414
Explanation of votes ..... 431
Message from Senate ..... 705
Reported correctly enrolied ..... 937
Signed by Speaker ..... 937
Signed by President ..... 937
Sent to Governor ..... 937
Signed by Governor ..... 1007
230 By Ways and Means. A billfor an act relating to uni-formity of time limits in theinheritance and estate taxlaws.
Introduced, placed on Ways and
Means calendar ..... 324
Amendment H. 3144 flied ..... 396
Amendment $\mathrm{H}_{3154}$ filed ..... 432
Fiscal note HCS
Amendment H. 3154 lost ..... 482
Point of order raised ..... 482
Ruled germane H. 3144 ..... 482
Amendment H. 3144 lost ..... 483
Passed House, ayes 93, nays none ..... 483
Explanation of vote ..... 505
Message from Senate ..... 1051
Reported correctly enrolied ..... 1199
Signed by Speaker ..... 1199
Signed by President ..... 1199
Sent to Governor ..... 1199
Signed by Governor ..... 1293
231 By Ways and Means (Waysand Means). A bill for an actproviding for the full dis-closure of the sales price inreal estate transfers and pro-viding penalties for violationsof this act
Introduced, placed on Ways and Means calendar
Amendment H. 3136 fied ..... 397
Amendment H. 3145 fled ..... 397
Amendment H 3151 fled ..... 432
Amendment H. 3152 filed ..... 432
Amendment H. 3219 filed ..... 53
Amendment H. 3227 filed ..... 533
Amendment H. 3239 filed ..... 571
Referred to Wavs and Means ..... 670
Amendment H. 3321 filed ..... 716
Fiscal Note HCS
232 By Patchett. A binl for an act relating to bank deposits.
Introduced, referred to Commerce ..... 325
Subcommwalter410
Amendment H. 3194 filed ..... 508
233 By Lipsky and Drake. A billfor an act relating to seatbelts on school buses.
Introduced, referred to Trans-portation .......................Subcommittee, Krause, Welden,
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234 By Harvey. A bill for an act relating to the regulation of trade or vocational schools. Introduced, referred to Education Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford

235 By Drake. A bill for an act relating to the movement of oversized mobile homes in this state.
Introduced, referred to Transportation ...........................
Subcommittee, Doyle, Woods, and Welden
236 By Byerly, Cusack, Woods, Bortell, Mennenga, Miller of Cerro Gordo, West, Poncy, Jesse, Horn, Hargrave, Readinger, Krause, Connors, Caffrey, Hutchins, Wulff, Schroeder, Nielsen of Polk, Wells, Hennessey and Harper. A bill for an act to provide reimbursement for the enrollment of senior citizens in certain courses offered by area schools and to make an appropriation.
Introduced, referred to Appropriations
237 By Patchett, Koogler, Hines, Avenson, Gilloon, Dieleman, Walter, Pavich, Middleton, Gríffee, O'Halloran, Jordan, Bina, Horn and Dunton. A bill for an act to require publication of corrections to delinquent tax lists which are published.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland,
Pavich, and Wyckoff
238 By Jochum, Hines, Higgins, Small, Gilloon, Middleton Readinger, Dyrland and Tauke. A bill for an act relating to the use of polygraph examination during the interview of a prospective employee and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Gentleman, Spencer, and Dyrland
Committee report ......................... 506
Recommended amendment, passage
Committee amendment H. 3210 . ..... 506
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Amendment H .3230 filed ..... 533
Amendment H. 3230 adopted ..... 611
Committee amendment H. 3210 as amended, adopted ..... 613
Corrected amendment $H$. 3282 fled ..... 613
Corrected amendment H. 3282 adopted ..... 613
Passed House, ayes 63, nays 33 ..... 614
Explanation of vote ..... 616

239 By Stromer. A bill for an act to permit severance of certain land from an estab-
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Introduced, referred to Agricul-326

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Subcommittee, Miller of CerroGordo, Bennett, and Miller ofCalhoun410
Committee report ..... 880
Recommended passage ..... 880
Committee report adopted ..... 909
240 By Wyckoff, Junker, Miller of Buchanan, Jordan and Jochum. A bill for an act relating to farming by domestic and foreign corporations, requiring reports, and providing a penalty.
Introduced, referred to Agriculture
Subcommittee, Milier of Caihoun, Svoboda, Danker, Miller of Cerro Gordo, and Lindeen 410
241 By Cusack and Bina. A bill for an act relating to the deflnition of delinquent child.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Higgins, Brandt, and Clark
242 By Patchett, Bina, Cusack, Jordan, Walter, Wells, Mennenga, Dunton, and Howell. A bill for an act to make general election day a legal public hollday.
Introduced, referred to State Government
Subcommittee, Monroe, Hines, Brandt, Drake and Crawford.
243 By Patchett, Brandt, O'Halloran, Bina, Dyrland, Hines, Monroe, Mennenga, Koogler, Middleton, Jochum, Dunton and Howell. A bill for an act relating to absences of public employees for pregnancy and recovery from pregnancy and to provide a penalty.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Horn, Gilioon, and Daggett
Fiscal Note HCS
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Amendment H. 3385 fled ......... 818
Amendment H. 3390 filed ......... 845
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Amendment H. 3442 filed ......... 883
Amendment H. 3441 adopted .... 966
Amendment H. 3390 as amended, adopted
966
Ruled out of order H. 3251 ...... 966
Ruled out of order H. $3385 \ldots . .966$
Ruled out of order H. $3442 \ldots \ldots .996$
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Motion to reconsider vote ....... 1099
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.1099
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vailed $\underset{\text { mendment }}{\mathrm{H}} .3441$ withdrawn. .1099
Amendment H. 3441 withdrawn. 1100
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Amendment H. 3390 as amended,
adopted ............................ 1100
Passed House, ayes 85, nays $4 \ldots 1100$
244 By Patchett, Koogler, Hines, Gilloon, Dieleman, Jochum, Hargrave, Brandt, Griffee, O'Halloran, Jordan, Bina, Horn and Dunton. A bill for an act relating to duties to disabled persons and providing penalties.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Brandt, Clark, and Evans
245 By Oakley, Bortell, Harvey, Dieleman, Nealson of Muscatine, Mennenga, Schroeder, Bennett, Stephens, Brockett, Halvorson, Egenes, Crabb, Daggett, Den Herder, Wells, Menke, Evans, Howell and Spencer (Plymat, Shaff, Hill of Jasper, Miller of Marshall, Van Gilst, Andersen, Bergman, Rodgers, Priebe, Heying, Robinson, Nystrom, Scott, Taylor, Willts, Schwengels, Gluba and Curtis). A bill for an act relating to the offense of operating a motor vehicle while under the influence of alcohol and the penalties provided therefor; making certain acts illegal and providing a penalty for their commission; and relating to procedures required in the application of the implied consent law.
Introduced, referred to Judiciary and Law Enforcement ..........
Subcommittee, Newhard, Woods, and Hennessey ................. 410
246 By Norland and West (Hansen, Carr, Nystrom and Robinson). A bill for an act relating to campaign finance and disclosure and providing penalties for violations.
Introduced, referred to State Government
Subcommittee, Monroe, Hines, and Bittle
247 By Patchett, Dyrland, Hargrave, Cusack, Jordan and Horn. A bill for an act relating to price increases of merchandise and providing penalties.
Introduced, referred to Commerce
Subcommittee, Walter, Doyle, and Tauke

348 By Jesse, Newhard, Fitzgerald, Avenson, Woods, Hines, Lonergan, Norland, Patchett,

Dyrland, Higgins, Middleton, Caffrey, Brunow, O'Halloran, Middleswart, Rinas, Jordan, Monroe, Pavich, Poncy, Horn, Wells, Cusack, Harper Hargrave, Brandt, Bina, Walter, Readinger, Husak, Krause, Schroeder, Stromer, Harvey, Crawford, Tofte, Drake, Egenes, Jochum, Small, Connors, Doyle, Varley, Anderson, and Miller of Buchanan. A bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties. (See HF 584-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Oakley, and Jesse
49 By Patchett, Dyrland, Anderson, Middleton, Hargrave. Cusack, Jordan, Bina and Horn. A bill for an act relating to price increases of food products and providing penalties.
Introduced, referred to Commerce 347
Subcommittee, Walter, Doyle, and Tauke
250 By Patchett, Scheelhaase, Wells, Harper, Dyrland, Hines, Jochum, Dieleman, Middleton, Poncy, Spencer and Howell. A bill for an act relating to an income tax deduction for textbooks.
Introduced, referred to Ways and Means
Subcommittee, Norland, Bina, Dyrland, Egenes, Harvey, Svoboda, and West
Amendment $\mathbf{H}$. $3 \dot{3} 12$ filed
472

251 By Appropriations. A bill for an act making an appropriation from the general fund of the state to regulatory boards governing the practices of accountancy, architecture, engineering, watchmaking and landscape architecture, and amending certain Code sections relating to these boards.
Introduced, placed on Appropriations calendar
Committee report
Recommended passage
Committee report adopted ........ 376
Failed to pass House, ayes 45 , nays 19
Motion fled to reconsider vote
Motion to reconsider vote prevailed
Jassed House, ayes 8 , nays ${ }^{\prime}$.
Explanation of votes 423 423

Explanation of vote
Reported correctly enrolied ....... 494
Signed by Speaker ...............
Signed by President 654 654
Sent to Governor 654

Signed by Governor
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252 By Junker, Doyle, Fullerton, Scheelhaase, Tofte, Hines, Higgins, Dieleman, Bina, Hullinger, Stromer, Hansen, Wyckoff, Jordan, Stephens, Hennessey, Daggett, Halvorson, Evans, Woods, Wells, Millen, Drake, Newhard, Harper, McElroy, Mennenga, Poncy, Howell, Schroeder, Nealson of Muscatine, Danker, Gilloon, Hinkhouse, Pellett, Connors, Pavich, Walter, Jochum, Oakley, Lindeen, Miller of Buchanan, Rinas, Dyrland, Caffrey, Middleswart, Kreamer, Lageschulte, Patchett, Welden, Egenes, Den Herder, Bortell, Spencer, Menke, Norland, Hargrave, Crawford, Anderson, Lonergan, Small, Harvey, Griffee, Dunton, Varley. Krause and Cusack (Rodgers, Norpel, Gallagher, Miller of Des Moines, Curtis, Culver, Coleman, Heying, Griffin, DeKoster, Nystrom, Plymat, Willits, Orr, Robinson, Lamborn, Bergman, Tieden, Schwengels, Hultman and Gluba). A bill for an act relating to the business of purchasing livestock for slaughter, and providing penalties.
Introduced, referred to Agriculture
Subcommittee, Crabb, Pellett, and Danker

253 By Monroe. A bill for an act to increase the tax on cigarettes and little cigars.
Introduced, referred to Ways and Means
Subcommittee, Dieleman, Clark, Gentleman, Hennessey, and Howell

472
Fiscal Note HCS
254 By Small. A bill for an act requiring savings and loan associations to pay interest on funds held in certain trust accounts, and authorizing banks to hold similar trust accounts upon the same terms.
Introduced, referred to Commerce
255 By Higgins, Bina and Jochum (Gluba). A bill for an act relating to county jails.
Introduced, referred to Judiciary and Law Enforcement

## Fiscal Note HCS

Amendment H. 3148 filed ......... 41
Subcommittee, Higgins, Clark, and Evans472

256 By Horn. A bill for an act restricting the number of cars used and operated by a household.
Introduced, referred to Transportation
Rereferred to Energy . . . . ........... 422
Subcommittee, Varley, Cusack, Readinger, and Fullerton

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257 By Horn, Dunton and Patchett (Sovern, Orr and Hansen). A bill for an act relating to the employment and duties of public school principals. (See HF 784-Committee Bill)
Introduced, referred to Education 369
Subcommittee, Baker, Miller of Calhoun, Poncy, Menke, and
Wulff
Withdrawn
2078
258 By Doyle, Junker, Scheelhaase, Norland, Horn, Miller of Calhoun, Fullerton, Poncy, Dyrland, Miller of Cerro Gordo, Baker, Newhard, Spencer, Hullinger, Wyckoff, Miller of Buchanan, Hargrave and Howell. A bill for an act relating to the transfer of law enforcement duties to the county sheriff from certain cities.
Introduced, referred to County Government
Subcommittee, Hutchins, Spear, Danker, Hargrave, and Pellett

259 By Higgins and Bina. A bill for an act relating to the rehabilitation of surface-mined land, allowing certain additional fees for rehabilitation and providing a penalty.
Introduced, referred to Natural Resources
Rereferred to Energy
Fiscal Note HCS
Subcommittee, Varley, Cusack, Readinger, and Fullerton
260 By Small. A bill for an act relating to advertisements by public utilities.
Introduced, referred to Commerce 376
Subcommittee, Krause, Doyle, and Egenes

587
261 By Small. A bill for an act relating to certain savings accounts.
Introduced, referred to Commerce 376
Subcommittee, Krause, Small, and McElroy

587
262 By Natural Resources. A bill for an act relating to the sale of game by a game breeder for food purposes.
Introduced, placed on calendar .. 377
Passed House, ayes 94, nays 1 .. 444
Explanation of vote 488
Message from Senate ................. 1226
Reported correctly enrolled ..... 1346
Signed by Speaker ................. 1346
Signed by President ................. 1346
Sent to Governor ................... 1346
Signed by Governor ............... 1395
263 By Patchett, Pavich, Rinas, Krause, Gilloon and Wells. A bill for an act relating to mobile home tiedowns, storm shelters for mobile home parks and travel trailer parks and providing penalties.
Introduced, referred to Transportation
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Subcommittee, Rinas, Schroeder, and Gilloon472

264 By Agriculture. A bill for an act to allow the destruction of abandoned animals by veterinarians, boarding and commercial kennels.
Introduced, placed on calendar . . 377
Amendment H. 3161 filed ........ . 448
Amendment H. 3166 filed . . . . . . . . 462
Amendment H. 3170 filed .......... 462
Amendment H. 3161A lost ${ }^{\text {A }}$...... 486
Amendment H. 3166 adopted .... 486
Amendment H. 3161 B lost ...... 486
Amendment H. 3161 C withdrawn. 486
Ruled out of order H. $3170 \ldots . . .486$
Amendment H. 3161D withdrawn. 487
Passed House, ayes 60, nays $34 \ldots 487$
Explanation of vote ….......... 505
Message from Senate, with amend-
ment $H .3967$.................... 1969
House concurred......................... 2016
Passed House, ayes 89 , nays $4 . .2016$
Explanation of vote ...............2274
Reported correctly enrolled ..... 2418
Signed by Speaker .................. 2418
Signed by President . . . . . . . . . . . . 2418
Sent to Governor ................... 2418
Signed by Governor ................. 2623
265 By Gilloon. A bill for an act to exempt political subdivisions of the state from the excise tax on motor fuel.
Introduced, referred to Ways and Means
Subcommittee, Anderson, Hennessey, Jochum, Hines, and Readinger
Fiscal Note HCis
266 By Hullinger, Doyle, Brunow, Bittle and Daggett. A bill for an act relating to the venue for certain actions commenced by the director of revenue.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Oakley, and Gentleman 472

267 By Appropriations. A bill for an act making an appropriation for use of the Herbert Hoover Birthplace Foundation, Incorporated, the Mississippi River Parkway Commission, the Midwest Nuclear Compact, and the Iowa American Revolution Bicentennial Commission.
Introduced, placed on Appropriations calendar

377
Committee report .......................... 394
Recommended passage ............ 394
Committee report adopted ....... 401
Passed House, ayes 94, nays i. .. 424
Explanation of vote ............... . 488
Message from Senate ............. 706
Reported correctly enrolled ..... 937
Signed by Speaker ................ 937
Signed by President ................ 937
Sent to Governor .................... 937
Signed by Governor ..............................
268 By Patchett. A bill for an act to prohibit the discharging

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of firearms on public right of way.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Poncy, and Lageschulte
269 By Patchett, Bina, Cusack, Monroe, Mennenga and Howell. A bill for an act creating a professional standards board in lieu of the board of educational examiners.
Introduced, referred to Education
Amendment $H$. 3158 filed
Amendment H. 3171 fled ..........
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke..

270 By Cusack. A bill for an act to require notiflcation of termination of utility services.
Introduced, referred to Commerce 401
Subcommittee, Bina, Egenes, and Evans 472

271 By Cusack, Avenson, Oakley, Monroe, Dyrland, Jochum, Hines, Rinas, Brunow, Horn, O'Halloran and Bina. A bill for an act making an appropriation to assist in the winterizing of the homes of elderly and low-income families.
Introduced, referred to Appropriations
Rereferred to Energy ....
Subcommittee, Varley, " Cusack, Readinger, and Fullerton .....
Subcommittee, Varley, Cusack, Readinger, and Fullerton .....

272 By Halvorson. A bill for an act relating to licensing of insurance agents.
Introduced, referred to Commerce 401
Subcommittee, McElroy, Jordan, and Tauke
273 By Higgins, Jochum, Dyrland, Cusack and Bina (Gluba). A bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.
Introduced, referred to State Government
Subcommittee, Smali, Norländ, and McElroy

274 By Cusack. A bill for an act relating to the issuance of environmental impact statements.
Introduced, referred to Natural Resources
Subcommittee, Hinkhouse, Hines, and Drake
275 By Education. A bill for an act relating to the date of organization of the state board of public instruction.
Introduced, placed on calendar .. 401
Passed House, ayes 97, nay none ...............................
Explanation of vote
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Message from Senate . . . . . . ....... 1248
Reported correctly enrolled ..... 1417
Signed by Speaker .................. 1417
Signed by President ..................... 1417
Sent to Governor .................... 1417
Signed by Governor .................. 1538
276 By Brockett. A bill for an act making an appropriation to the department of general services for the construction of a capitol mall.
Introduced, referred to Appropriations401

277 By Koogler. A bill for an act relating to the military service property tax exemption.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norlad, Pavich, and Wyckoff ......... Amendment H. 3181 filed
Amendment H. 31
Subcommittee, Wyckoff, Read-
inger, and Danker ............... 1084
Withdrawn
278 By Griffee. A bill for an act relating to the sale for consumption on the premises only of wine by certain class " $B$ " permit holders who have been issued a license therefor, and providing penalties.
Introduced, referred to State Government
Fiscal Note HCS
Subcommittee, Harvey, Woods, and Monroe
279 By Caffrey, Woods, Middleton, Wells, Jochum and Gilloon (Carr, Nolting, Culver, Gluba, Tieden, Norpel, Gallagher and Miller of Des Moines). A bill for an act providing for a state lottery; providing for a state lottery commission to administer the lottery; providing for a state lottery fund for the deposit of receipts and for the payment of prizes and expenses; providing for the licensing of lottery ticket sales agents; providing for administrative procedures necessary in carrying out the intent of the Act, making certain acts illegal and providing a penalty for their commission.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Woods, Newhard, and Hennessey

280 By Hargrave. A blll for an act related to disclosure of certain ownership interests in organizations doing business with the state or its political subdivisions and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
H. F. PageSubcommittee, Middieton, Poncy,and Lageschulte473
281 By Middleton. A bill foran act relating to exemptionsfrom execution and providingpenalties.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Middleton, Poncy, and Newhard
252 By Cusack, Crawford, Dyrland, Hargrave, Monroe, Krause, Newhard, Connors, Junker and Jesse. A bill for an act relating to a moratorium on the construction of nuclear power plants.
Introduced, referred to Natural Resources
Rereferred to Energy ............. 422
Subcommittee, Doyle, Wells, Oak-
ley, Den Herder, and Evans ...
Subcommittee, Doyle, Wells, Oakley, Den Herder, and Evans ...
283 By Small. A bill for an act relating to interest payments to customers of public utilities.
Introduced, referred to Commerce
Subcommittee, Hennessey, Evans, and Jordan
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Corrected amendment H. 3172
adopted .......................... 457
Passed House, ayes 89, nays $1 \ldots 458$
Explanation of vote ............... 462
Motion filed to reconsider vote . 471
Motion to reconsider vote with-
drawn..........................$~$ 87
Explanation of vote $\cdots \cdots \cdots \cdot \cdot . . .$.
Message from Senate, with amend- 749
ment H. 3337 .................... 749
House concurred .......................... 785
Passed House, ayes 84, nays
none .............................. . 786
Reported correctly enrolled ...... 1112
Signed by Speaker .................... 11112
Signed by President .........................1112
Sent to Governor ...................... 1112
Signed by Governor ..................... 1143
Became Law by Publication .... 1890

287 By Education. A bill for an
act relating to the date of the
meeting of boards of school
corporations for settlement of
business.

Introduced, placed on calendar .. 403

Passed House, ayes 96, nays

none ................................ 445

Explanation of vote .................. 488

Message from Senate .............. 1248
Reported correctly enroiled

| Reported correctly enrolled... .1417 |
| :--- |
| Signed by Speaker |
| 1414 |

Signed by President ...................... 1417

Sent to Governor ..................... 1417

Signed by Governor .................... 1538

288 By Menke. A bill for an act relating to tuition paid by school districts. (See HF 795 Committee Bill)
Introduced, referred to Education
Subcommittee, Baker, Menke, Miller of Calhoun, Poncy, and Wulff

473
289 By Brockett. A bill for an act making an appropriation to the department of general services for the construction of a central heating and cooling plant for the capitol complex and demolition of the existing heating plant.
Introduced, referred to Appropriations

290 By Middleton. A bill for an
act relating to garnishment.

Introduced, referred to Judiciary
and Law Enforcement

Subcommittee, Middleton, Dyr- land, and Poncy473

291 By Griffee. A bill for an act relating to holidays for state employees.
Introduced, referred to State Government
Subcommittee, Connors, Dielemañ, and Drake

473
Fiscal Note HCS
Amendment HI. 3394 filed ......... 846
Fiscal Note HCS
292 By Human Resources. A bill for an act to abolish certain liens and provide procedures for determining liability for payment of charges for care
H. F. Page
and treatment at certain institutions or facilities.
Introduced, placed on calendar . . 403
Amendment H. 3164 filed ........ 448
Amendment H. 3164A adopted ... 46
Amendment H. 3164B adopted ... 460
Passed House, ayes 88, nays none
460
Motion filed to reconsider vote .. 461
Explanation of vote.............. 488
Motion to reconsider vote withdrawn
496
293 By Hargrave, West, Crabb, Anderson, Woods and Middleton. A bill for an act relating to the age of retirement for certain members of the lowa public employees, retirement system. (See HF 752-Committee Bill)
Introduced, referred to State Government
Subcommittee, Connors, Dieleman, and Drake473
Amendment $H$. 3581 filed .............. 1143

294 By Brockett. A bill for an act making an appropriation to the department of general services for construction of a capitol workshop and equipment storage building.
Introduced, referred to Appropriations

295 By Patchett, Hines, Avenson, Griffee, Bina and Horn. A bill for an act establishing an annual appropriation for Iowa historical sites.
Introduced, referred to Appropriations

296 By Cusack. A bill for an act relating to games of skill, games of chance, raffes and bingo, and providing for penalties and injunctions.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Woods, Newhard, and Hennessey

Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke..

298 By Cusack, Bittle, Monroe, Rinas, Higgins and Small. A bill for an act relating to the state housing code, and providing penalties.
Introduced, referred to State Government
Subcommittee, Bittle, Patchett, and Fitzgerald473
299 By Poncy. A bill for an act
relating to the employment
security weekly benefits.

Introduced, referred to Labor and
Industrial Relations
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Subcommittee, Horn, Jochum, and Menke

473
300 By Hennessey, Gilloon, Wyckoff, Hullinger, Jordan, Miller of Buchanan, Horn, Miller of Cerro, Gordo, Pavich, Husak, Stephens, Howell, Hinkhouse and Lindeen. A bill for an act relating to the payment of the excise tax on motor fuels by cities and counties.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Anderson, Hennessey, Jochum, Nealson of Muscatine, and Readinger 587

301 By Hines. A bill for an act relating to gross weight that can be carried on the axles of a vehicle involving certain products.
Introduced, referred to Transportation
Subcommittee, Harper, Rinas, and Tauke698

302 By Jochum, Higgins, Gilloon, Hines and Dieleman. A bill for an act relating to workmen's compensation medical benefits. (See HF 721 -Committee Bill)
Introduced, referred to Labor and Industrial Relations
Subcommittee, Caffrey, wells, and Branstad

303 By Scheelhaase. A bill for an act to allow contracts for haying on the medians of interstate highways.
Introduced, referred to Transportation
Subcommittee, Harper, Gilloon, and Drake698

304 By Doyle. A bill for an act relating to the registration of travel trailers.
Introduced, referred to Transportation $\times$ Domio. Borteli, and
Subcommittee, Doyle, Bortell, and Schroeder
Fiscal Note
HOCS
Amendment H. 3387 filed
305 By Patchett, Jochum, Dyrland, Hines, Walter, Dunton and Howell. A bill for an act relating to the disclosure of certain costs by public utilities.
Introduced, referred to Commerce
Subcommittee, Walter, Doyle, and Tauke

306 By Cusack. A bill for an act making an appropriation to the state department of health for the establishment of well-elderly demonstration clinics.
Introduced, referred to Appropriations
H. $\mathbf{F}$.

307 By Cusack. A bill for an act authorizing cities to hold municipal elections, including municipal primary elections, on a partisan basis with use of major political party labels.
Introduced, referred to Cities and Towns
Subcommittee, Clark, Newhard, Anderson, Lipsky, and Dieleman

308 By Patchett, Brandt, Jochum, Cusack, Dyrland, Hines, Howell, Monroe, Mennenga and Dunton. A bill for an act relating to the packaging of meat, poultry, eggs, and milk and providing a penalty.
Introduced, referred to Agriculture
Subcommittee, Harper, Lindeen, and Miller of Cerro Gordo ....

309 By Avenson, Newhard, Griffee, Dyrland, Small, Howell, Connors, Harper, Hinkhouse, Bina, Wyckoff, Fitzgerald, Miller of Cerro Gordo, Pellett, Rinas, Gilloon, Scheelhase, Walter Norland, Mennenga, Horn, Miller of Buchanan and Hennessey. A bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies. (See HF 754-Committee Bill)
Introduced, referred to Agriculture
Subcommittee, " Howeli, "Peliett, Bennett, and Koogler

310 By Cusack, Hargrave, Caffrey, Hansen and Den Herder. A bill for an act relating to regulation of prescription drugs by the board of pharmacy examiners.
Introduced, referred to State Government
Subcommittee, Hines, Junker, and Patchett

311 By Halvorson. A bill for an act relating to placement of insurance by licensed agents.
Introduced, referred to Commerce
Subcommittee, McElroy, Jordan, and Tauke

312 By Baker, Wells, Husak, Monroe, Miller of Buchanan, Griffee, Schroeder, Daggett and Dieleman. A bili for an act relating to the conveyance of firearms.
Introducea, referred to Judiciary and Law Enforcement
Subcommittee, Evans, Nealson of Muscatine, and Spencer ........
313 By Agriculture. A bill for an act relating to railroad rights-of-way acquired by the state conservation commission and political subdivisions.

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Introduced, placed on calendar ..... 434
Amendment H. 3167 filed ..... 463
Motion to table ..... 496
Point of order raised ..... 496
Motion to table out of order ..... 496
Rereferred to Agriculture ..... 496
Subcommittee, Scheelhaase, Jor- dan, and Crabb ..... 587
Committee report ..... 617
Recommended amendment, pas- sage ..... 617
Committee amendment H. $327 i$ ..... 617
Committee report adopted ..... 631
Amendment H. 3355 fled ..... 781
Motion to substitute H. 3355
833
833
Motion to substitute lost
Committee amendment $H$.' $327 i$ adopted ..... 833
Ruled out of order H. 3167 ..... 833
Ruled out of order H. 335 , ..... 833
Point of order raised ..... 83
Point of order raised ..... 834
Motion to reconsider vote ..... 834
Motion to reconsider vote pre- vailed ..... 834
Amendment H. 3391 filed ..... 834
Amendment H. 3391 adopted ..... 834
Committee amendment $H .3271$ as amended, adopted ..... 834
Passed House, ayes 80 , nays 16 ..... 834
Motion filed to reconsider vote ..... 844
Motion to reconsider vote with- drawn ..... 937

314 By Lipsky. A bill for an act relating to affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the Uniform Probate Code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing inconsistent legislation; and providing penalties.
Introduced, referred to Judiciary and Law Enforcement

315 By Husak, Krause Schroeder, Scheelhaase, Hutchins, Baker, Perkins, Wyckoff and Hansen (Priebe, Nolin, Coleman, Bergman, Winkelman, Tieden, Heying, Scott, Norpel, Curtis, Plymat, Andersen, Nystrom, Taylor, Burroughs, Culver, Gallagher, Robinson, Rodgers, Redmond, Nolting, Sovern, Merritt, Miller of Marshall,
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Hansen, Carr, Doderer, Lamborn, Kelly, Gluba, Palmer and Kinley). A bill for an act relating to the disposition of snowmoblle registration fees.
Introduced, referred to Ways and Means
Fiscal note HCS
Subcommittee, Hutchins, Baker,
Daggett, Junker, and Middleton 588
316 By Bittle, Monroe, Halvor-
son and Brockett. A bill for
an act relating to state prop-
erty and casualty insurance.
Introduced, referred to Commerce 435
Subcommittee, Brockett, Loner-
gan, and Millen ................... 588
317 By Ways and Means. A bill for an act relating to the taxation of cigarettes by providing for the sale and exchange of cigarette stamps and defining cigarette and package of cigarettes.
Introduced, placed on Ways and Means calendar
Fiscal Note HCS
Committee amendment H. 3176 filed
Fiscal Note HCS
Point of order raised ........... 502
Ruled not germane H. 3176 ..... 502
Motion to suspend rules ......... 502
Motion to suspend rules pre-
vailed...$)^{2} . . . . . . . . . . . . . . . . . . . . . ~$
502
Committee amendment ${ }^{\text {vailed. }} 3176$
adopted ........................... 502
Passed House, ayes 79, nays $17 \ldots 502$
Message from Senate ............... 1727
Reported correctly enrolied ..... 2059
Signed by Speaker ............... 2059
Signed by President ................ 2059
Sent to Governor .................. . . 2059
Signed by Governor .................. 2110
318 By Ways and Means. A bill for an act relating to the disposition of seized cigarettes.
Introduced, placed on Ways and Means calendar

435
S.F. 153 Substituted .................... 503

Withdrawn
504
319 By Harvey. A bill for an act making an appropriation from the primary road fund to increase the salaries of members of the Iowa highway safety patrol and to increase the state's contribution to the peace officers' retirement, accident and disability system.
Introduced, referred to Appropriations

320 By Patchett, Hines, Avenson, Gilloon, Hargrave, Brandt, Cusack, Bina, Griffee, Harper, Horn and Dunton. A bill for an act relating to unsolicited commercial telephone calls and providing a penalty.
Introduced, referred to Commerce
Subcommittee, Bina, Egenes, and Evans

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321 By Cusack, Dyrland, Jochum and Caffrey. A bill for an act relating to the dismissal from regular employment of persons who are candidates for public office or are elected to public office.
Introduced, referred to State Government

322 By Bortell and Pellett. A bill for an act relating to special deer hunting licenses.
Introduced, referred to Natural
Resources
ubcommitte, Perkins, Haivor-
Subcommittee, Perkins, Halvor-
son, and Hinkhouse
323 By Baker. A bill for an act to establish a nonresident hunting license for fur-bearing animals.
Introduced, referred to Natural Resources
Subcommittee, scheelhaase, Branstad, and Avenson

324 By Transportation. A bill for an act relating to abandoned vehicles.
Introduced, placed on calendar 43
Corrected amendment H. 3174 fled

468
Corrected amendment H. 3174
adopted

Amendment H. 3189 A adopted ... 497
Amendment H. 3188 filed ........ 498
Amendment H. 3188 adopted .... 498
Amendment H. 3189 B adopted … 498
Amendment H. 3189C withdrawn. . 498
Passed House, ayes 98, nays
none ............................... 498
Motion filed to reconsider vote ... 532
Motion to reconsider vote with-
drawn............................$~$
670
325 By Branstad, Stromer, Harvey, Nealson of Muscatine, Menke, Danker, Crabb, Daggett, West, Den Herder. Stephens, Bortell, Brockett, Halvorson, Evans, Bittle, Wulff, Millen, Lipsky, Kreamer, Welden, Hansen, Miller of Calhoun, Tofte, Pellett, Lageschulte, Tauke, Oakley, Schroeder, Readinger, Wyckoff, McElroy, Varley, Drake, Clark, Fullerton, Newhard, Junker, Bennett, Hullinger, Gentleman, Crawford, Egenes and Lindeen. A bill for an act relating to payment of legislative expenses during a recess or adjournment authorized by a resolution.
Introduced, referred to State Government
Fiscal Note HiCS
Subcommittee, Monroe, Patchett, and Fullerton
Motion to suspend ruies ............. 615
Motion failed ......................... 616
Explanation of vote ................ 654
326 By County Government (County Government). A blll for an act to allow the county
H. F.

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treasurer to stamp warrants for drainage districts with a comparable rate of interest as paid on deposits of county funds.
Introduced, placed on calendar . . 436
Referred to County Government.
327 By Svoboda, Husak, Scheelhaase, Small, Norland and Krause. A bill for an act creating the agricultural information and assistance service.
Introduced, referred to Agriculture
Subcommittee, Hutchins, Scheelhaase, and Lageschulte
Fiscal Note HCS
328 By Patchett, Bina, Middleton, O'Halloran and Howell. A bill for an act requiring the division of child and family services to submit a comprehensive family social plan.
Introduced, referred to Human Resources
Subcommittee, Monroe, Schroeder, and Miller of Buchanan
329 By Patchett. A bill for an act making an appropriation to the state board of regents for the mobile dental unit program.
Introduced, referred to Appropriations
330 By Patchett, Bina, Walter, Hargrave, Mennenga, Koogler, Dunton and Howell. A bill for an act relating to filing for increases in utility rates, charges, schedules, or regulations.
Introduced, referred to Commerce 437
Subcommittee, Hennessey, Evans, and Jordan

331 By Byerly, Nielsen of Polk and O'Halloran. A bill for an act relating to eligibility for the tuition grant program.
Introduced, referred to Education 437
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford..

332 By Connors, Higgins, Caffrey, Hargrave, Daggett, Pavich, Harper, Varley, Miller of Calhoun, Fitzgerald, Woods, Brandt, Middleton, Hullinger, Husak, Millen and Walter (Palmer, Gluba, Andersen, Hill of Polk, Murray, Briles and Nystrom). A bili for an act to establish a service program for the deaf within the department of health.
Introduced, referred to Human Resources ${ }^{\text {Rbcommittee, Hargrave, Milier }}$ of Buchanan, and Crawford ..
Committee report .................
Recommended amendment, pas-
sage
Committee amendment $\ldots$ H.
3
Committee report adopted.... .
H. F.
Page
Committee amendment H. 3249 adopted ............................ 735
Passed House, ayes 90 , nays none .............................. ..... 735
Motion filed to reconsider vote ..... 743
Explanation of vote ..... 743
Explanation of vote ..... 756
Motion to reconsider vote with- drawn ..... 816
Message from Senate ..... 1441
Reported correctly enrolled ..... 1658
Signed by Speaker ..... 1658
Signed by President ..... 1658
Sent to Governor ..... 1658
Signed by Governor ..... 1721
333 By Appropriations. A billfor an act making an appro-priation from the general fundof the state to examiningboards governing the prac-tices of medicine, nursing andpharmacy.
Introduced, placed on Appro-priations calenda
437
Committee report ..... 447
Recommended passage ..... 447
Committee report adopted $\cdot$...... ..... 452
Passed House, ayes 93, nays none ..... 484
Explanation of vote ..... 505
Message from Senate ..... 706
Reported correctly enrolled ..... 937
Signed by Speaker ..... 937 ..... 937
937
Signed by President
Signed by President
Sent to Governor .....
1007 .....
1007
Signed by Governor
Signed by Governor
334 By Appropriations. A billfor an act appropriating fundsto the Lowa state commercecommission and the depart-ment of public defense andproviding for the deposit ofrecelpts of such departmentsin the general fund of the
state.
Introduced, placed on Appropria-tions calendar437
Committee report ..... 447
Recommended passage ..... 448
Amendment $H$. 3163 filed ..... 450
Committee report adopted ..... 452
Amendment H. 3163 lost ..... 595
Passed House, ayes 93, nays ..... 596
Message from Senate
1134
Reported correctly enrolled ..... 1346
Signed by Speaker
1346
1346
Signed by President
1346
Sent to Governor
1417
1417
Signed by Governor
Signed by Governor ..... 417
335 By Appropriations. A billfor an act relating to exemp-tions from the state merit sys-
tem.
Introduced, placed on Appropria-tions calendar438
Committee report ..... 448
Recommended passage ..... 448
Committee report adopted ..... 452
Passed House, ayes 77, nays is ..... 485

Motion flled to reconsider vote ..... | 487 |
| :--- |
| 505 |

Amendment H. 3220 nied ..... 533
Motion to reconsider vote pre- valled ..... 1135
Amendment H. 3220 adopted ..... 1135
H. F.

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Passed House, ayes 83, nays 2 .. 1136
Message from Senate
Reported correctly enrolied ........2059
Signed by Speaker ............... 2059
Signed by President
2059
Sent to Governor ........................ 2059
Signed by Governor ....................2110
336 By Commerce. A bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.
Introduced, placed on calendar ..
Amendment H. 3169 filed
... 403
Passed House, ayes 51, nays 31 ..
Explanation of votes
469

337 By Patchett, Dyrland, Anderson, Gilloon, Jochum, Hargrave, Brandt, Cusack, O'Halloran, Griffee, Jordan, Bina, Horn and Svoboda. A bill for an act relating to sex discrimination in retirement programs.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Oakiey, and Brandt

338 By Patchett, Bina, Cusack, Dyrland, Hines, Mennenga, Dunton, and O'Halloran. A bill for an act to prohibit mandatory retirement policies for public employees.
Introduced, referred to State Government
Subcommittee, Junker, Connors, and Dieleman

339 By Monroe (Miller of Des Moines). A bill for an act increasing the mileage rate paid to jurors and witnesses.
Introduced, referred to State Government
Subcommittee, Dieleman, Harvey, and Svoboda588

Fiscal Note HCS
340 By Stromer. A bill for an act relating to the compensation of members of school districts.
Introduced, referred to Education 438
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke
Fiscal Note HCS
341 By Daggett. A bill for an act relating to the budget certification date for school districts.
Introduced, referred to Education 438
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford..
Withdrawn
473

342 By Patchett, Hines, Mennenga, Koogler and Dunton. A bill for an act relating to the unit pricing of food for sale to consumers and providing penalties.
Introduced, referred to Commerce 438
H. $\mathbf{F}$.

Page
Subcommittee, Doyle, Krause, and Millen588

343 By Hines. A bill for an act relating to additional property tax relief for persons sixty-five years of age and older or totally disabled.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff ...........
Subcommittee, Mennenga, Egenes,
Gentleman, Hennessey, Walter,
Nealson of Muscatine, and Bina. 1085
344 By Daggett, Stromer, Junker, West and Danker. A bill for an act to appropriate from the general fund of the state to the municipal assistance fund.
Introduced, referred to Appropriations
Withdrawn
345 By Jordan, Miller of Buchanan and Wyckoff. A bill for an act relating to fences on another's land.
Introduced, referred to Agriculture
Subcommittee, Stephens, Jordan, and Hinkhouse
Committee report ..... 618
Recommended passage ..... 618
Committee report adopted ..... 631
Passed House, ayes 89, nays 3 ..... 835

346 By Lipsky. A bill for an act relating to the use of bicycles and providing penalties for violations.
Introduced, referred to Transportation
Fiscal Note HCS
Subcommittee, Gilloon, Rinas, and Wulff698

347 By Monroe. A bill for an act providing that municipal waterworks rates be subject to regulation by the lowa commerce commission.
Introduced, referred to Commerce
348 By Fitzgerald and Monroe. A bill for an act relating to exemptions of temporary employees subject to a federally funded emergency employment utilization program from the state merit system and providing penalties.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Pavich,' Jochum, and McElroy
Committee report .................... 780
Recommended amendment, pas sage ...............................
Committee amendment H. $3357 \cdots 781$
Committee report adopted … $\quad 784$
Committee amendment H . ${ }^{\mathbf{3} 85 \dot{7}}$ adopted ….............................
Passed House, ayes 87, nays none ................................ 1193

## HOUSE RECORD OF HOUSE BILLS



349 By Avenson, Cusack, Jochum, Baker, Bina, Scheelhaase, Svoboda, Dieleman, Koogler and Dyrland. A bill for an act increasing the maximum tuition grant and appropriating funds to the higher education facilities commission to finance tuition grants.
Introduced, referred to Appropriations
350 By Brunow. A bill for an act relating to the licensing of grain dealers.
Introduced, referred to Commerce 452
Subcommittee, Brockett, Bina, and Lonergan

588
351 By Labor and Industrial Relations. A bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.
Introduced, placed on calendar .. 4ā
Made special order, Mar. 5. 1975. 47
Amendment $H$. 3186 filed ......... 490
Amendment H. 3187 filed …....... 490

Amendment H. 3193 fied ......... . 509
Amendment H. 3198 filed …....... 509
Amendment H. 3199 filed .......... 509
Amendment H. 3200 filed ........ 510

Amendment H. 3202 filed .......... 510

Amendment H. ${ }^{3204}$ filed $\ldots . . . .$.
Amendment H. 3206 filed ......... 511
Amendment H. 3207 filed ......... 512
Amendment H. 3208 flled .......... 512
Amendment H. 3212 filed ........... 512
Amendment $H$ H. 3213 fled 3214 filed $\ldots . .$.
Special order
Amendment H. 3215 filed
Amendment $H$. 3215 withdrawn
Amendment H. 3213A adopted
Amendment H. 3217 filed ....
Amendment H. 3217A adopted ... 52
Amendment $H$. 3213B lost ....... 525
Amendment H. 3217B adopted ... 526
Amendment H. 3212 as amended, 526
Amendment H. 3214A adopted ... 528
Amendment H. 3193A lost ....... 528
Amendment H. 3214B lost .......... 529
Amendment H. 3218 filed ......... 534
Amendment H. 3222 filed ......... 534
Amendment H. 3223 filed …...... 534
Amendment H. 3224 filed …....... 535
Amendment H. 3225 filed ......... 535
Amendment H. 3231 filed .......... 535
Amendment H. 3232 filed …....... 536
Amendment H. 3233 filed ......... 536
Amendment H. 3186 adopted .... 544
Amendment H. 3214C lost ....... 544


352 By Oakley (Shaw). A bill for an act relating to dissolution of marriage.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Oakley, Gentleman, and Brandt

Committee report

Recommended amendment, passage

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the sales tax revenue from the general fund of the state to the road use tax fund.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Hutchins, Baker, Daggett, Middleton, and Junker588

359 By Mennenga. A bill for an act relating to fixing terms of employment of teachers.
Introduced, referred to Education 465
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 588
360 By Miller of Buchanan, O'Halloran, Drake, Wyckoff, Wulff and Middleton. A bill for an act relating to the effective date for the operation of certain sanitary disposal projects.
Introduced, referred to Energy . . 465
Subcommittee, Hullinger, Griffee, Perkins, Gentleman, and Welden 937

361 By Oakley. A bill for an act removing the legal status of common-law marriages.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Brandt, and Clark588

362 By Jesse. A bill for an act relating to the exclusion of banks from membership sales licensing requirements of the Code.
Introduced, referred to Commerce 466
Subcommittee, Bina, Evans, and Lonergan
Committee report . . . . . . . . . . . . . . 881
Recommended passage ............ 881
Committee report adopted ........ 909
Steering recommends calendar ..1347
Passed House, ayes 74, nays 1 .. 1382
Explanation of vote ................ 1416
Explanation of vote ............... 1498
363 By Howell. A bill for an act relating to reciprocity between states for fishing licenses for senior citizens.
Introduced, referred to Natural Resources
Subcommittee, Hullinger, Branstad, and Spencer588

364 By Howell. A bill for an act relating to the taxation of certain property used to store corn.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff

588
365 By Brockett (Hill of Polk) A bill for an act relating to the sale of packaged meat food products.
Introduced, referred to Agriculture
H. F .

Page
Subconmittee, Crabb, Bennett,
and Danker . $\because$................... 5
588
Amendment H. 3534 filed ............ 1040
366 By Baker. A bill for an act relating to the possession of firearms and ammunition during deer hunting seasons.
Introduced, referred to Judiciary and Law Enforcement
Amendment H. 3182 filed ........... 490
Rereferred to Natural Resources. 495
Subcommittee, Ferkins, Halvorson, and Hinkhouse

588
367 By Brandt, O'Halloran, Jochum, Doyle, Small, Cusack, Rinas, Crawford, Newhard and Middleton (Doderer). A bill for an act relating to age requirements of applicants for marriage licenses, and to legitimacy of children born of certain marriages,
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Brandt, and Clark
Amendment $H$. 3322 filed ........... 716
Committee report
941
Recommended passage
Committee report adopted ....... 961
368 By Appropriations. A bill for an act appropriating funds to the department of transportation to be used to match federal funds available for state and local projects.
Introduced, placed on Appropriations calendar
Committee report ........................ 474
Recommended passage .............. 474
Committee report adopted ........ 477
Amendment H. 3242 filed .......... 571
Amendment H. 3244 fled ……..... 571
point of order raised ........... 578
Ruled not germane H . 3242A ... 578
Ruled germane H. 3242 B ....... 578
Amendment H. 3242 B lost …..... 578
Point of order raised ............. 579
Amendment H. 3244A lost ....... 580
Point of order raised $\ldots \ldots \ldots \ldots .580$
Ruled not germane H. $3244 \mathrm{~B} \ldots . .580$
Motion to suspend rules .......... 580
Point of order raised .............. 580
Ruled out of order ................. . . 580
Motion to suspend ruies ........... 581
Motion failed ........................ 581
Amendment H. $324 \overline{5}$ filed . . . . . . . . 581
Amendment H .3245 lost …....... 582
Amendment H. 3246 filed .......... 582
Amendment H. 3246 lost ......... 583
Amendment H. 3247 filed .......... 583
Point of order raised ............. 583
Ruled germane H. 3247 ........... 583
Amendment H. 3247 lost ......... 584
Amendment H. 3250 fled …...... . 584
Amendment H. 3250 lost .......... 585
Motion to reconsider vote ........ 585
Motoin to reconsider vote failed. . 586
Passed House, ayes 92, nays $2 . .586$
Motion to reconsider vote ....... 586
Motion to reconsider vote falled.. 586
Explanation of vote ............. 587
Explanation of vote .............. 600
Message from Senate ................. 675
Reported correctly enrolled ..... 937
Signed by Speaker ................ 937
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Signed by President ............... 937
Sent to-Governor . . . . . . . . . . . . . . 937
Signed by Governor ................. 1007
Became Law by Publication ...... 1416
369 By Byerly, Newhard, Schroeder and Clark (Miller of Des Moines and Hultman). A bill for an act creating immunity from civil liability of persons serving on peer review committees. (See HF 790-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Oakley, Bittle, and Jesse

370 By Branstad. A bill for an act permitting drainage district boards to have repairs costing ten thousand dollars or less performed without obtaining an engineer's report.
Introduced, referred to Agriculture
Subcommittee, Milier of cerro Gordo, Miller of Calhoun, and Bennett
Fiscal Note $\dot{H} \dot{C} \dot{S}$
371 By Poncy. A bill for an act to increase the contribution rate for the Iowa public employees' retirement system and to make an appropriation.
Introduced, referred to State Government
Fiscal Note $\mathrm{H} \dot{\mathrm{C}} \mathrm{S}$
Subcommittee, Monroe, Woods, and Harvey ..................... 698
372 By Hinkhouse. A bill for an act relating to the tax levy for the purchase of land by the county conservation board.
Introduced, referred to Ways and Means
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton 698

373 By Branstad. A bill for an act raising the compensation paid to the clerk of the grand jury.
Introduced, referred to Judiciary and Law inforcement …....
Subcommittee, Oakley, Bittle, and Jesse
374 By Hinkhouse. A bill for an act relating to the filing date for library referendum.
Introduced, referred to County Government
Subcommittee, Hinkhouse, Lindeen, and Miller of Calhoun .. 698
Committee report ................. 795
Recommended passage ............. 796
Committee report adopted ........ 802
Amendment H. 3529 filed …… . . . 1040
Amendment H. 3529 adopted ..... 1194
Passed House, ayes 85, nays

Explanation of vote ................ 1230
375 By County Government. (County Government). A bill
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for an act relating to the collection and disposition of fines and forfeited bail imposed for violations of municipal ordinances.
Introduced, placed on calendar .. 478
Amendment H. 3191 filed ........ 516
Amendment H. 3190 filed .......... 516
Amendment H. 3226 filed ........ 536
Referred to County Government.. 575
Subcommittee, Walter, Junker,
Lindeen, Hinkhouse, and Miller
of Calhoun
Fiscal Note HCS
Committee report
Recommended amendment, pas-
sage . . . . . . . . . . . . . . . . . . . . . . . . 1088
Committee amendment H .3552 .. 1088
Amendment H. 3567 filed ......... 1127
Fiscal Note HCS
376 By Brunow. A bill for an act relating to the disposition of deer accidently killed.
Introduced, referred to Natural Resources

377 By Hutchins. A bill for an act providing that a retailer may recover part of the price of farm implements, including certain other costs, upon the cancellation of a contract and recover repair costs for implements under warranty and providing penalties.
Introduced, referred to Commerce
Subcommittee, McElroy, Hennessey, and Jordan589

378 By Hargrave. A bill for an act relating to possession with intent to distribute a controlled substance.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Higgins, and Gentleman

379 By Egenes, West, Jesse, Crabb, Byerly and Hennessey. A bill for an act relating to acceptance of deposits by state banks. (See HF 618Committee Bill)
Introduced, referred to Commerce
Subcommittee, Halvorson, Hennessey, and Jordan

389
380 By Jesse, Fitzgerald, Brandt, Pellett, Hines, Crabb, Crawford, Schroeder, Newhard, Woods, Hullinger, Welden, West, Monroe, O'Halloran, Higgins, Jochum, Egenes, Middleswart, Howell, Miller of Buchanan and Mennenga (Gluba). A bill for an act to appropriate from the general fund of the state to the Iowa mental health authority.
Introduced, referred to Appropriations ......................... 479
Amendment H. 3943 filed ......... 1936
381 By Wyckoff. A bill for an act relating to primary elections, and making any qualified elector eligible to vote for
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candidates for the nominations of any political party or organization, without regard to the elector's political affiliation.
Introduced, referred to State Gov-
ernment ubcommittee, Drake, Brandt, and Hines

698
382 By Caffrey and Cusack (Gluba). A bill for an act making an appropriation to the office of governor for a study of the problems of, and establishing services for, Spanishspeaking peoples.
Introduced, referred to Appropriations

383 By Caffrey and Higgins. A bill for an act to lower the age restrictions for persons claiming reimbursement for property taxes paid and rent constituting property taxes paid.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff
Subcommittee, Mennenga, Egenes, Gentleman, Hennessey, Walter, Bina, and Nealson of Muscatine. 1085
384 By Jochum, Higgins and Cusack (Gluba). A bill for an act appropriating from the general fund of the state for the employment of two additional migrant labor camp inspectors by the state department of health and stipulating conditions of employment.
Introduced, referred to Appropriations
385 By Wells. A bill for an act requiring that each county auditor receive additional compensation for serving as county commissioner of elections, authorizing additional compensation to certain of the auditor's deputies, and providing that the compensation be paid from the election expense fund of the county.
Introduced, referred to County Government
Subcommittee, Jordan, Bortell, and Baker
386 By Education. A bill for an act relating to the issuance of high school equivalency diplomas, including changes in fees.
Introduced, placed on calendar .. 492
Amendment $H .3229$ filed ......... 536
Amendment H. 3258 filed …....... 614
Amendment H. 3258 A lost ........ 615
Amendment H .3258 B lost …..... 615
Amendment H. 3259 fled .......... 627
Amendment H. 3229 lost …....... 632
Amendment H. 3259A adopted ... 632
Amendment H. 3259B adopted ... 633
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Placed on calendar under unfinished business
Page

Amendment H. 3464 filed …....... 942
Amendment H. 3285 A lost . . . . . . 1095
Amendment H. 3285B lost ......... 1095
Amendment H. 3464 adopted ..... 1096
Passed House, ayes 71, nays 20 . 1096
Explanation of vote ............... 1142
Message from Senate ................2334
Reported correctly enroiled .....2751
Signed by Speaker ................. 2751
Signed by President ................ 2751
Sent to Governor . . . . . . . . . . . . . . 2751
Signed by Governor ...................2763

## 387 By Horn, Rinas, Patchett, Jordan and Wells. A bill for an act relating to the use of trotlines or throw lines. <br> Introduced, referred to Natural Resources ......................... 492 <br> Subcommittee, Branstad, Avenson, and Pellett <br> 589

388 By Bittle. A bill for an act
relating to qualifications of
persons who make survey and plat certifications.
Introduced, referred to Cities and Towns
Subcommittee, Miller of Cerro Gordo, Rinas, Harvey, Nealson of Muscatine, and Walter698

389 By Hargrave. A bill for an
act relating to the sale of
alcoholic liquor by packaged
liquor retailers, and providing
for licenses and fees, imposing
a tax, and providing penalties.

Introduced, referred to Ways and
Means

Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton 698
390 By Bortell and Hutchins. A bill for an act authorizing the expenditure of federal funds or grants for the support of mental health centers, pro- grams for the mentally re- tarded, and capital improve- ments by counties.

Introduced, referred to Human
Resources
ubcommittee,
Caftrey,
Reading
er, and Den Herder ............ 5

Committee report .................. 818

Recommended passage ............. 818

Committee report adopted .......... 822

Passed House, ayes 70, nays 17 . 1195

Explanation of vote .............. 1230

Message from Senate, with amend
ment H. 3945

1940

House concurred ..................... 2012

Passed House, ayes 78, nays 6 . . 2012

Fxplanation of vote ................ 2036

Explanation of vote ................ 2058

Explanation of vote ................ 2274

Reported correctly enrolled .......2172

Signed by Speaker .................. 2172



Signed by Governor .......................2226

## 391 By Miller of Buchanan. A bill for an act relating to the

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tax on gross premiums of insurance companies.
Introduced, referred to Ways and Means

493
Fiscal Note HCS
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton 698

392 By Ways and Means. A bill for an act relating to the definition of tax year for corporation and individual income tax returns.
Introduced, placed on Ways and Means calendar ..................
Passed House, ayes 94, nays none ............................... 726
Explanation of vote ............... . 756
393 By Natural Resources. A bill for an act relating to reports filed by the holder of a commercial fishing license.
Introduced, placed on calendar .. 493
Passed House, ayes 88, nays 4 .. 634
Explanation of vote .............. 695
394 By Transportation. A bill for an act relating to the use of flashing signal lights and stop arms by school buses in cities.
Introduced, placed on calendar .. 493
Passed House, ayes 81, nays $13 \ldots 635$
395 By Cities and Towns. A bill for an act relating to the civil service systems of cities.
Introduced, placed on calendar .. 493
Amendment H. 3323 fled ........ 717
Amendment H. 3323 lost …........ 727
Amendment H. 3326 filed …........ 727
Amendment H. 3326 adopted ${ }^{\text {. }}$..... 727
Passed House, ayes 74, nays 21.. 728
Motion flled to reconsider vote.. 743
Explanation of vote ............... 756
Motion to reconsider vote prevailed

786
Amendment H. 3359 filed .......... 787
Amendment H. 3359 adopted .... 787
Passed House, ayes 83, nays 6 .. 787
Message from Senate, with amend
ment H. 3915 ..................... 1868
House concurred........................ 1919

| Passed House, ayes 89, nays |
| :---: |
| none $1 . . . . . . . . . . . . . . . . . . . . . . . . . . ~$ |

Explanation of vote ....................... 1962
Reported correctly enrolled ....... 2059
Signed by Speaker ............... 2059
Signed by President ................... 2059
Sent to Governor .................... 2059
Signed by Governor ................ . . 2110
396 By Agriculture. A bill for an act relating to the issuing of certificates to veterinary lay assistants.
Introduced, placed on calendar .. 493
Amendment $H .3317$ filed ........ 717
Amendment H. 3317 A adopted ... 730
Amendment H. 3317 B withdrawn 730
Amendment H. 3334 flled ......... 730
Amendment H. 3334 adopted ..... 730
Passed House, ayes 95, nays

Explanation of vote ............... 756
Message from Senate ................. 1969
Reported correctly enrolled ..... 2059
Signed by Speaker ................ 2059

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Signed by President .............. 2059
Sent to Governor .................. 2059
Signed by Governor ............... 2110
397 By Wells, Rinas, Horn and Patchett (Redmond). A bill for an act relating to undesirable fish.
Introduced, referred to Natural Resources
Subcommittee, Halvorson, Hinkhouse, and O'Halloran
398 By State Government. A bill for an act relating to the board of psychology examiners.
Introduced, placed on calendar .. 493
Passed House, ayes 95, nays
none ............................... 7
Explanation of vote ................. 756
Message from Senate ................ 1441
Reported correctly enrolled .... 1658
Signed by Speaker ................... 1658
Signed by President ................... 1658
Sent to Governor ..................... 1658
Signed by Governor .................. 1721
399 By Appropriations. A bill for an act to appropriate for programs under the jurisdiction of the lowa commission for the blind, the bonus board, and the educational radio and television division of the department of general services.
Introduced, placed on Appropriations calendar
Committee report .................... 506
493
Recommended passage ............ 506
Committee report adopted ........ 518
Amendment H. 3243 fled ......... 572
Amendment H. 3243 lost …........ 597
Passed House, ayes 92 , nays none

597
Message from Senate ............... 1116
Reported correctly enrolled ..... 1346
Signed by Speaker ................... 1346
Signed by President ............... 1346
Sent to Governor ................... 1346
Signed by Governor ............... 1396
400 By Jochum and Higgins. A bill for an act relating to the working hours a fireman is required to remain on duty.
Introduced, referred to Labor and Industrial Relations .....
Subcommittee, Gilloon, Poncy, and Brockett

401 By Jesse and Mennenga. A bill for an act relating to the period authorized for certain loans for area schools.
Introduced, referred to Education 518
Subcommittee, Baker, Miller of Calhoun, Poncy, Menke, and
Wulff
withdrawn
402 By Hennessey. A bill for an act relating to the establishment of requirements for the sanitary production and processing of milk used for manufacturing purposes.
Introduced, referred to Agriculture
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Subcommittee, Svoboda, Miller of Calhoun, and Pellett

403 By Byerly. A bill for an act relating to benefited street lighting districts.
Introduced, referred to County Government
Subcommittee, Baker, Danker, and Spear

404 By Woods, Bortell, Nielsen of Polk, Caffrey, Hutchins, Junker, Branstad, Doyle, Stephens, Miller of Buchanan Schroeder and Krause. A bill for an act relating to the overall length of combinations of vehicles.
Introduced, referred to Transportation

405 By Evans and West. A bill for an act to authorize name changes for school districts.
Introduced, referred to Education 519
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford..
406 By Hennessey, Jordan, Miller of Buchanan, Junker, Howell, Wyckoff, and Miller of Cerro Gordo. A bill for an act relating to funding for an adjustment to the merit system and executive counctl exempt pay plans, other exempt positions included in the state comptroller's centralized payroll system, and positions under the jurisdiction of the state board of regents and making an appropriation for such purpose.
Introduced, referred to State Government
Fiscal Note HCS
Subcommittee, Hines, Brandt, and Mcelroy

407 By Pellett, Husak, Danker, Miller of Calhoun, Mennenga and Crawford. A bill for an act relating to the establishment of an environmental education program, creating a temporary advisory council, and providing an effective date.
Introduced, referred to Edacation 519
Subcommittee, Baker, Miller of Calhoun, Poncy, Menke, and Wulff
Withdrawn
408 By Jesse, Nielsen of Polk, Bittle, Newhard, Patchett, Byerly, Doyle, Hargrave, Horn, Gilloon, Bina, Tauke, Caffrey, Wells, Wulff, Clark, Crabb, Crawford, Harvey, Lipsky, McElroy, Readinger, Tofte, Middleton, Rinas, Jochum, Woods, Krause, Monroe, Halvorson, Miller of Buchanan, Cusack, Baker, Dyrland and Nealson of Muscatine. A bill for an act relating to the private sale, control, distribution and taxation of wine containing not
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more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor. (See HF 769 -Committee Bill)
Introduced, referred to State Government

519
Subcommittee, Woods, Harvey, and Norland

409 By Evans. A bill for an act to provide a limited exemption from property taxation for property used to convert solar energy, wind or water into mechanical, electrical or heat energy.
Introduced, referred to Ways and Means
Rereferred to Energy .............. 576
Amendment $H$. 3254 filed ............
Subcommittee, Howell Avenson,
Jochum, Spencer, and Den Herder

937
410 By Egenes, Harper and Miller of Cerro Gordo (Junkins, Burroughs and Plymat). A bill for an act relating to continuing education requirements as a condition of a professional or occupational iicense renewal or inactive licensee reentry, providing for legislative review of professional and occupational examining board activities, delegating rule-making authority to professional and occupational examining boards, and eliminating mandatory annual renewal of professional and occupational licenses.
Introduced, referred to State Government
Subcommittee, Woods, Patchett, and Junker
411 By Wyckoff and Harper. A bill for an act relating to the dates of World war II, the Korean Conflict, and the Vietnam Conflict.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Wyckoff, and Pavich
Amendment H. 3339 filed ............ 760
Amendment H. 3503 fled .......... 1008
Amendment H. 3546 filed . . . . . . . . 1066
Subcommittee, Wyckoff, Readinger, and Danker .............. 1085
Committee report ................... 1112
Recommended passage ............. 1112
Committee report adopted ......... 1115
Amendment H. 3571 filed ........... 1127
Amendment $H$. 3583 filed ......... 1180
Fiscal note HCS
Fiscal note HCS
Fiscal note HCS
Amendment H. 3595 filed ........ 1230
Fiscal note HCS
Amendment H. 3739 filed ......... 1564
Amendment H. 3739 withdrawn.. 1565
Amendment H. 3546 adopted .... 1566
Amendment H. 3339 adopted ..... 1705
Amendment H. 3595 adopted .... 1706
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Amendment H. 3503 adopted .... 1706
Ruled out of order H. 3583 ...... 1706
Ruled out of order H. 3571 ....... 1706
Passed House, ayes 88, nays 1.. 1706
Explanation of vote ............... 1749
Message from Senate . ............. . 2040
Reported correctly enrolled ...... . 2172
Signed by Speaker ............... 2172
Signed by President ............... 2172
Sent to Governor ...................... 2172
Signed by Governor ................. 2226
412 By Monroe, Hargrave, Krause, Brandt, Hines, Dieleman, Middleton, Crawford, Jochum, Mennenga, Dyrland, Patchett, Lipsky, Connors, Cusack, Nielsen of Polk and Byerly. A bill for an act relating to the use of firearms.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Woods, Poncy, and Newhard

413 By O'Halloran, Howell, Gentleman, Evans, Brunow, Avenson, Cusack, Hargrave, Brandt, Jesse, Husak, Krause, Crawford, Tauke, Mennenga, Anderson, Miller of Buchanan and Hullinger (Miller of Marshall and Murray). A bill for an act to regulate the use of beverage containers and providing penalties. (See HF 797-Committee Bill)
Introduced, referred to Energy . . 539
Amendment H. 3446 filed ........ 883
Subcommittee, Varley, Cusack,
Readinger, and Fullerton ..... 937
Amendment'H. 3527 filed .......... 1041
Amendment H. 3533 filed …........ 1041
414 By Commerce. A bill for an act to require certain financial agencies to notify holders of certificates of deposit or similar instruments at least ten days prior to the maturity date of the deposit.
Introduced, placed on calendar .. 573
Referred to Commerce .......... 608
Subcommittee, Walter, Tauke, and Doyle

699
Committee report ................... 780
Recommended passage ............... . . 780
Committee report adopted ...... 784
Amendment H. 3474 filed . . . . . . . . 977
Amendment H. 3474 lost …......... 1196
Passed House, ayes 77, nays 7 .. 1196
Explanation of vote .............. 1230
415 By Svoboda. A bill for an act to exempt the Indians at the Tama settlement from hunting and fishing laws.
Introduced, referred to Natural Resources
Subcommittee, Koogler, Egenes,
and Avenson .................... 699
416 By Kreamer. A bill for an act relating to the tax exemption for property of cemetery associations and making the act retroactive.
Introduced, referred to Ways and Means

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Amendment H. 3253 filed ........ 601
Fiscal Note HCS
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Favich, and Wyckoff 776

417 By Wulff. A bill for an act relating to the offense of prostitution, and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Higgins, and Gentleman

699
418 By Newhard, Crawford, West, Crabb, Woods, Hargrave and Middleton. A bill for an act to provide longevity pay for certain employees of the state. (See HF 827-Committee Bill)
Introduced, referred to State Government
Subcommittee, Connors, Hines, and McElroy

419 By Hennessey, Mennenga, Griffee, Egenes, Walter, Connors, Wells, Koogler, Daggett, Cusack, Bina, Dyrland, Newhard, Scheelhaase, Jesse, Avenson, Hullinger, Middleswart, Howell and Pavich. A bill for an act to require disclosure of the ownership of conveyed property.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Middleton, Oakley, and Spencer 699
420 By Lipsky. A bill for an act stating a grounds for conducting an autopsy.
Introduced, referred to Human Resources

574
421 By Transportation. A bill for an act relating to equipment of motorcycles and motorcycle riders subject to a penalty provided by law.
Introduced, placed on calendar . . 574
Amendment H. 3260 fled ......... 628
Amendment H. 3261 filed .......... 628
Amendment H. 3262 filed …........ 629
Amendment H. 3306 filed ........ 659
Amendment H. 3303 filed ........ 659
Amendment H. 3318 filed ........ 717
Amendment H. 3318 lost $\ldots . .$.
Amendment H. 3329 flled ....... 736
Amendment H. 3329 lost ....... 736
Amendment H. 3328 filed ........ 736
Amendment H. 3328 adopted .... 737
Point of order raised 737
Amendment H. 3306 lost ........ 737
Amendment H. 3303 lost ....... 738
Point of order raised ........... 739
Ruled not germane H. 3262 ...... 739
Point of order raised ........... 739
Ruled not germane H. 3261 ...... 739
Point of order raised ............ 740
Ruled not germane H. 3260A .... 740
Ruled not germane H. $3260 \mathrm{~B} . . .740$
Motion to suspend rules ........ 740
Motion failed .................... 741
Amendment H. 3333 filed ........ 741
Point of order raised ........... 742
Ruled not germane $H .33333^{\ldots} . . .{ }^{2} 42$
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Motion to suspend rules ........ 742
Motion failed ....................... 742
Motion filed to reconsider vote ... 743
Amendment H. 3335 filed ....... 745
Motion to reconsider ruled out of
order ........................... 751
Motion filed to reconsider vote..................... 755
Explanation of vote ............. 756
Amendment H. 3342 filed ........ 760
Point of order raised ........... 794
Ruled germane H. 3335 .......... 794
Amendment H. 3335 lost ........ 795
Placed on calendar under unfinished business

795
Amendment H. 3365 filed ........ 796
Amendment H. 3366 filed ........ 797
Amendment H. 3369 filed ........ 797
Amendment H. 3376 filed ....... 797
Amendment H. 3369 lost ........ 808
Amendment H. 3342 withdrawn.. 813
Amendment H. 3380 filed ........ 813
Amendment H. 3380 adopted .... 813
Amendment H. 3365 withdrawn.. 813
Amendment H. 3381 filed ....... 813
Amendment H. 3381 lost ........ 814
Motion to reconsider vote ....... 814

Amendment $\dot{H}$. $3 \mathbf{3} \mathbf{7} \dot{6}$ adopted $\cdots . . .814$
Imendment $H .3328$ as amended,
adopted $\ldots . . . . . . . . . . . . . . . . . . . . . . .$.
814
Amendment H. 3382 filed ......... 815
Amendment H. 3382 lost $\ldots . .$.
Motion to reconsider vote prevailed

815
Amendment $H$. 3303 adopted .... 815
Amendment H. 3366 lost ........ 815
Passed House, ayes 65, nays 35 . . 816
Motion to reconsider vote ....... 816
Motion to reconsider vote failed.. 816
Message from Senate, with amendment H. 3602

1226
House refused to concur ......... 1786
Motion filed to reconsider vote.. 1795
Motion to reconsider vote failed. .205:
Message from Senate ............. 2185
Reported correctly enrolled ..... 2418
Signed by Speaker .............. 241 S
Signed by President .............. 2418
Sent to Governor .................................
Signed by Governor ................2623
422 By Education. A bill for an act relating to the levy of a tax for bulldings and sites in merged areas.
Introduced, placed on calendar . . 574
Amendment H. 3324 filed ........ 717
Point of order raised...${ }^{\text {Pa }}$.... 754
Ruled not germane H. 3324 ...... 754
Motion to suspend rules ........ 754
Motion to suspend rules prevailed 755
Amendment H. 3367 filed ........ 797
Amendment H. 3395 filed $\ldots . .$.
Amendment H. 3419 filed ......... 883
Amendment H. 3324 withdrawn. . 973
Amendment H. 3395 withdrawn.. 1105
Amendment H. 3419 withdrawn. . 1105
Amendment H. 3367 withdrawn. 1105
Point of order raised . . . ........ 1105
Passed House, ayes 74, nays 14 . 1105
Explanation of vote ........... 1142
423 By Bittle. A bill for an act relating to the conversion of group insurance for eligible employees.
Introduced, referred to Commerce 574
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Subcommittee, Halvorson, Brockett, and Walter
424 By Appropriations. A. bill for an act to appropriate and authorize expenditures for cen- tralized printing, centralized purchasing and the vehicle dispatcher.
Introduced, placed on Appro- priations calendar ..... 593
Recommended passage ..... 601
Committee report adopted ..... 601
604
Passed House, ayes 88, nays none ... .......................... ..... 708
Motion filed to reconsider vote ..... 712
Explanation of vote ..... 756
Motion to reconsider vote with- drawn ..... 1136
Message from Senate ..... 1613
Reported correctly enrolled ..... 1766
Signed by Speaker
Signed by President ..... 1766
Sent to Governor. ..... 801
425 By Transportation. A billfor an act relating to the useof bicycles upon the publicroads and highways and pro-viding penalties for violations.
Introduced, placed on calendar ..... 593
Amendment H .3320 filed ..... 719
Amendment H . 3341 filed ..... 745
Amendment H. 3344 filed ..... 76
Amendment H. 3348 filed ..... 761
Amendment H. 3354 filed ..... 781
Amendment H. 3341 A lost ..... 791
Amendment $H .3341 \mathrm{~B}$ lost ..... 791
Amendment H. 3341C lost ..... 791
Motion to reconsider vote ..... 791
Motion to reconsider vote failed ..... 791
Rereferred to Transportation ..... 791
Amendment H. 3362 filed ..... 798
426 By West. A bill for an actrelating to safeguarding of andaccounting for moneys andother property of residents ofcounty care facilities. (SeeHF 855-Committee Bill)

Introduced, referred to County Government
Subcommittee, West, Miller of Calhoun, and Baker776
427 By West, Welden, Crabb,Tofte, Rinas, Brunow and Ben-nett. A bill for an act relatingto the election of presidentalelectors

Introduced, referred to State Government
Subcommittee, Brandit, Drake, and Hines
428 By Egenes, Anderson, Read-
inger, Cusack and Monroe. A
bill for an act to permit a
surviving spouse fifty-five
years of age or older and
otherwise qualified to file for
additional property tax relief.

Introduced, referred to Ways and
Means
H. $\mathbf{F}$.

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Subcommittee, Mennenga, Egenes, Hennessey, Gentleman, Walter, Nealson of Muscatine, andBina ........ics
429 By Hullinger and Brunow. A bill for an act relating to the method of selection of grand and petit jurors.
Introduced, referred to Judiciary and Law Enforcement ..... 594 Jesse ..... 699
Subcommittee, Oakley, Bittle, and
Subcommittee, Oakley, Bittle, and
430 By Lipsky, Doyle, Midaletonand Newhard. A bill for an actrelating to the conducting ofan autopsy on deceased per-sons confined in certain statecorrectional institutions atdeath.

Introduced, referred to Judiciary and Law Enforcement594
Subcommittee, Higgins, Newhard, and Gentleman ..... 699

431 By Appropriations. A bill for an act making an appropriation to the campaign finance disclosure commission, amending laws relating to the administration of the campaign finance laws and providing penalties, and making appropriations to state regulatory agencies for the regulation of banking, beer and liquor control, insurance, real estate, and those subjects regulated by the secretary of state.
Introduced, placed on Appropriations calendar ............ 604 ..... 618
Committee report
Committee report
Recommended passage ..... 618
Committee report adopted ..... 631
Passed House, ayes 74, nays 10 ..... 709
Motion filed to reconsider vote
712
712
Explanation of vote ..... 714
Explanation of vote ..... 743
Amendment H. 3352 filed ..... 762
Explanation of vote
041
Amendment H. 3517 filed ..... 1112
Amendment H. 4045 filed
2134
Amendment H. 4066 filed
2134
2134
Amendment H. 4056 filed ..... 2144
Motion to reconsider vote pre- vailed ..... 2154
Amendment H. 4066 withdrawn. ..... 2155
Amendment H. 4069 filed ..... 2155
Amendment H. 4070 filed ..... 2173
Amendment H. 4069 withdrawn. 2219
Amendment $H .4115$ filed ..... 2219
Amendment H. 4115 adopted .... 2219Amendment H. 4070 withdrawn. Amendment H .4061 as amended,adopted2220
Ruled out of order H. 3517 ..... 2220
Ruled out of order H. 3352 ..... 2220
Point of order raised220
Ruled not germane H. 4045 ..... 2220
Motion to suspend rules ..... 2221
Motion failed ..... 2221
Point of order raised ..... ,
Ruled not germane H. 4056 ..... 2222
Motion to suspend rules ..... 2222
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Passed House, ayes 71, nays 9 .. 2222

Motion to reconsider vote faile
$\begin{aligned} & \text { Explanation of } \\ & \text { Explanation of } \\ & \text { vote }\end{aligned} . . . . . . . . . . . . . . . .22273$
Message from Senate, with amendment H. 4297

2549
Amendment H. 4323 filed ........... 2623
Amendment H. 4333 filed .......... 2628
Amendment H. 4317 filed ......... 2633
Rule suspended ...................... 2635
Amendment H. 4317 adopted .... 2638
Amendment H. 4323 withdrawn. 2638
Point of order raised ............... 2642
Ruled not germane H. 4333 ..... 2643
Amendment H. 4334 filed ......... 2643
Ruled out of order H. 4334 ....... 2643
House concurred ................... 2644
Passed House, ayes 92, nays 2 .. 2644
Explanation of vote .............. 2750
Message from Senate ............... 2669
Reported correctly enrolled ..... 2753
Signed by Speaker .................. 2753
Signed by President ................ 2753
Sent to Governor .................... 2753
Signed by Governor ............... 2763
Item veto .......................... . . . 2771
432 By Transportation. A bill for an act relating to the requirement that motor vehicles be inspected upon transfer and providing a penalty.
Introduced, placed on calendar .. 604
Amendment H. 3309 filed ......... 672
Amendment H. 3309 adopted .... 836
Passed House, ayes 95, nays 1 .. 836
Message from Senate ............... 1249
Reported correctly enrolled ...... 1417
Signed by Speaker ................. 1417
Signed by President ................ 1417
Sent to Governor ...................... 1417
Signed by Governor ................. 1538
433 By Energy. A bill for an act relating to the establishment and administration of a railroad assistance fund for improvement of branch line railroad roadbeds, track, track structure, and other appurtenances of railroad right-ofway.
Introduced, placed on calendar .. 604
Passed House, ayes 92, nays 3 .. 753
Message from senate .............. 807
Reported correctly enrolled ..... 937
Signed by Speaker ................. 937
Signed by President .............. 937
Sent to Governor .................. 937
Signed by Governor ................ 1007
434 By Wells, West, Woods, McElroy and Middleton. A bill for an act providing for an automatic cost-of-living salary adjustment for certain state employees and making an appropriation.
Introduced, referred to Appropriations

435 By Newhard, Middleton, Doyle and Lipsky. A bill for an act relating to compensation for inmates and prisoners.
Introduced, referred to Judiciary and Law Enforcement

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Fiscal Note HCS

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Subcommittee, Higgins, Newhard, and Gentleman

436 By Newhard, Middleton, Doyle and Lipsky. A bill for an act relating to the supervision of probationers and parolees.
Introduced, referred to Judiciary and Law Enforcement ......... and Woods

437 By Crabb. A bill for an act to provide an additional homestead tax credit for persons sixty-five years of age or older.
Introduced, referred to Ways and Means
Fiscal note HCS
Subcommittee, Mennenga, Egenes,
Hennessey, Gentleman, Walter
Nealson of Muscatine, and
Bina
438 By Jordan, Miller of Buchanan and Rinas. A bill for an act relating to intestate succession and the rules of inheritance.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Nielsen of Polk, and Gentleman
Fiscal note HCS
439 By Doyle, Middleton and Newhard. A bill for an act relating to the juvenile court and dependent, delinquent, and neglected children.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Brandt, and Clark

440 By Doyle, Newhard, Middleton, Lipsky and Welden. A bill for an act relating to probation after commitment.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Jesse, and Woods
441 By Branstad. A bill for an act relating to the use of force, violence, or threats to impede any person from engaging in lawful employment or educational pursuit and providing penalties.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Newhard, Jesse, and Woods
42 By Doyle. A bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Newhard, Jesse, and Woods
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443 By Avenson. A bill for an act relating to the destructionof weeds by spraying.
Introduced, referred to Agriculture
Committee report . . . . . . . . . . . . . 880
Recommended passage ........... 880
Committee report adopted ...... 909
Subcommittee, Pellett, Jordan, and Scheelhaase
937
Amendment H. 3545 filed .......... 1068
444 By Branstad. A bill for an act relating to the penalty provided for refusal to employ on the basis of union membership.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Wells, Jochum, and West
445 By Branstad. A bill for an act relating to unlawful labor practices.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Wells, Jochum, and West
446 By Crabb. A bill for an act relating to the proceeds from sale of confiscated items.
Introduced, referred to Transportation
Subcommittee, Pavich, Schroeder, and Koogler

447 By Middleswart and Daggett. A bill for an act relating to the civil defense and emergency planning of this state.
Introduced, referred to State Government

448 By Cusack, Higgins, Fitzgerald, Jesse, Avenson, Oakley, Varley, Drake, Hargrave, Small, Bina, Dyrland, Norland, Dunton, Wells, Crawford, Bittle, Middleswart, Harvey, Byerly, Monroe, Connors, Clark, Newhard, Patchett, Horn, Rinas, O'Halloran, Lipsky, Middleton, Harper, Griffee, Cafrey, Hines, Readinger, Krause, Husak, Mennenga, Walter, Jochum, Howell, Miller of Cerro Gordo, Svoboda, Poncy, Brandt, Miller of Buchanan, Hutchins, Hennessey, Gentleman, Gilloon, Baker, Lonergan, Pavich, Dieleman, Perkins, Hinkhouse, Wulff, Woods, Halvorson, Tauke and Junker (Gluba, Murray, Kinley, Lamborn, Palmer, Miller of Marshall, Andersen, Doderer, Hill of Polk, Carr, Coleman, Culver, GallaGher, Heying, Junkins, Merritt, Miller of Des Moines, Nolting, Orr, Redmond, Robinson, Rodgers, Scott, Sovern and Willits). A bill for an act establishing the Iowa housing finance authority, and prescribing its powers and duties.
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Introduced, referred to Human
Resources
606
449 By Cusack, Oakley, O'Halloran, Avenson, Crawford and Hargrave. A bill for an act to establish a utility services stamp program for senior citizens and to prescribe penalties.
Introduced, referred to Energy
Fiscal Note HCS
Subcommittee, Howell, Avenson,
Jochum, Spencer, and Den Herder

450 By Transportation. A bill for an act relating to persons engaged in the buying and selling of certain motor vehicles and relating to vehicle registration by revising the registration application form and the registration filing system, requiring a bond to be posted in situations where vehicle ownership is not established, providing for publication of notice regarding vehicle registration renewals, increasing motorcycle and hearse registration fees, providing for receipt of new registration for all vehicles transferred in December, relating to braking and hitching requirements for certain travel trailers and semitrallers operated on the highways, relating to the width of vehicles carrying hay, straw or stover, and relating to the base price of a vehicle for registration purposes, subject to penalties provided by law.
Introduced, placed on calendar .. 606
Amendment H. 3325 filed ........ . 719
Amendment H. 3331 flled ......... 745
Amendment H. 3370 filed ......... 798
Amendment H. 3372 filed …........ 798
Amendment H. 3377 filed …...... 799
Amendment H. 3386 filed ........ 819
Amendment H. 3396 filed ......... 847
Amendment H. 3421 filed ........... 883
Amendment H. 3447 filed .......... 884
Amendment H. 3396 withdrawn.. 967
Amendment H. 3386 adopted .... 968
Amendment H. 3331 adopted .... 970
Amendment H .3377 adopted .... 970
Amendment H. 3447 adopted .... 971
Amendment H. 3468 filed ........ 971
Amendment H. 3468 adopted …. 971
Amendment H. 3372 adopted .... 972
Amendment H. 3421 adopted .... 972
Amendment H. 3325 as amended, 972
Amendment H. 3370 adopted ..... 972
Corrected amendment
filed ............................ 972
Corrected amendment H. $3 \dot{5} 05$ adopted . . . . . . . . . . . . . . . . . . . . . 972
Passed House, ayes 88 , nays $1 \cdots 972$
Explanation of votes ............. 1006
Message from Senate, with amendment H. 4354

2696
House concurred ..................... 2722
Passed House, ayes 84 , nays $6 \ldots 2723$
Reported correctly enrolled ....... 2735
Signed by Speaker .................2735

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Signed by President ...............2735
Sent to Governor .......................2735
Signed by Governor ...............2763
451 By Agriculture. A bill for an act relating to gasoline receptacles, repealing provisions relating to illuminating oil, and having the effect of imposing a penalty for violations.
Introduced, placed on calendar .. 612
Passed House, ayes 96, nays none ................................ 837
Motion filed to reconsider vote .. 844
Motion to reconsider vote prevailed

870
Amendment $\ddot{H} . \ddot{3} \mathbf{4 1 7}$ filed.........
Amendment H. 3417 adopted ..... 870
Passed House, ayes 92, nays none ...............

870
Explanation of vote .............. 880
Message from Senate, with amendment H. 3706

1441
House concurred ................... 1510
Passed House, ayes 83 , nays none ................................. . . 1510
Explanation of vote .................... 1538
Explanation of vote ............... 1596
Reported correctly enrolled ......1766
Signed by Speaker ............... 1766
Signed by President ................ 1766
Sent to Governor .................. . . 1766
Signed by Governor .................. 1801
452 By Horn. A bill for an act relating to rules made by boards of directors of school corporations governing use of tobacco, alcohol, and controlled substances by students.
Introduced, referred to Education 612
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke .
453 By Byerly. A bill for an act relating to employment security benefits.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Horn, Jochum, and Menke776

454 By Tauke. A bill for an act relating to the number of bank offices which a bank located in certain cities may establish.
Introduced, referred to Commerce 612
455 By Appropriations. A bill for an act making appropriations to the lowa state fair board, agricultural societies, the geological survey, and the Iowa natural resources council.
Introduced, placed on Appropriations calendar

612
Committee report .................... 618
Recommended passage ............. 618
Committee report adopted ........ 631
Passed House, ayes 87, nays i. . 708
Explanation of vote .............. 743
Explanation of vote ................ 756
Message from Senate .................. 1051
Reported correctly enrolled ..... 1199
Signed by Speaker ................ 1199
Signed by President .......................1199
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Sent to Governor . . . . . . . . . . . . . . . 1199
Signed by Governor ................ 1314
Item veto .............................. 1314
Explanation of vote .............. 1596
456 By Doyle, Middleton and Lipsky. A bill for an act relating to the granting of furloughs to inmates.
Introduced, referred to Judiciary and Law Enforcement, Higgins, and Gentleman

457 By Krause. A bill for an act making an appropriation from the general fund of the state to the state conservation commission for the shoreline development of Five Island Lake.
Introduced, referred to Appropriations

612
458 By Lipsky, Doyle, Middleton, Newhard and O'Halloran. A bill for an act relating to work release programs for inmates of institutions.
Introduced, referred to Judiciary and Law Enforcement, ........
Subcommittee, Middleton, Gentleman, and Spencer

459 By Human Resources. A bill for an act permitting the issuance of a special license by the board of medical examiners to authorize the licensee to practice medicine and surgery.
Introduced, placed on calendar
1'assed House, ayes 78, nays $16 \ldots 838$
Message from Senate, with amendment H. 3619
House concurred ............................ 1379
Passed House, ayes 74 , nays none ................................ 1379
Explanation of vote ..................1395
Explanation of vote .................. 1416
Explanation of vote ................ 1448
Reported correctly enrolled ...... 1766
Signed by Speaker ................. 1766
Signed by President …...................1766
Sent to Governor . . . . . . . . . . . . . . 1766
Signed by Governor ................. 1801
460 By State Government. A bill for an act relating to the leasing of buildings and office space by the department of general services.
Introduced, placed on calendar .. 631
Referred to State Government .. 670
461 By Oakley, Bennett, Crabb, Danker, Den Herder, Egenes, Fullerton, Hansen, Junker, Menke, Pellett and Stephens. A bill for an act making an appropriation to provide assistance to political subdivisions for disaster relief.
Introduced, referred to Appropriations
Amendment $\dot{H} .33 i 11$ filed ..........
462 By Higgins and Caffrey (Gluba and Murray). A bill
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for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.
Introduced, referred to Human Resources ${ }^{\text {. }}$ Har.....................
Subcommittee, Hargrave, Lonergan, and Anderson 776
Withdrawn ............................... 2253
463 By Human Resources. A bill for an act relating to remedial eye care.
Introduced, placed on calendar . . 662
Fiscal Note HCS
Passed House, ayes 92, nays 1.. 872
Explanation of vote ............. 880
Message from Senate ................ 1442
Reported correctly enrolled ....... 1658
Signed by Speaker ................. 1658
Signed by President .................. 1658
Sent to Governor ................... 1658
Signed by Governor . . . . . . . . . . . . . 1721
464 By State Government. A bill for an act relating to contracts among public agencies under section 28 E .12 of the Code.
Introduced, placed on calendar .. 662
Amendment H. 3418 fled ......... 884
Amendment H. 3455 filed ......... 942
Amendment H. 3547 filed ........... 1068
Amendment H. 3547 adopted .... 1108
Amendment H. 3418 withdrawn.. 1108
Amendment H . 3455 withdrawn.. 1108
Passed House, ayes 88, nays
none . . . . . . . ....................... . . 1108
Explanation of vote ............... 1142
465 By Education. A bill for an act relating to the transportation of nonpublic school pupils outside the boundary lines of the school district of residence.
Introduced, placed on calendar .. 662
Amendmen't H. 3368 filed ......... 799
Amendment H. 3453 filed.......
Amendment H. 3368 withdrawn.. 1109
Amendment H. 3453 adopted .... 1109
Point of order raised . . . . . . . . . 1109
Passed House, ayes 67, nays 24 . 1110
Explanation of vote ............. 1142
Message from Senate ................ 2040
Reported correctly enrolied ..... 2172
Signed by Speaker ................. 2172
Signed by President ............... 2172
Sent to Governor ................... 2172
Signed by Governor ................ 2226
466 By Hargrave, Connors, O'Halloran, West, Crabb, Drake and Middleton. A bill for an act relating to paid holidays for state employees.
Introduced, referred to State Government
Subcommittee, Connors, Dieleman, and Drake776

467 By Education. A bill for an act relating to approval of plans for erecting school buildings.
Introduced, placed on calendar .. 663
Amendment H. 3319 filed ......... 721
Amendment H. 3319 adopted …. 1111
Passed House, ayes 74, nays 17 .. 1111
Explanation of vote ............... 1142
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468 By Cusack. A bill for an act providing an exemption from taxation for property used for solar energy systems of heating and cooling residential, commercial or public buildings.
Introduced, referred to Ways and Means

702
Rereferred to Energy
Fiscal Note HCS
Subcommittee, Howell, Avenson Jochum, Spencer, and Den Herder

938
469 By Gentleman, Tauke, Gil loon, Readinger and Bina. A bill for an act relative to the authorization and sale of public bonds.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff

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1085
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470 By State Government. A bill for an act to establish and regulate the practice of barbering and the practice of cosmetology, and to provide penalties.
Introduced, placed on calendar . . 703
Amendment H. 3467 filed ......... 977
Steering recommends calendar . 1934
S.F. 296 Substituted .............. 2074

Withdrawn ........................ . . . . 2084
471 By Brandt. A bill for an act relating to registration of voters, permitting eligible electors to register as voters by mail or do so at the polls on the day of an election.
Introduced, referred to State Government
Subcommittee, Brandt, Crawford, and Monroe
Amendment H. 3774 filed ........ 1598
472 By Crabb. A bill for an act to establish an educational tuition grant or cash allowance payable to members of the national guard and making an appropriation.
Introduced, referred to Education 703
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke.

776
473 By Crabb. A bill for an act relating to attorney's fees under the Iowa Tort Claims Act.
Introduced, referred to Judiciary and Law Enforcement ........
Subcommittee, Nielsen of Polk, Jesse, and Bittle

474 By Lipsky, Doyle, Newhard, Middleton, Welden and O'Halloran. A bill for an act relating to neglected, dependent, and delinquent children.
Introduced, referred to Human Reśources

475 By Newhard, Middleton, Doyle and Welden. A bill for
an act relating to the use of probation by the court.
Introduced, referred to Judiciary and Law Enforcement $\because \cdots \cdots{ }_{\text {Mide }}$
Subcommittee, Higgins, Middleton, and Clark

476 By O'Halloran. A bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the Act.
Introduced, referred to Energy.. 703
Subcommittee, Varley, Cusack, Readinger, and Fullerton

938
477 By Hargrave. A bill for an act relating to the salaries paid to certain persons receiving retirement allowances.
Introduced, referred to State Government

703
Subcommittee, Svoboda, McElroy, and Crawford776

478 By Kreamer. A bill for an act to create a vocational youth organization fund, and to make an appropriation therefor
Introduced, referred to Appropriations703

479 By Transportation. A bill for an act relating to the movement of mobile homes and factory-built structures of excessive size subject to penalties provided by law.
Introduced, placed on calendar .. 704
Amendment H. 3422 filed ......... 884
Amendment H. 3422 adopted .... 1122
Motion to reconsider vote ....... 1122
Motion to reconsider vote prevailed

1122
Amendment H. 3422 adopted... .1123
Passed House, ayes 71, nays 19 . 1123
Message from Senate ............... 2011
Reported correctly enrolled ........2109
Signed by Speaker ................ 2109
Signed by President ............... 2109
Sent to Governor . . . . . . . . . . . . . . . . 2109
Signed by Governor ............... 2226
480 By Howell. A bill for an act relating to the operation of snowmobiles.
Introduced, referred to Natural Resources
Subcommittee, Middieswart, Hinkhouse, and Branstad

776
481 By Doyle, Welden, Readinger, O'Halloran and Lipsky. A bill for an act relating to the review of persons serving life terms by the board of parole.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Higgins, and Gentleman776

482 By Crabb, Bennett, Menke, Hansen, Fullerton, Scheelhaase, Den Herder, and Schroeder. A bill for an act re-

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lating to school days. (See HF 720-Committee Bill)
Introduced, referred to Education 704
Subcommittee, Baker, Miller of Calhoun, loncy, Menke, and Wulff776

483 By Lonergan, Crawford and Hines. A bild for an act relating to leave of absence by reason of sickness or injury.
Introduced, referred to State Government
Subcommittee, Dieleman, Hines, and Junker .......................

484 By State Government. A bill for an act relating to the licensing and regulation of social workers and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.
Introduced, placed on calendar .. 704
Amendment H. 3454 filed ......... 942
Amendment H. 3476 filed ......... 978
Amendment H. 3490 fled .......... 978
Amendment H. 3509 fled …........ 1008
Amendment H. 3510 filed ......... 1009
Amendment H. 3531 filed ........... 1041
Amendment H .3556 filed … ............1112
Fiscal note HCS
Motion to suspend rules ......... 1124
Motion failed ........................ 1124
Amendment H .3559 filed ........... 1127
Amendment H. 3564 filed .......... 1127
Amendment H. 3565 filed .......... 1128
Amendment H. 3831 filed …......... 1722
Amendment H. 3927 filed …........ 1890
Amendment H. 3951 filed .......... 1962
Amendment H. 3531 withdrawn.. 1971
Amendment H. 3927 adopted .... 1974
Ruled out of order H. 3454 ....... 1974
Ruled out of order H. 3510 ....... 1974
Ruled out of order H. 3556 ........ 1974
Ruled out of order H. 3559 ......... 1974
Amendment H. 3509 A withdrawn. 1975
Amendment H. 3509D withdrawn. 1975
Amendment H. 3509 E withdrawn. 1975
Amendment H. 3509 J withdrawn. 1975
Amendment H. 3509 B lost ........ 1976
Amendment H. 3509C lost ........ 1976
Amendment H. 3962 fled ........... 1976
Point of order raised .............. . . 1983
Amendment H. 3964 filed ......... 1984
Point of order raised ............. 1984
Referred to Ways and Means .... 1984
Motion to suspend rules ........ 1984
Motion to suspend rules pre-
vailed ................................. 1984
Amendment H. 3964 lost .......... 1985
Amendment H. 3966 filed . . . . . . . . 1985
Amendment H. 3966 lost ........... 1986
Placed on calendar under un-
finished business ................. 1986
Motion filed to reconsider vote .. 1996
Amendment H. 3965 filed ......... 1996
Amendment H. 3968 filed ........... 1997
Amendment H. 3969 flled ......... 1997
Amendment H. 3971 filed .......... 1999
Amendment H. 3972 filed .......... 1999
Motion filed to reconsider vote ....2036
485 By Appropriations. A bill for an act appropriating funds from the lowa public employees' retirement system fund to

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Passed House, ayes 83, nays
1511
none $\cdots$............ Explanation of vote ..... 1538
1596
Message from Senate ..... 1727
Reported correctly enrolled ..... '2059
Signed by Speaker ..... 2059
Signed by President ..... 2059
Sent to Governor ..... 2059
Signed by Governor ..... 2110
Became Law by Publication ..... 2496
489 By Newhard, Middieton,Lipsky, Doyle and O'Halloran.A bill for an act relating to theissuance of a summons andnotice by the juvenile court.

Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Middleton, and Clark776

490 By Lonergan and Hines. A bill for an act providing for automatic cost-of-living salary increases to persons who are members of the merit system.
Introduced, referred to State Government
Subcommittee, Hines, Brandt, and McEIroy776

491 By Patchett, Svoboda, Hargrave, Avenson, O'Halloran, Wells, Griffee, Anderson, Gilloon, Mennenga, Bina, Cusack, Doyle, Baker and Middleton. A bill for an act to contract with the national railroad passenger corporation for railroad passenger service, provide for the purchase of railroads depots, and making an appropriation therefor.
Introduced, referred to Trans-
 Tauke, Drake, and Brunow … 776

492 By Horn. A bill for an act relating to the purchase of uniforms by school districts.
Introduced, referred to Education 723
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke .. 776
493 By Brunow. A bill for an act requiring the publication of condensed statement of the proceedings of city councils and boards of supervisors.
Introduced, referred to County Government . Hüchins, ... West,
Subcommittee, Hutchins, Wiest,
and Miller of Calhoun....${ }^{2} 98$
494 By Poncy. A bill for an act relating to the duties of the state educational radio and television facility board.
Introduced, referred to Education 723
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 776
495 By Kreamer, Poncy, Hennessey, Woods, Caffrey, Hansen, West, Husak, Clark, Readinger, Krause, Pavich, Danker, Stromer, Drake, Connors, and
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Jesse. A bill for an act to establish a subvention program and a tuition grant program for certain students at the college of osteopathic medicine and surgery in Des Moines, lowa and to make an appropriation.
Introduced, referred to Appropriations

723
496 By Wells. A bill for an act relating to the official title of the state of Iowa.
Introduced, referred to State Government
Subcommittee, Brandt, Fitzgerald, and McElroy
497 By Natural Resources. A bill for an act relating to the conservation management and protection of fish, plant life, and wildife species endangered or threatened with extinction and prescribing penalties.
Introduced, placed on calendar .. 747
Amendment $H$. 3383 filed......... 819
Amendment H. 3383 adopted .... 1166
Passed House, ayes 85, nays 2 .. 1166
Message from Senate ............. 1969
Reported correctly enrolled .... 2059
Signed by Speaker ................ 2059
Signed by President ................ 2059
Sent to Governor ................... 2059
Signed by Governor ................ 2111
498 By Transportation. A bill for an act to provide that the making or delivering of a false odometer statement is an offense subject to a penalty provided by law.
Introduced, placed on calendar .. 747
Passed House, ayes 92, nays none . . . . . . ......................... 1167
Message from Senate .............. 2095
Reported correctly enrolled ..... 2172
Signed by Speaker ................ 2172
Signed by President ................ 2172
Sent to Governor . . . . . . . . . . . . . . . 2172
Signed by Governor ...................2226
499 By Doyle, Middleton, Lipsky, Newhard and Readinger. A bill for an act relating to benefits for employees of the adult penal and correctional institutions of this state and making an appropriation. (See HF 771-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Newhard, Higgins, and
mand 776
Amendment H. 3642 iled .......... 1318
500 By Hansen. A bill for an act relating to Iowa corporations which make loans for agricultural purposes, and providing penalties.
Introduced, referred to Commerce 747
501 By Education. A bill for
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quirement for admission to the school for the deaf.
Introduced, placed on calendar .. 747
Passed House, ayes 91, nays 1 .. 1169
Message from Senate . ............. 1559
Reported correctly enrolled .... 1766
Signed by Speaker ................. 1766
Signed by President ................. 1766
Sent to Governor ................... 1766
Signed by Governor ............... 1801
502 By Transportation. A bill for an act relating to vehicle inspection and issuing inspection orders by authorized employees.
Introduced, placed on calendar . . 747
Amendment H. 3356 flled ......... 782
Amendment H. 3373 fled ......... 800
Fiscal note HCS
Amendment H. 3568 filed ......... 1128
Amendment H. 3373 adopted ..... 1170
Amendment H. 3356 withdrawn.. 1170
Amendment H. 3568 adopted .... 1170
Failed to pass House, ayes 43,
nays 49 . . . . . . . . . . . . . . . . . . . . 1170
Motion flled to reconsider vote .. 1180
Amendment H. 3687 filed . . . . . . . 1419
Amendment H. 3963 filed ............ 1999
Motion to reconsider vote pre-
vailed . . . . . . . . . . . . . . . . . . . . . . . . 2029
Amendment H. 3963 adopted .... 2030
Amendment H. 3687 withdrawn. 2030
Amendment H. 3983 flled ......... 2030
Amendment H. 3983 adopted .... 2031
Passed House, ayes 67, nays 29 . 2031
Motion to reconsider vote ....... 2032
Motion to reconsider vote failed. . 2032
Explanation of vote .............. 2274
Message from Senate . . . .............. 2572
Reported correctly enrolled .... 2753
Signed by Speaker ................. 2753
Signed by President ................ 2753
Sent to Governor . . . . . . . . . . . . . . 2753
Signed by Governor .............. 2764
503 By Human Resources. A bill for an act relating to transfer of prisoners of institutions administered by the department of social services.
Introduced, placed on calendar .. 748
Passed House, ayes 88, nays
none .................................. 1174
504 By Ways and Means. A bill for an act providing for the disclosure of the actual sales price in real estate transfers and providing penalties for violations of this Act.
Introduced, placed on Ways and Means calendar

748
Amendment H. 3374 fled . . . . . . . . . 800
Amendment H. 3375 filed .......... . . 800
Amendment H. 3550 filed ......... 1089
Amendment H. 3550A adopted ... 1119
Amendment H. 3375 lost ......... 1119
Amendment H . 3550 B adopted ... 1119
Amendment H. 3563 filed .......... 1119
Point of order raised ............. 1120
Ruled not germane H. 3563 ....... 1120
Motion to suspend rules ........... 1120
Motion failed ........................ 1120
Amendment H. 3374 withdrawn. 1121
Passed House, ayes 83, nays 10 .. 1121
Motion filed to reconsider vote . . 1125

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| :---: | :---: |
| A | Amendment H. 3516 adopted . . . 1027 |
| bill fo ran act to provide for | Amendment H. 3500 A adopted ... 1028 |
| a state land use policy, and to | Amendment H. 3459 lost ....... 1028 |
| create a department of | Amendment H. 3458 B withdrawn. 1028 |
| conservation and land use, a | Amendment H. 3481 adopted . . . 1028 |
| state land use policy commis- | Amendment H. 3478 B w |
| sion, county land use policy | Amendment H. 3479 withdrawn .. 1029 |
| commissions, and to specify | Amendment H. 3498 lost ....... 1029 |
| the powers and duties of such | Amendment H. 3485C adop |
| agencies. | Amendment H. 3478C adopted ...1030 |
| roduced, placed on calendar . . 748 | Amendment H. 3485 D withdrawn. 1030 |
| Amendment H. 3350 fled. . . . . . 763 | Amendment H. 3478 D adopted $\ldots 1030$ |
| Subcommittee, Pavich, and Wyck- | Ruled out of order H. 3478 E .... 1030 Ruled out of order H. 3473 ....... 1030 |
| mendment H. 3400 fled | Amendment H. 3500 B adopted |
| mendment H. 3420 filed ......... . 884 | Amendment H. 3478 O adopted ...1031 |
| nendment H. 3443 filed ......... . 885 | Amendment H. 3478 G adopted ...1031 |
| Amendment H. 3458 filed ........ 942 | Amendment H. 3515 flled ....... 1031 |
| mendment H. 3463 filed ........ . 943 | endment H. 3515 adopted . . . 1031 |
| dment H. 3465 flled ......... 944 | Amendment H. 3478 H ado |
| Amendment H. 3459 fled ........ 958 | Amendment H. 3478I with |
| pecial order . . . . . . . . . . . . . . 973 | Amendment H. 3472 adopted .... 1033 |
| mendment H. 3480 filed . . . . . . . . 974 | Amendment H. 3400 as |
| Amendment H. 3480 adopted .... 974 |  |
| Amendment H. 3350 as am | Amendment H . 3478 F withdrawn. 1034 |
|  | $\mathrm{An}_{\mathrm{A}}$ |
| Amendment Amnedment H. 3470 filed ............ 978 | Amendment H. 3500 C as am |
| Amendment H. 3471 filed ....... 979 |  |
| Amendment H. 3472 filed ......... 979 | Amendment H. 3487 |
| mendment H. 3473 fled ....... 979 | Amendment H. 3506 |
| Amendment H. 3478 filed ........ 979 | Amendment |
| Amendment H. 3479 filed ........ 980 | laced on calendar un |
| mendment H. 3481 filed ....... . 981 | fnished busines |
| Amendment H. 3482 filed ........ . 981 | Motion filed to reconsider |
| mendment H. 3483 filed . . . . . . . . 981 |  |
| mendment H. 3484 filed . . . . . . . . 981 | Amendment H. 3513 filed |
| Amendment H. 3485 filed ........ 981 | Amendment H. 3478J lost . . . . . . 1073 |
| mendment H. 3486 filed ......... 982 |  |
| Amendment H. 3487 filed . . . . . . . . 982 | Amendment H. 3420B withdrawn. 1074 |
| Amendment H. 3471A lost ....... 999 | Amendment H .3484 A lost . . . . . . 1074 |
| Ruled out of order H. 3471B .... 999 |  |
|  | Amendment H. 3513 B lost $\ldots . .1076$ <br> Amendment H. 3484B withdrawn. 1076 |
| mendment H. 3494 adopted . . . 1000 | Amendment H. 3485 E withdrawn. 1076 |
| mendment H. 3469 ad | Amendment $H$. 3485 F withdrawn. 1076 |
| mendment H. 3482B lost ........ 1000 | Amendment H. 3478 K withdrawn. 1076 |
| Amendment H. 3501 filed . . . . . . . . 1002 | Amendment H. 3478L adopted ... 1076 |
| Amendment H. 3501 adopted .... 1002 | Amendment H. 3478 M adopted ... 1076 |
| Amendment H. 3493 filed ....... 1002 | Amendment H .3478 N adopted.. .1077 |
| Amendment H. 3493 adopted .... 1003 |  |
| Motion to reconsider vote ....... 1003 | Corrected amendment H. 3549 <br> fled $\qquad$ <br> ............ <br> 1077 |
| Motion to reconsider vote prevailed ............................. 1003 | Cor |
| Amendment H. 3471 A adopted .. 1003 |  |
| Amendment H. 3471B adopted ... 1003 |  |
| Amendment H. 3482C adopted $\ldots 1004$ |  |
| Amendment H. 3465 as amended, lost | Amendment H A 3512 lost A. . . . . . 1079 |
| Amendment H. 3443 lost . . . . . . . 1005 | Motion to suspend rules |
| Amendment H. 3492 filed ......... 1009 |  |
| mendment H. 3495 flled ........ . 1009 |  |
| Amendment H. 3498 flled ....... . 1009 | Amendment H. 3478C lost ...... 1080 |
| Amendment H. 3500 fled . . . . . . . 1009 | Motion to suspend rules ........ 1080 |
| Amendment H. 3504 filed . . . . . . . 1010 | Amendment H. 3548 fled . . . . . . . 1080 |
| Amendment H. 3506 filed | Motion failed |
| Fiscal note HCS | Motion to suspend rules to recon- |
| Amendment H. 3458A lost ....... 1020 | sider vote . . . . . . . . . . . . . . . . . . 1081 |
| Amendment H. 3420 A lost . . . . . . 1021 | Motion prevailed |
| Amendment H. 3485A lost ....... 1023 | Amendment H. 3492 adopted . . . 1081 |
| Amendment H. ${ }^{\text {3485B }}$ withdrawn. 1023 | Motion to reconsider vote failed.. 1082 |
| Amendment H. 3495 lost $\ldots \ldots \ldots 1024$ | Passed House, ayes 58, nays $34 \ldots 1082$ |
| Amendment H. 3478 A withdrawn. 1026 | Motions filed to reconsider vote. 1083 |
| Amendment H. 3486 lost . . . . . . 1026 | Explanation of vote .............. 1084 |
| Amendment H. 3483 adopted .... 1027 | Explanation of vote . . . . . . . . . . . 1111 |
| Amendment H. 3504 lost ........ 1027 | Motion to reconsider vote falled. 1117 |
| Amendment H. 3516 filed ....... 1027 | Explanation of vote ............. 1142 |

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506 By Middleswart. A bill for an act relating to the establishment of a soil and water conservation revolving fund and making an appropriation. (See HF 773-Committee Bill)
Introduced, referred to Natural Resources
Amendment H. 3384 filed ......... 820
Subcommittee, Wyckoff, Pellett, and Tofte

938
507 By Svoboda, Small and Brockett. A bill for an act relating to an exemption from property taxation for property constituting a solar energy unit.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff .......... 1085
508 By Connors. A bill for an act relating to the use and distribution of the insurance company premium tax.
Introduced, referred to Commerce
509 By Jochum (Gluba and Robinson). A bill for an act relating to migrant workers.
Introduced, referred to Labor and Industrial Relations
Subcommittee, Poncy, Jochum, and Brockett

1085
510 By Hutchins. A bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declaring said cooperative association to be legally established and its acts to have been legally taken. (See HF 741Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Middleton, Spencer, and Evans
511 By Walter, Pavich, Danker, Schroeder, Byerly, Bina, Crabb, McElroy, and Daggett. A bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.
Introduced, referred to Appropriations
512 By Cusack. A bill for an act defling rights of citizens of the state of Iowa inducted or serving in the military forces of the United States.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Hennessey, Dyrland, and Lageschulte
513 By Wells, Mennenga, Howell, Kreamer, Baker, Den Herder,
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Branstad, Rinas, Jordan, Miller of Buchanan and Pellett. A bill for an act relating to the regulation of obscenity.
Introduced, referred to Cities and Towns
Committee report ....................... 817
Reported without recommenda-
tion ................................. 817
Motion to suspend rules .......... 817
Motion to table ...................... 817
Motion to table out of order ..... 817
Motion to suspend rules pre-
vailed ................................... Enforcement
Subcommittee, Higgins, Colark, and Dyrland
514 By Jesse. A bill for an act relating to expenditures of revenue-sharing funds and federal matching funds for erecting and equipping county hospital buildings.
Introduced, referred to County Government
Subcommittee, Borteli, Jordan, and Miller of Calhoun
515 By Small, Crawford and Cusack. A bill for an act adopting the Uniform Residential Landlord and Tenant Act. (See HF 770 -Committee Bill)
Introduced, referred to State Government
Subcommittee, Smail, Crawford, and Patchett ......................

516 By Tofte. A bill for an act authorizing local governing bodies in cities and counties to provide for the protection, restoration and rehabilitation of historic properties and imposing a tax.
Introduced, referred to Natural Resources
Subcommittee, Perkins, Egenes, and Spencer . . . . . . . . . . . .......... 9
517 By Tofte. A bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land. (See HF 777Committee Bill)
Introduced, referred to Natural Resources
Subcommittee, Branstad, Haivorson, and Scheelhaase
518 By Junker, Doyle, Fullerton and Crabb. A bill for an act relating to the participation by natural persons in card games played for money, and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Woods, Newhard,
and Hennessey
938
519 By Junker (Andersen and Shaw). A bill for an act relating to subrogation of disability benefits paid to policemen and firemen.

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Introduced, referred to Cities and Towns
Subcommittee, Connors, Junker, Bina, Spear, and Lindeen938

520 By Patchett. A bill for an
act establishing a consumer
review board.

Introduced, referred to Commerce 792

521 By Appropriations. A bill for an act relating to the time of incurring obligations for and reversion of funds contained in legislation appropriating funds.
Introduced, placed on Appropriations calendar .............
Committee report .................... 796
Recommended passage .............. 796
Committee report adopted ........ 802
Passed House, ayes 94, nays none

869
Explanation of vote ...................... 880
Message from Senate .................... 1302
Reported correctly enrolled ....... 1417
Signed by Speaker ................. 1417
Signed by President ................. 1417
Sent to Governor . . . . . . . . . . . . . . 1417
Signed by Governor .................... 1538
522 By Harper and Wyckoff. A bill for an act making, an appropriation for a state memorial commemorating citizens of this state awarded the congressional medal of honor.
Introduced, referred to Appropriations
Amendment $H$. 3456 fled
792
Subcommittee, Harper, Hansen, and Wyckoft

1200
523 By Evans. A bill for an act authorizing the board of supervisors to determine the fees collected by certain county officers.
Introduced, referred to County Government

792
524 By wells. A bill for an act relating to the salary of the superintendent of a merged area school.
Introduced, referred to Education 792
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke.
525 By Mennenga. A bill for an act relating to payments for accumulated sick leave.
Introduced, referred to Education 792
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford
526 By Oakley, Avenson, Brandt, Poncy, Spencer, Bortell, Middleswart, Evans, Schroeder, Pavich, Hutchins, Norland, Newhard, Halvorson, Pellett, Hansen, Perkins, Tofte, Tauke, Dyrland, Dunton, Krause, Griffee, Middleton, Gilloon, Higgins, Wells, Drake, Lageschulte, Menke, Clark, Scheelhaase, Kreamer, Bennett, Egenes, Hines, Crabb, Baker,
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Brockett, Danker, Dieleman, McElroy, Nealson of Muscatine, Mennenga, Lonergan and Brunow. A bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties. (See HF 766 -Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Midaleton, and Jesse938
Withdrawn ..... 1498

527 By Miller of Buchanan. A bill for an act relating to the use of accumulated leave of absence for sickness or injury.
Introduced, referred to State Government
Subcommittee, Patchett, Connors, and Drake

528 By Lipsky. A bill for an act relating to use of abandoned railroad right-of-way for bikeways.
Introduced, referred to Natural Resources
Subcommittee, Hullinger, Koogler, and Egenes
529 By Bortell and Daggett. A bill for an act relating to the place of filing to perfect a security interest.
Introduced, referred to Commerce 803
Subcommittee, Tauke, Doyle, and
Walter
530 By Brunow, West, Bortell, Caffrey and Harvey. A bill for an act relating to the time in which actions arising out of patient care must be brought.
Introduced, referred to Judiciary
and Law Enforcement ........
Subcommittee, Nielsen of Polk, Jesse, and Bittle
531 By Wyckoff. A bill for an act relating to computation of personal income taxes.
Introduced, referred to Ways and Means
Fiscal Note HCS
Subcommittee, Norland, Bina, Dyrland, Egenes, Harvey, Svoboda, and West

532 By Caffrey, Higgins and Hutchins. A bill for an act relating to the age restrictions for persons claiming reimbursement for property taxes paid and rent constituting property taxes paid.
Introduced, referred to Ways and Means
Fiscal note $\dot{H C S}$
Subcommittee, Mennenga, Egenes,
Gentleman, Hennessey, Walter,
Nealson of Muscatine, and
Bina $\qquad$
533 By Horn. A bill for an act to provide a limited exemption
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from property taxation for property used to conserve fuel or nonrenewable fuel resources.
Introduced, referred to Energy .
Subcommittee, Howell, Avenson, Jochum, Spencer, and Den Herder

534 By Stromer. A bill for an act relating to eligibility for veteran's benefits.
Introduced, referred to State Government

803
Subcommittee, Harvey, Woods, and Monroe ..................... 938

535 By Crabb, Husak, Wyckoff, Hansen and Menke. A bill for an act relating to cost of living adjustments for public employees, and making appropriations. (See HF 767Committee Bill)
Introduced, referred to State Government
Subcommittee, Connors, Woods, and Harvey .......................

536 By Brockett. A bill for an act relating to the licensing of dogs and repealing provisions relating to the domestic animal fund.
Introduced, referred to County Government ........................
Subcommittee, Jordan, Bortell, and Baker

803

537 By Cusack, Dyrland, Bina, Caffirey, Oakley, Middleton, Brunow, Griffee, O'Halloran, Readinger and Hargrave. A bill for an act relating to job discrimination of persons in public office.
Introduced, referred to State Government
Subcommittee, Brandt, Small, and McElroy
538 By Cusack. A bill for an act relating to the powers of the board of nursing examiners.
Introduced, referred to State Government
Subcommittee, Fullerton, Svoboda, and Monroe
539 By Cusack. A bill for an act relating to maximum energy consumption in residential, commercial, and public buildings.
Introduced, referred to Energy
Subcommittee, Varley, Cusack, Readinger, and Fullerton .....

540 By Bina. A bill for an act making an appropriation from the general fund of the state to the Iowa state arts council.
Introduced, referred to Appropriations

804
541 By Patchett, Bina, Brandt. Middleswart and Monroe. A bill for an act relating to the confidentiality of school records.
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Introduced, referred to Education 804 Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 938

542 By Caffrey and Woods. A bill for an act relating to the powers of counties to regulate the practice of massage and the operation of massage establishments.
Introduced, referred to County Government
543 By Cusack. A bill for an act relating to the civil rights commission, the issuance of subpoenas, hearing costs, damages, and providing penalties for violations.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Higgins, Middieton, and Gentleman
544 By Patchett, Hullinger, Bina and Walter. A bill for an act relating to persons who collect, store and disseminate consumer credit information, and providing penalties.
Introduced, referred to Commerce
545 By Daggett. A bill for an act relating to rights of parents and guardians of school children and to provide a penalty.
Introduced, referred to Education 804
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 9
546 By Daggett. A bill for an act to prohibit hunting from a motor vehicle.
Introduced, referred to Natural Resources

805
Subcommittee, Spencer, Pellett,
and Wyckoff ...................... 9
939
547 By Cusack. A bill for an act regulating the distribution of prescription drugs and other controlled substances by wholesalers or wholesale salesmen.
Introduced, referred to Judiciary and Law Enforcement ......... Subcommittee, Newhard, Higgins, and Gentleman

548 By Brunow. A bill for an act relating to licensing, implied consent and financial responsibility requirements for snowmobile operation, and providing for the suspension or revocation of licenses or certificates for certain violations.
Introduced, referred to Natural Resources
Subcommittee, Branstad, Miadieswart, and Varley

549 By Cusack. A bill for an act relating to age discrimination.
Introduced, referred to Labor and Industrial Relations
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Subcommittee, Miller of Cerro Gordo, Pavich, and Daggett ... 1085

550 By Patchett, Poncy, Monroe, Anderson, Caffrey, Connors, Danker, Wells, Griffee, Woods, Hines, Horn, Hargrave, Jordan, Nealson of Muscatine, Bortell, Tauke and Stephens. A bill for an act relating to restrictions on the activities of producers, refiners and distributors in the retail operation of the petroleum industry and providing a penalty for violation of the Act.
Introduced, referred to Energy.. 805
Subcommittee, Hullinger, Griffee, Perkins, Gentleman, and Welden

551 By Egenes, Varley, West and Miller of Cerro Gordo. A bill for an act relating to telephone exchange service.
Introduced, referred to Commerce 805
552 By Connors, Doyle, Small, Svoboda, Hines, Crawford and Hargrave. A bill for an act relating to the consolidation for investment of retirement system funds.
Introduced, referred to State Government
Subcommittee, Connors, Junker, and Dieleman939

553 By Danker. A bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Lowa vacating and disposing of certain streets and alleys. (See HF 742-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Middleton, Spencer, and Evans939

554 By Newhard. A bill for an act to provide for the publication of a summary of a proposed city budget.
Introduced, referred to Cities and Towns

806
Subcommittee, Clark, Newhard, Anderson, Lipsky, and Dieleman939

555 By Egenes. A bill for an act relating to uninsured motorist coverage for property damage.
Introduced, referred to Commerce 806
Subcommittee, Small, Krause, Evans, Bina, Kreamer, Egenes, and Hennessey939

556 By Monroe. A bill for an act relating to the public members of the employment security advisory council.
Introduced, referred to State Government
Subcommittee, Hines, Junker, and Small

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557 By Cusack. A bill for an act to provide limited tax incentives for the improvement repair, and maintenance of residential property by allowing a five-year tax moratorium for certain improvements to buildings and by requiring that real estate be assessed as if repairs and maintenance had been performed, with certain exceptions.
Introduced, referred to Ways and Means
Subcommittee, Anderson, Hennessey, Jochum, Nealson of Muscatine, and Readinger 1085

558 By Education. A bill for an act relating to elementary, secondary and prekindergarten education, by changing the certification date of school budgets, providing for enforcement of school standards and prescribing time periods for compliance, clarifying the provision of auxiliary services, clarifying duties of the area education agency board and administrator, the director of special education, the depart ment of public instruction and the state comptroller limiting reorganization under certain conditions, modifying reimbursement provisions for driver education, modifying the two hundred dollar minimum state foundation aid, providing new methods for defining enrollment and augmenting declining enrollment, clarifying authorized exependitures, providing a state percent of growth for the 1975-76 school year, new methods for determining state percent of growth and allowable growth, correcting methods of computing state cost and district cost per pupil, modifying the authority of the school budget review committee to reduce allowable growth, authorizing an enrichment program funded by property tax, state aid, and an income surtax to replace the former income surtax provisions, providing new methods for determining and funding costs of media services and other services provided through the area education agencies, providing an advance to compensate for increasing enrollment, modifying reimbursement for special education services formerly offered by local districts and county or joint county school systems, providing certain special education support funds in addition to the programmed and approved costs, correcting references, making an appropriation, and providing a retroactive effective date.
Introduced, placed on calendar.

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Amendment H. 3431 lost ......... ${ }^{931}$
Corrected amendment H. ${ }^{3461} 932$

Corrected amendment $\dot{H}$. $\mathbf{3} \mathbf{4} \mathbf{6} 1$
adopted
mendment $\cdots 3410$ as amended
lost ….........................
Amendment H. 3416 lost .......... 93
Amendment H. 3424 adopted ..... 934
Amendment H. 3438 lost .......... 935
Amendment H. 3432 lost .......... 935
Motion to reconsider vote ........ 935
Motion to reconsider vote failed.. 935
Passed House, ayes 92, nays 4 .. 935
Motion to reconsider vote ....... 936
Motion to reconsider vote failed.. 936
Explanation of vote ............... 937
Explanation of votes ….......... 976
Message from Senate, with amendment H . 3720

1477
Amendment H. 3741 filed .......... 1539
Amendment H. 3779 flled …........ 1636
Amendment H. 3779 A withdrawn. 1638
Amendment H. 3779B adopted ... 1638
Amendment H. 3784 flled ......... 1640
Amendment H. 3785 flled …....... 1640
Motion to reconsider vote ........ 1679
Motion to reconsider vote prevailed

1679
Amendment H. 3779B adopted ... 1681
Amendment H. 3779C adopted ... 1681
Amendment H. 3785 lost …...... 1682
Amendment H. 3826 fled …....... 1683
Amendment H. 3826 adopted ..... 1683
Amendment H. 3819 filed ......... 1683
Amendment H. 3819A withdrawn. 1683
Amendment H. 3819B adopted ...1683
Amendment H. 3784 lost …..... 168 :
Amendment H. 3741 adopted $\ldots 1686$
Amendment H. 3779D withdrawn. 1686
Amendment H. 3779 E lost …...1686
Amendment H. 3779 F withdrawn. 1687
Amendment H . 3779 G adopted ... 1687
Amendment H . 3779 H withdrawn. 1687
Amendment H. 3827 flled ......... 1687
Point of order ralsed ............... 1688
Ruled not germane H. 3827 ........ 1688
Motion to suspend rules ........... 1688
Motion to suspend rules pre-
valled .............................. 1688
Amendment H. 3827 withdrawn.. 1689
House concurred ................... 1689
Passed House, ayes 71, nays 2 .. 1689
Motion to reconsider vote ........ 1689
Motion to reconsider vote falled.. 1690
Motion to suspend rules ........... 1690
Motion failed ....................... 1690
Explanation of vote ............... 1714
Message from Senate ….............. 1754
Reported correctly enrolled .... 2059
Signed by Speaker ..................2059
Signed by President ................. 2059
Sent to Governor ...................2059
Signed by Governor ................ 2111
Became Law by Publication .....2672
559 By State Government. A bill for an act relating to the time for publishing the Iowa Administrative Code.
Introduced, placed on calendar . . 808
S.F. 351 Substituted ............... 1101

Withdrawn 1102

560 By County Government (County Government). A bill for an act relating to the effective date of certain Acts
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or resolutions of the general assembly.
Introduced, placed on calendar . . 809
Amendment H. 3488 filed ........ . 982
Amendment H. 3587 filed ........ 1206
Amendment H. 3658 flled ........ 1351
Amendment H. 3660 filed ........ 1372
561 By Junker. A bill for an act relating to the interest rate on public bonds.
Introduced, referred to Ways and Means

809
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton

1085
562 By Brandt, Jesse, Newhard, Hargrave and Brunow. A blll for an act relating to the membership, authority and financial affairs of the Lowa state fair board.
Introduced, referred to State Government
Subcommittee, Dieleman, Smail, and McElroy

809

563 By Kreamer. A bill for an act relating to the income tax.
Introduced, referred to Ways and Means
Subcommittee, Norland, Bina, Dyrland, Egenes, Harvey, Svoboda, and West

1085
564 By Small, Krause, Avenson, Schroeder, Readinger, Bennett, Svoboda, Connors, Hansen, Wyckoff, Spencer and Drake (Palmer, Coleman, Doderer, Gallagher, Glenn, Hill of Jasper and Willits). A bill for an act relating to the bonding of governmental employees.
Introduced, referred to Commerce 809
Subcommittee, Brockett, Small, and Krause939

565 By Higgins. A bill for an act to provide for a railroad passenger service route from Chicago to the Missouri river, the designation and construction of stations and depots, and making an appropriation to cover losses and the upgrading of the track.
Introduced, referred to Transportation ............................. Subcommittee, Krause, Rinas, Tauke, Drake, and Brunow ... 939
Fiscal note HCS
566 By Cusack. A bill for an act relating to the employment of retired Iowans and making an appropriation.
Introduced, referred to Human Resources

809
567 By Higgins. A bill for an act to establish the office of public defender.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Bittle, Middleton, and Jesse
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568 By Connors, Woods, Doyle and Bittle. A bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty.
Introduced, referred to Commerce 809
Subcommittee, Doyle, Walter, and Tauke

939
Amendment H. 3 方i9 filed .............. 1042
Withdrawn ............................. 1871
569 By Miller of Buchanan. A bill for an act relating to loans and contracts involving real estate.
Introduced, referred to Commerce 810
Subcommittee, Jordan, Doyle, and McElroy
Amendment $\dot{H} .35 \dot{2} 0$ filed......... .1042
570 By Middleswart, West, Bortell and Varley. A bill for an act relating to the composition of judicial election districts.
Introduced, referred to Judiciary and Law Enforcement
571 By Cusack. A bill for an act requiring cities to establish a post-secondary education program for city police officers.
Introduced, referred to Cities and Towns
Subcommittee, Miller of Cerro Gordo, Rinas, Harvey, Nealson of Muscatine, and Walter .... 939

572 By Small. A bill for an act relating to physician examination fee.
Introduced, referred to State Government
Subcommittee, " Smail, " Connors, and Bittle ....................... 939
573 By Doyle. A bill for an act relating to providing codes to sheriff substations. (See HF 782-Committee Bill)
Introduced, referred to State Government ........................... land, and Svoboda .............. 939
Amendment H. 3502 filed ........... . 1010
Withdrawn ............................ 1524
574 By Doyle. A bill for an act relating to termination of parental rights proceedings.
Introduced, referred to Human Resources
575 By Cusack. A bill for an act relating to eligibility for lowrent housing.
Introduced, referred to Human Resources ........................ 810
Committee report …................. 881
Recommended amendment, passage ................................. 881
Committee amendment H. 3445 ... 882
Committee report adopted ....... 909
Steering recommends calendar ... 1203
Committee amendment H. 3445 adopted ........................... 1242
Passed House, ayes 93, nays none . . . . . . . . . . . . . . . . . . . . . . . . . 1242
Explanation of vote ................ 1292

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Message from Senate
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........ 1868
Reported correctly enrolled ..... 2059
Signed by Speaker .............. 2059
Signed by President ............. 2059
Sent to Governor ................. 2059
Signed by Governor ................ 2111
576 By Transportation. A bill for an act to regulate the modification of the height of certain motor vehicles from the ground subject to penalties provided by law.
Introduced, placed on calendar . . 810
Passed House, ayes 73, nays 13 .. 1198
Motion fled to reconsider vote ... 1199
Amendment H. 3593 filed ........ 1206
Explanation of vote ............. 1230
Amendment H. 3871 filed ........ 1823
577 By Lipsky, Newhard and Middleton. A bill for an act relating to the juvenile court referee.
Introduced, referred to Judiciary and Law Enforcement .........
Subcommittee, Dyrland, Oakley, and Newhard

578 By Higgins. A bill for an act to contract with the national rallroad passenger corporation for railroad passenger service between the clty of Davenport and the city of Council Bluffs and the city of Dubuque and the city of Council Bluffs and making an appropriation therefor.
Introduced, referred to Transportation... Krause....................... Tauke, Drake, and Brunow ..

579 By Horn and Connors. A bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program.
Introduced, referred to Education 811
Subcommittee, Dyrland, Mennenga, Spear, Bennett, and Crawford.. 939

580 By Bortell. A bill for an act relating to placement of roads and streets.
Introduced, referred to Transportation

811
581 By Wells. A bill for an act relating to a special one day liquor control license issuable to colleges and universities, and providing fees and penalties.
Introduced, referred to State Government
Subcommittee, Harvey, Woods, and Monroe

939
582 By Branstad. A bill for an act relating to inheritance tax exemptions for sons, daughters and other lineal descendants.
Introduced, referred to Ways and Means

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Subcommittee, Miller of Buchanan, Clark, Husak, Jochum, and Stephens

583 By Lipsky, Crawford, Doyle, Middleton, Gentleman and Readinger. A bill for an act to establish an advisory council on early childhood development and an office of early child development and to prescribe powers and duties.
Introduced, referred to Human Resources

811
584 By Judiciary and Law Enforcement. A bill for an act relating to competition between business, commercial, or professional entities, prohibiting unreasonable restraints of economic activities, providing for enforcement, and providing criminal and civil penalties.
Introduced, placed on calendar 811
Committee amendment $H$. 3569 fled

1128
Steering recommends calendar . 1347
Amendment H. 3656 fled . . . . . . . 1351
Amendment H. 3680 filed .......... . 1420
Amendment H. 3681 fled ......... 1428
Amendment H. 3682 filed . . . . . . . . 1432
Amendment H. 3683 filed . . . . . . . . 1433
Amendment H. 3693 filed ........ . 1433
Motion to suspend rules ......... 1455
Motion to suspend rules prevailed

1455
Amendment $\dot{H}$. 3693 lost .......... . . 1456
Amendment H. 3680 lost .......... 1458
Amendment H. 3695 filed ….......... 1458
Amendment H. 3696 fled … . . . . . . . 1458
Amendment H. 3699 filed ......... 1459
Amendment H. 3700 filed . . . . . . . . . 1459
Amendment H. 3701 fled .......... 1459
Amendment H. 3702 filed ........... 1460
Amendment H. 3703 filed . . . . . . . . 1460
Amendment H. 3704 filed .......... 1460
Amendment H. 3708 flled … . . . . . 1461
Amendment H. 3714 filed .......... 1461
Amendment H. 3719 fled ........... 1462
Committee amendment H. 3569A withdrawn

1474
Amendment H. 3700A adopted .. 1475
Committee amendment H .3569 C

Amendment H .3700 B withdrawn. 1475
Amendment H. 3708 withdrawn . 1475
Substituted H. 3714 ............... 1475
Amendment H. 3714A withdrawn. 1476
Amendment H. 3714 B adopted ...1476
Amendment H. 3656 withdrawn. 1476
Committee amendment H. 3569D
adopted .......................... 1487
Committee amendment $H$. 3569 F
$\qquad$
Amendment $\dot{H} .3682$ withdrawn...1487
Amendment H. 3703 lost ......... 1488
Amendment H. 3699 withdrawn.. 1488
Amendment H. 3696 adopted .... 1488
Amendment H. 3719 lost ......... 1489
Amendment H. 3681 lost …....... 1493
Committee amendment H. 3569E adopted
Amendment $\dot{H}$. 3702 adopted .... 1494
Amendment H. 3701 adopted … 1495
Amendment H. 3683 lost ......... 1495
Amendment H. 3695 adopted .... 1496
Amendment H. 3704 lost ......... 1497
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Passed House, ayes 62, nays 34 . . 1497
Motion to reconsider vote ..... 1497
Motion to reconsider vote failed.. 1497
585 By O'Halloran (Gluba and Doderer). A bill for an act relating to rights of persons seeking health care. (See HF 819-Committee Bill)
Introduced, referred to Human Resources
Amendment H. 3452 filed ........ 958
Subcommittee, Anderson, Hansen, and Den Herder $\qquad$
586 By Newhard. A bill for an act adding to the lowa banking act a new division relating to the days and hours of operation of banks and bank offices, and relating to the days and hours of operation of savings and loan associations.
Introduced, referred to Commerce 822
587 By Krause. A bill for an act to revise the veterans' laws of the state by revising dates and repealing obsolete language.
Introduced, referred to State Government
Subcommittee, " Harvey, " Woods, and Monroe ....................
Amendment H 3578 filed ..... 114
588 By O'Halloran (Gallagher). A bill for an act to contract with the national railroad passenger corporation for eastwest railroad passenger service across the state and making an appropriation therefor.
Introduced, referred to Transportation

822
Subcommittee, Krause, Rinas, Tauke, Drake, and Brunow ... 1085

589 By Small, Wells and Pavich. A bill for an act relating to the establishment of a depository library center within the Iowa library department.
Introduced, referred to State Government
Subcommittee, Small, Monroe, and Fullerton
\% 90 By Hargrave. A bill for an act relating to real estate conveyances in trust which prohibits the secrecy of beneffial interests in land trusts and which provides penalties. (See HF 813-Committee Bill)
Introduced, referred to Commerce 822
Rereferred to State Government.. 913
Subcommittee, Monroe, Crawford, and Small

591 By Higgins, O'Halloran, Jochum, Middleton, Caffrey, Small, Anderson, Svoboda, Lipsky, Fitzgerald, Cusack, Dyrland, Scheelhaase, Baker, Crawford, Gilloon, Hargrave, Harper and Bina. A bill for an act to establish a program for the development of health care
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centers for the delivery of health care by public health nurse practitioners and making an appropriation.
Introduced, referred to Human Resources
Committee report . . . . . . . . . . . . . . . 882
Recommended passage .......... 882
Committee report adopted ....... 909
Amendment H. 3451 filed ........ 958
Referred to Appropriations ...... 1534
592 By Harvey. A bill for an act relating to sales and use taxes on projects financed under chapter four hundred nineteen (419) of the Code.

Introduced, referred to Ways and Means
Subcommittee, Dieleman, Ciark Gentleman, Hennessey, and Howell
Fiscal note HCS
593 By Bina. A bill for an act relating to property tax exemptions for military service.
Introduced, referred to Ways and Means
Subcommittee, " Ẅyckoff, " Read inger, and Danker

1085
594 By Hutchins, Anderson, Krause and Middleswart. A bill for an act making an appropriation to the department of transportation to be used to reimburse nonprofit civic leagues or organizations for towing expenses incurred in the collection of abandoned motor vehicles.
Introduced, referred to Transportation
Rereferred to Appropriations ... 1001
595 By Lageschulte, Brandt, Gentleman and Middleton. A bill for an act relating to the contents of a certificate of marriage. (See HF 774-Committee Bill)
Introduced, referred to Judiciary and Law Enforcement ........
Subcommittee, Spencer, Higgins, and Evans

596 By Middleton, Wulfi, Brandt, O'Halloran and Jesse. A bill for an act to increase the tax levy for county health centers.
Introduced, referred to Ways and Means
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff' .......... 1085

597 By Doyle. A bill for an act to impose penalties for failure of interstate carriers to register interstate commerce commission authority with the state department of transportation.
Introduced, referred to Transportation $. \cdots \cdots \cdot . . . . . . . . . . .$.
Subcommittee, Drake, Doyle, and Bortell

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598 By Monroe and Spear (Miller of Des Moines and Junkins). A bill for an act to eliminate the application form for the state migratory waterfowl stamp. (See HF 778-Committee Bill)
Introduced, referred to Natural Resources ..................... 823
Subcommittee, Spencer, Branstad, and Koogler1085

599 By Monroe. A bill for an act relating to the property tax exemptions for veterans.
Introduced, referred to Ways and Means

823
Subcommittee, Wyckoff, Readinger, and Danker
600 By Monroe, Spear and Jordan. A bill for an act relating to the distribution of revenues collected from real estate transfers.
Introduced, referred to Ways and Means
Fiscal note HCS
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton

1085
601 By Wells, Wyckoff, Crabb and Husak. A bill for an act relating to prohibiting the adding of a gratuity to a guest check in restaurants and other food and drink establishments open to the public.
Introduced, referred to Commerce 824
602 By Daggett, Stromer, Bennett, Crabb, West, Danker and Bortell. A bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business.
Introduced, referred to State Government
Subcommittee, Hines, Dieleman, and Drake
Amendment H. 3518 filed ........ 1042
Amendment H. 3557 fled ......... 1113
Withdrawn ........................ . 2532
603 By Human Resources. A bill for an act relating to the transfer of a child from the juvenile court to the criminal court.
Introduced, placed on calendar
Referred to Human Resources... 913
604 By Education. A bill for an act relating to policies of public schools relating to married persons.
Introduced, placed on calendar
Amendment H. 3477 filed
605 By Connors, Woods, Pavich, Nealson of Muscatine, West, Branstad, Norland and Harper. A bill for an act to establish a separate monthly retirement allowance for conservation peace officers under the Iowa public employees' retire-
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ment system. (See HF 768Committee Bill)
Introduced, referred to State Government
Subcommittee, Monroe, Woods, and Harvey .................... 940

606 By Nielsen of Polk. A bill for an act relating to the Iowa state civil rights commission.
Introduced, referred to State Government ...........................
and Fitzgerald
940
607 By Small. A bill for an act to provide limited tax incentives for the improvement; repair, and maintenance of property by allowing five-year tax moratorium for certain improvements to buildings and by requiring that real estate be assessed as if repairs and maintenance had been performed, with certain exceptions.
Introduced, referred to Ways and Means
Subcommittee, Anderson, Hennessey, Jochum, Readinger, and Nealson of Mucatine $\qquad$
-608 By Daggett. A bill for an act relating to the teaching of the origin of humankind.
Introduced, referred to Education 868
Subcommittee, Dyrland, Mennenga; Spear, Bennett, and Crawford.. 1086

609 By O'Halloran. A bill for an act to transfer the powers and duties of the Iowa natural resources council to the department of environmental quality and the office of state geologist and to abolish the Lowa natural resources council.
Introduced, referred to Natural Resources

868
Subcommittee," WYckoff," Tofte, and I'erkins .................. 1086

610 By Readinger, Lipsky and Cusack (Shaw, Gluba, Hansen, Griffin, Willits, Sovern and Carr). A bill for an act authorizing the establishment and funding of self-supported municipal improvement districts.
Introduced, referred to Cities and Towns
Fiscal note HCS
Subcommittee, Lipsky, Rinas, and Harvey

611 By Bittle and Brunow (Curtis, Hansen, Briles, Gallagher, Griffin and Lamborn). A blli for an act relating to the creation of a county budget review committee, specifying the powers and duties of the committee, providing for the consolidation of county funds and the limitation of certain budget expenditures for counties.
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Introduced, referred to County Government868

612 By Brockett and Evans. A bill for an act relating to the collection of dishonored checks.
Introduced, referred to Commerce 873
613 By State Government. A bill for an act relating to the state housing code, and providing penalties.
Introduced, placed on calendar 873 Amendment H. 3638 filed ........ 1319

614 By Human Resources. A bill for an act relating to termination of parental rights and adoption and providing penalties.
Introduced, placed on calendar . . 873
Made special order Apr. 10, 1975 . . 879
Change of special order ........ 1005
Amendment H. 3496 filed ........ 1010
Amendment H. 3507 filed ........ 1011
Amendment H .3508 filed ............. 1011
Amendment H. 3511 filed ........ 1013
Amendment H. 3521 filed ........ 1043
Amendment H. 3522 filed ........ 1043
Amendment H. 3523 filed ........ 1043
Amendment H. 3524 filed ........ 1043
Amendment H. 3525 filed ........ 1043
Amendment $H$. 3528 filed $\ldots . . .$.
Amendment H. 3530 filed ........ 1044
Amendment H. 3532 filed ........ 1044
Amendment H. 3538 filed ........ 1044

| Special order |
| :--- |
| Amendment $H .3528 A$ adopted.. .1049 |
| 1049 |

Amendment $H$, 3521 A adopted ... 1050
Amendment H. 3525 lost $\ldots . . .1051$
Amendment H. 3507A adopted ... 1054
Amendment H. 3530 adopted .... 1054
Amendment H. 3524 lost ........ 1057
Amendment H. 3532 adopted .... 1057
Amendment H. 3528 C adopted ... 1057
Amendment H. 3543 filed ........ 1058
Amendment $H$. 3543 withdrawn. 1058
Amendment H. 3496 adopted ... 1058
Amendment H. 3507B withdrawn. 1059
Amendment H. 3507C adopted ... 1059
Amendment H. 3507 D adopted ... 1059
Amendment H. 3508 adopted $\cdots 1060$
Amendment H. 3521B adopted ... 1061
Amendment H. 3523 lost ........ 1061
Amendment H. 3538 adopted .... 1061
Amendment H. 3539 filed ........ 1061
Amendment H. 3539 adopted .... 1062
Amendment H, 3542 filed ........ 1062
Amendment $\mathrm{H}, 3542$ adopted .... 1062
Amendment H. 3511 adopted .... 1062
Amendment H, 3544 filed ......... 1062
Amendment $H$. 3544 adopted .... 1063
Amendment H. 3528B adopted ... 1063
Amendment $H$. 3540 filed ......... 1063
Amendment H. 3540 adopted .... 1063
Amendment H. 3541 filed ........ 1063
Amendment H. 3541 withdrawn. 1063
Amendment H. 3522 adopted .... 1064
Motion to reconsider vote ....... 1064
Motion to reconsider vote pre-
vailed .......................... . . 1064
Amendment H. 3525 lost ........ 1065
Passed House, ayes 93 , nays
none ............................... 1065
Explanation of vote ............... 1084
Explanation of vote ............. 1142
615 By Monroe, Middleswart, Rinas and Krause. A bill for
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an act to require railroad cars to be equipped with reflectors and providing a penalty for violations.
Introduced, referred to Transportation

873
Subcommittee, Krause, Rinas, Tauke, Drake, and Brunow ...1086

616 By Harper and Gentleman. A bill for an act relating to the limitation of certain damage actions against architects, contractors, engineers and surveyors, arising out of improvements or work upon real property.
Introduced, referred to Commerce 873
617 By Transportation. A bill for an act relating to mobile home tiedowns and providing a penalty.
Introduced, placed on calendar . 873
Steering recommends calendar .. 1935
Amendment H. 3955 filed ........ 1962
Amendment H. 3956 flled ........ 1963
Amendment H. 3956 adopted .... 2236
Motion to suspend rules ......... 2236
Motion to suspend rules pre.
vailed ........................... 2236
Amendment H. 3955 adopted .... 2236
Passed House, ayes 61, nays 29 . . 2237
Explanation of vote .............2311
Explanation of vote .............. 2621
618 By Commerce. A bill for an act relating to acceptance of deposits by state banks, credit unions and savings and loan associations.
Introduced, placed on calendar . . 873
Referred to Commerce 936

619 By Hullinger, Daggett, Brunow and Bortell. A bill for an act to repeal provisions relating to the establishment of secondary road assessment districts, levying special assessments for secondary road improvements in such district and issuing certificates in anticipation of the collection of such assessments.
Introduced, referred to Transportation

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Subcommittee, "Brunow, 'Harper and Welden $\dot{C}$

620 By Harvey and Rinas. A bill for an act relating to disaster services, creating an office of disaster services and countymunicipal disaster services and emergency planning and administrations, and specifying the powers and duties of such offices. (See HF 808-Committee Bill)
Introduced, referred to State Government
Subcommittec, Harvey, Monroe, and Woods ..................... 940

621 By Newhard. A bill for an act relating to the use of electronic banking facilities

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and electronic transfers of funds by banks.
Introduced, referred to Commerce 909 Withdrawn

622 By Connors, Tofte and Doyle. A bill for an act relating to improvements of certain benefits for members of the peace officers' retirement, accident and disability system. (See HF 772 -Committee Bill)
Introduced, referred to State Government
Subcommittee, Monroe, Woods, and Harvey

623 By Transportation. A bill for an act providing for the approval of the transportation regulation board of ordinances and resolutions adopted by political subdivisions of the state which regulate the operation of railroad trains within the political subdivisions of the state.
Introduced, placed on calendar . . 909
Steering recommends calendar .. 1597
Amendment H. 3787 filed ......... 1640
Amendment H. 3787 adopted .... 1757
Passed House, ayes 89, nays 6 .. 1757
Message from Senate ............. 2334
Reported correctly enrolled ......2751
Signed by Speaker ................ 2751
Signed by President ................. 2751
Sent to Governor ....................... 2751
Signed by Governor ....................2764
624 By Connors, Brunow, Krause, Rinas, Menke, Schroeder and Howell. A bill for an act to transfer members of the fraud, arson and explosives unit of the division of fire protection of the department of public safety from the Iowa public employees' retirement system to the Iowa department of public safety peace offlcers' retirement, accident and disability system.
Introduced, referred to State Government
Subcommittee, Monroe, Woods, and Harvey

625 By Agriculture. A bill for an act relating to persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter, and providing penalties.
Introduced, placed on calendar 910
Committee amendment H. 3460 filed
Amendment H. 3491 fled ......... 983
Amendment H. 3555 flled ........... 1113
Fiscal note HCS
Steering recommends calendar . 1347
Corrected amendment H. 3679
filed . . . . . . . . . . . . . . . . . . . . . . . . . 1412
Corrected amendment H. 3679
adopted ............................ 1412
Amendment H. 3491 as amended,
lost . . . . . . . . . . . . . . . . . ............ 1413
Corrected amendment H, $\mathbf{3 6 7 7}$
fled ................................. 1413
H. F.
rage
Corrected amendment H. 3677 adopted

1413
Amendment H. 3676 filed .......... 1414
Amendment H. 3676 lost ........... 1414
Amendment H. 3692 filed …......... 1414
Amendment H. 3692 adopted .... 1414
Amendment H. 3674 filed .......... 1414
Amendment H. 3674 lost …......... 1414
Committee amendment H. 3460A as amended, adopted ........... 1414
Committee amendment H. 3460B
adopted .......................... 1415
Amendment H. 3675 filed ......... 1415
Amendment H. 3675 adopted .... 1415
Amendment H. 3555 adopted .... 1415
Passed House, ayes 93, nays
none ................................. 1415
Motion filed to reconsider vote . . 1458
Explanation of vote . . ............. 1498
Motion to reconsider vote failed.. 1512
Explanation of vote ................. 1538
Message from Senate, with amend-
ment H. 3881 ..................... 1811
Amendment H. 3936 filed .......... 1911
Amendment H. 3936 adopted .... 1918
House concurred as House amended ........................... 1918
Passed House, ayes 88, nays 2 .. 1918
Explanation of vote ................ 1962
Message from Senate ............... 2152
Reported correctly enrolled ...... 2418
Signed by Speaker ................. 2418
Signed by President ................ 2418
Sent to Governor ................... 2418
Signed by Governor .................. 2623
626 By Byerly. A bill for an act relating to improvement of certain benefits for members of police and fire retirement systems. (See HF 804-Committee Bill)
Introduced, referred to State Government
Subcommittee, Monroe, woods, and Harvey

627 By Lipsky and Monroe. A bill for an act relating to the discharge of certain firearms over public waters and highways.
Introduced, referred to Natural Resources
Subcommittee, Perkins, Halvorson, and Hinkhouse1086

628 By Education. A bill for an act relating to school bus transportation requirements.
Introduced, placed on calendar . . 910
Amendment H. 3497 filed .......... 1013
Steering recommends calendar . 1203
Amendment H. 3497 adopted .... 1244
Amendment H. 3622 filed .......... 1294
Amendment H. 3622 adopted .... 1506
Passed House, ayes 69, nays 14 .. 1507
Explanation of vote ............... 1538
Explanation of vote ............... 1596
629 By Poncy. A bill for an act imposing a tax on cigarettes and little cigars, and providing for the disposition of such tax revenue.
Introduced, referred to Ways and Means
Fiscal Note HCS
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Subcommittee, Dieleman, Clark,
Gentleman, Hennessey, and
Howell
.1200
630 By Brunow. A bill for an act relating to the creation of an ambulance service expense fund.
Introduced, referred to County Government
Rereferred to ways and Means.. 1388
Subcommittee, Mennenga, Ben-
nett, Bittle, Danker, Norland,
Pavich, and Wyekoff' ......... 1515
631 By Cusack. A bill for an act to allow the governor to appoint the directors of certain commissions. (See HF 812 Committee Bill)
Introduced, referred to State Government
Subcommittee, Junker, Hines, and Monroe

632 By Bina. A bill for an act granting free tuition to members of the Iowa national guard at all state universities and area colleges.
Introduced, referred to Education 993
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke .. 1086
633 By Hennessey, Miller of Buchanan, Jordan, Pavich, Junker, Rinas, and Anderson. A bill for an act relating to school bus routes.
Introduced, referred to Transportation

993
634 By Crawford. A bill for an act relating to the payment of fines for parking violations. (See HF 800 Committee Bill)
Introduced, referred to Cities and
Subcommittee, Connors, J.............................
Bina, Spear, and Lindeen ..... 1200
635 By Millen and Harper. A bill for an act relating to the use of flashing amber lights on animal-drawn vehicles. (See HF 743-Committee Bill)
Introduced, referred to Transportation
Subcommittee, Harper, Krause, and Welden .................... 120
636 By Bina, Higgins, Walter and Cusack. A bill for an act requiring that the retail price of certain prescription drugs be posted in every pharmacy, and relating to advertising by pharmacies.
Introduced, referred to Commerce 993
637 By Brunow, Small, Clark and Millen. A bill for an act relating to the location of bank offices outside of municipal corporations.
Introduced, referred to Commerce 993
638 By Nielsen of Polk, West, Schroeder and Newhard. A bill
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for an act relating to trust companies.
Introduced, referred to Commerce 993 Subcommittee, Bina, Doyle, and Kreamer

1086
639 By Higgins. A bill for an act creating an lowa legal services corporation and providing legal services to indigent and low-income persons of this state and making an appropriation.
Introduced, referred to Human Resources

993
Subcommittee, Newhard, Crawford, and Anderson ........... 1086
640 By Monroe. A bill for an act relating to the declaration of an anatomical gift on an operator's and chauffeur's license.
Introduced, referred to Transportation

641 By Bortell. A bill for an act relating to the repair of railway crossings.
Introduced, referred to Transportation

642 By Harper, Stromer, Small and Bittle. A bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board. (See HF 695 -Committee Bili)
Introduced, referred to State Government

643 By Hennessey, Evans, Daggett, Jordan, Miller of Buchanan, Pellett, Halvorson, Bortell, Husak, Perkins, Wyckoff, Dieleman, Drake, and Varley. A bill for an act relating to usury.
Introduced, referred to Commerce 994
Amendment H. 4214 filed ........2361
644 By Poncy and Newhard. A bill for an act relating to the personnel of the district court other than judicial officers.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Spencer, Woods, and Nealson of Muscatine .... 1200
645 By Newhard. A bill for an act relating to loans on residential real property by state banks.
Introduced, referred to Commerce 994
646 By Miller of Buchanan, Hennessey, Jordan, Rinas, Husak, Wyckoff, and Krause. A bill for an act to provide for a contract with United States postal service for rural mail delivery to all Iowans and making an appropriation.
Introduced, referred to Appropriations .......................
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647 By Brunow. A bill for an act relating to the distribution of funds received by a county from the federal government for flood control projects.
Introduced, referred to County Government994

648 By Newhard. A bill for an act relating to permissible investments by a state bank acting in a fiduciary capacity.
Introduced, referred to Commerce 994
649 By Doyle, Small, Newhard, Welden, Crawford, Lipsky, Avenson, and O'Halloran. A bill for an act relating to the storage of criminal history data of certain juveniles.
Introduced, referred to Judiciary and Law Enforcement . .Midi... Subcommittee, Higgins, Middleton, and Dyrland
650 By Newhard. A bill for an act relating to loans by a state bank to its officers.
Introduced, referred to Commerce 995
651 By Middleton, Lipsky, Newhard, Doyle, Welden and O'Halloran. A bill for an act relating to the criminal sexual psychopath law.
Introduced, referred to Judiciary and Law Enforcement ........
Subcommittee, Higgins, Gentleman, and Brandt
6.52 By Byerly. A bill for an act relating to the restraint of dogs.
Introduced, referred to County Government ..................... 995
Amendment H. 3590 filed ........... 1206
Sifting recommends calendar . 2313
Amendment H. 4158 filed . ........ 2362
Amendment H. 4180 flled .......... 2362
Amendment H. 3590 withdrawn. 2661
Amendment H. 4158 withdrawn. 2661
Amendment H. 4180 adopted .... 2661
Passed House, ayes 83, nays 4 .. 2661
Explanation of vote ................ 2750
653 By Monroe. A bill for an act providing for the filing of birth and death certificates in the recorder's office.
Introduced, referred to County Government

654 By Human Resources. A bill for an act relating to the commission on aging.
Introduced, placed on calendar .. 995
Steering recommends calendar .. 1203
Amendment H. 3600 filed ......... 1231
Amendment H. 3601 flled ......... 1231
Amendment H. 3601 adopted.... 1343
Amendment H. 3600 adopted .... 1344
Passed House, ayes 85, nays
none . . . . . . . . . . . . . . . . . . . . . . . . . 1344
Explanation of vote ................ 1368
655 By Middleton, Newhard, Doyle, Lipsky and Welden. A' bill for an act relating to the
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detention of a child prior to the adjudicative hearing.
Introduced, referred to Judiciary and Law Enforcement
Subcommittee, Brandt, Clark, and Higgins
656 By Hennessey. A bill for an act reiating to the establishment of a state nuclear power plant monitoring program.
Introduced, referred to Energy
657 By Middleton, Doyle, Lipsky, Welden and O'Halloran. A bill for an act relating to the repeal of certain fringe benefits for employees of correctional institutions.
Introduced, referred to State Government993

658 By Hines. A bill for an act relating to establishing a motor vehicle license for use for motorized bicycles and providing penalties.
Introduced, referred to Transportation

659 By Welden, Wells, Egenes and Brockett (Schwengels, Murray, Willits, Bergman, Junkins, Curtis, Ramsey, Burroughs, Heying, Rabedeaux, Miller of Des Moines, Hill of Polk, Gallagher, Robinson, Scott, Kelly, Miller of Marshall, Taylor, Hultman, Plymat and Hansen). A bill for an act relating to establishment of a commission for Iowa postsecondary education to replace the higher education facilities commission, and transferring appropriations.
Introduced, referred to Education . . . . . . . . . . . . . . . . . . . . . . . . 1016
Subcommittee, Dyrland, Mennenga,
Spear, Bennett, and Crawford.. 1200
660 By Miller of Buchanan. A bill for an act relating to the provisions of a farm liability insurance policy.
Introduced, referred to Commerce .............................. 1017
661 By West and Welden. A bill for an act to increase the maximum property tax levy for the emergency fund.
Introduced, referred to Ways and Means

1017
Subcommittee, Mennenga, Bennett. Bittle, Danker, Norland, Pavich, and Wyckoff ............ 1200

662 By Egenes. A bill for an act relating to charges made for the use of extension telephones.
Introduced, referred to Commerce

663 By Small. A bill for an act to create a state transportation
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fund and making an appropriation.
Introduced, referred to Appropriations

1017
Fiscal note HCS
664 By O'Halloran. A bill for an act relating to the alimony decree in a dissolution of marriage action.
Introduced, referred to Judiciary and Law Enforcement ........
Subcommittee, Spencer, Nealson of Muscatine, and Woods ..... 1200

665 By Higgins. A bill for an act relating to the sale of lists of licensees.
Introduced, referred to State Government
Subcommittee, Svoboda, McElroy, and Brandt

666 By Bittle and Jesse. A bill for an act to exempt jurors from parking meter regulation.
Introduced, referred to Cities and Towns
Subcommittee, Connors, Junker, Bina, Spear, and Lindeen ...... 1200

667 By Bittle. A bill for an act relating to the application of minors for an operator's license.
Introduced, referred to Transportation

1017
668 By Oakley, Tauke and Harvey. A bill for an act relating to court appointed attorney fees.
Introduced, referred to Judiciary and Law Enforcement ........ 1017
Subcommittee, Newhard, Higgins, and Gentleman

669 By Welden. A bill for an act relating to registered architects.
Introduced, referred to Commerce ........................ 1018
Amendment H. 3723 filed ........ 1503
670 By Judiciary and Law Enforcement. A bill for an act relating to the salaries of juvenile court employees.
Introduced, placed on calendar . . 1018
Steering recommends calendar .. 1203
Passed House, ayes 83, nays 7 .. 1366
Explanation of vote .............. 1395
Explanation of vote ..................... 1498
Message from Senate, with amendment H. 3993

2040
House concurred . . . . . . . . . . . . . . . 2085
Passed House, ayes 84 , nays 4 .. 2086
Explanation of vote ............. 2108
Explanation of vote .............. 2274
Reported correctly enrolled ..... 2418
Signed by Speaker ................ 2418
Signed by President ............. 2418
Sent to Governor ................. 2418

671 By Dunton. A bill for an act relating to religious groups exempted from education stand-
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ards and compulsory education laws.
Introduced, referred to Educa tion ................................. 1018
Subcommittee, Poncy, Dyrland, Griffee, Daggett, and Menke.. 1200

672 By West. A bill for an act relating to the contacting of a debtor's spouse in consumer debt collection.
Introduced, referred to Judiciary
and Law Enforcement ........ 1018
Subcommittee, Higgins, Brandt and Hennessey

1200
673 By Doyle. A bill for an act relating to the use of credit cards for the payment of traffic fines.
Introduced, referred to Judiciary and Law Enforcement ........ 1018
Amendment H. 3570 filed ......... 1129
Subcommittee, Woods,
Lageschulte, and Poncy

1200
674 By Newhard. A bill for an act relating to the establishment of fees for certain applications filed with the department of banking.
Introduced, referred to Commerce .......................... 1018

675 By Pellett and Hennessey. A bill for an act relating to title insurance.
Introduced, referred to Com-
merce ............................. 1018
676 By Brandt. A bill for an act relating to the financing of housing projects by municipal revenue bonds.
Introduced, referred to Cities and Towns .........................
Subcommittee, Miller of Cerro
Gordo, Rinas, Harvey, Nealson
Gordo, Rinas, Harvey, Nealson
of Muscatine, and Waiter ..... 1200
677 By Evans, Readinger and Drake. A bill for an act providing for an assessment on grain purchased by warehouses if approved by a referendum of grain producers and designating the net proceeds for railroad branch line improvement. (See HF 789Committee Bill)
Introduced, referred to Agricul-
 and Jordan .................... 1086

678 By Connors and Hargrave. A bill for an act relating to state reciprocity in the enforcement of support decrees; providing for the enforcement in Iowa of support decrees granted in other states and the enforcement in other states of those granted in Lowa; providing for registration in Iowa of support orders granted in other states; and providing administrative procedures.
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Introduced, referred to Judiciary and Law Enforcement ........1046
Subcommittee, Nielsen of Polk, Jesse, and Brandt

679 By Ways and Means. A bill for an act relating to the final return, payment and refund, and appeal procedures for the state inheritance tax.
Introduced, placed on Ways and
Means calendar ............... 1047
Passed House, ayes 87, nays none . . . . . . . . . . . . . . . . . . . . . . . . 1104
Explanation of vote ............ 1142
Message from Senate ............. 1868
Reported correctly enrolled .... 2059
Signed by Speaker ............. 2059
Signed by President ............... 2059
Sent to Governor . . . . . . . . . . . . . . . 2059
Signed by Governor ..............2111
680 By Brandt. A bill for an act making an appropriation from the general fund of the state to the department of public instruction for the purchase and installation of a steam absorption chiller at the merged area VII area vocational school.
Introduced, referred to Appropriations

681 By Kreamer. A bill for an act to open collective bargaining negotiating sessions to the public, subject to penalties provided by law.
Introduced, referred to State Government
Rereferred to Labor and Industrial Relations

682 By Nealson of Muscatine. A bill for an act relating to property tax exemptions for property of religious institutions and societies.
Introduced, referred to Ways and Means … Bina E.................
Subcommittee, Bina, Egenes, West,
Wyckoff, Junker, and Jochum. 1200
683 By Bina. A bill for an act relating to the use of vowels on license plates.
Introduced, referred to Transpor~ tation

1047
684 By Wyckoff. A bill for an act relating to the disposition of certain abandoned railroad right-of-way.
Introduced, referred to Transportation

1047
685 By Avenson. A bill for an act creating a "green thumb" program to be administered by the commission on aging and making an appropriation.
Introduced, referred to State Government
.1047
686 By Wyckoff. A bill for an act relating to the weight of motor vehicles.
H. $F$.

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Introduced, referred to Transportation

1070
687 By Walter. A bill for an act relating to the interest ceiling on open-end consumer loans, and providing penalties.
Introduced, referred to Commerce

688 By Doyle. A bill for an act relating to braking and hitching requirements for oertain travel trailers and semitrailers operated on the highways, subject to penalties provided by law.
Introduced, referred to Transportation

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1070
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Withdrawn
689 By Bina and Cusack. A bill for an act defining autistic children.
Introduced, referred to Human Resources ..................... 1071

690 By Walter. A bill for an act relating to security interests in supervised consumer loans.
Introduced, referred to Commerce

1071
691 By Walter. A bill for an act relating to the repossessing of collateral by a creditor after default in a consumer credit transaction, and providing a penalty.
Introduced, referred to Judiciary and Law Enforcement
Rereferred to Commerce
1292
692 By Agriculture. A bill for an act granting the owner of land acquired where eminent domain is avallable the option to repurchase the land not used for the project.
Introduced, placed on calendar . . 1071
693 By Natural Resources. A bill for an act relating to the compensation of commissions of the department of environmental quality.
Introduced, placed on calendar .. 1071
Fiscal note HCS
Steering recommends calendar . . 1597
Return to regular calendar ..... 1701
694 By County Government. A bill for an act authorizing a periodic independent audit of counties.
Introduced, placed on calendar . 1071
Amendment H. 3928 filed ....... 1893
695 By State Government. A bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board.
Introduced, placed on calendar . 1071
696 By Bina, Stromer, Krause and Newhard. $A$ bill for an
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act to eliminate the ad damnum clause in certain cases involving liability of health care practitioners and hospitals.
Introduced, referred to Judiciary and Law Enforcement

1071

Subcommittee, Nielsen of Polk, Bittle, and Jesse
697 By Brunow, Drake and Harvey. A bill for an act relating to proof in certain actions arising out of patient care.
Introduced, referred to Judiciary and Law Enforcement .......... 1071
Subcommittee, Nielsen of Polk, Bittle, and Jesse $\qquad$
698 By Natural Resources. A bill for an act to include the director of transportation as a member of the department of environmental quality executive committee.
Introduced, placed on calendar .. 1072
Steering recommends calendar .. 1203
Passed House, ayes 87, nays
none .................................. 1215
Explanation of vote ............... 1229
Explanation of vote ............... 1230
699 By Harper, West, Higgins, Bortell and Newhard. A bill for an act relating to the liability of certain health care practitioners and hospitals.
Introduced, referred to Human Resources ......................... 1072

700 By State Government. A bill for an act relating to procedures for preparing for, giving notice of, conducting and canvassing elections, to the election of presidential electors, and to the registration of voters, and prescribing penalties.
Introduced, placed on calendar .. 1072
Made special order Apr. 22, 1975.1142
Committee amendment $H$. 3586 fled

1181
Amendment $\dot{H}$. 3604 filed ................ 1231
Amendment H. 3605 filed ............. 1232
Amendment H. 3606 filed ........... 1233
Special order ........................ 1250
Amendment H. 3608 filed ............ 1251
Amendment H. 3615 filed ............ 1251
Amendment H. 3615 adopted.... 1251
Amendment H. 3608 as amended, lost

1252

Amendment H. 3609 filed ......... 1260
Amendment H. 3609 adopted ..., 1265
Committee amendment $\mathcal{H}$. 3586 as amended, adopted
ent $H$ pted ……......... 1265
Amendment H. 3618 filed ......... 1266
Amendment $H$. 3618 lost …........ 1269
Amendment H. 3613 filed ............ 1269
Amendment H. 3613 adopted .... 1269
Amendment H. 3605A lost ........ 1271
Amendment H. 3605A adopted ... 1272
Amendment H. 3610 flled ......... 1272
Amendment H. 3610 lost ........... 1272
Amendment H. 3616 filed .......... 1272
Amendment H. 3616A adopted ... 1273
Motion to reconsider vote ......1273
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Amendment H. 3616B lost .......... . . 1273
Amendment H. 3626 filed …......... 1273
Amendment H. 3626 adopted .... 1274
Amendment H. 3614 filed ......... 1274
Amendment H. 3614 adopted.. .1276
Amendment H .3627 filed ......... 1276
Amendment H. 3627 adopted.. .1276
Amendment H . 3625 fled ........ 1276
Amendment H. 3625 adopted .... 1287

Amendment H. 3629 adopted $\ldots . .1288$
Amendment H. 3628 filed......... 1288
Amendment H. 3628 adopted .... 1288
Point of order raised $-3 . \cdots .1289$
Ruled not germane H. 3604 ......... 1289
Motion to suspend rules .......... 1289
Motion to suspend rules pre-
vailed …...................... 1290
Amendment H. 3604A adopted ... 1290
Amendment H. 3612 flled ......... 1290
Amendment H. 3612A adopted ...1291
Amendment H. 3612 B adopted ... 1292
Motion filed to reconsider vote . . 1292
Amendment H. 3611 filed ......... 1294
Amendment H. 3617 filed ........... 1294
Amendment H. 3604 B as amended, lost
.1309


Placed on calendar under un-
finished business $\ldots . . . . . . .1312$
motion fled to reconsider vote ...1312
Explanation of vote ............... 1314
Amendment H. 3635 filed .......... 1319
Amendment H. 3644 filed ........... 1320
Amendment H. 3645 filed …............ 1321
Amendment H. 3646 filed ........... 1323
Amendment H. 3635 lost …....... 1332
Substituted H. $3647 \ldots . . . . .1333$
Amendment H. 3645 withdrawn.. 1333
Amendment H. 3647 filed ......... 1333
Amendment H. 3647 lost ........... 1336
Amendment H. 3604 C as amended,
lost
.1336
Point of order raised ............. 1337
Ruled not germane H. 3644 A .... 1337
Ruled not germane H. 3644 B .... 1337
Motion to suspend rules .......... 1338
Motion failed ........................ 1338
Ruled out of order H. $3646 \ldots . .1338$
Amendment FI. 3617A adopted....1339
Amendment H. 3617B adopted ... 1339
Amendment H. 3611 lost ........ . 1340
Motion to suspend rules to reconsider vote

1340
Motion prevailed ................... 1340
Amendment H. 3604 A lost..... .1341
Amendment H. 3604 D withdrawn. 1341
Motion to reconsider vote withdrawn ............................... 1341
Passed House, ayes 60, nays $37 . .1341$
Message from Senate, with amend-
ment H. 3952 .................... 1947
Amendment H. 3974 filed .......... 2000
Amendment H. 3982 filed .......... 2000
Amendment H. 3982 withdrawn.. 2024
Amendment Hi. 3985 filed ........ 2025
Amendment H. 3985 lost .......... 2025
Amendment H. 3984 filed .......... 2025
Amendment H. 3984 lost .......... 2026
Amendment H. 3974 lost ......... 2027
House concurred .................. 2027
Passed House, ayes 66, nays 31 .. 2027
Explanation of vote .............. 2058

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Explanation of vote .............. 2274
Reported correctly enrolled ..... 2418
Signed by Speaker ................. 2418
Signed by President ................. 2418
Sent to Governor . . . . . . . . . . . . . . . . 2418
Signed by Governor .............. 2623
701 By Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff. A bill for an act relating to the campaign disclosure-income tax checkoff act, and subject to penalties provided by law.
Introduced, referred to State Government
Subcommittee, Monroe, Hines, and Crawford

1200
702 By Miller of Buchanan. A bill for an act to reimburse counties for providing additional property tax relief for owners of mobile homes who are sixty-five years of age or older or totally disabled, making an appropriation, and making the Act retroactive.
Introduced, referred to Ways and Means

1092
Subcommittee, Mennenga, Egenes, Bina, Nealson of Muscatine, Hennessey, Gentleman, and Walter

1369
Fiscal Note HCB
703 By Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff. A bill for an act relating to the interest rate on nonstate public funds invested in bank time certificates of deposit.
Introduced, referred to Commerce ............................... 1092

704 By Transportation. A bill for an act relating to operation of motorcycles by persons issued instruction permits.
Introduced, placed on calendar . . 1092
Amendment H. 3566 filed ......... 1130
Steering recommends calendar .. 1499
Amendment H. 3566 adopted .... 1698
Return to regular calendar ..... 1698
Rule suspended ....................... 1701
Passed House, ayes 87, nays none ................................. . . 1702
Explanation of vote .............. 1749
705 By Scheelhaase, Junker, Doyle, Fullerton, Bortell, Oakley, Horn, Krause, Griffee, Wells, Brockett, Dyrland, Evans, Millen, Hennessey, and Stromer. A bill for an act authorizing merged areas to acquire and operate dormitories, student centers and parking facilities, and to finance the cost with revenue bonds.
Introduced, referred to Education ................................. 1093
Subcommittee, Baker, Miller of Calhoun, Poncy, Menke, and Wulff

1200
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706 By Oakley. A bill for an act relating to the recording of an instrument and a lien af. fecting real estate.
Introduced, referred to County Government

1093
707 By Brunow. A bill for an act relating to the financing of recreational facilities on state-owned land under the jurisdiction of the state conservation commission.
Introduced, referred to Natural
Resources ........................ 1093
Subcommittee, Koogler, Drake, and Hullinger

708 By Walter. A bill for an act prohibiting deficiency judgments in certain consumer credit transactions.
Introduced, referred to Commerce

709 By Small. A bill for an act relating to the use of abandoned railroad right-of-way and imposing penalties for violations.
Introduced, referred to Transportation

1093
Subcommittee, Krause, ' $\dot{\text { Rinas }}$ Tauke, Drake, and Brunow ... 1201
710 By Walter, Bina, Pavich, Tauke and Patchett. A bill for an act relating to labeling of late penalty charges on bills issued by public utilities. (See HF 765-Committee Bill)
Introduced, referred to Commerce … waiter Tauke.................. ubcommittee, Walter, Tauke, and Doyle
711 By Howell and Walter. A bill for an act relating to credit transactions, amending the Iowa consumer credit code so as to permit the charging of cash discounts in open and closed end credit sales.
Introduced, referred to Commerce ............................... 1093
Subcommittee, walter, Doyle, and Tauke

1201
712 By Kreamer and Stromer. A bill for an act to allow state employees to surrender accumulated leave of absence time in return for compensation.
Introduced, referred to State Government
Subcommittee, Connors, Brandt, and Drake
713 By Lipsky. A bill for an act relating to the prevention, abatement or control of noise pollution and providing penalties for violations.
Introduced, referred to Energy.. 1094
714 By Walter. A bill for an act relating to the maximum finance charge permitted in

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open end consumer credit transactions.
Introduced, referred to Commerce .......................... 1094

715 By Patchett. A bill for an act relating to pricing mechanisms utilized by public utilities.
Introduced, referred to Commerce1094

716 By Harper, Stromer and Brunow (Hultman and Tieden). A bill for an act relating to a sales tax credit.
Introduced, referred to Ways and Means

1094
Subcommittee, Miller of Buchanan, Clark, Husak, Jochum, and Stephens
.1369
717 By Crawford and Hines. A bill for an act relating to the conservation commission.
Introduced, referred to Natural Resources ........................ 1094
Subcommittee, Scheelhaase, Perkins, and Varley ............. 1201

718 By Gilloon, Brandt, Wulff, Middleton, Hennessey, Jochum, Doyle, Junker, Miller of Buchanan, Wyckoff, Dyrland, O'Halloran and Tauke. A bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions of the system, and making appropriations.
Introduced, referred to Transportation
.1106
719 By Energy. A bill for an act to provide a limited exemption from property taxation for property used to convert solar energy, wind or water into mechanical, electrical or heat energy.
Introduced, placed on calendar . . 1106
Referred to Ways and Means .. 1534
Fiscal note HCS
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland,
Pavich, and Wyckoff .......... 193
Amendment H. 4018 filed .......... 2089
720 By Education. A bill for an act relating to the days school is in session during the school year.
Introduced, placed on calendar .. 1106 Passed House, ayes 88, nays 2 . . 1168
.721 By Labor and Industrial Relations. A bill for an act relating to workmen's compensation medical benefits.
Introduced, placed on calendar . . 1106
Amendment H. 3650 filed 1352
Amendment H. 3668 filed ......... 1396
722 By Energy. A bill for an act appropriating funds from the general fund of the state for a demonstration solar energy unit.
H. $F$.

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Introduced, placed on calendar . . 1106 Referred to Appropriations

1534
723 By Cities and Towns. A bill for an act correcting, amending and clarifying provisions in the city code of lowa and increasing the allowable levy for support of a symphony orchestra.
Introduced, placed on calendar . . 1107
Steering recommends calendar .. 1203
Passed House, ayes 83, nays
none ............................. 1215
Explanation of vote ............. 1229
Explanation of vote ................... 1230
Message from Senate, with amendment H. 3782

1613
Amendment H. 3828 fled ........ 1723
Amendment H. 3828 adopted .... 1781
House concurred ................. 1781
Passed House, ayes 90 , nays
none .............................. 1781
Explanation of vote .............. 1798
Message from Senate, with amendment H. 4284

2457
House concurred .................. 2542
Passed House, ayes 87, nays
none . . . . . . . . . . . . . . . . . . . . . . . 2543
Explanation of vote ............. 2575
Explanation of vote .............. 2750
Reported correctly enrolled ....2753
Signed by Speaker .............. 2753
Signed by President .............. 2753
Sent to Governor ............... . . 2753
Signed by Governor ............. 2764
Became Law by Publication .....2778
724 By Transportation. A bill for an act relating to motor vehicles providing for registration of trailers and semitrailers for a three-year period and trip permits for commercial vehicles and the authority of the state department of transportation to negotiate vehicle registration apportionment agreements and providing a penalty.
Introduced, placed on calendar .. 1115
Amendment $H$. 3592 filed ........ 1207
Amendment H. 3594 filed ........ 1233
Steering recommends calendar . 1347
Amendment H. 3665 filed ........ 1382
Amendment H. 3665 adopted .... 1383
Amendment H. 3592A adopted ... 1384
Amendment H. 3592B withdrawn. 1384
Amendment H. 3594 withdrawn..1384
Passed House, ayes 76, nays none ................................. 1384
Explanation of vote ............... 1416
Explanation of vote ........................ 1498
Message from Senate ............ . 2572
Reported correctly enrolled ....2753
Signed by Speaker .............2753
Signed by President ............ 2753
Sent to Governor ................. 2753
Signed by Governor .............. 2764
725 By Ways and Means. A bill for an act relating to the issuance of permits for the sale of cigarettes.
Introduced, placed on Ways and Means calendar

1115
Passed House, ayes 83 , nays 2 . 1159
Message from Senate, with amendment H. 4283

2457
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House concurred .................2525
Passed House, ayes 89, nays

Explanation of vote .................2575
Explanation of vote ................. 2750
Reported correctly enrolled .....2753
Signed by Speaker ..................2753
Signed by President .................2753
Sent to Governor ....................2753
Signed by Governor ............... 2764
726 By Energy. A bill for an act relating to contracts entered into for the purchase of coal.
Introduced, placed on calendar .. 1115
Steering recommends calendar .. 1204
Passed House, ayes 86, nays
none $1 . .$. ....................... 1216
Motion filed to reconsider vote .. 1229
Explanation of vote ............... 1229
Explanation of vote ................ 1230
727 By Schroeder, Stromer, Drake, Pellett and Harvey. A bill for an act relating to contingent attorney fees in certain cases involving liability of health care practitioners and hospitals.
Introduced, referred to Commerce
728 By Judiciary and Law Enforcement. A bill for an act to legalize proceedings taken by the county supervisors of Buchanan County relating to the purchase of certain land.
Introduced, placed on calendar .. 1133
Proof of publication certified ...1142
Steering recommends calendar .. 1203
passed House, ayes 82, nays $2 \ldots 1214$
Explanation of vote ................ 1229
Explanation of vote ................ 1230
Message from Senate ............... 1727
Reported correctly enrolled ..... 1800
Signed by Speaker ................ 1800
Signed by President ................1800
Sent to Governor ...................... 1800
Signed by Governor ................ 1801
Became Law by Publication ....222.
729 By Judiciary and Law Enforcement. A bill for an act relating to the issuing of new licenses to certain pharmacies, requiring that certain prescription drugs be labeled so as to show the name and place of business of both the manufacturer and the packer or distributor, and the regulation of controlled substances by the board of pharmacy examiners under chapter two hundred four (204) of the Code.
Introduced, placed on calendar .. 1133
Steering recommends calendar .. 1499
Amendment H. 3775 filed ......... 1598
Removed from calendar .......... 1639
Amendment $H$. 3794 fled …....... 1641
Amendment H. 3796 filed …....... 1643
730 By Brandt. A bill for an act relating to sex discrimination in insurance.
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Introduced, referred to Commerce

731 By Bina, Harper, Higgins, Drake, Pellett and Brunow. A bill for an act limiting damages in certain actions relating to health care.
Introduced, referred to Commerce

732 By Norland, Clark, Millen, Jesse and Hennessey. A bili for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without certificates of authority from the state banking board.
Introduced, referred to Commerce

733 By Hutchins. A bill for an act relating to open containers of alcoholic liquor, beer, or wine within a motor vehicle which is being operated on the public highways and providing a penalty.
Introduced, referred to State Government

734 By Mennenga. A bill for an act relating to the appointment of fence viewers.
Introduced, referred to County Government

735 By Education. A bill for an act providing that persons under eighteen years of age and not attending school shall take drivers' education courses
Introduced, placed on calendar . . 1150
Amendment H. 3698 fled
.1462
736 By Energy. A bill for an act relating to the reporting of accidents involving the transportation of hazardous materials.
Introduced, placed on calendar . . 1151 Steering recommends calendar .. 1203
Passed House, ayes 84, nays none ................................. 1213
Explanation of vote ................. 1229
Explanation of vote ............... 1230
737 By Commerce. A bill for an act relating to continuing education requirements for insurance agents and requiring all applicants for an agent's license to show reasonable proof of character and competency before issuance of a iicense.
Introduced, placed on calendar .. 1151
738 By Commerce. A bill for an act permitting licensed insurance agents to place coverage through other licensed agents when their insurer is unable to accept the risk.
Introduced, placed on calendar . 1151
Steering recommends calendar .. 1203
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Passed House, ayes 88, nays $1 \ldots 1367$
Explanation of vote ................ 1395
Explanation of vote 1498

739 By Transportation. A bill for an act relating to the priority of secondary road assessment district projects in a secondary road construction program.
Introduced, placed on calendar .. 1151
Amendment H. 3899 filed ......... 1845
Steering recommends calendar . 1935
Amendment H. 3899 adopted .... 1988
Passed House, ayes 94, nays none

1988
Explanation of vote ................... 2036
Explanation of vote ................ 2274
740 By Brandt. A bill for an act relating to the civil rights commission.
Intreduced, referred to Judiciary and Law Enforcement

1151

741 By Judiciary and Law Enforcement. A bill for an act to legalize and validate the proceedings for the organization and operation of the Western Iowa Municipal Electric Cooperative Association and declaring said cooperative association to be legally established and its acts to have been legally taken.
Introduced, placed on calendar .. 1151
Proof of publication certified ... 1180
Steering recommends calendar 1204
Corrected amendment H. 3599
adopted . . . . . . . . . . . . . . . . . . . . . . 1218
Corrected amendment H. 3599 filed
Passed House, ayes 83, nays
none ................................ 1218
Explanation of vote ................. 1230
Message from Senate ...................... 1727
Reported correctly enrolled ...... 1800
Signed by Speaker ................ 1800
Signed by President ................ 1800
Sent to Governor .................. 1800
Signed by Governor ............... 1801
Became Law by Publication .... 2225
742 By Judiciary and Law Enforcement. A bill for an act to legalize and validate proceedings of the city council of the city of Missouri Valley, Harrison County, Iowa vacating and disposing of certain streets and alleys.
Introduced, placed on calendar .. 1151
Proof of pliblication certified .. 1180
Steering recommends calendar . 1204
Passed House, ayes 85, nays
none ................................. 1217
Explanation of vote ................. 1229
Explanation of vote ................ 1230
Message from Senate . . . . . . . . . . . . 2040
Reported correctly enrolled .... 2109
Signed by Speaker ................. 2109
Signed by President ................ 2109
Sent to Governor .................. 2109
Signed by Governor ................. 2226
Became Law by Publication ....2778
743 By Transportation. A bill for an act relating to the use
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of flashing amber lights on animal-drawn vehicles.
Introduced, placed on calendar .. 1151
Steering recommends calendar .. 1935
Passed House, ayes 87, nays 3 . . 1987
Explanation of vote ............... 2036
Explanation of vote . . . . . . . . . . . . 2274
Message from Senate ............. . . 2696
Reported correctly enrolled ....... 2753
Signed by Speaker .................. 2753
Signed by President ............... 2753
Sent to Governor ................. . . 2753
Signed by Governor ............. 2764
744 By Transportation. A bill for an act relating to registration of travel trailers.
Introduced, placed on calendar . 1152
Steering recommends calendar .. 1204
Passed House, ayes 86, nays 1 .. 1219
Explanation of vote
.1230
745 By Transportation. A bill for an act relating to the construction of storm sewer grates on streets.
Introduced, placed on calendar ..1152
746 By Transportation. A bill for an act relating to transportation of alcoholic liquors or beer.
Introduced, placed on calendar .. 1152
747 By County Government. A bill for an act relating to the establishment and operation of sanitary disposal projects.
Introduced, placed on calendar ..1152
Amendment $H$. 3637 filed ......... 1323
748 By Ways and Means. A bill for an act relating to sales delivered within the state for corporation tax purposes.
Introduced, placed on Ways and Means calendar ...................
Passed House, ayes 88, nays none . . . . . . . . . . . . . . . . . . . . . . . . . 1365
Explanation of vote ............... 1395
Explanation of vote . . . . . . . . . . . . 1498
Fiscal note HCS
Message from Senate ............. 1727
Reported correctly enrolled ..... 2059
Signed by Speaker ............... 2059
Signed by President ............... 2059
Sent to Governor .................. 2059
Signed by Governor ................. 2111
749 By Ways and Means. A bill for an act relating to interest payments and interest penalties under the retail sales and income taxes.
Introduced, placed on Ways and Means calendar 1152
Passed House, ayes 87, nays 2 .. 1365
Explanation of vote ............... 1395
Explanation of vote ................... 1498
750 By Bortell. A bill for an act relating to a reverse referendum for a resolution to issue bonds by the aviation authority.
Introduced, referred to Ways and Means

1152
H. $F$.

Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton

851 By Clark. A bill for an act relating to municipal support of industrial projects for repair, remodeling, reconstruction or expansion. (See HF 794 -Committee Bill)
Introduced, referred to Cities and Towns

752 By State Government. A bill for an act relating to the age of retirement for certain members of the Iowa public employees' retirement system.
Introduced, placed on calendar . . 1190
Amendment H. 3598 fled
1233
Amendment H. 3624 filed
1295
753 By Transportation. A bill for an act relating to the speed restriction for motor vehicles towing disabled motor vehicles.
Introduced, placed on calendar .. 1190
Steering recommends calendar .. 1347
Passed House, ayes 69, nays $8 \ldots 1385$
Explanation of vote ............... 1416
Explanation of vote ............... 1498
754 By Agriculture. A bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies.
Introduced, placed on calendar .. 1190
Steering recommends calendar .. 1347
Amendment H. 3673 flled .......... 1436
Amendment H. 3685 filed .......... 1436
Amendment H. 3691 filed ........... 1436
Amendment H. 3735 filed …......... 1540
Amendment H. 3736 flled ......... 1541
Amendment H. 3740 filed .......... 1541
Amendment H. 3745 filed ......... 1543
Amendment H. 3748 filed .......... 1543
Amendment H. 3806 filed .......... 1659
Amendment H. 3807 filed ......... 1659
Amendment H. 3808 fled ......... 1659
Amendment H. 3685 withdrawn. 1742
Ruled out of order H. 3806 ...... 1742
Amendment H. 3845 filed ......... 1744
Point of order raised .............1745
Ruled not germane H. 3845 ....... 1745
Motion to suspend rules ....... 1745
Motion failed ........................ 1745
Amendment H. 3846 filed .......... 1745
Point of order raised ............. 1746
Ruled germane H. 3846 .......... 1746
Amendment H. 3846 lost .......... 1747
Amendment H. 3843 filed ........... 1747
Amendment H. 3843 lost .......... 1749
Amendment H. 3841 filed .......... 1749
Amendment H. 3841 withdrawn.. 1749
Placed on calendar under un-
finished business . ............... 1749
Amendment H. 3837 filed ......... 1749
Motion filed to reconsider vote ...1763
Explanation of vote ................ 1766
Motion to reconsider vote pre-
vailed ............................... 1991
Amendment H. 3843 adopted .... 1993
Amendment H. 3978 filed ......... 1993
Point of order raised ............. 1994
Ruled not germane H. 3978 ...... 1994
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Motion to suspend rules ........ 1994
Motion failed ..................... 1994
Ruled not germane H. $3837 \ldots . .1995$
Amendment H. 3807 adopted .... 1995
Amendment H. 3735 as amended,
withdrawn..............
Placed on calendar under un-
finished business . . . . . .......... 1996
Amendment H. 3979 filed ........ 2002
Amendment H. 3988 filed ........ 2036
755 By Jesse and Oakley. A bill for an act relating to the accreditation of reinsurance companies.
Introduced, referred to Commerce

756 By Jesse. A bill for an act relating to appeal procedures in condemnation actions.
Introduced, referred to Judiciary and Law Enforcement

1210
757 By Monroe, Spear and Jordan (Miller of Des Moines and Junkins). A bill for an act relating to service fees for issuing hunting and fishing licenses.
Introduced, referred to Natural Resources

758 By Monroe, Spear and Jordan (Miller of Des Moines). A bill for an act relating to the place for the filing of mechanic's liens.
Introduced, referred to Judiciary and Law Enforcement

1210
759 By Commerce. A bill for an act relating to liabilities arising out of the ownership, maintenance or use of certain motor vehicles, and providing mandatory benefits for victims of motor vehicle accidents without regard to fault, mandatory protection against loss due to liabilities, certain limitations in actions for damages arising out of the ownership, maintenance or use of motor vehicles, and administrative procedures, and providing penalties.
Introduced, placed on calendar . . 1210
Amendment H. 4132 filed ........ 2274
Amendment H. 4273 filed ........ 2509
Amendment H. 4274 filed ........ 2509
Amendment H. 4276 flled ........ 2509
Amendment H. 4277 filed ........ 2509
Amendment H. 4325 filed ........ 2633
Amendment H. 4326 filed ........ 2633
Amendment H. 4327 filed ........ 2633
Amendment H. 4341 filed ........ 2754
Amendment H. 4342 filed .........2754
Amendment H. 4369 filed ....... 2754
760 By Appropriations. A bill for an act making an appropriation to provide funds for the development of a statewide comprehensive water plan and requiring approval of the plan by the general assembly.
Introduced, placed on Appropriations calendar ...............1211

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Amendment H. 3756 adopted .... 1591
Amendment H. 3752 filed ......... 1591
Amendment H. 3752 adopted .... 1591
Amendment H. 3763 filed ......... 1591
Amendment H. 3763 withdrawn. 1591
Committee amendment H. 3751 as amended, adopted

1591
Amendment H. 3710 lost....... .1593
Amendment H. 3711 lost …....... 1596
Amendment H. 3664 withdrawn.. 1596
Amendment H. 3757 filed ......... 1602
Amendment H. 3758 filed ......... 1609
Amendment H. 3760 filed ............ 1609
Fiscal note HCS
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Amendment H. 3757 lost ......... 1624
Amendment H. 3749 lost ......... 1625
Amendment H. 3636 lost ......... 1627
Amendment H. 3776 filed ......... 1627
Amendment H. 3776 lost …....... 1628
Amendment H . 3760 withdrawn. 1628
Amendment H. 3777 filed ......... 1628
Amendment H. 3777 lost ......... 1628
Amendment H. 3758 lost ......... 1629
Passed House, ayes 61, nays 37 . 1629
Motion to reconsider vote ...... 1629
Motion to reconsider vote failed.. 1630
Message from Senate, with amendment H. 4079
.2152
House refused to concur ......... 2225
Motion fled to reconsider vote ...2225
Motion to reconsider vote with-
drawn . . . . . . . . . . . . . . . . . . . . . . 2254
Message from Senate . . . . . . . ....... 2285
Conference committee appointed. 2293
Conference committee report ....2304
Second conference committee appointed

2304
Message from senate ....................... 2711
Second conference committee re-
port ............................ 2723
Second conference committee report adopted .2723
Passed House, ayes 60, nays 35 .. 2725
Motion to reconsider vote ....... 2726
Motion to reconsider vote failed.. 2726
Reported correctly enrolled .....2753
Signed by Speaker ................. 2753
Signed by President .................. 2753
Sent to Governor . . ....................... 2753
Signed by Governor ................ 2764
765 By Commerce. A bill for an act relating to labeling of late penalty charges on bills issued by public utilities.
Introduced, placed on calendar . 1244
Steering recommends calendar .. 1347
Amendment H. 3661 filed ......... 1375
Amendment H. 3661 adopted .... 1386
Passed House, ayes 71, nays $4 . .1386$
Explanation of vote ............... 1416
Explanation of vote ............... 1498
766 By Judicial and Law Enforcement. A bill for an act to establish an office of prosecuting attorneys training coordinator and to prescribe the functions and duties.
Introduced, placed on calendar .. 1244
Steering recommends calendar .. 1346
Passed House, ayes 78, nays 13 .. 1368
Explanation of vote ................ 1395
Explanation of vote . . . . . . . . . . . . . 1498
Message from Senate .................... 2496

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| Reported correctly enrolled | 1 |
| Signed by Speaker |  |
| Signed by President | 2751 |
| Sent to Governor | 2751 |
| Signed by Governor | 276 |

767 By State Government. A bill for an act relating to cost of living adjustments for public employees, and making appropriations.
Introduced, placed on calendar .. 1244
Referred to Appropriations .....1534
768 By State Government. A bill for an act to establish a separate monthly retirement allowance for conservation peace officers under the lowa public employees' retirement system.
Introduced, placed on calendar.. 1245
769 By State Government. A bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.
Introduced, placed on calendar .. 1245
Referred to Ways and Means ...1534
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton

770 By State Government. A bill for an act adopting the Uniform Residential Landlord and Tenant Act.
Introduced, placed on calendar .. 1245
771 By Judiciary and Law Enforcement. A bill for an act relating to benefits for employees of the adult penal and correction institutions of this state and making an appropriation.
Introduced, placed on calendar .. 1245
Amendment H. 3653 filed ......... 1352
Referred to Appropriations .... 1534 Fiscal note HCS
772 By State Government. A bill for an act relating to improvement of certain benefits for members of the peace officers' retirement, accident and disability system.
Introduced, placed on calendar . 1245
Fiscal note HCS
773 By Natural Resources. A bill for an act relating to the establishment of a soil and water conservation revolving fund and making an appropriation.
Introduced, placed on calendar . 1245
Referred to Appropriations ..... 1534
774 By Judiciary and Law Enforcement. A bill for an act relating to the contents of a certificate of marriage.
Introduced, placed on calendar . . 1245
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Steering recommends calendar . 1598 Passed House, ayes 77, nays 13 .. 1816 Explanation of vote ............... 1845

775 By Natural Resources. A bill for an act to change the expiration date of hunting, fishing and trapping licenses.
Introduced, placed on calendar . 1245
Steering recommends calendar .. 1347
Amendment H. 3655 fled .......... 1353
Amendment H . 3655 adopted …. 1387
Passed House, ayes 74, nays 3 . 1387
Explanation of vote ............... 1416
Explanation of vote ............... 1498
776 By Judiciary and Law Enforcement. A bill for an act permitting the commissioner of social services to grant an easement for sewage lines across certain land belonging to the state.
Introduced, placed on calendar .. 1245
Steering recommends calendar .. 1499
Return to regular calendar ....... 1523
Steering recommends calendar .. 1598
Amendment H. 3773 filed ......... 1609
Amendment H. 3773 adopted .... 1777
Passed House, ayes 83, nays 1 . 1778
Explanation of vote ............... 1798
Message from Senate . . . ............. 2496
Reported correctly enrolled ..... 2751
Signed by Speaker ................. 2751
Signed by President ................. 2751
Sent to Governor ..................... 2751
Signed by Governor ...................2764
Became Law by Publication ..... 2778
777 By Natural Resources. A bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land.
Introduced, placed on calendar . 1246
Steering recommends calendar .. 1348
Passed House, ayes 74, nays 1 .. 1388
Motion fled to reconsider vote .. 1395
Explanation of vote . . . . . ........... 1416
Explanation of vote .................. 1498
Motion to reconsider vote pre-
vailed $\dot{\text { sub }}$.......................... 1787
S.F. 422 Substituted .................... 1787

Withdrawn .......................... . 1788
778 By Natural Resources. A bill for an act to eliminate the application form for the state migratory waterfowl stamp.
Introduced, placed on calendar. . 1246 Steering recommends calendar .. 1348
S.F. 371 Substituted ................ 1393

Withdrawn
.1402
779 By Education. A bill for an act to authorize name changes for school districts.
Introduced, placed on calendar . . 1246 Steering recommends calendar .. 1348 S.F. 383 Substituted ............... 1521

Withdrawn
.1524
780 By Appropriations. A bill for an act making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and pro-
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viding for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture.
Introduced, placed on Appropriations calendar .............. 1246
Committee report . . . . . . . . . . . . . . . 1293
Recommended passage ............... 1293
Amendment H. 3657 filed ......... 1353
Amendment H. 3657A adopted ... 1363
Amendment H. 3657 C lost ........ 1364
Amendment H. 3657B lost ........ 1364
Passed House, ayes 84, nays 2 .. 1364
Explanation of vote .............. 1395
Message from Senate, with amendment H. 3778

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.1613
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House concurred ...................... 1782
Passed House, ayes 92, nays
none . ............................... . 1782
Explanation of vote ............... 1798
Reported correctly enrolled ..... 2059
Signed by Speaker ................. 2059
Signed by President ...................... 2059
Sent to Governor ................... 2059
Signed by Governor .................2111
781 By State Government. A bill for an act relating to the membership and compensation of the beer and liquor control council.
Introduced, placed on calendar .. 1246
782 By State Government. A bill for an act relating to providing codes to sheriff substations.
Introduced, placed on calendar .. 1246
Amendment H. 3632 filed ......... 1324
Steering recommends calendar .. 1499
Amendment H. 3632 adopted . .1523
Corrected amendment H. 3742
filed .................................. 1523
Corrected amendment H. 3742
adopted ............................ 1523
Passed House, ayes 83, nays $4 \ldots 1524$
Explanation of vote ............... 1537
Explanation of vote .................. 1596
783 By Education. A bill for an act relating to the confidentiality of school records.
Introduced, placed on calendar . 1246
Steering recommends calendar .. 1935
Removed from calendar ......... 1961
784 By Education. A bill for an act relating to the employment and duties of public school principals.
Introduced, placed on calendar . 1246
Steering recommends calendar .. 1935
Amendment H. 3957 filed ......... 1963
Amendment H. 4002 filed . . . . . . . . 2060
S.F. 154 Substituted .................. . . 2071

Withdrawn ............................. 2078
785 By Agriculture. A bill for an act relating to the establishment and maintenance of food establishments, hotels, and restaurants.
Introduced, placed on calendar .. 1247
786 By Miller of Buchanan, Hennessey, Jordan, Rinas, Husak and Wyckoff. A bili
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for an act relating to the inspection of grain by the department of agriculture and providing penalties for violations.
Introduced, referred to Agriculture
Rereferred to Ways and Means .. 1910
Subcommittee, Miller of Bu chanan, Husak, Wyckoff, Bran-
stad, and Bennett $\qquad$
787 By Agriculture. A bill for an act relating to minimum percentages of plant nutrients in fertilizers.
Introduced, placed on calendar . 1247
Amendment H. 3912 fled ........ 1845
Steering recommends calendar .. 1935
Amendment H. 3912 adopted.... 1955
Passed House, ayes 89, nays none $\qquad$
788 By Agriculture. A bill for an act relating to the routing of transmission lines.
Introduced, placed on calendar .. 1247
789 By Agriculture. A bill for an act providing for an assessment on grain purchased by warehouses if approved by a referendum of grain producers and designating the net proceeds for railroad branch line improvement.
Introduced, placed on calendar . . 1247
Point of order raised .......... 2055
Referred to Ways and Means ... 2055
Subcommittee, Hutchins, Baker, Husak, Branstad, Miller of Buchanan, Harvey, and Daggett. 2226
790 By Judiciary and Law Enforcement. A bill for an act creating immunity from civil liability of persons serving on peer review committees.
Introduced, placed on calendar . 1247
Steering recommends calendar .. 1935
Passed House, ayes 89, nays none .................................. 1955

791 By County Government. A bill for an act relating to certain benefited street lighting districts.
Introduced, placed on calendar .. 1247
Steering recommends calendar .. 1597
S.F. 397 Substituted . . . .............. 1788

Withdrawn ............................. 1789
792 By Agriculture. A bill for an act relating to the legal specifications for gasoline volatility.
Introduced, placed on calendar .. 1247
Steering recommends calendar .. 1348
Passed House, ayes 78, nays
none ................................. 1389
Explanation of vote ............... 1416
Explanation of vote ............... 1498
Message from Senate ................2358
Reported correctly enroiled .....2751
Signed by Speaker ................. 2751
Signed by President . . . . . . . . . . . . 2751
Sent to Governor . . . . . . . . . . . . . . 2751
Signed by Governor ................. 2764
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793 By Agriculture. A bill for an act relating to the marketing board of the department of agriculture.
Introduced, placed on calendar . . 1247
Steering recommends calendar .. 1348
Return to regular calendar ...... 1389
Rule suspended ...................... 1389
Passed House, ayes 58, nays 16 .. 1390
Explanation of vote ............... 1416
Explanation of vote ............... 1498
Message from Senate ............... 2040
Reported correctly enrolled ..... 2172
Signed by Speaker ................. 2172
Signed by President .................. 2172
Sent to Governor ................... 2172
Signed by Governor ............... 2226
794 By Cities and Towns. A bill for an act relating to municipal support of industrial projects for repair, remodeling, reconstruction or expansion.
Introduced, placed on calendar . . 1300
Steering recommends calendar . 1935
Amendment H. 3944 filed ......... 1937
Amendment H. 3959 fled ......... 1963
Amendment H. 3973 fled ......... 2002
Amendment H. 3976 fled ......... 2003
Amendment H. 3980 fled ......... 2004
Amendment H. 3998 filed ......... 2061
Amendment H. 4009 filed .......... 2089
Amendment H. 4019 fled .......... 2090
795 By Education. A bill for an act relating to tuition paid by school districts.
Introduced, placed on calendar . . 1300
Steering recommends calendar .. 1935
Passed House, ayes 80, nays none

2067
Explanation of votes ................ 2089
Explanation of vote ............... 2108
796 By Education. A bill for an act relating to fixing terms of employment of teachers.
Introduced, placed on calendar .. 1300
797 By Energy. A bill for an act to regulate the use of beverage containers and providing penalties.
Introduced, placed on calendar .. 1301
798 By Human Resources. A bill for an act to provide for change of sex on birth certificates.
Introduced, placed on calendar .. 1301
Steering recommends calendar .. 1348
Passed House, ayes 65, nays $12 \ldots 1390$
Explanation of vote ............... 1416
Explanation of vote .............. 1498
799 By State Government. A bill for an act relating to liability protection for state employees.
Introduced, placed on calendar .. 1301
Steering recommends calendar .. 1935
Amendment H. 3954 filed . . . . . . . 1965
Amendment H. 4000 filed ........... 2061
Amendment H. 3954 adopted .... 2068
Amendment H. 4000 adopted .... 2068
Passed House, ayes 85, nays none ................................ 2069
Explanation of votes .............. . 2089
Explanation of vote ............... 2108
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Message from Senate, with amendment H. 4347

2688
House concurred …...........................692
Passed House, ayes 94, nays
none ............................... . . . 2692
Reported correctly enrolled ....2753
Signed by Speaker ................. 2753
Signed by President ......................2753
Sent to Governor . . . . . . . . . . . . . . . 2753
Signed by Governor . . . . . . . . . . . . . 2764
800 By Cities and Towns. A bill for an act relating to the payment of fines for parking violations.
Introduced, placed on calendar . . 1301
801 By Education. A blll fer an act relating to education programs and services.
Introduced, placed on caiendar .. 1301
Steering recommends calendar ..1597
Passed House, ayes 92, nays
none .................................. 1758
Explanation of vote .................. 1798
Message from Senate, with amend-
ment H. 4305
.2572
House concurred........................... 2586
Passed House, ayes 85 , nays $10 \ldots 2586$
Reported correctly enrolled ..... 2753
Signed by Speaker ................. 2753
Signed by President ................ 2753
Sent to Governor . . . ...................... 2753
Signed by Governor . . . . . . . . . . . . 2764
802 By County Government (County Government). A bill for an act to create a county compensation board, to provide for its powers and responsibilities, and to provide for a cost of living adjustment for county officers.
Introduced, placed on calendar . 1301
Amendment H. 3669 filed ......... 1396
Amendment H. 3671 fled ......... 1397
Amendment H. 3672 fled . . . . . . . . . 1398
Amendment H. 3715 fled . . . . . . . . 1467
Amendment H . 3718 filed …..........1468
Fiscal note HCS
Amendment H. 3772 filed ......... 1609
Amendment H. 3854 flled …....... 1767
Sifting recommends calendar . . . 2097
Amendment H. 3669 withdrawn. 2098
Amendment H. 4035 fled ......... 2099
Amendment H. 4035 adopted.. .2100
Amendment H. 3772 as amended, adopted
Amendment H. 4038 filed .......... 2100
Point of order raised ............. 2101
Ruled germane H. 4038 . . . . . . . . . . 2101
Amendment H. 4038 lost .......... 2101
Amendment H. 3718 adopted .... 2102
Point of order raised .............. 2102
Ruled out of order H. 3854 ....... 2102
Amendment $H$. 3671 withdrawn. 2102
Ruled out of order H. $3672 \ldots . .2102$
Point of order raised ............ 2103
Corrected amendment H. 4041
filed ................................... 2103
Corrected amendment $H$. 4041
adopted ........................... 2103
Amendment $H$. 3715 as amended,

Amendment H. 4039 fied .......... 2103
Amendment H. 4039 lost .......... 2103
Motion to reconsider vote ....... 2103

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Amendment H. 3914 filed . . . . . . . 1881
Amendment H. 3914 lost .......... 1882
Amendment H. 3855 A adopted . . 1883
Amendment H. 3924 filed ........ 1885
Amendment H. 3924 adopted ..... 1885
Amendment H. 3907 as amended,
adopted
.1886
Point of order raised ..................... 1887
Ruled not germane H. 3911 ...... 1887
Motion to suspend rules ......... 1887
Motion failed ....................... 1887
Amendment H. 3855 B adopted ... 1888
Ruled out of order H. 3908 ....... 1888
Placed on calendar under un-
finished business . . . ............ 1889
Motion filed to reconsider vote .. 1889
Amendment H. 3913 flled . . . . . . . . 1893
Amendment H .3918 filed .......... 1893
Amendment H. 3919 filed ........... 1894
Amendment H. 3929 filed ......... 1894
Fiscal note HCS
Amendment H. 3931 fled . . . . . . . 1899
Amendment H. 3931 lost …........ 1900
Amendment H. 3909 adopted .... 1900
Ruled out of order H. 3855C .... 1900
Ruled out of order H. 3905 ..... . 1900
Amendment H. 3929 lost ......... 1901
Motion to reconsider vote pre-
vailed
1901
Amendment H. $385 \overline{5} \dot{B}$ iost .......... . . 1902
Amendment H. 3934 filed ......... 1903
Point of order raised ............ . 1903
Ruled germane $H .3934$............. 1903
Amendment H. 3934 lost ......... 1903
Amendment H. 3908 adopted .... 1903
Amendment H .3910 B withdrawn. 1903
Amendment H. 3919 lost …..... 1904
Amendment H. 3918 withdrawn. 1904
Amendment H. 3913 adopted .... 1904
Amendment H. 3910A as amended,
withdrawn
1905
Amendment H. 3938 filed . . . . . . . . 1905
Amendment H. 3938 lost ......... 1906
Amendment H. 3939 filed ......... . 1906
T'oint of order raised . . . . . . . . . . . . 1906
Point of order raised . . . . . . . . . . . . 1907
Ruled germane H. 3939 ......... 1907
Amendment H. 3939 adopted . . . . 1907
Amendment H. 3855 D adopted ... 1908
Amendment H, 3895 withdrawn. . 1908
Passed House, ayes 87, nays

Motion to suspend rules ......... 1909
Motion failed . . . . . . . . . . . . . . . . . . . 1909
Explanation of votes .............. . . 1910
Explanation of votes .............. . 1933
Explanation of votes . . . . . . . . . . . . 1.961
Message from Senate, with amend-
ment H. 4107
.2185
House concurred ........................... . 2271
Passed House, ayes 84, nays 2 .. 2271
Explanation of votes . . . . . . . . . . . 2311
Explanation of vote ................. 2621
Reported correctly enrolled ..... 2753
Signed by Speaker ................ 2753
Signed by President ................... 2753
Sent to Governor . . . . . . . . . . . . . . . 2753
Signed by Governor ............... 2764
804 By State Government. A bill for an act relating to improvement of certain benefits for members of police and fire retirement systems.
Introduced, placed on calendar .. 1301
805 By Agriculture. A bill for an act relating to the location

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and operation of livestock feedlots, and defining nuisance as the term relates thereto.
Introduced, placed on calendar .. 1301 Steering recommends calendar .. 1935

806 By Education. A bill for an act relating to the salaries of certain school administrators.
Introduced, placed on calendar .. 1302
807 By Agriculture. A bill for an act relating to bonded agricultural warehouses.
Introduced, placed on calendar .. 1302 Amendment H. 3726 filed $\qquad$
808 By State Government. A bill for an act relating to disaster services, creating an office of disaster services and countymunicipal disaster services and emergency planning administrations, and specifying the powers and duties of such offices.
Introduced, placed on calendar .. 1302
809 By State Government. A bill for an act relating to payment of salaries, vacation, and sick leave for state employees.
Introduced, placed on calendar .. 1302
Fiscal note HCS
Amendment H. 4043 filed .2112

810 By Labor and Industrial Relations. A bill for an act relating to collective bargaining agreements.
Introduced, placed on calendar .. 1302
811 By Ways and Means. A bill for an act relating to the military service tax exemption and making the Act retroactive.
Introduced, placed on Ways and
Means calendar .................. 13
Amendment H. 3689 filed ............ 1437
Amendment H. 3689 adopted .... 1513
Passed House, ayes 77, nays

Motion filed to reconsider vote .. 1514
Motion to reconsider vote fafled.. 1535
Explanation of vote ................ 1538
Amendment H. 3737 filed …........... 1555
Amendment H. 3738 filed .......... 1555
Explanation of vote ................ 1596
Message from Senate, with amend-
ment H. 4282
House concurred
.2457
Hause concurred ...................... 2530
Passed House, ayes 91, nays
none ................................ 2530
Explanation of vote ................... 2575
Explanation of vote ................. 2750
Reported correctly enrolled . . . . . . 2751
Signed by Speaker ................. 2751
Signed by President ...................2751
Sent to Governor .................... 2751
Signed by Governor ................ 2764
Became Law by Publication .....2779
812 By State Government. A bill for an act to allow the governor to appoint the directors of certain commissions.
Introduced, placed on calendar
Steering recommends calendar .. 1935

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Passed House, ayes 77, nays $8 . .2071$
Explanation of votes ............... 2089
Explanation of vote
2108
813 By State Government. A bill for an act relating to real estate conveyances in trust which prohibits the secrecy of beneficial interests in land trusts and which provides penalties.
Introduced, placed on calendar .. 1327
814 By State Government. A bill for an act relating to the purchase and use of state motor vehicles and use of private motor vehicles for state business.
Introduced, placed on calendar .. 1328
Amendment H. 3670 filed . . . . . . . 1398
Steering recommends calendar .. 1499
Amendment H. 3670 adopted .... 1525
Passed House, ayes 62, nays 26 . . 1525
Explanation of vote . ............... 1596
Message from Senate, with amend-
ment H. 4291
2496
House concurred .................... 2531
Passed House, ayes 85 , nays $6 \ldots 2531$
Explanation of vote ................ 2575
Explanation of vote ................ 2750
Reported correctly enrolled ...... 2751
Signed by Speaker ................. 2751
Signed by President ...............' 2751
Sent to Governor ................... 2751
Signed by Governor .................... 2764
Became Law by Publication .....2778
815 By Human Resources. A bill for an act relating to hospitalization of the mentally ill.
Introduced, placed on calendar .. 1328
Steering recommends calendar .. 1597
Amendment H. 3884 filed ......... 1824
S.F. 499 Substituted ................ 1831

Withdrawn ............................. 1833
816 By Judiciary and Law Enforcement. A bill for an act relating to tort liability due to acts or omissions of directors, officers, employees, and members of nonprofit corporations and corporations not for pecuniary profit.
Introduced, placed on calendar .. 1328
Steering recommends calendar .. 1499
Corrected amendment H. 3743
filed ................................. . 1525
Corrected amendment H. 3743
adopted . . . . . . . . . . . . . . . . . . . . . 152
Passed House, ayes 82, nays 4 .. 1526
Explanation of vote .............. 1596
Message from Senate, with amendment H. 4233

2403
House concurred .................... 2463
Passed House, ayes 79, nays
none ................................ 2463
Explanation of vote ................ 2575
Explanation of vote .................. 2750
Reported correctly enrolled ......2753
Signed by Speaker ................. 2753
Signed by President ................ 2753
Sent to Governor .................... 2753
Signed by Governor .................. 2764
817 By Transportation. A bill for an act relating to the
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periodic retesting of operators of motor vehicles.
Introduced, placed on calendar . 1362
Steering recommends calendar .. 1596
Amendment H. 3839 filed ......... 1737
Point of order raised .............. 1737
Ruled out of order F. 3839 ........ 1737
Failed to pass House, ayes 43 ,
nays 50 ............................. 1737
Motions flled to reconsider vote . . 1738
Amendment H. 3853 filed ......... 1768
Fiscal note HCS
818 By Natural Resources. A bill for an act relating to the maximum deposit required for bids to construct levee or drainage district improvements.
Introduced, placed on calendar .. 1362 Steering recommends calendar . 1597 S.F. 475 Substituted ............... 1704 Withdrawn
819 By Human Resources. A bill for an act relating to rights of persons seeking health care.
Introduced, placed on calendar . 1362
820 By Transportation. A bill for an act relating to the authority of peace officers employed by the department of public safety.
Introduced, placed on calendar . . 1362
Amendment H. 3768 filed . . . . . . . 1610
Steering recommends calendar .. 1935
Amendment H. 3768 adopted .... 2069
Passed House, ayes 82, nays $2 \ldots 2070$
Explanation of votes .............. 2089
Explanation of vote ................ 2108
Message from Senate .....................2711
Reported correctly enrolled ......2753
Signed by Speaker ................. 2753
Signed by President ............... 2753
Sent to Governor ................... 2753
Signed by Governor ..................... 2765
821 By Human Resources. A bill for an act relating to liability for the performance of or refusal to perform abortions.
Introduced, placed on calendar .1362

822 By County Government. A bill for an act relating to the validity of actions taken by conference boards.
Introduced, placed on calendar .. 1362
823 By Human Resources. A bill for an act establishing the Iowa housing finance authority, prescribing its powers and duties, providing for related tax and other exemptions and appropriations, and providing coordinating amendments related to implementation of the authority's programs.
Introduced, placed on calendar .. 1362
Steering recommends calendar . . 1596
Amendment H. 3856 filed ......... 1769
Amendment H. 3859 filed .......... 1771
Amendment H. 3863 filed ......... 1802
Amendment H. 3879 filed …....... 1824
Amendment H. 3856 adopted ..... 1838
Amendment H. 3863 lost ......... 1838
Amendment H. 3888 filed ........... 1839
Amendment H. 3888A withdrawn. 1839
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Amendment H. 3888 B lost . . . . . . 1839
Amendment H. 3888C adopted ... 1839
Amendment H. 3888 D withdrawn. 1839
Amendment H. 3889 filed ......... 1839
Amendment H. 3889A lost .......... 1840
Amendment H. 3889 B withdrawn. 1840
Amendment H. 3891 filed ......... 1840
Amendment H. 3891 lost …........ 1841
Amendment H. 3890 filed .......... 1841
Amendment H . 3890 adopted .... 1842
Amendment H. 3879 lost …...... 1843
Amendment H. 3859 adopted ...... 1843
Amendment H. 3897 filed ......... 1843
Amendment $H$. 3897 adopted $\ldots .1843$
Passed House, ayes 70, nays $19 \ldots 1844$
Motion to reconsider vote ...... 1844
Motion to reconsider vote falled.. 1844
Fiscal note HCS
Explanation of vote . . . . . . . . . . . . 1890
Message from Senate, with amend-
ment H. 3991 .............................20322
House concurred .................... 2051
Explanation of vote . . . . . . . . . . . . 2089
Explanation of vote ................... 2274
Reported correctly enrolled .... 2418
Signed by Speaker ................ 2418
Signed by President ................ 2418
Sent to Governor . . . . . . . . . . . . . . 2418
Signed by Governor ......................2497
824 By Commerce. A bill for an act relating to the amount of capital and surplus required by insurance companies to transact business in Iowa.
Introduced, placed on calendar .. 1363
Steering recommends calendar .. 1499
Amendment H. 3734 filed ......... 1533
Amendment H. 3734 adopted .... 1533
Amendment H. 3792 filed ......... 1648
Amendment H. 3792 adopted .... 1698
Passed House, ayes 79, nays 1 .. 1698
Explanation of vote ................ 1714
Explanation of vote ................. 1749
825 By Commerce. A bill for an act relating to the regulation of securities, and providing for the registration of securities and broker-dealers, prohibiting certain deceptive and manipulative transactions in securities, regulating brokerdealers, and providing civil remedies and criminal penalties for violations.
Introduced, placed on calendar .. 1400
Steering recommends calendar .. 1597
Passed House, ayes 83, nays 8 ․ 1755
Message from'Senate, with amend-
ment H. 4189
2359
House concurred . . . . ................ 2396
Passed House, ayes 78 , nays $5 . .2396$
Explanation of votes ............. 2497
Explanation of vote ................ 2671
Reported correctly enrolled ...... 2753
Signed by Speaker . . . . . . . . . . . . . 2753
Signed by President ................. 2753
Sent to Governor ................... 2753
Signed by Governor ............... 2765
826 By Judiciary and Law Enforcement. A bill for an act relating to the employment of full-time public prosecutors in certain counties.
Introduced, placed on calendar . . 1400

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| Steering recommends calendar | 1935 |
| Passed House, ayes 87, nays 6 | 989 |
| Explanation of vote | 2036 |
| Explanation of vote | 2274 |
| Message from Senate | 2730 |
| Reported correctly enrolled | - 2753 |
| Signed by Speaker | 2753 |
| Signed by President | 2753 |
| Sent to Governor | 2753 |
| Signed by Governor | 2765 |

827 By State Government. A bill for an act to provide longevity pay for certain employees of the state.
Introduced, placed on calendar . . 1400
828 By State Government. A bill for an act relating to the funding and compensation and expenses of legislative members of committees and certain statutory or appointive boards, commissions, and councils.
Introduced, placed on calendar . . 1400
Steering recommends calendar . 1596
Amendment H. 3821 fled ......... 1692
Amendment H. 3822 filed ......... 1693
Amendment H . 3833 filed .......... 1723
Amendment H . 3844 fled ........... 1751
S.F. 507 Substituted ............... 1844

Withdrawn
829 By Commerce. A bill for an act relating to the administration of the Uniform Consumer Credit Code.
Introduced, placed on calendar . 1400
830 By Commerce. A bill for an act relating to the sale of tangible goods by persons authorized to make supervised loans.
Introduced, placed on calendar . . 1400
831 By Agriculture. A bill for an act relating to highway railroad crossing repairs.
Introduced, placed on calendar .. 1401
832 By Commerce. A bill for an act relating to actions in attachment by creditors after default in consumer credit transactions.
Introduced, placed on calendar . . 1401
833 By State Government. A bill for an act relating to physician examination fee.
Introduced, placed on calendar . . 1401
834 By Egenes, Varley, Drake, Bittle, Millen, Oakley, Tauke, Poncy, and Stromer. A bill for an act relating to emergency employment for public projects and providing an appropriation.
Introduced, referred to Appropriations

1401
835 By Judiciary and Law Enforcement. A bill for an act providing that certain ammunition and firearms shall be deposited with the state criminalistics laboratory.
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Introduced, placed on calendar . . 1401 Steering recommends calendar .. 1499 Corrected amendment H. 3744 filed . . . . . . . ............................ 1527
Corrected amendment H . $\mathbf{3 7 4 4}$
adopted ............................. 1527
Passed House, ayes 87, nays
none .................................. 1527
Explanation of vote ................. 1596
836 By Judiciary and Law Enforcement. A bill for an act relating to the civil rights commission.
Introduced, placed on calendar . 1401 Amendment H. 3716 filed ......... 1468

837 By Transportation. A bill for an act relating to the use of abandoned railroad right-ofway and imposing penalties for violations.
Introduced, placed on calendar . 1401
Steering recommends calendar .. 1934
Amendment H. 3986 filed ......... 2036
Amendment H. 3989 fled ........... 2037
Amendment H. 3997 filed .......... 2061
Amendment H. 4003 flled .......... 2062
Amendment H. 3997 withdrawn. 2086
Amendment H. 4006 flled ......... 2086
Amendment H. 4021 filed ….........2087
Amendment H. 4021 adopted .... 2087
Amendment H. 4006 as amended, lost

2088
Motion filed to reconsider vote ..2088
Placed on calendar under unfinished business . ${ }^{\text {............... } 2088}$
Amendment H. 4007 fied .......... 2090
Amendment H. 4015 filed ........... 2091
Amendment H. 4022 filed ........... 2091
Amendment H. 4024 filed ........... 2091
Explanation of vote .................. 2108
Amendment H. 4025 filed .......... 2113
Amendment H. 4026 filed ........... 2113
Amendment H. 4027 fled ........... 2113
Amendment H. 4028 filed ….........2113
Amendment H. 4033 filed . . . . . . . . 2114
Amendment H. 4230 filed …........ 2420
Amendment H. 4241 filed ........... 2428
Amendment H. 4249 filed . . . . . . . . 2428
Amendment H. 4250 flled . . . . . . . . 2430
Amendment H. 4251 filed .........2430
Amendment H. 4287 filed …..........2510
838 By Transportation. A bill for an act relating to the rallroad grade crossings on public highways.
Introduced, placed on calendar .. 1401
Withdrawn .............................2268
839 By Poncy. A bill for an act to establish an Iowa human resources development commission and prescribe its powers and duties.
Introduced, referred to Human Resources
840 By Transportation. A bill for an act relating to a uniform classified operator's license.
Introduced, placed on calendar . 1402
Amendment H. 3733 fled ......... 1517
Amendment H. 3815 fled ............ 1660
Amendment H. 3894 fled .......... 1860
H. F .

841 By Human Resources. A bill for an act relating to aid to dependent children.
Introduced, placed on calendar .. 1440
842 By Human Resources. A bill for an act to establish a Clarinda mental health institute advisory board, to define extension services by the Clarinda mental health institute, and to prescribe the conditions under which extension services, certain other services, and use of portions of the mental health institute physical plant may be made available.
Introduced, placed on calendar . . 1440
843 By Agriculture. A bill for an act relating to the width of certain vehicles or loads on such vehicles.
Introduced, placed on calendar . . 1440
Steering recommends calendar . . 1500
Rule suspended ...................... 1699
Amendment H. 3829 filed ........ 1699
Point of order raised .......... 1700
Ruled not germane H. 3829 ..... 1700
Motion to suspend rules ....... 1700
Motion failed .................... 1700
Passed House, ayes 84, nays 2 . 1700
Motion filed to reconsider vote .. 1701
Explanation of vote .............. 1714
Explanation of vote ............. 1749
Motion to reconsider vote withdrawn
.2358
844 By Ways and Means. A bill for an act relating to the fling of consolidated returns for corporation income tax purposes and making the Act retroactive.
Introduced, placed on Ways and
Means calendar $\because . . . . . . .1440$
Passed House, ayes 84 , nays i . . 1733
Explanation of vote ............. 1749
Explanation of vote .............. 1766
Message from Senate ............. 2457
Reported correctly enrolled ..... 2753
Signed by Speaker .............. 2753
Simned by President ................... 2753
Sent to Governor .................. . . 2753
Signed by Governor ............ 2765
845 By Judiciary and Law Enforcement. A bill for an act relating to duties to disabled persons and providing penalties.
Introduced, placed on calendar . . 1440
846 By Cities and Towns. A bill for an act relating to interest rates for city bonds.
Introduced, placed on calendar . . 1441
Steering recommends calendar . . 1597
Removed from calendar ........ 1639
847 By State Government. A bill for an act restricting the privilege of acquiring and retaining interests in businesses subject to regulation and control under the Jowa beer and
H. $\mathbf{F}$.

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liquor control act, and providing penalties.
Introduced, placed on calendar. . 1441
848 By Appropriations. A bill for an act making appropriations to the fowa crime commission and the department of public safety and providing for the administration and use of funds and personnel of such departments.
Introduced, placed on Appropriations calendar 1471
Committee report .......................... 1516
Recommended passage ........... 1516
Amendment H. 3767 filed ........ 1611
Amendment H. 3767 lost ....... 1655 -
Amendment H. 3797 filed ........ 1655
Amendment H. 3797 adopted ... 1656
Amendment H. 3798 fied ....... 1656
Amendment H. 3798 adopted .... 1657
Passed House, ayes 82, nays $10 \cdots 1657$
Motion filed to reconsider vote..1657
Motion to reconsider vote failed. . 1786
Message from Senate, with amend-
ment H. 4164
2323
House concurred ......................................
Passed House, ayes 82, nays 9 .. 2938
Explanation of votes ............. 2497
Explanation of vote ................... 2671
Reported correctly enrolled ..... 2753
Signed by Speaker .............. 2753
Signed by President ............. 2753
Sent to Governor .................. . 2753
Signed by Governor ............ 2765
Item veto . . . . . . . . . . . . . . . . . . . . 277 3
849 By Brunow. A bill for an act relating to the computation of motor vehicle registration fees.
Introduced, referred to Transportation

147 I
Fiscal note HCS
850 By Cusack. A bill for an act relating to the labeling of appliances according to energy consumed and providing a penalty.
Introduced, referred to Energy . . 1471
851 By Gilloon, Harvey, Tauke, Hennessey, Dyrland, Jochum, Jesse, Dieleman, Hutchins, Wyckoff, Drake and Krause. A bill for an act to require the department of transportation to conduct a study of certain roads in the state.
Introduced, referred to Transportation

852 By Cusack. A bill for an act relating to the transferring of the commission on the aging to the department of social services.
Introduced; referred to Human Resources

1472
853 By Woods. A bill for an act authorizing a study of the plural tri light safety signal system and providing an appropriation.
Introduced, referred to Transportation
H. F.

854 By Mennenga. A bill for an act relating to the valuation of property for tax purposes.
Introduced, referred to Ways and Means

1472
Subcommittee, Mennenga, Bennett, Bittle, Danker, Pavich, Norland, and Wyckoff ......... 1691

855 By County Government. A bill for an act relating to safeguarding of and accounting for moneys and other property of residents of county care facilities.
Introduced, placed on calendar .. 1505
Steering recommends calendar .. 1597
Removed from calendar ......... 1639
856 By Crawford, Stromer, Brock ett, Egenes, Schroeder, Tauke, Clark, Harvey, Wulff, Nealson of Muscatine, Halvorson, West, Fullerton, Junker, Daggett and Tofte (Murray, Shaw, DeKoster, Grifin, Hultman, Curtis, Andersen, Kelly, Bergman, Briles, Gluba, Priebe, Doderer, Hansen, Nystrom, Carr, Tieden and Schwengels) A bill for an act relating to tuition reciprocity agreements entered into by the state board of regents and the state board of public instruction.
Introduced, referred to Education
Amendment $\mathbf{H}$. 3770 filed........ . 1611
857 By Cusack. A bill for an act authorizing cities and counties to levy a tax to promote, establish and maintain recreational, educational and other activities for senior citizens.
Introduced, referred to Ways and Means

1505
Subcommittee, Mennenga, Ben-
nett, Bittle, Danker, Norland,
Pavich, and Wyckoff .......... 1691
858 By O'Halloran, Brandt, Middleton, Wulff, Miller of Buchanan, Harper, Husak and Wyckoff (Hansen). A bill for an act relating to faculty compensation at universities administered by the state board of regents.
Introduced, referred to Education

1505
859 By Mennenga. A bill for an act relating to the regulation of rates of public utilities.
Introduced, referred to Commerce
.1505
860 By Mennenga, Oakley and Wyckoff. A bill for an act authorizing county boards of supervisors to establish revolving funds from which expenses for the maintenance of drainage or levee districts may be paid and prevent obstruction of drainage ditches, laterals and drains.
H. F.

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Introduced, referred to County Government

861 By Branstad. A bill for an act relating to interest payments by the state on certain farm acquisition loans, and providing an appropriation.
Introduced, referred to State Government

1506
862 By Varley. A bill for an act relating to the department of environmental quality and its authority regarding indirect sources of air pollution, and providing a penalty for violations.
Introduced, referred to Natural Resources .......................... 1506

863 By Labor and Industrial Relations. A bill for an act relating to workmen's compensation laws.
Introduced, placed on calendar . . 1506
Amendment H. 3747 filed ......... 1556
Steering recommends calendar . 1597
Amendment H. 3860 filed ......... 1771
Amendment H. 3747 lost .......... 1835
Amendment H. 3860 adopted .... 1835
Passed House, ayes 78, nays $16 \ldots 1835$
Motion to reconsider vote ......1836
Motion to reconsider vote failed. . 1836
Explanation of votes .............. 1890
864 By Appropriations. A bill for an act providing for and making appropriations for financing state postsecondary education programs including programs under the state board of regents, the higher education facilities commission, and the department of public instruction.
Introduced, placed on Appropriations calendar
Committee report …....................... 1516
Recommended passage ............ 1516
Amendment H. 3781 filed .......... 1648
Amendment H. 3783 fled ............ 1649
Amendment H. 3791 filed …........ 1649
Amendment H. 3781 lost ......... 1658
Amendment H. 3816 filed .......... 1660
Amendment H. 3804 filed ............ 1660
Amendment H. 3814 filed .......... 1661
Amendment H. 3805 filed ......... 1661
Amendment H. 3799 filed ............ 1661
Amendment H. 3800 filed …....... 1662
Amendment H. 3801 fled .......... 1662
Amendment H. 3802 fled . . . . . . . . 1662
Amendment H. 3813 filed …........ 1662
Amendment H. 3812 filed ….......... 1663
Amendment H. 3804 lost .......... 1667
Amendment H. 3802 lost .......... 1668
Amendment H. 3814 lost ......... 1668
Amendment H. 3783 lost …....... 1669
Amendment H. 3817 filed ......... 1669
Point of order raised .............. 1669
Ruled not germane H. 3817 ........ 1669
Amendment H. 3801 lost ......... 1670
Amendment H. 3791 lost .......... 1671
Amendment H. 3818 filed ........... 1672
Motion to suspend rules …......... 1672
Motion to suspend rules with-
drawn .............................. 1673
Amendment H. 3818 lost .......... 1673
Amendment $H$. 3816 lost …........ 1674

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Amendment H 3805 lost ..... 1675
Amendment H. 3799 lost ….......... 1676
Amendment H. 3800 lost ......... 1677
Amendment H. 3813 adopted .... 1677
Ruled out of order H. 3812 ...... 1677
Passed House, ayes 80, nays 2 . 1677
Motion to reconsider vote ...... 1678
Motion to reconsider vote failed.. 1678
Motion to suspend rules ......... 1690
Point of order raised ............. 1690
Ruled out of order .................... 1691
Explanation of vote ................ 1691
Explanation of votes ............... 1714
Message from Senate ............... 1916
Reported correctly enrolled ..... 2059
Signed by Speaker . . . . . . . . . . . . 2059
Signed by President ................ 2059
Sent to Governor ................... 2059
Signed by Governor ............... 2109
Item veto ............................ 2109
865 By Miller of Calhoun, Hansen, Crabb, Pellett, Hutchins and Bennett (Winkelman, Bergman, Nolin and Coleman). A bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.
Introduced, referred to Appropriations

866 By Human Resources. A bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.
Introduced, placed on calendar .. 1519
Steering recommends calendar .. 1596
Amendment H. 3811 filed ......... 1663
Amendment H. 3898 filed .......... 1861
S.F. 525 Substituted ................... 2243

Withdrawn ........................... 2253
867 By Ways and Means. A bill for an act relating to the definition of real property which is held solely for sale, lease, or rent as a part of a business regularly engaged in selling, leasing, or renting such property and if the property is not yet sold, leased, rented, or used by any person.
Introduced, placed on Ways and Means calendar
Passed House, ayes 85, nays none ................................. 1731
Explanation of vote ................. 1749
Explanation of vote ............... 1766
868 By Cities and Towns. A bill for an act relating to the amount and distribution of costs collected in criminal actions.
Introduced, placed on calendar .. 1519
Withdrawn ......................... 1568
869 By Brandt. A bill for an act relating to the additional property tax reimbursement for persons sixty-five years of age or older and totally disabled.
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Introduced, referred to Ways and Means

1519
Fiscal note HCS
Subcommittee, Mennenga, Egenes,
Hennessey, Gentleman, Walter,
Nealson of Muscatine, and Bina

870 By Appropriations. A bill for an act relating to the eradication of bovine brucellosis and making an appropriation.
Introduced, placed on Appropriations calendar
Committee report ........................ 1538
Recommended passage ............. . . 1538
Committee report adopted . . . . . . . 1558
Passed House, ayes 90, nays
none ................................ . . 1707
Explanation of votes .............. 1749
Explanation of vote ............... 1766
Message from Senate, with amend ment H. 4267
Amendment H. 4311 filed ......... 2575
Amendment H. 4311 adopted .... 2583
House concurred .................. 2583
Passed House, ayes 92 , nays 2 .. 2584
Message from Senate, with amend
ment H. 4351
2693
House concurred ....................... 2720
Passed House, ayes 87, nays 5 .. 2720
Reported correctly enrolled ....2753
Signed by Speaker ................ 2753
Signed by President ....................2753
Sent to Governor . . . . . . . . . . . . . . . . 2753
Signed by Governor ................ 2765
871 By Appropriations. A bill for an act making an appropriation to the state conservation commission and divisions of the commission.
Introduced, placed on Appropria-
tions calendar
1520
Committee report .................... 1538
Recommended passage ............ 1538
Committee report adopted ........ 1558
Amendment H. 3774 flled ......... . . 1598
S.F. 506 Substituted . ................ 1708

Withdrawn ............................. 1709
872 By Cities and Towns. A bill for an act relating to city government by modifying provisions for surety bonds and federal agreements, authorizing initiative, referendum and recall, modifying methods for annexation and other boundary adjustments, clarifying forms of city government, modifying requirements for compensation and removal of officers, passage of ordinances, adoption of codes by reference, city and city utility budgets, modifying definitions and requirements for essential and general corporate purpose bonds, modifying requirements for special assessments, revenue bonds and pledge orders, providing liens for service charges, and providing for planning and zoning commissions and restricted residence districts.
Introduced, placed on calendar

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Amendment H. 3766 filed . . . . . . . 1611
Amendment 1i. 3790 filed .......... 1649
873 By Cities and Towns (Cities). A bill for an act authorizing the levying of a transient guest tax by counties and cities, adopting provisions of the state gross receipts tax law including penalties, and imposing duties upon the director of revenue.
Introduced, placed on calendar .. 1520
Point of order raised .............. 1815
Referred to Ways and Means ... 1815
Subcommittee, Anderson, Hennessey, Jochum, Readinger, and
Nealson of Muscatine .......... 2226
874 By Cities and Towns. A bill for an act to exempt jurors and members of the county board of review of assessments from parking meter regulation.
Introduced, placed on calendar . 1520
Steering recommends calendar .. 1598
Motion to suspend rules ......... 1790
Motion to suspend rules prevailed .............................. 1790
Point of order raised................. 1790
Referred to Ways and Means ... 1790
Subcommittee, Hutchins, Baker, Daggett, Junker, and Middleton

875 By Lipsky. A bill for an act relating to establishing bikeways and walkways.
Introduced, referred to Transportation

876 By Mennenga. A bill for an act relating to the imposition of a tax on intangible personal property, appropriating the proceeds, and providing procedures for administration and penalties for violation.
Introduced, referred to Ways and Means .............................. 1558
Subcommittee, Mennenga, Bennett, Bittle, Danker, Norland, Pavich, and Wyckoff ........... 1934

877 By Oakley. A bill for an act relating to the placement and adoption of South Vietnamese children.
Introduced, referred to Human Resources ........................... 1559
Placed on Sifting calendar .....2663
Corrected amendment H. 4340 filed
Corrected amendment ${ }^{\mathbf{H}} \mathbf{H} \mathbf{4} \mathbf{3} \dot{\mathbf{4} 0}$ adopted ............................ 2674
Passed House, ayes 77, nays 5 .. 2674
Explanation of votes .............. 2750
Message from Senate ..............2696
Reported correctly enroiled ..... 2753
Signed by Speaker ..................2753
Signed by President ............... 2753
Sent to Governor . . . . . . . . . . . . . . . 2753
Signed by Governor ...............2765
878 By Cities and Towns. A bill for an act authorizing cities and counties to impose local income taxes, and sales, ser-

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vices and use taxes, appropriating the proceeds, providing property tax relief, and making the taxes subject to applicable provisions of the Code, including penalties.
Introduced, placed on calendar .. 1559
Point of order raised …........ 1815
Referred to Ways and Means ....1815
Subcommittee, Nealson of Mus-
catine, Anderson, Hennessey,
Jochum, and Readinger .......2226
Amendment H. 4215 filed ......... 2363
879 Ly Cities and Towns. A bill for an act relating to the amount and distribution of costs collected in criminal actions.
Introduced, placed on calendar . 1559
Amendment H. 3793 filed ......... 1649
880 By Appropriations. A bill for an act appropriating funds to the lowa state historical department, the Iowa library department, the Iowa state arts council and the acedemy of science and establishing a military library division within the Iowa library department.
Introduced, placed on Appropriations calendar

1613
Committee report ........................1639
Recommended passage ............ 1639
Committee report adopted ..... 1652
Passed House, ayes 91, nays

Explanation of votes ............... 1749
Explanation of vote . . ............. . 1766
Message from Senate, with amendment F. 4108

2185
House concurred ................... 2300
Passed House, ayes 83, nays
none ................................. 2301
Motion filed to reconsider vote .. 2311
Motion to reconsider vote withdrawn

2401
Explanation of vote ................ 2621
Reported correctly enrolled ..... 2753
Signed by Speaker .................. 2753
Slgned by President ................. 2753
Sent to Governor . .................... 2753
Signed by Governor ................. 2765
881 By Ways and Means. A bill for an act relating to the taxation of individual retirement annuity premiums.
Introduced, placed on Ways and
Means calendar .................1653
Passed House, ayes $8 \mathbf{5}$, nays 2 ... 1732
Motion filed to reconsider vote .. 1732
Explanation of vote ................. 1749
Explanation of vote .................... 1766
Fiscal note HCS
Motion to reconsider vote withdrawn .............................. 1869
Message from Senate ............... 2040
Reported correctly enrolled .... 2172
Signed by Speaker ................. 2172
Signed by President . . . . . . . . . . . . 2172
Sent to Governor .................... 2172
Signed by Governor ................ 2226

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classifiers examiners, and providing a penalty.
Introduced, referred to Natural Resources
.1653
883 By Appropriations. A bill for an act relating to and appropriating funds to judicial courts and agencies and appriating funds to the attorney general.
Introduced, placed on Appropriations calendar .................... 1665
Committee report .................. 1692
Recommended passage .............. 1692
Committee report adopted ...... 1696
Amendment H. 3830 filed . . . . . . . . 1723
Amendment H. 3872 filed …......... 1824
Amendment H. 3830 adopted .... 1940
Amendment H. 3872 adopted .... 1941
Passed House, ayes 87, nays 1 .. 1941
Explanation of votes ............. 1962
Message from Senate, with amendment H. 4163
.'2323
House concurred ........................ 2399
Passed House, ayes 90 , nays none . . . . . . . . . . . . . . . . . . . . . . . . . 2399
Explanation of votes ................ 2497
Explanation of vote .................. 2671
Reported correctly enrolled ....2753
Signed by Speaker .............. 2753
Signed by President ............... 2753
Sent to Governor ...................... 2753
Signed by Governor ............... 2765
884 By Transportation. A bill for an act relating to the maximum length of combinations of three vehicles coupled together operated on certain highways in the state.
Introduced, placed on calendar . . 1726
885 By Ways and Means. A bill for an act to exempt the equalization of property from the provisions of the Iowa administrative procedure act.
Introduced, placed on Ways and Means calendar

1775
Passed House, ayes $\mathbf{8} \overline{7}$, nays $\mathbf{6}$... 1872
Explanation of vote.............. 1910
Message from Senate ............... 2243
Reported correctly enrolled .... 2418
Signed by Speaker .................. 2418
Signed by President ................. 2418
Sent to Governor .................. 2418
Signed by Governor ............... 2623
886 By Ways and Means. A bill for an act relating to changes in dates and clarlfication of dates for a fiscal year beginning July first of each calendar year.
Introduced, placed on Ways and Means calendar ...................
Passed House, ayes 90, nays none ................................ 1871
Explanation of vote ................ 1910
887 By Appropriations. A bill for an act making an appropriation to the state department of health to finance programs subject to administration by the department.
Introduced, placed on Appropriations calendar

1775
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Sifting recommends calendar ..... 2097
Committee report ..... 1801
Recommended passage .....
1801 .....
1801 ..... 1809
Committee report adopted
Committee report adopted
Passed House, ayes 90, nays
none $\cdots \cdots \cdots$.......... ..... 1944
Message from Senate, with amend-ment H. 41302243
House concurred ..... 2302
Passed House, ayes 84, nays ..... 2302
Explanation of vote
2621
2621
Reported correctly enrolled ..... 2753
Signed by Speaker ..... 2753
Signed by President ..... 2753
Sent to Governor ..... 2753
Signed by Governor ..... 2765
888 By Spencer, Woods, Evans,Halvorson, Lageschulte, Neal-son of Muscatine, Tofte,Tauke, Hinkhouse, Stephens,Perkins, Junker, Fullerton,Wyckoff, Mennenga, Scheel-haase, Daggett, Bortell, Wells,Kreamer, Pellett, Hansen,Branstad, Husak, Danker, Har-per, Koogler, Howell, Caffreyand Jordan. A bill for an actrelating to obscene materialand providing a penalty.
Introduced, referred to Judiciaryand Law Enforcement1775
889 By Appropriations. A billfor an act appropriating fundsto the governor, lieutenantgovernor, office for planningand programming and thecouncil of state governments.
Introduced, placed on Appropria-tions calendar1914
Committee report ..... 1936
Recommended passage ..... 1936
Committee report adopted ..... 1939
Passed House, ayes 81, nays 9 ..... 2046
Explanation of vote ..... 2089
Explanation of vote ..... 2274
Message from Senate
2381
2381
Reported correctly enrolled ..... 2753
Signed by Speaker
2753
2753
Signed by President
2753
.2753
2753
.2753
Sent to Governor.
Signed by Governor ..... 2765
890 By Appropriations. A billfor an act appropriating fundsfor the financing of programsunder the administration ofthe Iowa employment securitycommission, the industrialcommissioner, the bureau oflabor, the occupational safetyand health review commissionand the public employmentrelations board and relatingto fees collected by the bu-reau of labor.
Introduced, placed on Appropria-tions calendar
1914
Committee report ..... 1936
Recommended passage
1936
Committee report adopted
1965
Amendment H. 3953 filed
1965
1965
Amendment H. 3960 lost ..... 2044
Amendment H. 3953 withdrawn. ..... 052
Amendment H. 3996 nled ..... 2052

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| :---: | :---: |
| Amendment H. 3996 adopted ....2052 |  |
| Passed House, ayes 81, nays |  |
| planation of vote |  |
| Explanation of vo |  |
| Explanation of vo |  |
| Message from Senate, with |  |
| ment H . |  |
| mendment H. 4235 filed |  |
| Amendment H. 4235 adop |  |
|  |  |
| Passed House, ayes 71, nays |  |
| Explanation of vote . . . . . . . . . . . . 2575 |  |
| Explanation of vote |  |
| Message from Senate . . . . . . . . . 2572 |  |
| Reported correctly enrolled | 753 |
| Signed by Speaker . . . . . . . . . . . 2753 |  |
| Signed by President ................ 2753 Sent to Governor ................... 2753 |  |
|  |  |
| Sent to Governor ................... 2753 |  |

891 By Ways and Means. A bill for an act relating to fees col- lected by sheriffs and certainother police authorities.

Introduced, placed on Ways and Means calendar
Passed House, ayes 86, nays 1 .. 1970
Explanation of vote ..... 1996
Message from Senate ..... 2457
Reported correctly enrolled ..... 殿
Signed by Speaker ..... 751 ..... 751
Signed by President
Signed by President ..... 2751
Signed by Governor ..... 2765

892 By Appropriations. A bill for an act to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation and funding the state department of transportation's share for administration of the state merit system.
Introduced, placed on Appropria-
tions calendar
2059
Committee report ..................... 2059
Recommended passage . . . . . . . . . 2059
Committee report adopted ....... 2066
Amendment H. 4016 flled .......... 2093
Amendment H. 4017 filed ......... 2093
Amendment H. 4044 fled ......... 2114
Amendment H. 4044 lost …........ 2128
Amendment H. 4017 lost ........... 2128
Amendment H. 4016 lost ......... 2129
Passed House, ayes 86, nays 3.2129
Explanation of vote ............... 2274
Message from Senate ............. 2403
Reported correctly enrolled .... 2751
Signed by Speaker ................. 2751
Signed by President .................. 2751
Sent to Governor .................... 2751
Signed by Governor ................. 2765

## 893 By Brandt, Mennenga, Bina, Walter, Hennessey, Pavich, Dyrland, Nealson of Muscatine, Gentleman, Horn, Egenes, Caffrey, Hinkhouse, Higgins, O'Halloran, Norland, Baker, Griffee, Wells, Spradling, Byerly, Koogler, Scheel-

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haase, Connors, Newhard, Jordan, Avenson, Jesse, Perkins, Lonergan, Hutchins, Miller of Buchanan, Anderson, Hullinger, Fitzgerald, Poncy, Rinas, Krause, Howell, Dieleman, Spear, Gilloon, Hines, Husak, Monroe, Hargrave, Brunow, Spencer, Miller of Calhoun, Doyle, Harper, Jochum, Woods, Wyckoff, Svoboda, Patchett, Tauke, Bortell, Middleswart, Miller of Cerro Gordo, Halvorson, Crawford, Cusack and Tofte. A bill for an act to provide reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or older or totally disabled.
Introduced, referred to Ways and Means
Fiscal note HCS
Subcommittee, Mennenga, Egenes, Hennessey, Gentleman, Bina, Walter, and Nealson of Muscatine
.2507
894 By Sifting. A bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.
Introduced, placed on Sifting calendar . ........................... 2098
Sifting recommends calendar . . . 2097
Amendment $H$. 4085 filed . . . . . . . 2173
Amendment H. 4091 fled ........... 2173
Amendment H. 4102 fled .......... 2176
Amendment H. 4111 filed . . . . . . . . 2228
Amendment H. 4102 adopted ..... 2255
Amendment H. 4111A adopted ... 2259
Amendment H. 4111B adopted ... 2259
Amendment H. 4091 as amended, adopted
'2259
Amendment H. 4133 filed . . . . . . . 2259
Amendment H. 4133 adopted .....2260
Amendment H. 4085 adopted ….2260
Passed House, ayes 91, nays none . . . . . . . . . . . . . . . . . . . . . . . . . . 2261
Explanation of votes . . . . . . . . . . . 2311
Explanation of vote . . . ................. 2621
Message from Senate, with amendment H. 4318

2580
Rule suspended ...................... . . 2635
House concurred ......................... . . 2648
Passed House, ayes 80, nays none ................................ . . 2648
Explanation of vote ................... 2750
Reported correctly enrolled ...... 2753
Signed by Speaker ................. 2753
Signed by President ................... 2753
Sent to Governor . . . . . . . . . . . . . . . 2753
Signed by Governor ................2766
895 By Appropriations. A bill for an act making an appropriation to the department of social services and divisions of the department for the purpose of funding social service programs and providing for their administration.
Introduced, placed on Appropriations calendar
Committee report . . . . . . . . . . . . . 2111
Recommended passage .............. 2111
Committee report adopted .......2118

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| :---: | :---: |
| Committee amendment H. 4053 filed | titutions for deficiencies in |
|  | operating funds from funds |
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Passed House, ayes 89, nays none ................................. 1103
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314 By Energy. A bill for an act relating to the regulation of surface coal mining, imposing additional fees and providing a penalty for violation of the Act.
Message from Senate ............. 1002
Read first time, referred to Energy . . . . . . . . . . . . . . . . . . . . . . 996
Committee report .................. 1039
Recommended passage ........... 1039
Committee report adopted ........ 1046
Amendment H, 3577 filed ......... 1147
Amendment H. 3579 filed ......... 1147
Committee amendment H. $\mathbf{3 5 7 9}$ filed . . . . . . . . . . . . . . . . . . . . . . . . 1147
Steering recommends calendar .. 1347
Committee amendment H. 3579 adopted

1403
Amendment H. 3577 adopted .... 1403
Passed House, ayes 91, nays 3 .. 1404
Motion to suspend rules ......... 1416
Motion to suspend rules pre-
vailed ............................... 1416
Explanation of vote ................. 1498
Message from Senate .................1728
317 By Natural Resources. A bill for an act relating to fish and game licenses and providing a penalty.
Message from Senate ............. 1022
Read first time, referred to Natural Resources 1048
Subcommittee, Spencer, Branstad, and Koogler

1201
Committee report ..................... 1317
Recommended amendment, pas-
sage ............................... 1317
Committee amendment H. 3641 .. 1317
Committee report adopted ...... 1327
Steering recommends calendar . 1348
Committee amendment H. 3641 adopted

1393
Amendment H. 3666 filed ......... 1393
Point of order raised................ 1393
Ruled germane H. 3666 .............. 1393
Return to regular calendar .... 1393
Steering recommends calendar .. 1500
Return to regular calendar ....1699
323 By Energy. A bill for an act relating to a change in contracting procedures for the purchase of coal.
Message from Senate ............ 1073
Read first time, referred to Energy . . . . . . . . . . . . . . . . . . . . . 1107

329 By Judiciary. A bill for an act relating to the disbursement of costs in actions on appeal to the supreme court.
Message from Senate ............ 1022
Read first time, referred to Judiciary and Law Enforcement . 1048
Committee report . . . . . . . . . . . . . 1126
Recommended passage ........... 1126
Committee report adopted ......1133
Subcommittee, Nielsen of Polk,
Gentleman, and Woods . . ....... 1201
Steering recommends calendar . . 1500
Passed House, ayes 87, nays none

1531
Explanation of vote .........................1596
338 By Natural Resources. A bill for an act relating to the
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membership of the Iowa natural resources council.
Message from Senate ............ 1052
Read flrst time, referred to Natural Resources .............. . 1052
Subcommittee, Hullinger, Wyckoff, and Pellett 1201
Committee report ..........................1318
Recommended passage ........... 1318
Committee report adopted ....... 1327
Steering recommends calendar . . 1596
Passed House, ayes 71, nays 20 .. 1735
Motion fled to reconsider vote.. 1763
Explanation of vote ............. 1766
Motion to reconsider vote failed.. 1792
Amendment H. 3862 flled......... 1803
345 By Dekoster. A bill for an act relating to the method used by judges of election to select and certify potential jurors.
Message from Senate ............. 2334
Read first time, referred to
Sifting .............................. 2335
350 By Glenn. A blll for an act to permit compensation of school board treasurers.
Amendment H. 4307 fled 2577
351 By State Government. A bill for an act relating to the time for publishing the Iowa Administrative Code.
Message from Senate $\begin{aligned} & \text { mead first time, referred to state }\end{aligned}$
Read first time, referred to State
Government
Subcommittee, Bittle, Brandt, and
Monroe ......................... 940
Substituted for H.F. 559 ..............1101
Passed House, ayes 91, nays
none . ................................ . . 1101
353 By Coleman, Murray, Rodgers, Winkelman and Schwengels. A bill for an act making an appropriation from the general fund of the state to the Iowa American revolution bicentennial commission.
Message from Senate .............2324
Read first time, referred to Ap-
propriations …
dar on Appropriations calen- 2663
Passed House, ayes 83, nays $4 \ldots 2678$
Explanation of vote
357 By Lamborn, Norpel, Glenn and Shaff. A bill for an act relating to investment by state banks in revenue bonds issued by municipalities in support of industrial projects.
Message from Senate .1969
Read first time, passed on file ...2042
358 By Kelly, Doderer, DeKoster and Schwengels. A bill for an act relating to neglected, dependent, and delinquent children.
Message from Senate ............ 1811 Human Resources .............. 1830
Sifting recommends calendar ....2313
Amendment H. 4223 filed .......... 2432


364 By Curtis. A bill for an act relating to the practice of accountancy.
Message from Senate ............ 1559
Read first time, referred to Commerce . . . . . . . . . . . . . . . . . . . . . . . 1615
Sifting recommends calendar ...2313
Passed House, ayes 88, nays $1 . .2660$
Explanation of vote
367 By Agriculture. A bill for an act relating to the location and operation of livestock feedlots, and defining nuisance as the term relates thereto.
Message from Senate ............. 1812
Read first time, referred to Agriculture
.1830
Amendment H. 4030 filed ......... 2116
Amendment H. 4150 filed .......... 2315
Amendment H. 4155 filed ............. 2316
Amendment H. 4324 filed ........... 2633
371 By Miller of Des Moines and Junkins (Monroe and Spear). A bill for an act relating to the issuance of migratory waterfowl stamps and providing a penalty.
Message from Senate ............ 1226
Read first time, referred to Natural Resources .............. 1248
Substituted for H.F. 778 ............. 1393
Amendment H. 3667 filed ......... 1394
Amendment H. 3667 adopted .... 1394
Passed House, ayes 76, nays
none ................................ 1394
Motion filed to reconsider vote .. 1395
Explanation of vote .............. 1416
Explanation of vote ................... 1498
Motion to reconsider vote withdrawn . . . . . . . . . . . . . . . . . . . . . . 1513
Message from Senate .............. 1728
378 By Agriculture. A bill for an act providing for indentification of boars, sows and stags designated for slaughter.
Message from Senate ............ 1812
Read first time, referred to Agriculture

1830
Sifting recommendis calendar .....2313
Passed House, ayes 88, nays $2 \cdots 2658$
Explanation of vote ............. 2750

$$
\begin{aligned}
& 382 \text { By Schwengels, Doderer and } \\
& \text { Kelly. A bill for an act relat } \\
& \text { ing to the payment of pay to } \\
& \text { correctional employees for } \\
& \text { work performed in excess of } \\
& \text { eight hours per day. } \\
& \text { Message from Senate.............. } 1812 \\
& \text { Read frst time, referred to State } \\
& \text { Government ........................... }
\end{aligned}
$$

383 By Burroughs. A bill for an act to authorize name changes for school districts.
Message from Senate 1442
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Read first time, passed on file ... 1472
Substituted for H.F. 779 .......... 1521
Passed House, ayes 76, nays
none . . . . . . . . . . . . . . . . . . . . . . . . . 1521
Explanation of vote ................. 1537
Explanation of vote ................ 1596
387 By Human Resources. A bill for an act relating to liability for the performance of or refusal to perform abortions.
Message from Senate $\qquad$
Read first time, passed on file ... 1506
Amendment H. 3942 filed ......... 1937
Amendment H. 3977 filed …........ 2009
Amendment H. 4153 filed …..........2318
Amendment H. 4208 fled .......... 2363
390 By Willits, Rabedeaux, Rodgers, Curtis, Lamborn and Priebe. A bill for an act relating to trust companies.
Message from Senate .............. 1190
Read first time, referred to Com-
merce
1212
397 By Willits and Palmer. A bill for an act relating to benefited street lighting districts.
Message from Senate
Read first time, referred to Cities
and Towns ....................... 1472
Amendment H. 3835 filed .......... 1724
Substituted for H.F. 791 ......... 1788
Amendment H. 3835 adopted .... 1789
Passed House, ayes 86, nays 5 .. 1789
Message from Senate ............. 1940
418 By Ways and Means. A bill for an act relating to payment and final returns of inheritance tax.
Message from Senate
Read first time, referred to ways
and Means
1073
.1107
Committee report ..................... 1127
Recommended passage ....................... 1127
Committee report adopted ....... 1133
Passed House, ayes 90, nays none . . . . . . . . . . . . . . . . . . . . . . . . . 1160

419 By Energy. A bill for an act relating to the planning and implementation of resource recovery systems.
Message from Senate ............. 1073
Read first time, referred to Energy . . . . . . . . . . . . . . . . . . . . . 1107
Committee report . . . . . . . . . . . . . . 1317
Recommended passage ................ 1317
Committee report adopted ....... 1327
Steering recommends calendar . 1598
Passed House, ayes 84, nays $4 \ldots 1816$
Explanation of vote .............. 1845
422 By Natural Resources. A bill for an act to include caves and caverns in the limitation of liability for allowing public use of private land.
Message from Senate ............ 1190
Read first time, referred to Natural Resources ............. 1212
Subcommittee, Branstad, Haivorson, and Scheelhaase ........... 1369
Substituted for H.F. 777 ........ 1787
Passed House, ayes 91 , nays $\mathrm{i}^{\ldots} .1787$
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425 By Appropriations. A bill for an act appropriating funds to the department of general services, capitol planning commission, the executive council and the Iowa merit employment department and relating to a permanent revolving fund used for printing purposes.
Message from Senate
Read first time, referred to Appropriations 1052

1052
Committee report …........................ 1204
Recommended passage ........... 1204
Committee report adopted ...... 1210
Amendment $H$. 3631 filed .......... 1305
Point of order raised ............... 1305
Ruled germane H. 3631 ............ 1305
Amendment H. 3631A lost . ...... 1305
Ruled out of order H. 3631B .... 1306
Amendment H. 3634 filed ......... 1306
Amendment H. 3634 lost ......... 1306
Passed House, ayes 83, nays 6 .. 1307
426 By Appropriations. A bill for an act making an appropriation to the department of environmental quality, providing for the issuance of temporary permits for certain solid waste disposal sites, and providing a civil penalty for violations.
Message from Senate ............. 1052
Read first time, referred to Appropriations

1052
Committee report ................... 1204
Recommended amendment, pas-
sage ................................. 1204
Committee amendment $H$. 3588 . 1205
Committee report adopted ......1210
Committee amendment H. 3588 adopted
.1304
Passed House, ayes 78 , nays $8 \ldots 1307$
Message from Senate ............. 1559
427 By Appropriations. A bill for an act making an appropriation to the Iowa state civil rights commission.
Message from Senate
Read first time, referred to Appropriations

1116
1134
Committee report
1659
Recommended amendment, pas-
sage . . . . . . . . . ........................ 1659
Committee amendment H. 3803 . 1659
Committee report adopted ....... 1665
Amendment H. 3823 filed ......... 1694
Amendment H. 3824 filed …......... 1694
Amendment H. 3836 filed .......... 1724
Amendment H. 3824 adopted .... 2057
Ruled out of order H. $3836 \ldots .2057$
Committee amendment H. 3803
adopted . . . . . . . . . . . . . . . . . . . . . 2057
Point of order raised ............... 2058
Ruled not germane H. 3823 ..... 2058
Motion to suspend rules .........2058
Motion failed ....................... 2058
Motion to reconsider vote ...... 2058
Explanation of vote .............. 2089
Rule suspended ...................... 2635
Motion to reconsider vote with-
drawn . . . . . . . . . . . . . . . . . . . . . 2649
Passed House, ayes 76, nays 17 .. 2649
Explanation of vote .............. 2750
Message from Senate ............. 2694
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449 By Agriculture. A bill for an act relating to the establishment of a corn promotion fund to receive assessments made on the sale of corn, to establish an lowa corn promotion board, to provide for a referendum among corn producers, and to provide penalties.
Message from Senate
Read first time, passed on fle ... 2042
456 By Judiciary. A bill for an act relating to furnishing discharged inmates of the women's reformatory, men's reformatory, and state penitentiary with clothing, money and transportation.
Message from Senate
Read first time, referred to $\mathfrak{j}$ udi-
ciary and Law Enforcement .. 1248
Subcommittee, Higgins, Newhard,
and Middleton
. 1369
Committee report . . . . . . . . . . . . . 1371
Recommended passage ............ 1371
Committee report adopted .......1377
Sifting recommends calendar .....2313
Passed House, ayes 89, nays
none .................................. 2344
Explanation of vote ..................2497
Explanation of vote ................ 2671
464 By Appropriations. A bill for an act making an appropriation to the lowa development commission and energy policy council.
Message from Senate ............. 1302
Read first time, referred to Appropriations
Committee report ........................ 1539
Recommended passage ............... 1539
Committee report adopted ....... 1558
Amendment H. 3769 fled .......... 1611
Amendment H, 3788 filed ........... 1649
Amendment H. 3769 lost …........ 1712
Amendment H. 3788 lost ......... 1712
Passed House, ayes 83, nays $7 \ldots 1713$
Explanation of votes .............. 1749
Explanation of votes ................. 1766
475 By Natural Resources (Natural Resources). A bill for an act relating to the maximum deposit required for bids to construct levee or draínage district improvements.
Message from Senate............. 1442
Amendment H. 3717 filed ........... 1469
Read first time, passed on file ... 1472
Substituted for H.F. 818 .......... 1704
Amendment H. 3717 adopted ..... 1704
Passed House, ayes 87, nays
none ................................ 1705
Explanation of votes ............... 1744
Message from Senate ............. 1812
476 By State Government. A bill for an act to provide for the licensing of speech pathologists and audiologists and to establish an examining board.
Message from Senate
Read first time, referred to State Government

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479 By Agriculture A bill for an act regarding the labeling of containers in which baby chicks are held when sold or delivered.
Message from Senate ............ 1442
Read first time, referred to Agriculture

1473
483 By Ways and Means. A bill for an act relating to bonding for income tax withholding agents.
Message from Senate ............. 1442
Read first time, referred to Ways

Subcommittee, Norland, Bina, Dyrland, Svoboda, West, Egenes, and Harvey

1691
485 By Labor and Industrial Relations. A bill for an act relating to employment security.
Amendment H. 3722 filed ......... 1503
Message from Senate ............. 1653
Read first time, referred to Labor and Industrial Relations ...... 1666
Sifting recommends calendar ... 2097
Amendment H. 4034 filed .......... 2116
Amendment H. 4036 filed ......... 2116
Amendment H. 4046 filed .......... 2121
Amendment H. 4046 lost …....... 2122
Amendment H. 4047 filed .......... 2122
Point of order raised .............. 2123
Ruled not germane H .4047 ..... 2123
Motion to suspend rules ........ 2123
Motion failed ...................... 2123
Amendment H. 4034 withdrawn. 2123
Amendment H. 4036 withdrawn.. 2123
Amendment H. 4052 filed ......... 2123
Amendment H. 4052 lost .......... 2124
Amendment H. 3722 withdrawn. 2124
Passed House, ayes 61, nays 26 .. 2124
Motion to reconsider vote ...... 2125
Motion to reconsider vote failed.. 2125
Rule suspended .................... 2125
Explanation of vote ................ 2132
Explanation of vote ............... 2172
Explanation of vote ...............2274
487 By Commerce. A bill for an act relating to the regulation of savings and loan associations organized under the laws of the state of Iowa.
Message from Senate ............. 1776
Read first time, referred to Commerce
.1830
Amendment H. 3930 niled ............ 1894
488 By State Government. A bill for an act relating to the political affiliation of persons serving on state boards, commissions, and councils.
Message from Senate ............. 196
Read first time, passed on file ... 2042
489 By Transportation. A bill for an act relating to the width of commercial vehicles subject to penalties provided by law.
Message from Senate
Read first time, referred to sifting

2312
Sifting recommends calendar ....2313
Amendment H. 4160 niled ......... 2330
Point of order raised .2881
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Ruled not germane H. 4160 ...... 2331
Motion to suspend rules ...........2331
Motion to suspend rules pre-
vailed . . . . . . . . . . . . . . . . . . . . . . 2331
Amendment H. 4166 filed .......... 2331
Amendment H. 4166 adopted ..... 2332
Amendment H. 4169 filed ......... 2332
Amendment H. 4169 lost …........ 2333
Amendment H. 4173 filed …........ 2333
Point of order raised ............... 2334
Ruled germane H. 4173 ............ 2334
Amendment H. 4173 lost …..........2334
Amendment H. 4170 filed .......... 2335
Amendment H. 4170 adopted .... 2336
Amendment H. 4160 as amended,
adopted ........................... 2337
Amendment H. 4165 filed ......... 2337
Amendment H. 4165 adopted ....:2337
Amendment H. 4178 flled ......... 2337
Motion to suspend rules ........... 2337
Point of order raised . . . . . . . . . . . 2339
Ruled not germane H. 4178 ....... 2339
Motion to suspend rules ......... 2339
Motion failed .......................... 2339
Amendment H. 4179 filed ......... 2340
Point of order raised ............ 2340
Ruled not germane H. 4179 ...... 2340
Motion to suspend rules ......... 2340
Motion falled . . . . . . . . . . . . . . . . . . 2340
Passed House, ayes 56, nays $37 \ldots 2340$
Motion to reconsider vote ......2341
Motion to reconsider deferred .. 2341
Point of order raised ............... 2341
Motion failed ......................... 2341
Motion to reconsider vote laid on
table ................................ 2341
Motion to reconsider vote laid on
table failed .......................2342
Motion to reconsider vote failed.. 2342
Explanation of vote ............... 2497
Explanation of votes .................2671
491 By Human Resources. A bill for an act relating to the licensing and registration of child day care facilities and providing a penalty.
Message from Senate
Read first time, referred to Hu-
man Resources ................... 2066
Amendment H. 4067 filed .......... 2148
Slifting recommends calendar ... 2312
Amendment H. 4171 filed ......... 2345
Amendment H. 4171 lost .......... 2346
Amendment H. 4176 fled . . . . . . . . 2347
Amendment H. 4176 lost .......... 2347
Amendment H. 4067 lost . . . . . . . 2348
Amendment H. 4159 fled .......... 2348
Amendment H. 4159 adopted .... 2348
Amendment H. 4185 filed .......... 2348
Amendment H. 4185 lost . ........ 2349
Amendment H. 4183 filed ........... 2349
Amendment H. 4183 adopted ......2349
Amendment H. 4192 filed . . . . . . . 2349
Amendment H. 4192 adopted . . . 2349
Motion to reconsider vote $\ldots . .2349$
Motion to reconslder vote failed. . 2349
Passed House, ayes 82, nays 11 .. 2350
Explanation of votes ............... 2497
Explanation of vote................. 2671
Message from Senate .............. 2451
494 By County Government (County Government). A bill for an act authorizing the county recorder to combine separate index books.
Message from Senate
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Read first time, referred to County Government

1776
Sifting recommends calendar ....2313
Passed House, ayes 89, nays
none $\ldots . .$. .......................... 2666
Explanation of vote ..................2750
496 By Judiciary. A bill for an providing penalties.
Message from Senate ................ 1812
Read first time, referred to Judi-
ciary and Law Enforcement 1830
Amendment H. 3893 filed ......... 1863
Amendment H. 3950 filed …......... 1966
Sifting recommends calendar . 2097
Amendment H. 4048 filed ......... 2149
Amendment H. 4060 flled ............ 2149
Amendment H. 4059 filed ….......... 2149
Amendment H. 4082 filed ........... 2183
Amendment H. 4084 fled …....... 2183
Amendment H. 4119 flled ............ 2274
Amendment H. 4120 flled ….......... 2275
Amendment H. 4121 fled $\ldots \ldots . .2275$
Amendment H . 4126 filed …......... 2277
Amendment H. 4128 filed . . . . . . . . 2277
Amendment H. 4129 filed ......... 2279
Amendment H. 4131 filed .........2279
Amendment H. 3893 lost ......... 2288
Amendment H .4120 A withdrawn. 2289
Amendment H, 4120B adopted. .2289
Amendment H. 4121 lost ......... 2290
Amendment H. 4129 lost $\ldots . . .2290$
Amendment H .4126 A adopted. .2290
Amendment $H$. 4120 C adopted $\cdots 2290$
Amendment H . 4126B withdrawn. 2291
Amendment H. 4136 filed ......... 2291
Amendment H. 4136 adopted ..... 2291
Amendment H. 4124B as amended, 2291
adopted ...................... 2291
Amendment H. 4120 D withdrawn. 2291
Amendment H .4124 C adopted. .2291
Amendment H. 4082 adopted .... 2292
Amendment H. 4131 withdrawn.. 2292
Amendment H .4140 filed ......... 2292
Amendment H. 4140A lost $\cdots \cdots, . .2293$
Ruled out of order H. 4140 B ....2293
Amendment $H$. 4141 flied ......... 2294
Amendment H. 4141 adopted … 2294
Amendment H. 4120 E as amended, adopted
Amendment $H$. 4138 filed ...........2294
Amendment H. 4138 adopted .... 2294
Amendment H. 4060 as amended, lost
. 2295
Amendment H . 4084 withdrawn... 2295
Amendment $H$. 4059 withdrawn.. 2295
Amendment H. 3950 lost ......... 2296
Amendment H. 4128 lost ......... 2298
Amendment H. 4119 adopted ..... 2298
Amendment H. 4124D adopted ...2298
Amendment H. 4048 lost ......... 2298
Rule suspended .................... 2298
Corrected amendment $\dot{H}$. 4146 fled
Corrected amendment ${ }^{H}$. $\mathbf{4 i 4 6}$
adopted ............................ 2299
Passed House, ayes 82 , nays i1 .. 2299
Message from Senate, with amendment H. 4302
.2550
Amendment $H$. 4309 filed ............ 2576
Amendment H. 4314 filed .......... 2577
Amendment H. 4331 filed .......... 2607
Amendment H. 4331 lost .......... 2608
Amendment H. 4309 adopted .....2608
Amendment H. 4330 fled ..........2608

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Amendment H. 4332 filed . . . . . . . 2609
Point of order raised ................ 2609
Ruled not germane H. $433 \mathbf{3}$....... 2609
Motion to suspend rules ........ 2609
Motion failed ..................... . . . 2609
Amendment H. 4330 adopted .... 2609
Amendment H. 4314 adopted .... 2610
Motion to reconsider vote ...... 2610
Motion to reconsider ruled out of order

2610
House concurred ................... 2610
Passed House, ayes 64, nays 26 . 2610
Motion to reconsider vote ...... 2611
Motion to reconsider vote failed. . 2611
Explanation of vote ............... 2621
Message from Senate .............. 2669
499 By Human Resources. A bill for an act relating to hospitalization of the mentally ill.
Message from Senate ............. 1728
Read first time, referred to
Human Resources .............. 1776
Amendment H. 3878 filed .......... 1825
Amendment H. 3885 filed .......... 1825
Substituted for H.F. 815 ............ 1831
Amendment H. 3878 adopted .... 1832
Amendment H. 3887 filed ......... 1832
Amendment H. 3887 adopted ..... 1832
Amendment H. 3885 adopted … 1832
Passed House, ayes 92, nays $1 . .1832$
Explanation of vote ….......... 1890
Message from Senate ................ 1940
501 By Ways and Means. A bill for an act relating to the assessment and equalization of certain industrial property.
Message from Senate ...........
and Means
Amendment H . 3923 filed ............. 1895
Subcommittee, Hennessey, Junker, and Middleton
Amendment H. 4029 filed......... .2116
Committee report . . . . . . . . . . . . . . 2418
Recommended amendment, pas
sage ................................ 2418
Committee amendment H. $4245 \ldots 2418$
Committee report adopted ....... 2441
Amendment H. 4029 withdrawn. . 2650
Amendment H. 3923 withdrawn. 2679
Committee amendment H. 4245 adopted
Amendment H. 4344 filed ......... 2680
Point of order raised . . . . . . . . . . 2682
Ruled germane H. 4344 .............. 2683
Amendment H. 4345 fled .......... 2683
Corrected amendment H. 4346
filed . . . . . . . ......................... 2683
Corrected amendment H. 4346 adopted .............................. 2684
Amendment H. 4345 as amended,


Motion to suspend rules ......... 2685
Motion falled ....................... 2686
Amendment H. 4344 as amended, adopted
. 2686
Amendment H. 4343 filed ........... 2686
Amendment H. 4343 lost . . . . . . . 2687
Passed House, ayes 76, nays $19 \ldots 2687$
Motion filed to reconsider vote .. 2699
Point of order raised ............ 2699
Motion to reconsider vote prevailed

2700
Motion to reconsider vote ....... 2700


503 By Commerce. A bill for an act relating to the maximum interest rate payable by persons purchasing securities on credit.
Message from Senate .............. 1812
Read first time, referred to Commerce

504 By Appropriations. A bill for an act making an appropriation to continue a study of the problems of Spanishspeaking persons.
Message from Senate ............ 1614
Read first time, referred to Appropriations

1653
Committee report ........................ 1766
Recommended amendment, passage . . . . . . ............................ 1766
Committee amendment H. 3852 . 1766
Committee report adopted ..... 1775
Committee amendment H. 3852 adopted .............................. 1942
Passed House, ayes 78, nays 11 . . 1942
Explanation of votes ............... 1962
Message from Senate .............. 2095
House insisted ........................ 2241
Explanation of vote ................ 2311
Explanation of vote ................ 2621
Message from Senate .............. 2359
505 By Appropriations. A bill for an act to appropriate money from the dairy industry fund to the Iowa dairy industry commission.
Message from Senate ............. 1614
Read first time, referred to Appropriations

1653
Committee report ................... 1766
Recommended passage ........... 1767
Committee report adopted ...........1775
Passed House, ayes 88, nays none ................................. 1943
Explanation of vote ............... 1962
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506 By Appropriations. A bill for an act making an appropriation to the state conservation commission and divisions of the commission.
Message from Senate .............. 1653
Amendment H. 3809 filed ......... 1663
Read first time, passed on fle ... 1666
Substituted for H.F. 871 ......... 1708
Amendment H. 3809 withdrawn.. 1708
Passed House, ayes 88, nays 3 . . 1708
Explanation of votes ............... 1749
Explanation of vote ................ 1766
507 By State Government. A bill for an act relating to the funding, compensation, expenses and membership of legislative members of committees and certain statutory or appointive boards, commissions, and councils.
Message from Senate .............. 1728
Read first time, passed on file ... 1776
Amendment H. 3868 fled ......... 1803
Amendment H. 3869 filed .......... 1826
Amendment H. 3882 flled .......... 1826
Amendment H. 3883 filed .......... 1826
Amendment $H$. 3886 filed ........... 1827
Substituted for H.F. 828 ............ 1844
Amendment H. 3900 filed .......... 1863
Amendment H. 3901 filed .......... 1863
Amendment H. 3902 filed ….......... 1863
Amendment H. 3903 filed ......... 1864
Amendment H. 3904 filed . . . . . . . . 1865
Amendment H. 3906 filed ........... 1865
Amendment H. 3922 fled ........... 1895
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Amendment H. 3941 filed .......... 1927
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511 By Natural Resources. A bill for an act relating to vessels.
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515 By County Government. A bill for an act relating to certain capital expenditures by counties of over two hundred fifty thousand population.
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518 By Human Resources. A bill for an act creating a child support recovery unit within the department of social services, prescribing the powers and duties thereof, and providing for the assignment of rights to child support payments by any person who receives public assistance and providing a penalty.
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521 By Appropriations. A bill for an act relating to expenses for persons seeking or employed in positions with the state.
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522 By Appropriations. A bill for an act making an appropriation to supplement funds appropriated to the state board of veterinary examiners fund.
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1812
Read first time, referred to Appropriations
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Committee report ................ 1911
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Committee report adopted ...... 1914
Passed House, ayes 86, nays 2 . 1945
Explanation of vote ............. 1962
523 By Appropriations. A bill for an act relating to and appropriating funds to legislative agencies and agencies involved in the legislative process.
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none ............................ 1946
Explanation of vote .............. 1962
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524 By Judiciary. A bill for an act relating to business corporations.
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525 By Human Resources. A bill for an act relating to the licensing and regulation of health care facilities, and prescribing penalties for violations.
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526 By Cities. A bill for an act relating to city government by correcting references to electors, modifying provisions for administrative agencies, municipal support of industrial projects, joint transit agencies, interest rates for city bonds, officers' bonds, federal agreements, annexation and severance, forms of city government, compensation and removal of officers, passage of ordinances and amendments, the mayor's right to veto, adoption of codes by reference, city utility and city budgets, essential and general corporate purpose bonds, special assessments, revenue bonds and pledge orders, and providing for liens for service charges and restricted residence districts.
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530 By Judiciary. A bill for an act relating to the powers and duties of clerks of the district court.
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536 By Commerce. A bill for an act relating to the use of electronic facilities and electronic transfers of funds by banks, credit unions and savings and loan associations.
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541 By Judiciary. A bill for an act relating to the probate code.
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Amendment H. 4207 adopted.. .2663
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Explanation of vote .............. 2750
Message from Senate ............. 2694
544 By Education. A bill for an act to abolish the state advisory committee on area schools.
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ing . . . . . ............................. 2312
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545 By Ways and Means. A bill for an act relating to the effective date of equalization orders issued by the director of revenue and providing for an appropriation for the Iowa consumer price index.

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| assed House, ayes 76, nays $5 . .2744$ | Amendment H. 4240 filed …...... 2436 |
| essage from Senate ........... 2751 | Amendment H. 4243 filed .........2436 |
|  | Amendment H. 4247 filed ........ 2437 |
| 548 By Appropriations. A bill | Amendment H. 4253 flled ......... 2439 |
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| Passed House, ayes 86, nays $2 . .2161$ | Ruled germane H. 4259 . . . . . . . . . . 2469 |
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| 549 By Appropriations. A bill | Amendment H. 4260 filed . . . . . . . 2469 |
| for an act making an appro- | Amendment H. 4260 lost . . . . . . . . 24470 |
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| 0 By Appropriations. A bill | Committee amendment H. 4263 as |
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| Committee report . . . . . . . . . . . . 2112 | Amendment H. 4232 withdrawn.. 2486 |
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|  | Point of order raised . . . . . . . . . . 24491 |
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| y Ways and Means. A bill | Point of order raised . . . . . . . . . 2492 |
| for an act to allow counties | Ruled not germane H. 4266 ..... 2493 |
| to levy a tax for historical | Amendment H. 4270 filed ....... . 2493 |
| purposes. | Amendment H. 4270 lost ......... 2493 |
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| 4 By Cities. A bill | Amendment H. 4286 adopted .... 2495 |
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| for an act relating to b | Message from Sen |

559 By Appropriations. A bill for an act making an appropriation to the department of public instruction for the administration of driver education courses.
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Recommended passage ............ 2228
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Explanation of votes .............. 2311
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560 By Appropriations. A bill for an act making an appropriation to the moneys and credits replacement fund.
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Committee report ......................2228
Recommended passage ............. 2228
Committee report adopted . . . . . . . 2233
Passed House, ayes 81, nays 9 .. 2265
Explanation of vote ................ 2311
Explanation of vote .................2621
561 By Appropriations. A bill for an act creating and making an appropriation to the executive council general contingent fund.
Message from Senate ............. 2171
Read first time, referred to Appropriations

2172
Committee report............... .2228
Recommended passage .............. 2228
Committee report adopted ....... 2233
Amendment H. 4134 flled ......... 2266
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Ruled not germane H. 4134 ...... 2266
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563 By Appropriations. A bill for an act appropriating funds to the office of the citizens aide
Message from Senate
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Committee report .................... 2228
Recommended passage .............2228
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Passed House, ayes 78, nays $12 \ldots 2652$
Explanation of votes .............. 2750
564 By Appropriations. A bill for an act establishing salary rates for members of the judicial branch of government and the members of the public employment relations board.
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Ruled germane H. 4310 . ............. 2591
Amendment H. 4310 adopted .....2592
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565 By Appropriations. A bill for an act relating to administration of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program and appropriating funds from the motor vehicle fuel tax fund to the department of revenue for such purposes.
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Recommended passage ..............2314
Committee report adopted .......2321
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Amendment H. 4174 filed ......... 2375
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vailed ............................. 2400
Amendment H. 4174 adopted .... 2400
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Explanation of votes ............... 2497
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566 By Appropriations. A bill for an act appropriating funds to the auditor of state, treasurer of state, state comptroller, and clepartment of revenue relating to the administrative duties of the department of revenue, and making certain provisions of the act retroactive.
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Committee report .........................2314
Recommended passage ............ 2314
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572 By Appropriations. A bill for an act making an appropriation for and relating to social service programs including aging, drug abuse, and alcoholism programs.
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Committee report ..................... 2393
Recommended passage .................. 2393
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none ................................. 2410
Explanation of votes ................ 2497
Explanation of vote ................... 2671
573 By Appropriations. A bill for an act relating to programs for elderly, handicapped, and lower income persons and persons in need of health care and making appropriations.
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Committee report ..........................2507
Recommended passage ........... 2508
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Explanation of vote ...............2750
575 By Appropriations. A bill for an act making appropriations for increased employer contributions resulting because of changes in the employees, retirement systems and providing funds for school districts, area education agencies,


581 By Appropriations. A bill for an act making an appropriation to provide funds to certain state agencies for increased employer contributions resulting because of changes in the Iowa public employees' retirement system.
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Message from Senate ............. 2451
Read first time, referred to Appropriations
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Recommended passage ............ 2508
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Passed House, ayes 88, nays 3 .. 2521
Explanation of vote ..............2750
582 By Appropriations. A bill for an act making an appropriation from the general fund of the state to lowa state university of science and technology for research on dust explosions related to grain elevators.
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Recommended passage ........... 2509
Committee report adopted ..... 2513
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Explanation of vote ..............2750
583 By Judiciary. A bill for an act to amend the rules of civil procedure proposed by the supreme court.
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Explanation of vote .............. 2750
584 By Appropriations. A bill for an act making an appropriation for per diem and expenses of the legislative council, legislative fiscal committee, and special interim study committees and providing for administration of the funds appropriated.
Message from Senate ............. 2513
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Passed House, ayes 84, nays none . . . . . . . . . . . . . . . . . . . . . . . . 2558
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## HOUSE CONCURRENT RESOLUTIONS

## RELATING TO-

1-Joint convention, January 13, 1975, 1:30 p.m.-Governor Ray's State of the State Message, January 14, 1975, 11:00 a.m., canvas of votes. 12 adopted.

2-Congratulate Lisbon, Iowa, on its 100 th anniversary. (Same as SCR 10) 75, 88-89 adopted.

3-Joint convention, Governor Ray's Budget Message, Friday, January 24, 1975, at 9:30 a.m. 94, 96 adopted.

4-Joint Rules of House and Senate be adopted as temporary joint rules of 1975 session. 96-97, 105 adopted.

5-Compensation of chaplains, officers and employees. 97-103, 106-107 adopted.
6 -Request Lowa Congressional delegation further investigate bankruptcy petition by American Beef Packers, Inc., etc. 135, 147 adopted, 327, 378 adopted.

7 -Urge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). 135-136, 147 adopted, 327, 378379 adopted.

8-Procedure for adjournment. 158-159.
9-Joint convention, Wednesday, February 12, 1975, at 1:00 p.m., observance of Lincoln's Birthday. 184 adopted.

10 -Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as SCR 13) 187, 220 adopted.

11-Commend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. 188, 220 adopted.

12 -Urge United States Corps of Engineers provide full funding and cooperation to conservation commission for restocking game fish in Coralville Reservoir. 230-231, 341, 421-422 adopted.

13-National Black History Week, February 9 through February 14, 1975. (Same as SCR 15) 249, 254 adopted.

14-National health insurance program, urge Congress to establish. 293.
15-P Public instruction conduct study to evaluate the average state program costs per student, etc. 293-294, 327 adopted, 453, 454 adopted.

16-Include highway 520 in five-year plan. (Same as SCR 11) 294-295.
17-Family court system, committee to study. 480.
18-Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) 480-481, 495-496 adopted, 749, 801, 963-964 adopted.

19-Congratulate Polk City, Iowa, on its 100 th anniversary of incorporation. 504, 676 adopted.

20 -Transfer of retirement benefits from one state to another, public employee plans, committee develop program and model legislation. 530.

21-Iowa Bicentennial Commission organize and implement a "World Youth Festival", education. (Same as SCR 22) 531, 540, 671.

22-Adult penal and correctional system, state, study committee to further investigate and study. 531-532.

23-That 1975 be proclaimed International Women's Year in Iowa. 598-599, 696, 807 adopted.

24-Memorial session, Thursday evening, April 24, 1975, at 7:30 p.m. 663, 824 adopted.

25-State juvenile system, appoint interim study committee to further investigate problems. 696-697.

26-Inspection and replacement of bridges, urge Congress appropriate funds. 697, 755-756, 824 adopted.

27-Legislators sponsoring or cosponsoring resolutions calling for a study committee shall not be appointed to the study committee. 724.

28-Adjourn Thursday, March 27, 1975; reconvene Monday, March 31, 1975, Good Friday. 742 adopted.

29-Congratulate Sisters of Mercy, Cedar Rapids, Lowa, on their 100th anniversary. 724.

30-Ladybug, state insect. 843-844.
31-Iowa Legislature strongly objects to USDA calling for greater productivity from lowa land while cutting funds for soil conservation. 910911.

32-Petition Congress co refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees. 961-962, 1086.

33 -Community correction facilities, location of, consult residents of neighborhoods. 911.

34 -That an environmental education advisory council be created within the department of public instruction for planning and developing an environmental education program. 996-997, 1136 adopted.

35-Dogs, proper care and regulation of, committee to study. 1048-1049.
36 - Kail transportation services in Iowa, committee to study. 1125-1126.
37-Urge U. S. Department of Agriculture take necessary regulatory steps, if unwilling or unable then Congress, to require any purchaser of meat and meat products to pay for these commodities within 48 hours. 11561157.

38-Urge Congress to continue adequate funding of "priority primary" highway programs, highway 520. 1191, 1250, 1346, 1404 adopted.

39-Request Congress call a convention amending the U. S. Constitution re usurping powers of the states, ratification. 1191-1192, 1739-1740 adopted, 1766.

40-State catastrophic illness program, expand and complete study of. (Same as SCR 36) 1227.

41-State juvenile justice system, continue study. 1227-1228.
42-Mental health services, administration of, need for consolidation; etc. (Same as SCR 35) 1228-1229.

43 -Closing of highways for cities having local celebrations, department of transportation amend its policy to allow. 1304-1305.

44-Unified trial court, expenses and cost of, committee to study. 1484.
45-Crime, causes of, reduction of, committee to study. 1484-1485.
46-Emergency medical technicians, department of health discontinue requirement of basic training course the 5 emergency ambulance runs. $148 \%$.

47-Substate regional agencies and districts, committee to study. 1485-1486.
48-Whicle registration fee structure, committee to study. 1615.
49-Property taxes, committee to study. (Similar subject matter as HCR 54 and SCR 44) 1653-1654.

50-Hazardous substances, regulation of, committee to study. 1696-1697.
51—Contested elections, committee to study. 1810-1811.
52-Petroleum products, marketing, distribution, and pricing of, committee to study. (Same as SCR 39) 1914-1915.

53-Snowmobile accidents, committee to study. 2011.
54-Property taxes, committee to study. (Similar subject matter as HCR 49 and SCR 44) 2042-2043.

55-Legislative sessions, handling of bills, and adjournment procedures, committee to study. (Same as SCR 54) 2131.

56-Fifty-five mile per hour speed limit, committee to study disparities and inequities. 2131-2132.

57-Drainage and levee districts, updating and needed corrections in law governing, committee to study. (Similar as SCR 50) 2235.

58-Final adjournment, Friday, June 13, 1975, at 5:00 p.m. 2235.
59-Grain, grading and moisture testing of, committee to study. (Same as SCR 47) 2235-2236.

60-Financial institutions, create a separate state agency to regulate, committee to study. 2283-2284.

61-Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as SCR 48) 2284-2285.

62-Land use bill, HF 505, plan a legislative sponsored public forum for analysis, etc., of. (Same as SCR 51) 2321-2322.

63 - Electronic funds transfer systems, development and use of, regulation of, committee to study. 2322-2323.

64-Pari-mutuel betting as it affects the citizens, economy and political subdivisions of the state, committee to study. 2517.

65-Resolutions calling for interim studies not adopted by both Houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. 2497-2498, 2727 adopted.

66-Iowa family farmers, available capital, etc., committee to study. (Same as SCR 55) 2498-2499.

67-Optometry, feasibility of establishing a college, committee to study. (Same as SCR 49) 2499-2500.

68-Details of closing the 1975, First Regular Session of the 66 th General Asembly, interim staff and work, reconvening 1976, Second Regular Session, etc. 2500-2501, 2727 adopted.

69-Final adjournment, Thursday, June 19, 1975. 2612, 2749-2750 adopted.
70 -County home rule and needed county governmental services, committee to study. (Same as SCR 52) 2501.

71-Municipal financing, individual needs, aid to cities, committee to study. (Same as SCR 65) 2501-2502, 2579.

72-Architectural services, various state agencies, committee to study need for consolidation, coordination, elimination or placed within one agency. 2502.

73 -Transportation policy submitted by the department of transportation be adopted by the general assembly. $2503-2504,2576,2667-2668$ adopted.

74 -Tuition payments for public school districts, inequities, etc., committee to study. 2504-2505.

75-Legal services for indigent and low-income persons, committee to study. 2569-2570.

76 -Pension and retirement needs of peace officers and corrections officers, committee to study. 2570.

77 -Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, committee to study. 2571.

78 -Joint rules, committee to study. 2613.
79-Campaign disclosure law, public financing of political campaigns, income tax check-off, committee to study. 2613.

80-Fimployment security law, committee to study. 2614.
81-Livestock, marketing of, implied warranty provisions, etc., committee to study. 2731.

82-Bovine and swine brucellosis, committee to study. 2731-2732.
83-Property taxes, committee to study. 2732-2733.
84-Lqual opportunity in hiring, advancement and pay, committee to study or review compliance. 2752.

85-Transportation funds, new formula for allocating and increasing, committee to study. 2752-2753.

86-Public mass transit, committee to study. 2753.

## HOUSE RESOLUTIONS

## RELATING TO-

1-Committee to arrange with ministers for opening sessions with prayer. 13-14 adopted.

2-Appointment of clerks, secretaries and pages. 14 adopted.
3-Expression of gratitude to the Honorable William H. Harbor. 15 adopted.
4-Congratulate Anita, Iowa, on its 100th anniversary. 140-141, 316, 421 adopted.

5-Congratulate Marne, Iowa, on its 100th anniversary. 141, 421 adopted.
6-House Information Office expenditures be kept to $\$ 1,500$ per month. 194.
7 --Extend best wishes for speedy recovery to Steve Carney. 341.
8-Congratulate students of Williams Junior High School, Davenport, Iowa, for their excellence in school athletics. 430, 1968, 2132.

9-Congratulate Calmar, Iowa, on its 125th anniversary. 461.
10-Congratulate Emmetsburg, Iowa, on its 15th year of observance of St. Patrick's Day. 504, 532, 665-adopted.

11—Congratulate Bussey, Iowa, on its 100 th anniversary. 599, 617, 749 adopted.
12—Congratulate Tracy, Iowa, on its 100 th anniversary. 599-600, 617, 750 adopted.

13-Congratulate Drake University, Coach Bob Ortegal and basketball team for being true champions and bringing honor and victory to their school and the state of Iowa. 706, 744, 808 adopted.

14-Congratulate Lincoln Railsplitters, their coaches, cheerleaders, etc., for their sportsmanship, etc., in winning the Class AAA basketball championship. 725, 755, 825 adopted.

15-Congratulate Minden, Iowa, on its 100 th anniversary. 750.
16 Congratulate Lynnville, Iowa, on its 100 th anniversary. 750, 2120, 2382 adopted.

17-Congratulate Ossian, Iowa, on its 125th anniversary. 750-751.
18-Extend thanks and appreciation to House Pages serving first fifty-three legislative days. 807 adopted.

19-Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in winning the Class AA basketball championship. (Same as SR 8) 812, 1006, 1135 adopted.
20-Extend appreciation to W. W. Molsberry, Sigourney, Iowa, having the longest public school teaching record in Iowa, retiring July 1, 1975. 911912, 1084, 1225 adopted.

21-Congratulate St. Mary's Irish, their coaches, cheerleaders, etc., in winning. the Class $A$ basketball championship. 962, 1006, 1135 adopted.

22 -Robert's Rules of Order first published 100 years ago, urge Postmaster General of the U. S. issue a commemorative stamp. 997-998, 1038, 1179 adopted.

23-Congratulate Sheffield, Iowa, on its 100th anniversary. 1038, 1066, 1199 adopted.

24-Congratulate Palmer, Iowa, on its 75 th anniversary. 1157-1158, 2418, 2671 adopted.

25 -Congratulate Gifford, Iowa, on its 100 th anniversary. 1377, 1441, 1654 adopted.

26-Congratulate Nora Springs, Iowa, on its 100th anniversary. 1486-1487.
27-Congratulate Colo, Iowa, Future Farmers of America for having received the Governor's Citation for project "Colo Pride". 1514-1515, 2727-2729 adopted.

28-Interim study committees, each member of House appointed to one before second appointments. 1534.

29-Congratulate Cincinnati, Iowa, on its 100th anniversary. 1534-1535, 1691, 1831 adopted.

30-Urge Congress take necessary steps to assist Vietnamese refugees. 15661567.

31-Congratulate Edgewood, Iowa, on being named an official bicentennial community. 1567, 1697, 1831 adopted.

32-Congratulate Ankeny, Iowa, on its 100th anniversary. 1615-1616, 1697, 1831 adopted.

33-Congratulate Royal, Iowa, on its 75 th anniversary. 1616, 1691, 1831 adopted.
34-Chief Clerk authorized to print fourteenth edition of "How a Bill Becomes a Law'. 1666, 1697, 1795, 2163-2164 adopted.

35-Congratulate Clutier, Iowa, on its 75 th anniversary. 1726, 1811, 1939 adopted.

36—Congratulate Mechanicsville, Iowa, on its 120th anniversary. 1726-1727.
37-Commissioners of elections thoroughly acquaint themselves with all election laws, also new ones, and strictly comply with them. 1809-1810, 1968, 2096, 2671.

38-Congratulate Lytton, Iowa, on its 75th anniversary. 1829, 2154, 2441 adopted.

39-Congratulate Rake, Iowa, on its 75 th anniversary. 1898, 1968, 2164 adopted.
40-Livestock producers selling livestock for slaughter, liens and other safeguards for, committee to study. 1915.

41-Congratulate Woodbine Tigerettes, coaches and managers on third consecutive track win. 1915-1916, 1939, 2120 adopted.

42-Congratulate Lisbon, Iowa, on its 100 th anniversary. 1939, 1968, 2164 adopted.

43-Congratulations and expression of support to Davenport Municipal Art Gallery and the Davenport Community re Gallery's Golden Anniversary. 2066-2067, 2097, 2273, 2727-2729 adopted.

44-Express personal sympathy to Representative Den Herder, Mrs. Den Herder and members of the family in the loss of their son, Rodger. 2323.
$4 \overline{5}$-Congratulate Lake View Hawkettes High School basketball team, coaches, etc., for sportsmanship, etc., in winning the Iowa Girls High School basketball championship. 2505, 2727-2729 adopted.

46-Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. 25052506, 2667 adopted.

47-Congratulate Larry Graham for his outstanding success and musical accomplishments and best wishes for continued success. (Same as SR 15) 2506-2507, 2671.

48-Congratulate Lime Springs, Iowa, on being designated an American Revolution Bicentennial town. 2579-2580, 2727-2729 adopted.

49-Congratulate Hawarden, Iowa, on being the starting point for the Register's Annual Great Bike Ride Across Iowa on August 3, 1975. 2614, 27272729 adopted.

## SENATE CONCURRENT RESOLUTIONS

## RELATING TO-

1-Ralph R. Brown, special consultant, compensation and vacation. 17-18, 107 adopted.

2-Additional joint employees, joint committee appointed. 89-90 adopted.
3-Joint committee to arrange for inauguration. 37 adopted.
4-Current Codes and Session Laws furnished legislators, staff and press. 37-38 adopted.

5-Journals, bills and binders to be furnished free to county auditors-also to Iowa's United States Senators and Congressmen. 38-39 adopted.

6--Joint Rules of the Senate and House. 177-183, 250, 252, 254-260 adopted, 287-288, 594 insists, 600 conference committee appointed, 2017, 2272 report, 2273 second conference committee appointed.

7-Adjournment Thursday, January 16, 1975 -reconvene Monday, January 20, 1975, at 10:00 a.m.-also adjournment Friday, March 14, 1975-reconvene Monday, March 24, 1975 at $10: 00$ a.m. 39 adopted.

18-Joint session Thursday, April 10, 1975, at 2:00 p.m., Pioneer Lawmakers present program. 441, 613 adopted.

24-Comprehensive energy program to inform public need for energy conservation, governor and energy policy council evaluate programs, etc., and initiate measures to achieve zero energy growth rate. 1729-1730.

33-Urge federal government not delay in construction of the new Alton Lock and Dam. 1730-1731.

60 -Claims, rejected by joint claims committee, action be approved. 2560, 26142621, 2650.

63-Salary increase for officers and employees of the House and Senate. 2698, 2745-2748 adopted.

66-Correction of SF 536. 2698-2699, 2726-2727 adopted.

## SUBJECT INDEX

ABORTION-Also see Birth Control andor Family Planning General<br>Medical personnel may refuse to assist, perform, or participate in abortions. HF 167, Cusack.<br>Persons may refuse to participate in an abortion, also hospitals. SF 387, Human Resources-HF 821, Human Resources.<br>\section*{ACCIDENTS-}<br>General<br>Vehicle accidents, reporting of, SF 6, Norpel-SF 18, Priebe. SSM. SF 6 withdrawn. SF 18 approved 7-19-75.<br>Accident records, delete if, motor vehicles. SF 11, Norpel. Withdrawn.<br>Motor vehicle accidents, sticker removed after repair. SF 17 , Kelly.<br>Hazardous materials, transportation of, reporting accidents. HF 736, Energy.<br>Snowmobile accidents, committee to study. HCR 53-H.J. 2011.

## ACCOUNTING- <br> General

Accountancy, board of, include auditor of state or designee. HF 25, Crabb.
Accounting procedures, state auditor, modify certain ones. HF 114, Appropriations.
Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.
Accountancy, register annually, annual permit fee, and other changes. SF 364, Curtis. Approved 7-3-75.

## ACTIONS- <br> General

Time in which actions arising out of patient care must be brought. SF 372, Miller of Des Moines, et al.-HF 530, Brunow, et al.
Actions arising out of patient care, requirements for, liability. SF 412, Priebe, et al.-HF 697, Brunow, et al.
Prohibit dollar amount in certain cases re actions against a medical practitioner or hospital. HF 696, Bina, et al.—SF 478, Sovern, et al.

## ACTS-

General
Effective date of certain Acts or resolutions of the general assembly. SF 380 , County Government-HF 560, County Government.
ADCGeneral
ADC recipients, withholding of money, certain costs. SF 42, Andersen. Withdrawn.
Welfare benefits, eligibility, strikes. HF 113, Kreamer.
ADC, changes. HF 841, Human Resources.
ADC program, human resources committees appoint joint interim subcommittee to determine if program may be restructured, etc. SCR 67-S.J. 22282229, 2243.

## ADJUTANT GENERALGeneral

Educational tuition grants or cash allowance, establish, national guard, appropriation. SF 325, Briles and Coleman-HF 472, Crabb.
Inaugural ceremonies, appropriation for expenses. HF 486, Appropriations. Approved 6-3-75. Became law by pub. 6-13-75.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620, Harvey and RinasHF 808, State Government. Same.

## ADMINISTRATIVE CODE-

 GeneralAdministrative Code, code editor publish. SF 351, State Government-HF 559, State Government. HF 559 withdrawn. SF 351 approved 4-22-75. Became law by pub. 5-1-75.

## ADMINISTRATIVE PROCEDURE-

 GeneralRules of board of parole subject to Administrative Procedures Act. SF 404, Kelly.
Reorganize administrative functions of the supreme court. SF 431, DeKoster.
Inheritance tax, final return, payment and refund, appeal procedures. HF 679, Ways and Means. Approved 6-3-75.
Consumer Credit Code, administration of. HF 829, Commerce.
Exempt equalization of property from provisions of the Administrative Procedure Act. HF 885, Ways and Means-SF 553, Judiciary. SF 553 withdrawn. HF 885 approved 6-16-75.

## ADOPTIONS-Also see Minors

## General

Adoptions, parental rights, etc. SF 41, Shaw, et al.-HF 92, Oakley, et al. (companion)-HF 614, Human Resources (similar). His 92 withdrawn. Vietnamese children, placement and adoption. HF 877, Oakley. Approved 7-8-75.

## ADVERTISING-

General
Beer, advertisement of, inside ballpark fences. HF 43, Wells-SF 48, Norpel SF 48 withdrawn. HF 43 approved 5-8-75. Became law by pub. 5-16-75. Advertising, public utilities, paid from profits. HF 151, Patchett, et al.
Trade or vocational schools file with public instruction accreditation, advertising, selling courses, etc. HF 234, Harvey.
Public utilities, disclose in advertisements costs borne by consumer, higher rates. HF 260 , Small.
Prescription drugs, retail price posted in every pharmacy, advertising. HF 636, Bina, et al.
Signs
Political signs, display of, certain times. SF 46, Redmond-HF 219, Patchett. SE 46 withdrawn.
Business signs on informational panels along highways, increase fees and permits. HF 91, Transportation.

## ADVISORYGeneral

National network of youth advisory boards, encourage Congress enact legislation to implement this proposal. SCR 14-S.J. 235-236, 243, 320.

## ADVISORY COMMITTEESS and/or COUNCILS-

 GeneralState park advisory committees, create. HF 152, Patchett, et al.-SF 290 , Doderer.
Advisory council of the employment security commission, membership of. HF 556, Monroe.
Abolish state advisory committee on area schools. SF 544, Education. Approved 7-3-75.

## AERONAUTICS-

General
Airmen, instructors, and aircraft, application of herbicides and pesticides, increase fees. HF 105, Transportation. Approved 4-8-75.
Taxation of motor fuel used in aircraft, separate fund, returned for airport improvement. SF 409, Redmond and Kelly.
Reverse referendum procedure for disapproval of a resolution by an aviation authority to issue bonds. HF 750, Bortell.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.

## AGE-AGE OF MAJORITY-

 GeneralAge of officers appointed by conservation director, lower. SF 234, Doderer.
Marriage licenses, age requirements, legitimacy of chlldren. SF 192, DodererHF 367, Brandt, et al. SF 192 approved 7-14-75.
Change age of majority, Uniform Gifts to Minors Act. SF 340, Griffin.
Mandatory retirement due to age, prohibit, exceptions. HF 549, Cusack.

## AGENCIES- <br> General

Substate regional agencies and districts, committee to study. HCR 47-H.J. 1485-1486.
Certain state agencies report quarterly to standing Senate and House natural resources committees. SF 512, Natural Resources.
State agencies may employ only a certain maximum number of employees with funds appropriated, certain bills. SF 562, Appropriations. Approved 7-14-75.

## AGING-Also see Elderly and/or Senior Citizens Commission on

Aging, area agencies, establish, appropriation. SF 36, Andersen. Withdrawn. Aging, commission on, appropriation for nutrition programs. HF 130, Cusack. Programs for elderly, commission on aging, elderly participate. HJR 7. Cusack, et al.
Retired Iowan employment program, appropriation. HF 566, Cusack.
Governor, with consent of Senate, appoint directors of aging and civil rights commission. HF 631, Cusack-HF 812, State Government. Same.
Aging, establish area or regional agencies, advisory boards. HF 654, Human Resources.
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326, 'Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Aging, commission on, transfer to social services. HF 852, Cusack.
Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs. SF 572, Appropriations. Approved 6-30-75.

## AGRICULTURE-

 GeneralTall hedge removed from list of noxious weeds. SF 61, Hultman-HF 67, McElroy and Bittle. SF 61 withdrawn. HF 67 approved 2-28-75.
Urge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). HCR 7-H.J. 135-136, 147 adopted-S.J. 209, 228, 255, 284, 308~309 adopted-H.J. 327, 378-379 adopted.
Request Iowa Congressional delegation further investigate bankruptcy petition by American Beef Packers, Inc., etc. HCR 6-H.J. 135, 147 adopted -S.J. 208, 228, 255, 284, 307-308 adopted-H.J. 327, 378 adopted.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as SCR 13) HCR $10-\mathrm{H} . \mathrm{J} .187,220-$ S.J. $260,282,437,485,575$ adopted.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as HCR 10) SCR 13-S.J. 235, 243, 255.
Livestock feed lots, location and operation of. HF 129, Husak, et al.
Price increases of merchandise, retail. HF 247, Patchett, et al.
Price increases of food products, retail. HF 249, Patchett, et al.
Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179 , Rodgers, et al.—HF 252, Junker, et al. SF 179 withdrawn.
Agricultural information line and assistance service, create. HF 327, Svoboda. et al.
Slaughterhouses, require bonding or deposit. SF 291, Hultman.
Destruction of weeds along roads and highways, limit spraying. HF 443, Avenson.
Kerosene, etc., repeal chapter 208 on, retain identification of gas cans, etc. HF 45', Agriculture. Approved 5-15-75.
Agricultural credit corporations making consumer agricultural loans, raise interest ceiling. HF 500, Hansen.
Urge U.S. Department of Agriculture take necessary regulatory steps, if unwilling or unable then Congress, to require any purchaser of meat and meat products to pay for these commodities within 48 hours. HCR 37-H.J. 1156-1157.
Baby chicks, sold or delivered, label in lots. SF 479, Agriculture.
Non-self-propelled implements of agriculture included in 60 foot length of vehicles, transporting. HF 763, Wulff.
Agriculture, department of, and soil conservation, appropriation. HF 780, Appropriations. Approved 6-3-75.
Food establishments, hotels, and restaurants, establishment and maintenance of. HF 785, Agriculture.
Gasoline volatility, legal specifications for. HF 792, Agriculture. Approved 6-29-75.
Movement of mobile agricultural equipment, eliminate necessity for a special plate for each vehicle. SF 495, DeKoster.
Agricultural implements excluded from width requirements re movement. HF 843, Agriculture.
Bovine brucellosis, eradication of, appropriation. HF 870, Appropriations. Approved 7-14-75.
Supplemental appropriation to board of veterinary examiners fund. SF 522, Appropriations. Approved 6-6-75. Became law by pub. 6-13-75.
Livestock producers selling livestock for slaughter, liens and other safeguards for, committee to study. HR 40-H.J. 1915.
Property tax freeze, and revising method of valuing agricultural property, committee to study. (Simllar subject matter as HCR 49 and HCR 54) SCR 44-S.J. 1791.

## Animala

Livestock, transportation of, transportation certffcate required. HF $\mathbf{1 8 5}$, Husak, et al. Approved 7-11-75.
Livestock, marketing of, history of, liability, eliminate department of agriculture veterinary inspection fees, etc. HF 199, Husak, et al.-SF 368, Agriculture. S.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
Feedlots, location and operation of. SF 367, Agriculture-HF 805, Agriculture. SSM.
Identification of boars, sows and stags, slaughter. SF 378, Agriculture. Approved 7-11-75.
Persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter. SF 421, Agriculture-HF 625, Agriculture. SF 421 withdrawn. HF 625 approved 6-16-75.
Bovine and swine brucellosis, committee to study. HCR 82-H.J. 2731-2782.

Livestock, marketing of, implied warranty provisions, etc., committee to study. HCR 81-H.J. 2731.
Checkofi-Also see Checkof
Corn promotion fund, establish. SF 148, Bergman, et al.—SF 449, Agriculture. S. SF 148 withdrawn.

Grain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.
Dairy-Also see Foods, Sub-Ref. Dairy
Milk used for manufacturing purposes, establish requirements for sanitary production and processing of. SF 55, Van Gilst. Withdrawn.
Sanitary production and processing of milk, requirements for. SF 203, Agri-culture-HF 402, Hennessey. SSM.
Appropriate money from dairy industry fund to lowa dairy industry commission. SF 505, Appropriations. Approved 6-16-75. Farm
Corporation farming. HF 215, Husak, et al.—SF 171, Rodgers, et al. SF 171 withdrawn. HF 215 approved 7-11-75.
Land owned or controlled by nonresident aliens, corporations, etc., must fle reports. HF 217 , Avenson, et al-SF 457, Schwengels. SSM.
Farming by domestic and foreign corporations, cooperative corporations, reports. HF 240, Wyckoff, et al.
Valuation of agricultural property for tax purposes, average mortgage loan rate for previous year. SF 183, Shaff, et al.
That the I.R.C. of the National Conference of State Legislatures and the Midwestern Conference of the Council of State Governments appoint committees to develop proposals to aid farmers and ranchers for consideration by Congress and the states. SCR 19-S.J. 497, 535, 595.
Retailer may recover part of price of farm machinery, other costs, cancellation of contract with manufacturer. HF 377, Hutchins.
Prohibit foreign corporations from farming, certain domestic corporations may, divestment of land, reports. SF 262, Taylor, et al.
Market value of agricultural property for tax purposes, determining. SF 279, Priebe, et al.
Correcting the amount of the farm equipment tax exemption. SF 313, Ways and Means. Approved 4-22-75.
Amend Uniform Commercial Code, place of filing to perfect a security interest, farm equipment, products, etc., collateral. HF 529, Bortell and Daggett.
Roads through rural farm land, consider placement of. 'HF' 580 , Bortell.
Iowa Legislature strongly objects to USDA calling for greater productivity from Iowa land while cutting funds for soil conservation. HCR 31H.J. 910-911.

One farm liability insurance policy cover both owner and tenant. HF 660, Miller of Buchanan.
Interest payments by the state on certain farm acquisition loans, appropriation. HF 861, Branstad.
Iowa family farmers, committee to study, avallable capital, etc. SCR 55S.J. 2076, 2085.

Iowa family farmers, available capital, etc., committee to study. (Same as SCR 55) HCR 66-H.J. 2498-2499'.
Administration of HF 215, corporation farm bill, appropriation to secretary of state to finance. HF 917, Appropriations.

## Feed

Weed seed in commercial feed. SF 12, Priebe-HF 28, Krause.

## Fertilizer

Fertilizer storage tanks, placement of. SF 64, Gallagher, et al.
Minimum percentages of plant nutrients in fertilizers. HF 787, Agriculture.

## Grain

Corn promotion fund, establish. SF 148, Bergman, et al.-SF 449, Agriculture. S. SF 148 withdrawn.

Grain dealers, abolish licensing of. HF 350, Brunow.
Exempt corn cribs used to store corn from property taxes. HF 364, Horn.
Grain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.
Grain inspection by department of agriculture. HF 786, Miller of Buchanan, et al.-HF 905, Ways and Means. SSM.
Grain dealers and warehousemen, regulation of. SF 529, Agriculture.
Grain, grading and moisture testing of, committee to study. (Same as HCR 59) SCR 47-S.J. 1837-1838, 1885.
Grain, grading and moisture testing of, committee to study. (Same as SCR 47) HCR 59-H.J. 2235-2236.
Grain dust explosions, appropriation to ISU of science and technology for research. SF 582, Appropriations. Approved 7-3-75.

## Inspection

Livestock, marketing of, history of, liability, eliminate department of agriculture veterinary inspection fees, etc. HF 199, Husak, et al.-SF 368, Agriculture. S.
Grain inspection by department of agriculture. HF 786, Miller of Buchanan, et al.-HF 905, Ways and Means. SSM.

Dealers, commercial breeders, kennel operators, and public auction operators, federally and/or state licensed may be inspected and regulated by secretary of agriculture. SF 570, Gluba.

## Licenmes

Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179, Rodgers, et al.-HF 252, Junker, et al. SF 179 withdrawn.
Veterinary lay assistants, licensing of. HF 396, Agriculture. Approved 6-3-75. Marketing
Livestock, marketing of, history of, liability, eliminate department of agriculture veterinary inspection fees, etc. HF 199, Husak, et al.-SF 368, Agriculture. S.
Marketing board, members of, department of agriculture, receive per diem. HF 793, Agriculture. Approved 6-6-75.
Pemticides-Entomology-Also see Environmental Premervation andor Pollution
Airmen, instructors, and aircraft, application of herbicides and pesticides, increase fees. HF 105, Transportation. Approved 4-8-75. Secretary of Agriculture
Secretary of agriculture, appointed by governor. HF 51, Spear, et al.
Livestock, transportation of, transportation certificate required. HF 185, Husak, et al. Approved 7-11-75.
Sanitary production and processing of milk, requirements for. SF 203, Agriculture.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
Persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter. SF 421, Agriculture-HF 625, Agriculture. SF 421 withdrawn. HF 625 approved 6-16-75.
Dealers, commercial breeders, kennel operators, and public auction operators, federally and/or state licensed may be inspected and regulated by secretary of agriculture. SF 570, Gluba. Seed
Weed seed in commercial feed. SF 12, Priebe-HF 28, Krause.
Warehouses-Also see Warehouses
Bonded agricultural warehouses, changes. HF 807, Agriculture.
Weights and Measures-Also see Welghts and Measurem
Increase gross weight for hauling livestock, grain, fuel, and agricultural materials, permits issued, DOT. SF 480, Taylor, et al.

AIR CONDITIONINGGeneral
Air conditioner chilling unit, purchase and install, Area VII, appropriation. HF 680, Brandt.
Air conditioning for legislative lounges. SCR 42-S.J. 1613, 1637.

## AIR POLLUTION-See Pollution and/or Environmental Prewervation

AIRCRAFT-See Aeronautics
ALCOFOLIC BEVERAGES, ETC.-Also see Beer and Liquor Control Commission General
Alcoholic liquor, increase amount an individual may import, personal consumption. HF 37, Junker-HF 336, Commerce (same)-SF 178, GlubaHF 273, Higgins, et al. (companion) (all similar subject matter).
Beer, retail sale of, minimum prices for. SF 20, Griffin, et al.
Hours alcoholic beverages and beer may be sold, fees required. SF 22, Griffin, et al.-HF 100, Cusack.
Intoxicated persons, establish maximum civil liability. SF 26 , Griffin and Norpel.
Liquor licensees, retail, repeal 15 percent tax. SF 27, Griffin, et al.-HF 87, Cusack.
Beer permits, may obtain any or all. SF 28, Griffin, et al.
Prohibit social grambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Beer, advertisement of, inside ballpark fences. HF 43, Wells-SF 48, Norpel. SF 48 withdrawn. HF 43 approved 5-8-75. Became law by pub. 5-16-75.
Operating a motor vehicle while intoxicated, penalties for. HF 52 , Oakley.
Collector's bottles of alcoholic liquor, special permit. SF 59 , Norpel'.
Operating a motor vehicle while under the influence of alcohol, implied consent, penalties, etc. SF 76, Plymat, et al.-HF 245, Oakley et al.
Persons convicted of driving while intoxicated pay costs of chemical test administered. SF 80, Winkelman.
Prohibit gambling (games of skill, chance, bingo and raffles) at premises covered by a " $B$ " or "C"' liquor license. SF 122, Andersen.
Operating a motor vehicle while under influence of alcohol, redefine offense, etc. HF 168, Daggett.
Class " $E$ " liquor control license, create, for wine, certain class "B" beer permit holders. HF 278, Griffee.

Wine, sale, control, distribution and taxation of-17 percent alcohol. SF 218 , Kelly, et al.-HF 408, Jesse, et al. (companion)-HF 769, State Government (same).
Special liquor retailers, establish. SF 248, Gallagher.
Sale of alcoholic liquor by packaged liquor retailer (stores), license, fees, and tax HF 389, Hargrave.
Refund on beverage containers, prohibit sale of snap top cans, redemption centers. SF 275, Miller of Marshall, et al.-HF 413, O'Halloran, et al. (companion)-HF 797, Energy (same).
Manufacturers and wholesalers of alcoholic beverages excluded from paying certificate of compliance fee. SF 359, Griffin.
Special one day "Class E" liquor license, colleges and universities. HF 581, Wells.
Regulating open containers of alcoholic liquor, beer, or wine within a motor vehicle being operated on highways. HF 733, Hutchins.
Transportation of alcoholic liquors or beer, carriers or private individuals, prohibit open containers unless within a compartment, vehicles. HF 746, Transportation.
Sunday beer and liquor sales. HF 761, Judiciary and Law Enforcement.
Rules of the board of directors of an area school, tobacco, liquor or beer, use of. SF 534, Shaw.
Beer barrel tax rebate, eliminate; replace with reduction in tax collected. SF 577, Ways and Means.

## ALCOHOLISM- <br> General

Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs. SF 572, Appropriations. Approved 6-30-75.

## ALIENS-

General
Land owned or controlled by nonresident aliens, corporations, etc., must file reports. HF 217, Avenson, et al.-SF 457, Schwengels. SSM.

## ALIMONY-See Divorce and/or Marriage

## AMBULANCES—See Motor Vehicles, SubwRef. Ambulances

AMERIOAN REVOLUTION BICENTENNIAL COMMISSIONGeneral
Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75.
Iowa American revolution bicentennial commission, appropriation. SF 353, Coleman, et al. Approved 7-15-75.
That the general assembly continue to support bicentennial efforts, authorize funds for local and state celebrations and projects, and that the 66 th General Assembly be named Iowa American Revolutionary Bicentennial General Assembly. SCR 31--S.J. 1007-1008, 1053, 1334.
Congratulate Edgewood, Iowa on being named an official bicentennial community. HR 31-H.J. 1567, 1697, 1831 adopted.
Iowa American revolution bicentennial commission, appropriation to finance Iowa musical groups at Kennedy Center in Washington, D. C. SF 567, Appropriations. Approved 7-15-75.
Congratulate Lime Springs Iowa on being designated an Amerioan revolution bicentennial town. HR 48-H.J. 2579-2580, 2727-2729 adopted.

## ANIMALS—A1so mee Zoos

 GemeralBounties, certain wild animals, repeal. SF 16, Kelly-HF 88, Cusack.
Dogs, licensing of, change date. HF 44, Clark.
Dog licensing, vaccination exemptions, domestic animal fund, repeal certain provisions. HF 111, Doyle, et al.
Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179, Rodgers, et al.-HF 252, Junker, et al. SF 179 withdrawn.
Slaughterhouses, require bonding or deposit. SF 291, Hultman. Diseases
Regulation and vaccination of dogs, rabies, repeal licensing provision. SF 197, Griffin.
Identification of boars, sows and stags, slaughter. SF 378, Agriculture. Approved 7-11-75.
Bovine brucellosis, eradication of, appropriation. HF 870, Appropriations. Approved 7-14-75.
Bovine and swine brucellosis, committee to study. HCR 82-H.J. 2731-2732. Domenticated Other Than Farm
Abandoned animals, humane disposal of. HF 264, Agriculture. Approved 6-16-75.
Regulation and vaccination of dogs, rabies, repeal licensing provision. SF 197, Griffin.

Dogs, seizure and destruction of. SF 222, Gluba.
Dogs, restraint of. SF 270, Willits and Palmer-HF 652, Byerly. S.
Dogs, licensing of, increase, repeal provisions re domestic animal fund. HF 536, Brockett.
Dogs, proper care and regulation of, committee to study. HCR 35-H.J. 10481049.

## Farm

Urge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). HCR 7-H.J. 135-136, 147 adopted—S.J. 209, 228, 255, 284, 308-309 adopted-H.J. 327, 378-379 adopted.
Livestock, and property subject to moneys and credits tax be eliminated on assessments to department of revenue. HF 104, Ways and MeansSF 109, Ways and Means. HF 104 withdrawn. SF 109 approved 2-28-75.
Livestock feed lots, location and operation of. HF 129, Husak, et al.
Livestock, transportation of, transportation certificate required. HF 185, Husak, et al. Approved 7-11-75.
Five percent of funds collected from excise tax on cattle be remitted to Lowa livestock auction market association. SF 141, Briles and Scott.
Livestock, marketing of, history of, liability, eliminate department of agriculture veterinary inspection fees, etc. HF 199, Husak, et al.-SF 368 , Agriculture. S.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
Feedlots, location and operation of. SF 367, Agriculture-HF 805, Agriculture. SSM.
Identification of boars, sows and stags, slaughter. SF 378, Agriculture. Approved 7-11-75.
Persons engaged in the business of soliciting, purchasing, or receiving live animals for slaughter. SF 421, Agriculture-HF' 625, Agriculture. SF 421 withdrawn. HF 625 approved $6-16-75$.
Livestock producers selling livestock for slaughter, liens and other safeguards for, committee to study. HR $40-\mathrm{H}$. J. 1915 .
Livestock, marketing of, implied warranty provisions, etc., committee to study. HCR 81-H.J. 2731.

## Non-Domesticated

Wildife (certain animals), civil damages for unlawfully taking. SF 82, Miller of Marshall, et al. Approved 4-28-75.
Nonresident hunting license, furbearing animals. HF 323, Baker.
Conservation management and protection of fish, plant life, and endangered wildife, etc. HF 497, Natural Resources. Approved 6-3-75.

## ANNEXATION-Also mee Koning <br> General

Annexation, cities give notice of to department of transportation. HF 74, Transportation. Approved 4-28-75.
Territory annexed to a municipal corporation included in same sanitary district. SF 108, Bergman and Scott.
Procedures and requirements for cities under City Code of Iowa, changes. HF 872, Cities and Towns-SF 526, Cities. SSM. SF 526 approved 7-19-75.

## ANNUITIES-

 GeneralIncome tax exemption, civil service retirement and disability annuities. HF 71, Junker, et al.-SF 104, Gluba, et al.
Individual retirement annuity premiums exempt from taxation. SF 543, Ways and Means-HF 881, Ways and Means. SF 543 withdrawn. HF 881 approved 6-6-75.

## ANTHQUE-

Antique gambling devices, legalize possession of. SF 145, Rodgers.

## ANTITRUST-

General
Competition between business, commercial, or professional entitles. HF 248, Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.

# APPRAL BOARD, STATEGemeral <br> Emergency fund of a county, money may be transferred to general fund without approval of state appeal board. SF 124, County Government. 

## APPEALS-

General
Appeal procedures, department of revenue and board of tax review. SF 142, Redmond.
Condemnation actions, appeal procedures, notice to a lienholder. HF 756, Jesse.

## APPLIANCES-

 GeneralRepair of consumer products, household appliances, motor vehicles, etc. HF 355, Horn.
Labeling of appliances, energy consumed. HF 850, Cusack.

## APPRAISE- <br> General

Schoolhouse sites, appraisal before purchase. HF 171, Horn. Eminent domain procedures, amend. HF 207, Transportation.

## APPROPRIATIONS-

General
Rural development commission, establish, appropriation. HF 84, PoncySF 269, Miller of Des Moines, et al.
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar)SF 225, Nystrom, et al.-HF 490 , Lonergan and Hines (companion) HF 535, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
Research foundation, Iowa, establish, appropriation. SF 84, Murray.
State information and liaison office, create, Washington, D. C., appropriation. SF 99, Murray.
Sewage works construction fund, appropriation. SF 105, Carr and NorpelHF 163, Tauke (companion)-HF 184, Cities and Towns-SF 149, Cities (companion)-(SF 105-HF 163 and HF 184 -SF 149 are similar subject matter). HF 184 withdrawn, SF 149 approved 2-28-75. Became law by pub. 3-7-75.
Service compensation fund (Vietnam Veterans), appropriation. SF 133, Appropriations. Approved 3-18-75. Became law by pub. 3-28-75.
Appropriation included in auditor of state's budget for auditing department of transportation. SF 134, Appropriations. Approved 3-18-75.
Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75.
Historical sites, establish an annual appropriation. HF 295, Patchett, et al.
Increase salaries of highway patrolmen and contribution to peace officers' retirement system, appropriation from primary road fund. HF 319, Harvey.
East-west railroad passenger service across the state, appropriation. SF 237, Gallagher-HF 588, O'Halloran.
Highway grade crossing safety fund, appropriation. HF 357, Daggett, et al.
Transportation, department of, appropriation, match federal funds. HF 368, Appropriations. Approved 4-8-75. Became law by pub. 4-18-75.
Blind, commission for the, bonus board, educational radio and TV, appropriation. HF 399, Appropriations. Approved 4-28-75.
Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Railroad passenger service, Davenport to Council Bluffs and Dubuque to Council Bluffs, appropriation. SF 281, Gluba, et al.-HF 578, Higgins.
Women, commission on the status of and board of parole, appropriation; also create parolee security fund. SF 282, Appropriations. Approved 7-9-75.
Spanish-American war veterans, and employment of the handicapped, appropriation. SF 283, Appropriations. Approved 4-16-75.
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Disaster relief, political subdivisions, appropriation. HF 461, Oakley, et al.
Municipal assistance fund, appropriation. HF 128, Kreamer-HF 174, Cusack, et al.-HF 344, Daggett, et al.-HF 903 , Appropriations (all similar subject matter). Also see SF 569. HF 344 withdrawn. HF 903 approved 6-29-75.
Educational tuition grants or cash allowance, establish, national guard, appropriation. SF 325, Briles and Coleman-HF 472, Crabb.
Iowa American revolution bicentennial commission, appropriation. SF 353, Coleman, et al. Approved 7-15-75.
Vocational youth organization fund, create, appropriation. HF 478, Kreamer. Rallroad passenger service, contract with national railroad passenger corporation for, purchase of depots, appropriation. HF 491, Patchett, et al.
Appropriation bills contain annual approprlations, amend section 8.33 . HF 621 , Appropriations. Approved 5-2-75.
State memorial for persons awarded congressional medal of honor, appropriation. HF 522, Harper and Wyckoff.
Arts council, appropriation. HF 540, Bina.
School foundation bill. HF 558, Fducation. Approved 6-3-75. Became law by pub. 6-11-75.
State grand jury, authorized, appropriation. SF 395, Kelly.
Health care centers, establish program for, public health nurse practitionera, appropriation. HF 591, Higgins, et al.

Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing, appropriation to department of transportation. HF 594, Hutchins, et al.
Freeway-expressway between Dubuque and Sioux City, appropriation. SF 402, Norpel-HF 718, Gilloon, et al.
Lowa legal services corporation, create, legal assistance to indigent and lowincome persons, appropriation. HF 639, Higgins.
Rural mail delivery, all Iowans, appropriation. HF 646, Miller of Buchanan, et al.
State transportation fund, create, appropriation. HF 663, Small.
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326 , Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Medical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
Tri light safety signal system, authorize study of, appropriation. HF 853, Woods.
Appropriate money from dairy industry fund to Iowa dairy Industry commission. SF 505, Appropriations. Approved 6-16-75.
Crime commission and public safety, appropriation, traffic records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.
Interest payments by the state on certain farm acquisition loans, appropriation. HF 861, Branstad.
Historical department, library department, arts council and academy of science, and establish a military, library division, appropriation. HF 880, Appropriations. Approved 7-11-75.
Professional people seeking and/or employed by the state may be paid expenses and/or moving costs. SF 521, Appropriations. Approved 6-16-75.
Great River Road, appropriation to department of transportation for. SF 540 , Junkins, et al.
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.
Mental health study, appropriation to legislative council for. SF 548, Appropriations. Approved 6-16-75.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.
State agencles may employ only a certain maximum number of employees with funds appropriated, certain bills. SF 562, Appropriations. Approved 7-14-75.
Administration of the motor fuel tax program, appropriation to department of revenue. SF 565, Appropriations. Approved 7-9-75.
Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agriculture aerlal application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.
Iowa American revolution bicentennial commission, appropriation to finance Iowa musical groups at Kennedy Center in Washington, D. C. SF 567, Appropriations. Approved 7-15-75.
Moneys and credits replacement fund, appropriation. SF 560, Appropriations. Approved 6-16-75.
Social services, committee to study structure and functioning of. SJR 13, Appropriations. Approved 7-19-75.
Housing finance authority, appropriation. HF 896, Appropriations. Approved 6-29-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing expenses, appropriation. HF 910, Appropriations. Approved 7-8-75.
Legal fees, Welden vs Ray, appropriation. HF 911, Appropriations. Approved 7-14-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.
Iowa consumer price index, school ald program, computed by legislative fiscal director, appropriation. HF 912, Appropriations.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Appropriation to provide funds to certain state agencies for increased employer contributions, IPERS. SF 581, Appropriations. Approved 7-13-75.
Grain dust explosions, appropriation to ISU of science and technology for research. SF 582, Appropriations. Approved 7-3-75.

Legislative council, fiscal committee, interim study committees, and supplies and expenses of the service bureau, appropriation. SF 584, Appro-priations-HF 915, Appropriations. HF 915 withdrawn. SF 584 approved 7-9-75.
Volga River project, if conservation commission decides against, disbursement of funds appropriated. SR 16-S.J. 2224, 2243.
Attorney fees and expenses, election contest, Spradling vs. Stephens, appropriation. HF 918, Appropriations.

## Accountancy

Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.

## Aging

Aging, area agencies, establish, appropriation. SF 36, Andersen. Withdrawn. Aging, commission on, appropriation for nutrition programs. HF 130, Cusack.
Retired Iowan employment program, appropriation. HF 566, Cusack.

## Agriculture

Agriculture, department of, and soil conservation, appropriation. HF 780, Appropriations. Approved 6-3-75.
Bovine brucellosis, eradiction of, appropriation. HF 870, Appropriations. Approved 7-14-75.
Supplemental appropriation to board of veterinary examiners fund. SF 522, Appropriations. Approved 6-6-75. Became law by pub. 6-13-75.

## Architectural Examiners

Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.

## Arts Councll

Arts council, appropriation. HF 540, Bina.
Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.
Attorney General
Courts and agencies, and attorney general, appropriation. HF 883, Appropriations. Approved 7-11-75.

## Auditor of State

Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.

## Banking Department

Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Beer and Liquor Control Commission
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF' 898, Appropriations. Approved 7-18-75. Item Vetoed. Elind, Commission for the
Blind, commission for the, bonus board, educational radio and TV, appropriation. HF 399, Appropriations. Approved 4-28-75.
Capitol Planning Commiasion
Capitol planning commission, appropriation for planning, per diem and other expenses. HF 211, Brockett.
General services, capitol planning commission, executive councll, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acqusition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed. Cities and Towns
Municipal assistance fund, appropriation. HF 128, Kreamer-HF 174, Cusack, et al.-HF 344, Daggett, et al.-HF 903, Appropriations (ail similar subject matter). Also see SF 569. HF 344 withdrawn. HF 903 approved 6-29-75.
Municipal assistance fund and county government assistance fund, appropriation. SF 569, Appropriations-HF 901, Appropriations. SSM.

HF 901 and HF 903 together are very similar to $S F 569$. SF 569 withdrawn. HF 901 approved 7-19-75.

## Citizenn' Aide

Deputy citizens, aide appointed, Indian problems, appropriation. HF 218, Doyle, et al.
Citizens' aide, office of, appropriation. SF 563, Appropriations. Approved 7-3-75.
Civil Rights
Civil rights commission, appropriation. $S F 427$, Appropriations. Approved 7-3-75.
Claims
Claims against state, appropriation for. SF 580, Appropriations. Approved 7-14-75.

## Code Editor

Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on unlform state laws, appropriation. SF 523, Appropriations. Approved 6-16-75.
Commerce Commission
Commerce commission and public defense, appropriation. HF 334, Appropriations. Approved 4-28-75. Item Vetoed.

## Comptroller

Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF' 898, Appropriations. Approved 7-18-75. Item Vetoed.
Motor vehicle fuel tax refunds, appropriation to comptroller for cost of. HF 900, Appropriations. Approved 7-9-75.
Conservation Commission
Shelter belt program, appropriation. HF 31, Krause.
Lake dredging, Black Hawk, Blue and Silver Lakes, appropriation, conservation commission. SF 19, Culver-HF 141, Crabb, et al. (similar subject matter)-SF 424, Winkelman, et al-HF 865, Miller of Calhoun, et al. (companion) (all similar subject matter).
Persons 65 or older fish and hunt without license, reimbursement for same to conservation commission. HF 64, Halvorson.
Lake dredging, Blue Lake and Lake Manawa, appropriation, conservation commission. SF 274, Culver, et al.-HF 511, Walter, et al.
Five Island Lake, shoreline development, appropriation. HF 457, Krause.
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326, Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Statewide water plan. HF 760, Appropriations, Approved 5-15-75.
Conservation commission and divisions of, appropriation. SF 506, Appropria-tions-HF 871, Appropriations. HF 871 withdrawn. SF 506 approved 6-3-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, andreversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
"Green thumb" (employment) program for elderly, handicapped, and lower income persons, appropriation. $S F$ 573, Appropriations. Approved 7-14-75.
Missouri River riverfront project, appropriation to conservation commission. SF 579, Appropriations. Approved 7-14-75.
Conncil of State Grovernments
Governor, lieutenănt governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.

## Counties

Municipal assistance fund and county government assistance fund, appropriation. SF 569 , Appropriations-HF 901, Appropriations. SSM. HF 901 and HF 903 together are very similar to SF 569 . SF 569 withdrawn. HF 901 approved 7-19-75.

## Conrten

Courts and agencies, and attorney general, appropriation. HF 883, Appropriations. Approved 7-11-75.

## Development Commission

Development commission and energy policy council, appropriation. SF 464, Appropriations. Approved 6-3-75.

## Driver's Education

Driver education courses, administration of, public instruction, appropriation. SF 559, Appropriations.

## Educational Radio and Television

Blind, commission for the, bonus board, educational radio and TV, appropriation. HF 399, Appropriations. Approved 4-28-75.

## Employment of the Handicapped

Spanish-American war veterans, and employment of the handicapped, appropriation. SF 283, Appropriations. Approved 4-16-75.
Employment Security Commission
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.

## Energy

Energy research and development fund, create within council, appropriation. SF 289, Energy, Approved 7-15-75.
Development commission and energy policy council, appropriation. SF 464, Appropriations. Approved 6-3-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and revergion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed. Gngineers
Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HE 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.

## Environmentai Quality

Environmental quality, appropriation. SF 426, Appropriations. Approved 5-12-75.

## Execmtive Council

General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
Emergency employment for public projects, appropriation. HF 834, Egenes, et al.
Executive council general contingent fund, appropriation. SF 561, Appropriations. Approved 6-16-75.
Fair Board and Faire
Fairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed. Funds
Commerce commission and public defense, appropriation. HF 334, Appropriations. Approved 4-28-75. Item Vetoed.
Railroad assistance fund, improvement of branch line railroad roadbeds, track, etc. SF 286, Energy-HF 433, Energy. S. SF 286 withdrawn. HF 433 approved 4-8-75.
Confiscated motor vehicles, proceeds from sale of deposited in general fund. HF 446, Crabb.
Allow motor vehicle fees and fuel taxes to accrue to the general fund. HJR 20 , Small.
Special employment security contingency fund, administration of. HF 902, Appropriations. General Serviees
Rotunda covering, appropriation for. HF 42, Brockett.
Solar energy unit, state, appropriation. HF 65, Brockett, et al.-HF 722, Energy. Same.
Capitol mall, appropriation. HF 276 , Brockett.
Central heating and cooling plant for capitol complex, appropriation. HF 289, Brockett.
Construction of capitol workshop and equipment storage building, appropriation. HF 294, Brockett.
State records, general services, appropriation. SF 285, Appropriations. Vetoed 6-16-75.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation, SF 425 , Appropriations. Approved 5-6-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

Cigarette and little cigar tax stamps, printing and custody of WF 899, Appropriations. Approved 7-8-75.

## Geological Survey

Fairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
Statewide water plan. HF 760, Appropriations. Approved 5-15-75.
Social services, committee to study structure and functioning of. SJR 13, Appropriations.

## Governor

Spanish-speaking persons, appropriation to continue study of problems. SF 241, Gluba-HF 382, Caffrey and Cusack (companion)-SF 504, Appropriations (similar subject matter). SF 241 withdrawn. SF 504 approved 7-9-75.
Governor, lieutenant governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.
Health, Department of
Water well construction and pumping equipment installation, certification and regulation of contractors, appropriation. SF 311, Gluba.
Funding local health services, appropriation. SF 373, Doderer, et al.
Health, department of, appropriation. HF 887, Appropriations. Approved 7-11-75.
Herbert Hoover Foundation
Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75.

## Higher Education Facilities Comminaion

Increase maximum tuition grant, appropriation to higher education facilities commission. HF 349, Avenson, et al.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
Highway Commission-Transportation
Road use tax fund, appropriation to. SF 57, Norpel (\$20,000,000)—SF 168, Norpel, et al. ( $\$ 39,200,000$ ).
Hard surface present granular surfaced primary highways, appropriation. HF 186, Daggett-SF 140, Briles.
Railroad grade crossings on public highways, increase funds allocated. HF 838, Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.

## Historical Department and/or Societies

Historical department, library department, arts councll and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor reciplents, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## Inauguration Ceremonies

Inaugural ceremonies, appropriation for expenses. HF 486, Appropriations. Approved 6-3-75. Became law by pub. 6-13-75.

## Industrial Commission

Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.

## Insurance

Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.

## IPRERS

Increase contribution rate for IPERS, appropriation. HF 371, Poncy.
IPERS, change rates of contribution, benefls, payment, appropriation. SF 333, Nystrom, et al.
IPERS, appropriation from, to employment security commission, cost of administration. HF 485, Appropriations. Approved 4-28-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75. Labor
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.

## Law Enforcement

Law enforcement academy, appropriation. SF 549, Appropriations. Approved 6-16-75.
Legislative Research Bureau
Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, approprlation. SF 523, Appropriations. Approved 6-16-75.

## Libraries

Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.

## Lientenant Governor

Governor, lieutenant governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.

## Medical and Other Professions

Medical, nursing and pharmacy examiners, boards of, appropriation to. HF 333, Appropriations. Approved 4-8-75.
Certain students at college of osteopathic medicine and surgery, ostablish a financial assistance and tuition grant program, appropriation. SF 310, Willits, et al.-HF 495, Kreamer, et al.
Medical examiners, chiropractic examing board, physical therapy examiners, and engineering examiners, appropriation. SF 550, Appropriations. Approved 7-3-75. Became law by pub. 7-11-75.

## Mental Health

Mental health authority, appropriation. SF 181, Gluba-HF 380, Jesse, et al. Merit System
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.

## Mississippi Parkway Planning Commission

Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75.

## Natural Resources Council

Fairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
Statewide water plan. HF 760, Appropriations. Approved 5-15-75.

## Ploneer Lawmakers

Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. SF 523, Appropriations. Approved 6-16-75.

## Planning and Programming

Winterize homes of elderly and low-income families, appropriation to planning and programming. HF 271, Cusack, et al.
Governor, lieutenant governor, office for planning and programming and councll of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.

## Printing Division-G.S.

Centralized printing, purchasing, and vehicle dispatcher, appropriation. HF 424, Appropriations. Approved 5-15-75.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.

## Public Defense

Commerce commission and public defense, appropriation. HF 334, Appropriations. Approved 4-28-75. Item Vetoed.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewege works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed. Publie Instruction
Enrollment of senior citizens, certain courses, area schools, reimbursement, appropriation. HF 236, Byerly, et al.
Air conditioner chlliing unit, purchase and install, Area VII, appropriation. HF 680, Brandt.
Driver education courses, administration of public instruction, appropriation. SF 559, Appropriations. Approved 6-16-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.

Pablic Safety
Increase salaries of highway patrolmen and contribution to peace officers' retirement system, appropriation from primary road fund. HF 319, Harvey.
Drunk-driving enforcement programs, public safety, appropriation. SF 337, Murray.
Crime commission and public saftey, appropriation, traffic records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## Railroade

Railroad passenger service, Clinton to Council Bluffs, Iowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patehett, et al. Real Estate
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.

## Regents, Board of

Regents, board of, power to issue revenue bonds, repeal certain provisions, appropriation. SF 103, Hill of Jasper.
Mobile dental unit program, appropriation, regents, boards of. SF 144, Gluba -HF 329, Patchett.
Rural physicians associate program, establish, appropriation. SF 263, Winkelman.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed. Revenue, Department of
Reimbursement counties, additional property tax relief, owners of mobile homes, 65 or older or disabled, appropriation. HF 702, Miller of Buchanan.
Administration of the motor fuel tax program, appropriation to department of revenue. SF 565, Appropriations. Approved 7-9-75.
Auditor of state, treasurer of state, state comptroller, department of revenue, appropriation. SF 566 , Appropriations.
Cigarette and little cigar tax stamps, printing and custody of. HF 899, Appropriations. Approved 7-8-75. Schools
Reimbursement to school districts for certain tax free lands, appropriation. SF 446, Tieden.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.

## Secretary of State

Banking, beer and liquor control, insurance, real estate, secretary of state and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Administration of HF 215, corporation farm bill, appropriation to secretary to state to finance. HF 917, Appropriations. Social Services
Child care centers, appropriation to social services. SF 112, Murray, et al.
Women, commission on the status of and board of parole, appropriation; also create parolee security fund. SF 282, Appropriations. Approved 7-9-75.
Social services, appropriation. HF 895, Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs, SF 572, Appropriations. Approved 6-30-75.

## Soll Conservation

Soil and water conservation revolving fund, create, appropriation. HF 506 , Middleswart-HF 773 , Natural Resources. Same.
Statewide water plan. HF 760, Appropriations. Approved 5-15-75.
Agriculture, department of, and soll conservation, appropriation. HF 780. Appropriations. Approved 6-3-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land
acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## Treasurer of State

Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.
Uniform Laws, Commission on
Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. SF 5'23, Appropriations. Approved 6-16-75. Vehicle Dispatcher
Centralized printing, purchasing, and vehicle dispatcher, appropriation. HF 424, Appropriations. Approved 5-15-75.


#### Abstract

ARCHITECTS—

\section*{General}

Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75. Transfer state architect to department of general services. HF 354, Caffrey, et al. Six-year statute of limitations, certain damage actions, architects, contractors, engineers and surveyors. SF 352, Coleman and Lamborn-HF 616, Harper and Gentleman. Architects and nonarchitects, certain services. HF 669, Welden. Architectural services, various state agencies, committee to study need for consolidation, coordination, elimination or placed within one agency.


 HCR $72-\mathrm{H} . \mathrm{J} .2502$.
## AREA RESEARCH CENTERS-

General
Area research centers, state historical board, also include area schools. H.F 5, Krause.

## AREA VOCATIONAL SCHOOLS-See Schools, Sub-Ref. Area-Area Vocational

## ARTS-

General
Arts council, appropriation. HF 540, Bina.
Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.

## ASSAULT-

General
Assaulting and obstructing a law enforcement officer. penalties. HF 103, Nealson of Muscatine.

ASSESSORS-ASSESSMENTS-
General
Board of review, 5 members. SF 5, Curtis.
Clerk of conference board and board of review, selection of. HF 35, Wyckoff. Withdrawn.
Valuation of property, change date, notification of changes. SF 75, Ways and Means-HF 82, Ways and Means. HF 82 withdrawn. SF 75 approved 2-28-75.
Livestock, and property subject to moneys and credits tax be eliminated on assessments to department of revenue. HF 104, Ways and MeansSF 109, Ways and Means. HF 104 withdrawn. SF 109 approved 2-28-75.
Description of assessed property, may be greater than 40 acres. HF 148 . Menke.
Eminent domain procedures, amend. HF 207, Transportation.
Correcting the amount of the farm equipment tax exemption. SF 313, Ways and Means. Approved 4-22-75.
Secondary road assessment districts, repeal. HF 619, Hullinger, et al.
Special city assessments, county collect fee for. SF 455 , County Government.
Fence viewers, county assessors or deputies, etc. HF 734, Mennenga.
Assessment and equalization of certain industrial property. SF 501, Ways and Means.
Exempt jurors from parking meter regulation. HF 666, Bittle and Jesse -HF 874, Cities and Towns (includes boards of review). SSM.
Exempt equalization of property from provisions of the Administrative Procedure Act. HF 885, Ways and Means-SF 553, Judiciary. SF 553 withdrawn. HF 885 approved 6-16-75.
Main sewers and street improvements, special assessments by cities for. SF 532, Gluba, et al.

Property assessments (valuation), effective date of equalization orders issued by director of revenue; appropriation for Iowa consumer price index. SF 545, Ways and Means. Approved 7-14-75.
Platting of land, changes to. HF 909, Ways and Means.

## ASSISTANCE GRANTS—

 GeneralUrge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). HCR 7-H.J. 135-136, 147 adopted-S.J. $209,228,255,284,308-309$ adopted-H.J. 327, 378-379 adopted.

## ATHLETICS—Also see Schools, Sub-Ref. Athletics

GeneraI
Congratulate students of Williams Junior High School, Davenport, Iowa, for their excellence in school athletics. HR 8-H.J. 430, 1968, 2132.

## ATTORNEY GENERAL-

General
Executive officers of the state, change method of selection. HJR 6-Brandt, et al.
Citizens of Iowa in military service shall not serve outside territorial limits in an undeclared war. HF 512, Cusack.
State grand jury, authorize, appropriation. SF 395, Kelly.
Nonproflt hospitals and health care facllities, require trustees, directors, and officers file employment and financial interest reports. SF 403, Doderer.
Collection of dishonored checks. HF 612, Brockett and Evans.
Support decrees, enforcement of, reciprocity, procedures. HF 678, Connors and Hargrave.
Consumer Credit Code, administration of. HF 829, Commerce.
Courts and agencies, and attorney general, appropriation. HF 883, Appropriations. Approved 7-11-75.

## ATTORNEYSGemeral

Opening arguments, attorney for defense, criminal cases, may defer. HF 126, Doyle.
Law examiners, board of, and temporary examiners, bar examination, compensation. SF 116, Appropriations. Approved 3-7-75.
Law, suspension or revocation of a license to practice. SF 276, Hill of Polk. Tort claims, limit attorney's fees. HF 473, Crabb.
Prosecuting attorneys, establish an office for, HF 526, Oakley, et al-HF 766, Judiciary and Law Enforcement. Same. HF 526 withdrawn. HF 766 approved 6-29-75.
Attorney fees, liability of a medical practitioner and hospitals. SE 486, Coleman, et al.-HF 727, Schroeder, et al.
Iowa legal services corporation, create, legal assistance to indigent and lowincome persons, appropriation. HF 639, Higgins.
Court appointed attorney fees, appeals, etc. HF 668, Oakley, et al.
Civil rights commission, remove reference to political affliation, certain actions that may be taken, and attorney fees. HF 740, Brandt.
Public prosecutors may be employed in certain counties. HF 826, Judiciary and Law Enforcement. Approved 7-8-75.
Legal fees for inmates and patients of state institutions, payment of. SF 533, Junkins, et al.
Legal services for indigent and low-income persons, committee to study. HCR 75-H.J. 2569-2570.
Attorney fees and expenses, election contest, Spradling vs. Stephens, appropriation. HF 918, Appropriations.

## AUCTIONS-

General
Abandoned vehicles need not be sold only to a dealer. HF 161, SchroederSF 135 , Gluba.
Dealers, commercial breeders, kennel operators, and public auction operators, federally and/or state licensed may be inspected and regulated by secretary of agriculture. SF 570, Gluba.

## AUDITOR OF STATE-

 GeneralAccountancy, board of, include auditor of state or designee. HF 25, Crabb. Accounting procedures, state auditor, modify certain ones. HF 114, Appropriations.
Executive officers of the state, change method of selection. HJR 6-Brandt, et al.
Appropriation included in auditor of state's budget for auditing department of transportation. SF 134, Appropriations. Approved 3-18-75.
Investment reports by political subdivisions submitted to auditor of state on fiscal basis. SF 189, Winkelman-HF 886, Ways and Means. SSM. SF 189 approved 7-3-75.

Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.

## AUDITS-

General
Independent audit of counties once each five years. HF 694, County Government.

## AUTOPSY-

 GeneralAutopsies, reasons for conducting. HF 420, Lipsky.
Autopsy on deceased persons confined in prisons, jails or correctional institutions, required. HF 430, Lipsky, et al.

## BAIT-See Fish and Game, Sub-Ref. Bait

## BANKING-

General
Banking, superintendent of, appointment of. HF 55, Krause-SF 245, Doderer.
Banks acting as conservators, waive bond requirement. HF 208, Small.
Bank deposits, banks notify depositors when federal examiners request records. HF 232, Patchett.
Savings and loan associations, and banks pay interest on funds held in trust accounts (for insurance, taxes, etc. on home loans). HF 254, Small.
Savings club plans, regulate interest rate. HF 261, Small.
Sale of items by banks and savings and loan associations. SF 194, RedmondHF 830, Commerce. SSM.
Reduce interest ceiling on consumer credit transactions. SF 221, Gluba, et al.
Exclude banks from membership sales licensing requirements. HF 362, Jesse -SF 302, Lamborn, et al.
Banks (HF 618 includes credit unions and savings and loan associations) required to furnish record of deposit at time of. HF 379, Egenes, et al. -HF 618, Commerce. SSM.
Certificates of deposit, banks, savings and loan associations, and industrial loan companies give 10 days advance notice to holders of. HF 414, Commerce. Also see HF 118.
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Increase number of bank offices a bank may establish in certain cities. HF 454, Tauke-SF 335, Hultman. SSM.
Banks may invest in industrial revenue bonds, cities. HF 487, Newhard, et al. -SF 357, Lamborn, et al.
Days and hours of operation of banks and savings and loan associations. SF 386, Lamborn, et al.-HF 586, Newhard.
Any bank, group of banks or bank holding company may form a trust company. SF 390, Willits, et al.-HF 638, Nielsen of Polk, et al.
New bank holding companies, certificate of approval. SF 400 , Coleman, et al.HF 732, Norland, et al.
Banks shall not establish an office outside corporate limits of a city or town. SF 411, Priebe, et al.--HF 637, Brunow, et al.
Banks may use electronic facllities. HF 621, Newhard-SF 432, Palmer, et al. Similar subject matter in part to SF 536. SF 432 and HF 621 withdrawn.
Officers of state banks allowed $\$ 10,000$ loan, education. HF 650, NewhardSF 444, Rodgers, et al.
Banks acting in a fiduciary capacity may invest in time deposits exceeding one year. HF 648, Newhard-SF 442, Rodgers, et al.
Loans on residential property by banks. HF 645, Newhard—SF 443, Rodgers, et al.
Bank charters, mergers, consolidations, relocation and other, specified fees. SF 445, Lamborn, et al.-HF 674, Newhard.
Electronic facilities and transfer of funds by banks, credit unions and savings and loan associations. SF 536, Commerce. Approved 6-27-75.
Financial institutions, create a separate state agency to regulate, committee to study. HCR 60-H.J. 2283-2284.
Electronic funds transfer systems, development and use of, regulation of, committee to study. HCR 63-H.J. 2322-2323.

## BANKRUPTCY-

 GeneralProperty exempt from execution and surrender in bankruptcy. SF 120 , Gallagher.
Property exempt from execution, revise, bankruptcy. HF 281, MiddetonSF 399, Kelly. $\mathbf{S}$.

## BARBERS AND BARBERINGGreneral

Barbering and cosmetology, establish and regulate practice of. SE 296, State Government-HF470 State Government. HF 470 withdrawn. SF 296 vetoed 7-19-75.

## BEER AND LIQUOR CONTROL COMMISSION-

 GeneralBeer, retail sale of, minimum prices for. SF 20, Griffin, et al.
Beer and liquor control department, location of. SF 21, Griffin, et al.-SF 51, Norpel. Same. SF 51 withdrawn.
Liquor licensees, repeal 15 percent tax SF 27, Grifin, et al.-HF 87, Cusack. Beer permits, may obtain any or all. SF 28 , Griffin, et al.
Collector's bottles of alcoholic liquor, special permit. SF 59 , Norpel.
Beer and liquor control council, membership and compensation of. HF 80, Drake and Monroe-HF 781, State Government. Same.
Prohibit gambling (games of skill, chance, bingo and raffles) at premises covered by a " $B$ " or "C" liquor lícense. SF 122, Andersen.
Class " $E$ " liquor contol license, create, for wine, certain' class "B" beer permit holders. HF 278, Griffee.
Wine, sale, control, distribution and taxation of-17 percent alcohol. SF 218, Kelly, et al.-HF 408, Jesse, et al. (companion)-HF 769, State Government (same).
Special liquor retailers, establish. SF 248, Gallagher.
Sale of alcoholic liquor by packaged liquor retailer (stores), license, fees, and tax. HF 389, Hargrave.
Refund on beverage containers, ${ }^{-}$prohibit sale of snap top cans, redemption centers. SF 275, Miller of Marshall, et al.-HF 413, O'Halloran, et al. (companion)-HF 797, Energy (same).
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campalign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Special one day "Class E" liquor license, colleges and universities. HF 581, Wells.
Sunday beer and liquor sales. HF 761, Judiciary and Law Enforcement.
Strengthen regulatory powers of beer and liquor control department re licenses, etc. HF 847, State Government.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Approprlations. Approved 7-18-75. Item Vetoed.
Beer barrel tax rebate, eliminate; replace with reduction in tax collected. SF 577, Ways and Means.

BEER-See Alcoholfe Beverages and/or Beer and Liquor Control Commission

## BENEAFITED FIRE DISTRICTS—See Fire, Sub-Ref. Digtricts

## BENEFITS-

 GeneralDisability benefits paid to policemen and firemen deducted from salary and allowances. SF 319, Andersen and Shaw-HF 519, Junker.
Peace officers' retirement, accident and disability system, improve certain benefits. SF 332, Nystrom, et al.-HF 622, Connors, et al. (companion) -HF 772, State Government (same)-SF 473, State Government (similar subject matter).
IPERS, change rates of contribution, benefts, payment, appropriation. SF 333, Nystrom, et al.
Police and fire retirement systems, improve certain benefits. SF 334, Nystrom, et al.-HF 626, Byerly (companion)-HF 804, State Government (same)-SF 490, State Government (similar subject matter).
Benefits for employees, and their dependents, of adult penal and correctional institutions, appropriation. HF 499, Doyle, et al.-HF 771, Judiciary and Law Enforcement. Same.
Unemployment compensation, changes. SF 485, Labor and Industrial Relations. Approved 6-30-75.
Benefits for public employees and retired public employees, salary adjustments, etc., appropriations. SF 555, State Government. Approved 7-13-75.

## HEVERAGES-Also see Alcoholic Beverages

 GeneralRefund on beverage containers, prohibit sale of snap top cans, redemption centers. SF 275 , Miller of Marshall, et al.-HF 413, O'Halloran, et al. (companion)-HF 797, Energy (Same).

## BICENTENNIAL-

General
Commend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. HCR 11-H.J. 188, 220 adopted—S.J. 260-261, 282, 399, 437, 525,561 adopted.
Iowa bicentennial commission organize and implement a "World Youth Festival", education. (Same as SCR 22) HCR 21-H.J. 531, 540, 671.
Iowa bicentennial commission organize and implement a world Youth Festival", education. (Same as HCR 21) SCR 22-S.J. 592-593, 608, 664.
Iowa American revolution bicentennial commission, appropriation. SF 353, Coleman, et al. Approved 7-15-75.
That the general assembly continue to support bicentennial efforts, authorize funds for local and state celebrations and projects, and that the 66th General Assembly be named Iowa American Revolutionary Bicentennial General Assembly. SCR 31-S.J. 1007-1008, 1053, 1334.
Iowa American revolution bicentennial commission, appropriation to finance Iowa musical groups at Kennedy Center in Washington, D. C. SF 567. Appropriations. Approved 7-15-75.

## BICYCLES-

General
Bicycles, use of reflectorized materials. SF 7, Norpel-HF 3, Hennessey.
Storm sewer grates, construction of new ones, paint on old ones. HF 155, Small-HF 745, Transportation. SSM.
Safety requirements for bicycles. SF 228 , Murray, et al.—HF 346, Lipsky-HF 425, Transportation. SSM.
Use of abandoned rallroad right-of-way for bikeways. HF 528, Lipsky.
Motorized bicycles, motor vehicle license. HF 658, Hines.
Bikeways and waikways, establish. HF 875, Lipsky.
Congratulate Hawarden, Iowa on being the starting point for the Register's Annual Great Bike Ride Across Iowa on August 3, 1975. HR 49-H.J. 2614, 2727-2729 adopted.

## BIDDING- General

Increase dollar amount boards of supervisors may spend on buildings before bids required. SF 77, County Government-HF 101, County Government. HF 101 withdrawn. SF 77 vetoed 3-18-75.
Suspend maximum limit on bld deposits for levee and drainage district improvements. SF 475, Natural Resources-HF 818, Natural Resources. HF 818 withdrawn. SF 475 approved $5-30-75$. Became law by pub. 6-6-75.

## BILLS-

## General

Appropriation bills contain annual appropriations, amend section 8.33. HF 521, Appropriations. Approved 5-2-75.
Legislative sessions, handing of bills, and adjournment procedures, committee to study. (Same as SCR 54) HCR 55-H.J. 2131.
Legislative sessions, handing of bills, and adjournment procedures, committee to study. (Same as HCR 55) SCR 54-S.J. 2075-2076, 2085.
Correction of SF 536. SCR 66-S.J. 2223-2224, 2225 adopted-H.J. 2698-2699, 2726-2727 adopted.

BINGO-Also see Gambling Genernl
Social gambling activities, reduce maximum amount of winnings. SF 30 , Glenn, et al. Withdrawn.
Prohibit social gambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Games of skill, chance, and other, revocation of licenses, limit social gambling, etc. SF 86, Hill of Polk-HF 296, Cusack.
Reasonable expenses allowed by department of revenue re games of skill, chance, raffles and bingo. SF 110, Miller of Des Molnes.
Prohibit gambling (games of skill, chance, bingo and raffles) at premises covered by a " $B$ " or " $C$ " liquor license. SF 122, Andersen.
Permissible locations of games of skill, chance and raffes, qualiffed organizations. SF 441, Gluba.

## BIRTH CERTIFICATES-

 GenernlBirth and death certiffcates flled in county recorder's office. HF 653, Monroe. Sex may be changed on birth certificates. HF 798, Human Resources.

## BIRTH DEFECTS INSTITTUTEGeneral

Birth defects institute, establish, department of health. SF 247, Doderer.

## BLIND-

## Comminsion for the

Blind, commission for the, bonus board, educational radio and $T V$, appropriation. HF 399, Appropriations. Approved 4-28-75.

## BOARD OF REGENTS-See Regents, Board of

BOARD OF REVIEW—See Assessors-Assessments and/or Property
BOARDS, COMMISSIONS, COMMITTEES, AND COUNCILSGeneral
Accountancy, board of, include auditor of state or designee. HF 25, Crabb.
Energy policy council, increase membership. SF 214, Energy. Approved 5-15-75.
Boards and commissions, merit system, employees not exempt from. HF 335, Appropriations. Approved 6-3-75.
Civil immunity to persons serving on peer review committees. SF 235, Miller of Des Moines and Hultman-HF 369, Byerly, et al. (companion)HF 790, Judiciary and Law Enforcement (same). HF 369 withdrawn.
Development corporations, meetings of board of directors must have quorum of not less than one-third. SF 293, Robinson.
Membership and qualifications of members of boards, councils, and commissions, their purposes and need for retaining, committee to study. SCR 3 (1-S.J. 975-976, $1009,1334$.
Boards, commissions, and councils, state, political affiliation of persons on. SF 488, State Government.
Funding, compensation and expenses of legislative members of committees, boards, commissions, and councils. HF 828, State Government-SF 507, State Government. SSM. HF 828 withdrawn.
Health, department of, appropriation. HF 887, Appropriations. Approved 7-11-75.
Health, department of, appropriation. HF 887, Appropriations.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.

## HOATS-See Watercraft

## HOILERS-

 GeneralBoilers, inspection of. SF 102, Ramsey.

## BONDS-

General
Sanitary disposal bonds, increase interest rate. SF 33, Murray-HF 47, Crawford and Hines. HF 47 withdrawn. SF 33 approved 2-15-75. Became law by pub. 2-15-75.
Regents, board of, power to issue revenue bonds, repeal certain provisions, appropriation. SF 103, Hill of Jasper.
Banks acting as conservators, waive bond requirement. HF 208, Small.
Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179, Rodgers, et al.-HF 252, Junker, et al. SF 179 withdrawn.
Bonding requirements, repeal, for contracts with commercial fishermen, rough fish. SF 230, Natural Resources. Approved 4-28-75.
Slaughterhouses, require bonding or deposit. SF 291, Hultman.
Bonding of governmental employees. SF 341, Palmer, et al.-HF 564, Small, et al.
Public bonds, sale of, lower percentage of votes needed to authorize. HF 469, Gentleman, et al.
Banks may invest in industrial revenue bonds, cities. HF 487, Newhard, et al. -SF 357, Lamborn, et al.
Public bonds, interest rate on. HF 561, Junker.
Freeway-expressway system between Dubuque and Sioux City, appropriation. SF 402, Norpel-FF 718, Gilloon, et al.
Persons engaged in the business of sollciting, purchasing, or receiving live animals for slaughter. SF 421, Agriculture-HF 625, Agriculture. SF 421 withdrawn. HF 625 approved 6-16-75.
Area schools, acquire and operate dormitories, student centers and parking facilities, revenue bonds. SF 438, Coleman-HF 705, Scheelhaase, et al.
Housing projects may be financed by municipal revenue bonds. HF 676, Brandt.
Recreational facilities under conservation commission, financing of. HF 707, Brunow.
Reverse referendum procedure for disapproval of a resolution by an aviation authority to issue bonds. HF 750, Bortell.
Clies and counties may issue industrial revenue bonds for repairing, remodeling and reconstruction of existing lands and buildings. HF 751, Clark-HF 794, Cities and Towns. Same.
Bonding of nonresident employers and withholding agents, payment of income taxes withheld. SF 483, Ways and Means.
Interest rates for city bonds, 7 percent maximum. HF 846, Cities and TownsSF 554, Clties. S .

# Cities and Towns-See Cities and Towns, Sub-Ref. Bonds <br> Schools-See Schools, Sub-Ref. Bonds 

## BOOKS-See Printing-Publishing

BOUNTIES—See Animals, Sub-Ref. General

## BRASS AND COPPER-

 GeneralBrass and copper material, theft of. SF 43, Rabedeaux.

## BRIDGES-

General
Secondary road contracts, increase amount before advertising, letting, and approval. SF 100, County Government. Approved 7-16-75.
Railroads, persons operating must construct and maintain catwalks and handrails. HF 205, Labor and Industrial Relations. Approved 3-14-75.
Inspection and replacement of bridges, urge Congress appropriate funds. HCR 26-H.J. 697, 755-756, 824 adopted-S.J. 795-796, 821, 1334.

## BROKERS-

 GeneralSecurities, regulation of. HF 825, Commerce. Approved 7-19-75.

## BRUCELLOSIS-Also see Animals, Sub-Ref. Diseases and/or Disease

 GeneralBovine brucellosis, eradication of, appropriation. HF 870, Appropriations. Approved 7-14-75.

## BUDGETS-

General
Joint convention, Governor Ray's Budget Message, Friday, January 24, 1975, at $9: 30$ a.m. HCR 3-H.J. 94, 96 adopted-S.J. 154-155, 162 adopted.
Public hearings, budget, area education agency. HF 96, Daggett, et al.
Change budget certification date for school districts. HF 341, Daggett. Withdrawn.
County budget review committee, create. SF 343, Curtis, et al.-HF 611, Bittle and Brunow.
Summary of a proposed city budget with notice of public hearing published. SF 306, Rabedeaux-HF 554, Newhard.
That the Iowa General Assembly make application to Congress to submit to the states for ratification an amendment to the U. S. Constitution that the President submit, at beginning of each new Congress, an annual budget, expenditures and estimated revenue, etc. SCR 28S.J. 962-963, 1008 , 1334.

## BUILDINGS-

 GeneralPublic buildings, use of, liability insurance to cover. SF 25, Norpel, et al. Automatic fire extinguishing systems in high-rise buildings. HF 77, Connors, et al. Approved 7-15-75.
Increase dollar amount boards of supervisors may spend on buildings before bids required. SF 77, County Government-HF 101, County Government. HF 101 withdrawn. SF 77 vetoed $3-18-75$.
Prohibit hunting within 100 yards of buildings. SF 132, Ramsey, et al. Approved 4-28-75.
Emergency lighting system for public buildings. SF 173, Scott.
Safety glazing material (wire glass, rigid plastic, etc.) used in commercial, residential, and public buildings. SF 261, Kelly.
Building code, housing code, and fire safety regulations. SF 292, Lamborn.
School buildings, use for community purposes. SF 299, Andersen.
Leasing of buildings and office space by general services. HF 460, State Government.
School building construction plans, public instruction building consultant make recommendations within 30 days. HF 467, Education.
County hospital buildings, permit use of revenue-sharing funds and federal matching funds. HF 514, Jesse.
Maximum energy consumption in residential, commercial, and public buildings. HF 539, Cusack.
Insulation of buildings, income tax credit. SF 440 , Nystrom.
Inspection laws, buildings and housing, overlapping, subcommittees of Senate committee on Citles and House committee on Cities and Towns, Legislative Council make appointments to for study. SCR 64-S.J. 2222, 2243.

## BUILDINGS AND GROUNDS, STATE-

## General

Public buildings, use of, liability insurance to cover. SF 25, Norpel, et al.

## BURIALS-CEMETERIES-

 GeneralCemeteries, maintenance and improvement of, permit levy of a tax. SF 38 , Lamborn. Approved 7-3-75.

Funeral homes, licensing. HF 45, Crabb. Withdrawn.
Cemetery associations, property tax exemption for, retroactive. HF 416, Kreamer.
BUSES—See Motor Vehicles, Suh-Ref. Buses and/or Schools, Sub-Ref. Buses and/or Transportation and/or DOT

## BUSINESS-

General
Competition between business, commercial, or professional entities. HF 248, Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.
Organizations doing business with the state or political subdivisions disclose ownership interests. HF 280, Hargrave.
Development corporations, meetings of board of directors must have quorum of not less than one-third. SF 293 , Robinson.

## BUSSING-

## General

Prohibit forced bussing. HF 33, Woods and Bortell.

## CAMPAIGNS-

 GeneralPolftical signs, display of, certain times. SF 46, Redmond-HF 219, Patchett. SF 46 withdrawn.
Campaign contributions, prohibit acceptance of out-of-state. HF 144, Nealson of Muscatine.
Campaign finance and disclosure recommendations. SF 164, Hansen, ot al.HF 246, Norland and West.
Campaign finance income tax checkoff, changes. HF 224, Patchett, et al.HF 701, Miller of Buchanan, et al. SSM.
Dismissal from regular employment, persons candidates for public office or elected to public office, campaign finance disclosure commission determine disputes. HF 321, Cusack, et al.
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Campaign disclosure law, public financing of political campaigns, income tax check-off, committee to study. FICR 79 -H.J. 2613.

## CANDIDATES-

 GeneralLeaves of absence, state officers and employees, candidates. HF 7, Crabb.
Political signs, display of, certain times. SF 46, Redmond-HF 219; Patchett. SF 46 withdrawn.
Campaign contributions, prohibit acceptance of out-of-state. HF 144, Nealson of Muscatine.
Leaves of absence, candidates for election to general assembly. SF 125, CarrHF 222, O'Halloran, et al.
Campaign finance income tax checkoff, changes. HF 224, Patchett, et al.HF 701, Miller of Buchanan, et al. SSM.
Election of city officials by major political party labels. HF 307, Cusack.
Dismissal from regular employment, persons candidates for public office or elected to public office, campaign finance disclosure commission determine disputes. HF 321, Cusack, et al.
Primary elections, disregard political affiliation, etc. HF 381, Wyckoff.
CAPITOL IMPROVEMENTSGeneral
Rotunda covering, appropriation for. HF 42, Brockett.
Additional land, capitol grounds. HF 188, Brockett.
Capitol mall, appropriation. HF 276, Brockett.
Central heating and cooling plant for capitol complex, appropriations. HF 289 , Brockett.
Construction of capitol workshop and equipment storage building, appropriation. HF 294, Brockett.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

CAPITOL PLANNING COMMISSIONGeneral
Rotunda covering, appropriation for. HF 42, Brockett.
Capitol planning commission, appropriation for planning, per diem and other expenses. HF 211, Brockett.
Capitol mall, appropriation. HF 276 , Brockett.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.

State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## CAR DISPATCHER-See Vehicle Dispatcher

## CARNIVALS—

General
Carnival owners, file financial statements or appearance bonds. SF 206, Ramsey.

## CARPENTRTY-

 GeneralCarpentry repairs, exempt from sales and use tax. SF 138, Shaff.

## CARRIERS—

## General

Interstate carriers must register with department of transportation, penalties. HF 597, Doyle.
Hazardous materials, transportation of, reporting accidents. HF 736, Energy.
Transportation of alcoholic liquors or beer, carriers or private individuals, prohibit open containers unless within a compartment, vehicles. HF 746, Transportation.

## CAVES-

General
Include caves and caverns in limitation of liability, public use of private land. HF 517, Tofte-SF 422, Natural Resources (companion)-HF 777, Natural Resources (same). HF 777 withdrawn. SF 422 approved 6-3-75.

## CEMETERIES-See Burialo-Cemeteries

## CERTIFICATES-

General
Certificates of deposit, savings and loan associations give 10 days advance notice to holders of. HF 118, Krause. Also see HF 414. HF 118 withdrawn.
Livestock, transportation of, transportation certificate required. HF 185, Husak, et al. Approved 7-11-75.
Certificates of deposit, banks, savings and loan associations, and industrial loan companies give 10 days advance notice to holders of. HF 414, Commerce. Also see HF 118.
Manufacturers and wholesalers of alcoholic beverages excluded from paying certificate of compliance fee. SF 359, Griffin.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
New bank holding companies, certificate of approval. SF 400, Coleman, et al. -HF 732, Norland, et al.
Interest rate on nonstate public funds Invested in bank time certificates of deposit. HF 703, Miller of Buchanan, et al.
Large energy facilities, construction of, certification by commerce commission. SF 465, Willits-SF 513, Energy. Same.

## CHARITABLE ORGANIZATION\%-

 GemeralOrganizations, institutions, or charities (churches excluded) soliciting and receiving public donations, require accurate statements, increase penalties. HF 138, Doyle.
Fish and game confiscated by the conservation commission, disposition of. HF 156, Horn. Approved 6-3-75.
Guidelines for the management and use of investments held by educational, religious, or charitable institutions. SF 381, Schwengels.
Income tax deduction for voluntary work for a charitable organization. HF 563 , Kreamer.
Contributions for qualifying charitable onganizations may be deducted from state employee's salary. SF 557, Taylor, et al.

## CHECKOFFGeneral

Five percent of funds collected from excise tax on cattle be remitted to Iowa livestock auction market association. SF 141, Briles and Scott.
Corn promotion fund, establish. SF 148, Bergman, et al.-SF 449, Agriculture. S. SF 148 withdrawn.

Campaign finance income tax checkoff, changes. HF 224, Patchett, et al.HF 701, Miller of Buchanan, et al. SSM.
Grain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.

## CHECKS-

## General

Collection of dishonored checks. HF 612, Brockett and Evans.

## CHICKENS-

General
Baby chicks, sold or delivered, label in lots. SF 479, Agriculture.

## CHIEF CLERK-

## General

Chief Clerk authorized to print fourteenth edition of "How a Bill Becomes a Law'. HR 34-H.J. 1666, 1697, 1795, 2163-2164 adopted.
Resolutions calling for interim studies not adopted by both houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. HCR 65-H.J. 2497-2498, 2727 adopted—S.J. 2241-2242, 2250 adopted.

## CHILDREN-See Minors

## CHURCHES-

## General

Registration plates and fees, exempt churches from paying. HF 134, Wells.
Organizations, institutions, or charities (churches excluded) soliciting and receiving public donations, require accurate statements, increase penalties. HF 138, Doyle.
Church owned vehicies carry "Church Bus" registration plates, $\$ 5.00$ annual fee. SF 316, Gluba
School bus transportation, only school buses yellow, common carriers, and other changes. HF 628, Education.
Exempt a house of worship and a residence for each house from property tax. HF 682, Nealson of Muscatine.

## CIGARETTES-See Tobaceo

## CIGARS-See Tobacco

## CITMES AND TOWNS-

 GeneralUnderground storage of gas, prohibit, cities. SF 2, Rodgers.
Purchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56, Norpel.
Annexation, cities give notice of to department of transportation. HF 74, Transportation. Approved 4-28-75.
Highways, temporary closing of. HF 99, County Government-SF 101, County Government. SF 101 withdrawn. HF 99 approved 5-12-75.
Speed limit in a school district. HF 117, Kreamer.
Cities and counties may impose a local tax. SF 89, Andersen-HF 878, Cities and Towns. SSM.
Fire protection, certain townships increase tax levy for. SF 90, PalmerHF 139, Nielsen of Polk. HF 139 withdrawn. SF 90 approved 3-25-75. Became law by pub. 4-4-75.
Fire protection, townships, increase tax levy for. SF 91, Palmer-HF 140, Nielsen of Polk.
Territory annexed to a municipal corporation included in same sanitary district. SF 108, Bergman and Scott.
School buses, require use of flashing signal lights and stop arms within city limits. HF 142, Bittle-HF 394, Transportation. Same. HF 142 withdrawn.
Storm sewer grates, construction of new ones, paint on old ones. HF 155. Small-HF 745, Transportation. SSM.
Extend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Excise tax on motor fuel, cities (and counties) exempt from paying. HF 169. Cusack, et al.-HF 265, Gilloon-HF 300, Hennessey, et al. SSM.
Employees, state or political subdivisions, dismissal, appearance, etc. HF 170. Horn.
Fire protection, statewide. HF 195, Hutchins and Husak. Approved 6-3-75.
Locking a wheel of a car, prohibit. HF 223, Patchett, et al.
County sheriffs provide law enforcement to cities of less than 1,500 population, if requested, to cities over 1,500. HF 258, Doyle, et al.
Investment reports by political subdivisions submitted to auditor of state on fiscal basis. SF 189, Winkelman-HF 886, Ways and Means. SSM. SF 189 approved $7-3-75$.
Organizations doing business with the state or political subdivisions disclose ownership interests. HF 280, Hargrave.
Election of city officials by major political party labels. HF 307, Cusack.
Railroad rights-of-way acquired by conservation commission and political subdivisions, maintain. HF 313, Agriculture.
Municipal waterworks rates subject to regulation by commerce commission. HF 347, Monroe.

Sanitary disposal projects, effective date for operation of. HF 360, Miller of Buchanan, et al.-SF 493, Energy. S.
Working hours firemen required to remain on duty, reduce. HF 400, Jochum and Higgins.
Leaves of absence, persons elected to a municipal, county, state or federal office. SF 266, Robinson.
Housing finance authority, establish. SF 294, Gluba, et al.-HF 448, Cusack, et al. (companion)-HF 8.23, Human Resources-SF 520, Human Resources (companion). SSM. SF 294 and SF 520 withdrawn. HF 823 approved 6-13-75.
Increase number of bank offices a bank may establish in certain cities. HF 454, Tauke-SF 335, Hultman. SSM.
Water ise records, remove certain categories of water users presently exempt, water plan. SF 304 , Culver.
Summary of a proposed city budget with notice of public hearing published. SF 306, Rabedeaux-HF 554, Newhard.
Disaster relief, political subdivisions, appropriation. HF 461, Oakley, et al.
Self-supported municipal improvement districts. SF 356, Shaw, et al.-HF 610, Readinger, et al.
Banks may invest in industrial revenue bonds, cities. HF 487, Newhard, et al. -SF 357, Lamborn, et al.
Feedlots, location and operation of. SF 367, Agriculture-HF 805, Agriculture. SSM.
City Code, correct and clarify. SF 374, Cities-HF 723, Cities and Towns. S. SF 374 withdrawn. HF 723 approved 6-30-75. Became law by pub. 7-11-75.
Historic preservation, local, tax for. HF 516, Tofte.
Use of abandoned railroad right-of-way for bikeways. HF 528, Lipsky.
Effective date of certain Acts or resolutions of the general assembly. SF 380, County Government-HF 560, County Government.
Postsecondary education program for city police officers, establish. HF 571, Cusack.
Industrial projects, municipalities, industrial equipment used, retail sales and use taxes applicable. HF' 592, Harvey.
Banks shall not establish an office outside corporate limits of a city or town. SF 411, Priebe, et al.-HF 637, Brunow, et al.
Municipal transportation assistance fund, establish. SF 413, Griffin.
Trains, ordinances regulating speed of referred to commerce commission for approval. HF 623, Transportation-SF 472, Transportation. SF 472 withdrawn. HF 623 approved 6-29-75.
Maximum property tax levy for municipal emergency fund, increase. HF 661, West and Welden.
Special city assessments, county collect fee for. SF 455, County Government.
Conference boards, majority of each voting unit must be present. SF 459, Miller of Des Moines-HF 822, County Government.
Noise levels of motor vehicles, regulation of, local authorities. SF 467, Hill of Polk-SF 484, Cities. SSM.
Sanitary disposal projects, establishment and operation of. HF 747, County Government-SF 516, County Government. S.
Sewage lines, Anamosa, social services grant easement for. HF 776, Judiciary and Law Enforcement. Approved 7-14-75. Became law by pub. 7-23-75.
Closing of highways for cities having local celebrations, department of transportation amend its policy to allow. HCR 43-H.J. 1304-1305.
Strengthen regulatory powers of beer and liquor control department re licenses, etc. HF 847, State Government.
Transient guest tax (hotels, motels, etc.) by cities and counties, authorize. SF 502, Cities-HF 873, Cities and Towns.
Tax levy to promote, establish and maintain recreational, educational, etc., activities for senior citizens, authorize cities and counties. HF 857. Cusack.
Increase court costs, nonindictable misdemeanors, distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Procedures and requirements for cities under City Code of Iowa, changes. HF 872, Cities and Towns-SF 526, Cities. SSM. SF 526 approved 7-19-75.
Main sewers and street improvements, special assessments by cities for. SF 532, Gluba, et al.
Property assessments (valuation), effective date of equalization orders issued by director of revenue; appropriation for Iowa consumer price index. SF 545, Ways and Means. Approved 7-14-75.
Levees and drainage districts, financing of. SF 547, Cities.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

Rubbish trucks, annual special permit for operation of, excess weight. HF 906, Ways and Means.
Jointly-owned electrical facilities, cities may form. HF 908, Ways and Means. Approved 7-8-75.
Platting of land, changes to. HF 909, Ways and Means.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Municipal financing, individuai needs, aid to cities, committee to study. (Same as SCR 65) HCR 71-H.J. 2501-2502, 2579.
Municipal flnancing, individual needs, aid to cities, committee to study. (Same as HCR 71) SCR 65-S.J. 2223, 2243.

## Bonds

Sanitary disposal bonds, increase interest rate. SF 33, Murray-HF 47, Crawford and Hines. HF 47 withdrawn. SF 33 approved 2-15-75. Became law by pub. 2-15-75.
Public bonds, sale of, lower percentage of votes needed to authorize. HF 469, Gentlemen, et al.
Housing projects may be financed by municipal revenue bonds. HF 676, Brandt.
Cities and counties may issue industrial revenue bonds for repairing, remodeling and reconstruction of existing lands and buildings. HF 751, Clark-HF 794, Cities and Towns. Same.
Interest rates for city bonds, 7 percent maximum. HF 846, Cities and Towns -SF 554, Cities. $S$.
Procedures and requirements for cities under City Code of Iowa, changes. HF 872, Cities and Towns-SF 526, Cities. SSM. SF 526 approved 7-19-75.

## Civil Service

Civil service systems of cities, change. HF 395, Cities and Towns. Approved 6-3-75.
Conneils
Proceedings of city councils and boards of supervisors require publication of HF 493, Brunow.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620 , Harvey and RinasHF 808, State Government. Same.

## Funds

Municipal assistance fund, appropriation. HF 128, Kreamer-HF 174, Cusack, et al.-HF 344, Daggett, et al. $-H F 903$, Appropriations (ail similar subject matter). Also see SF 569. HF 344 withdrawn. HF 903 approved 6-29-75.
Public funds may be deposited in credit unions. SF 474, Gluba.
Municipal assistance fund and county government assistance fund, appropriation. SF 569 , Appropriations-HF 901 , Appropriations. SSM. HF 901 and 903 together are very similar to SF 569 . SF 569 with drawn. HF 901 approved 7-19-75.

## Ordinances

Fines and forfeited bail, violations of municipal ordinances, increase share paid to counties. HF 375, County Government-SF 355, County Government.

## Parking

Fines for parking violations, payment of to city clerk or his designee. HF 634, Crawford-HF 800, Cities and Towns. Same.

## Streete

Main sewers and street improvements, special assessments by citles for, SF 532, Gluba, et al.

## CITIZENS' AIDE-

 GeneralHealth care facilities, citizens, aide may investlgate complaints. SF 126, Gluba, et al.-HF 220, Higgins, et al.
Deputy citizens' aide appointed, Indian problems, appropriation. HF 218, Doyle, et al.
Citizens' aide, offce of, appropriation. SF 563, Appropriations. Approved 7-3-75.

## CITIZENS' BAND RADIO-

 GeneralSpecial registration plates to owners of vehicles holding amateur radio licenses, also personalized reglstration plates. SF 13, Van Gilst. Approved 3-18-75.

## CIVIL ACTIONS— General

Parentage of children, repeal chapter-paternity of children, etc., rights and obligations. SF 420, Doderer.

## CIVIL DEAFENSE-

## General

Civil defense and emergency planning, strengthen and supplement. SF 151, Briles and Miller of Des Moines-HF 447, Middleswart and Daggett.
Civil defense and disaster assistance, committee to study. SCR 41-S.J. 1536, 1571.

Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, committee to study. HCR 77-H. J. 2571.

## CIVIL RIGHTSS-

General
Education, any type, prohibit discrimination. SF 34, Kelly.
Polygraph examination prohibited, employer interviewing prospectve employee. HF 238, Jochum, et al.
Disallow sex discrimination in retirement programs. HF 337, Patchett, et al. -SF 312, Gluba.
Civil rights commission may assess hearing costs, award damages, and provide penalties. HF 543, Cusack.
Change civil rights commission to human rights commission, other changes. HF 606, Nielsen of Polk.
Civil rights commission, appropriation. SF 427, Appropriations. Approved 7-3-75.
Governor, with consent of Senate, appoint directors of aging and civil rights commission. HF 631, Cusack-HF 812, State Government. Same.
Civil rights commission, remove reference to political affiliation, certain actions that may be taken, and attorney fees. HF 740, Brandt.
Complaints, employment, actions that may be taken, merit system employees, civil rights commission. HF 836, Judiciary and Law Enforcement.
Sex or marital discrimination in insurance, eliminate. SF 500, Doderer.

## CIVIL SERVICE-

## General

Income tax exemption, civil service retirement and disability annuities. HF 71, Junker, et al.-SF 104, Gluba, et al.
Civil service employees, qualifications. HF 192, Crawford-SF 198, Murray. HF 192 withdrawn.
Civil service systems of cities, change. HF 395, Cities and Towns. Approved 6-3-75.

## CLAIMS-

General
Property taxes paid and rent, reimbursement for. SF 71, Hansen-HF 226, Cusack, et al. (companion)-SF 186, Shaff, et al.-HF 869, Brand-SF 556, Gluba, et al.-HF 893, Brandt, et al.-SF 571, Ways and Means (ali similar subject matter). SF ${ }_{556}$ withdrawn. SF 571 approved 6-30-75.
Claims for reimbursement of property taxes, 65 or older, checks. SF 78, County Government. Approved 2-28-75.
Small claims, payment of, social services. HF 176, Human Resources. Approved 4-22-75.
Homestead tax credit and military service tax exemption, extend time claims may be audited. HF 182, Ways and Means. Approved 4-16-75.
Claims against estates of decedents having received old age assistance, void. SF 233, DeKoster. Approved 4-28-75. Became law by pub. 5-6-75.
Reduce from 65 to 62 ( HF 532 age 60 ) age limit claims for reimbursement for property taxes paid and rent. HF 383, Caffrey and HigginsHF 532, Caffrey, et al.
Claims for reimbursement for property taxes paid, include surviving spouse, 55 years of age or older. HF 428, Egenes, et al.
Liability protection for state employees. SF 406, Plymat, et al.-HF 799, State Government. S. HF 799 approved $6-30-75$.
Court appointed attorney fees, appeals, etc. HF 668, Oakley, et al.
Claims against state, appropriation for. SF 580, Appropriations. Approved 7-14-75.
Claims, rejected by joint claims committee, action be approved. SCR 60S.J. 2079-2085, 2096 adopted-H.J. 2560, 2614-2621, 2650 adopted.

## COAL-

General
Coal research project, terminate. HF 17, Higgins.
Surface coal mining, regulation of, fees, and rehabilitation of. SF 314, Energy -HF 476, O''Halloran. SF' 314 approved $5-15-75$.
Coal, change in contracting procedures for purchase of. SF 323, Energy -HF 726, Energy. S .
Impose tax on coal, establish fund for rehabilitation of surface-mined land. SF 327, Van Gilst.

## CODE-CODE EDITOR-

 GeneralCurrent Codes and Session Laws furnished legislators, staff and press. SCR 4-S.J. 47, 61 adopted-H.J. 37-38 adopted.

Code editor, publication of Code of Iowa and Administrative Code. SF 23, Redmond.
Interstate probation and parole compact, place full text into the Code. SF 150, Human Resources. Approved 4-28-75.
Administrative Code, code editor publish. SF 351, State Government-HF 559. State Government. HF 559 withdrawn. SF 351 approved 4-22-75. Became law by pub. 5-1-75.
City Code, correct and clarify. SF 374, Cities-HF 723, Cities and Towns S. SF 374 withdrawn. HF 723 approved 6-30-75. Became law by pub. 7-11-75.
Code of Iowa provided to each separate offle of a sheriff. HF 573, DoyleHF 782, State Government, Same. HF 573 withdrawn.
Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. \&F 523, Appropriations. Approved 6-16-75.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.
Correcting erroneous, inconsistent and obsolete sections of the Code. HF 894, Sifting. Approved 7-17-75.

## COLLATERAL— General <br> Prohibit creditor from repossessing collateral after default, court order or debtor permission. HF 691, Walter.

## COLLECYTIONS-

 GeneralConsumer debt collection, may contact debtor's spouse. HF 672, West.
Prohibit the taking of a security interest, other than purchase money, in personal effects, consumer loan. HF 690, Walter.

COLLECTIVE BARGAINING-Almo see Labor and/or Employment and/or State Govermment, Sub-Ref. Employeem General
Open collective bargaining negotiating sessions to the public. HF 681, Kreamer.
Collective bargaining agreements. HF 810, Labor and Industrial Relations.

## COLLECTORS-

General
Collector's bottles of alcoholic liquor, special permit. SF 59, Norpel.

## COLLEGES-UNIVERSITIES-AIso see Higher Edncation

 GeneralMidwestiern College campus site at Denison, acquisition and use of. HF 10, Crabb.
State educational boards, method of determining the composition of. HF 11, Crabb.
Education, any type, prohibit discrimination. SF 34, Kelly-HF 122, Cusack, et al.
Law enforcement officers, college education program. HF 62, Lipsky.
Commend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. HCR 11-H.I. 188, 220 adopted-S.J. $260-261,282,399,437,525$, 561 adopted.
Area vocational schools and community colleges, prohibit expansion of certain curricula. HF 180, Kreamer.
Tuition fees, prohibit increases, higher education. HF 183, Hines.
Bacteriological laboratory, change to state hygienic laboratory, SUI, functions of, and charges. HF 225, Education-SF 199, Education. SF 199 withdrawn. HF 225 approved 3-14-75.
College textbooks may be deducted on income tax returns. HF 250, Patchett, et al.—SF 407, Redmond.
Congratulate Drake Úniversity, coach Bob Ortegal and basketball team for being true champlons and bringing honor and victory to their school and the state of Iowa. HR $13-H . J .706,744,808$ adopted.
Classes offered on educational radio and TV, degree in liberal arts. HF 494, Poncy.
Special one day "Class E" liquor Ifcense, colleges and universities. HF' 581, Wells.
Postsecondary education, commission for, establish; replace higher education facilities, transfer appropriations. SF 389, Schwengels, et al.HF 659 , Welden, et al.
Faculty compensation at universities administered by board of regents. SF 498, Hansen-HF 858, O'Halloran, et al.
Optometry, feasibility of establishing a college, committee to study. SCR 49S.J. 1883-1884, 1936.

Grain dust explosions, appropriation to ISU of science and technology for research. SF 582, Appropriations. Approved 7-3-75.
Optometry, feasibility of establishing a college, committee to study. (Same as SCR 49) HCR 67-H.J. 2499-2500.

## Tuition

Part-time students included in tuition grant program. HF 331, Byerly, et al.SF 385, Gluba.
Increase maximum tuition grant, appropriation to higher education facilities commission. HF 349, Avenson, et al.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
Part-time students and schools of nursing students included in tuition grant program. HF 762, Education. ( $\mathrm{HF} 331-\mathrm{SF} 385$ companion) and (HF 79-SF 468 companion) combined are similar to HF 762).

## COMMERCE-

## Commisnion

Annual rental charges to landowner, other charges, eminent domain, pipelines. SF 65, Gallagher, et al.-HF 309, Avenson, et al.-HF 754, Agriculture. S.
Railroad passenger service, Clinton to Council Bluffs, Lowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patchett, et al.
Routing of transmission lines. SF 188, Heying and Taylor-HF 788, Agriculture. SSM.
Utility rates, charges, schedules, or regulations, filing for increases. SF 190, Gluba-HF 330, Patchett, et al.
Nuclear power plants, construction of, waiting perlod of 5 years. HF 282, Cusack.
Unsolicited commercial telephone calls. HF 320, Patchett, et al.
Commerce commission and public defense, appropriation. HF 334, Appropriations. Approved 4-28-75. Item Vetoed.
Municipal waterworks rates subject to regulation by commerce commission. HF 347, Monroe.
Commerclal fishermen flle quarterly report. HF 393, Natural Resources.
Rural mail delivery, all Lowans, appropriation. HF 646, Miller of Buchanan, et al.
Efficient use of electricity, rates, conservation, and pricing of, commerce commission. HF 715, Patchett.
Large energy facilities, construction of, certification by commerce commission. SF 465 , Willits-SF 513, Energy. Same.
Labeling of appliances, energy consumed. HF 850, Cusack.
Rate charges, changes, etc. of public utilities, commerce commission regulate. HF 859 , Mennenga.
Regulation of nuclear reactors. SF 509, Energy.
Grain dealers and warehousemen, regulation of. SF 529, Agriculture.

## COMMERCIAL-

 GeneralUnsolicited commercial telephone calls. HF 320, Patchett, et al.
Competition between business, commercial, or professional entities. HF 248, Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.
Commercial fishermen file quarterly report. HF 393, Natural Resources.
Cities and counties may issue industrial revenue bonds for repairing, remodeling and reconstruction of existing lands and buildings. HF 751, Clark-HF 794, Cities and Towns. Same.

## COMMERCIAL CODE-

 GeneralAmend Uniform Commercial Code, place of fling to perfect a security interest, farm equipment, products, etc., collateral. HF 529, Bortell and Daggett.
COMMISSIONERS—See specift subject, i.e. Insurance, Sub-Ref. General, ete.

COMMISSIONS-See specific Comminsion, i.e. Aging, Sub-Ref. Commimsion on

## COMMODITHEAS-

General
Consumer review board, establish. HF 160, Gallagher-HF 520, Patchett.
Competition between business, commercial, or professional entities. HF 248 , Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.

## COMMUNICATIONG-Also mee Schoolm, Sub-Ref. Radio and TV General

Law enforcement communications with local law enforcement agencies. SF 156, Gallagher and Winkelman-HF 202, Doyle, et al.-SF 156 withdrawn. HF 202 approved 4-14-75. Became law by pub. 6-8-75.
Unsolicited commercial telephone calls. HF 320, Patchett, ot al.
Blind, commission for the, bonus board, educational radio and TV, appropriation. HF 399, Appropriations. Approved 4-28-75.
Telephone companies publish in directories, if requested, names of both hus.
band and wife. SF 320, Doderer, et al.
Classes offered on educational radio and TV, degree in liberal arts. HF 494 , Poncy.
Telephone utilities must provide subscriber extended area service or discounted toll-rate if. SF 360, Burroughs-HF 551, Egenes, et al.
Extension telephones, charges made for. HF 662, Egenes.
Iowa police radio system, separate division, public safety, SF 514, Schwengels.

## COMEMUNITY ACTION-

 GeneralUrge all citizens and citizen groups boost Iowa home communities and to build communities better, as good neighbors. SCR 29-S. J. 975, 1009, 1334.

## COMPENSA'SION-

General
Compensation of chaplains, officers and employees. HCR 5-H.J. 97-103, 106107 adopted-S.J. 163-171 adopted.
Ralph $R$. Brown, special consultant, compensation and vacation. SCR 1S.J. 7-8 adopted-H.J. 17-18, 107 adopted.

Clerk of grand jury, compensation of. HF 61, Higging-SF 121, Shaw. HF 61 withdrawn. SF 121 approved 5-15-75.
Beer and liquor control council, membership and compensation of. HF 80, Drake and Monroe-HF 781, State Government. Same.
Reparations to victims of criminally injurious conduct. SF 220 , Doderer.
Members of school boards allowed compensation. HF 340, Stromer.
Per diem compensation paid to clerk of grand jury, increase. HF 373, Branstad.
Each county auditor receive additional compensation for serving as county commissioner of elections, also certain deputies. HF 385, Wells.
Inmates and prisoners injured, employment duties, compensation. HF 435, Newhard, et al.
Expand provisions for compensating commission members of environmental quality. HF 693, Natural Resources.
Compensation of persons suffering loss as a result of medical malpractice. HF 803, Commerce. (Similar subject matter as SF 348 and $S^{2} 447$ eombined.) HF 803 approved 6-30-75.
County compensation board, create, cost of living adjustment for county officers. HF 802, County Government-SF 481, County Government. S. SF 481 withdrawn. HF 802 approved 6-30-75.
Funding, compensation and expenses of legislative members of committees, boards, commissions, and councils. HF 828, State Government-SF 507, State Government. SSM. HF 828 withdrawn.
Faculty compensation at universities administered by board of regents. SF 498, Hansen-HF 858, O'Halloran, et al.
Expenses of committee members attending meetings be paid upon filing of their expense accounts. SCR 59-S.J. 2078-2079.

## Employees

Compensation of chaplains, officers and employees. HCR 5-H.J. 97-103, 106107 adopted-S.J. 163-171 adopted.
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar) -SF 225, Nystrom, et al.-HF 490, Lonergan and Hines (companion) -HF 535, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
Longevity pay for certain employees of the state. SF 227 , Robinson, et al.HF 418, Newhard, et al. (companion)-HF 827, State Government (same).
Compensation of county officers and employees, 100,000 or more population, boards of supervisors determine. SF 315 , Gluba.

## COMPTROLLER OF STATEGeneral

Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Railroad assistance fund, improvement of branch line railroad roadbeds, track, etc. SF 286, Energy-HF 433, Energy. S. SF 286 withdrawn. HF 433 approved 4-8-75.
Reimbursement to school districts for certain tax free lands, appropriation. SF 446, Tieden.
Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.
Motor vehicle fuel tax refunds, appropriation to comptroller for cost of. HF 900, Appropriations. Approved 7-9-75.
Special employment security contingency fund, administration of. HF 902, Appropriations.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land
acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## CONDEMNATION-Also see Relocation

 GeneralEminent domain procedures, amend. HF 207, Transportation.
Land acquired thru eminent domain, option to repurchase land not used. SF 176, Heying and Taylor-HF 692, Agriculture. S.
Electric transmission lines, informational meetings, placement of lines, etc. SF 213, Nystrom.
Easement acquired for a public purpose, require an offer every 5 years to renegotiate. SF 259 , Gallagher.
Condemnation actions, appeal procedures, notice to a lienholder. HF 756. Jesse.

## CONFERENCE BOARDSGeneral

Clerk of conference board and board of review, selection of. HF 35, Wyckoff. withdrawn.
Conference boards, majority of each voting unit must be present. SF 459, Miller of Des Moines-HF 822, County Government.

## CONFIDENTIAL RECORDS and/or COUNCIL-

 GeneralSale of lists of motor vehicle licensees by public safety be approved by confidential records council. HF 665, Higgins.
School records, comply with federal law. HF 541, Patchett, et al.-HF 783, Education. SSM.
Grain dealers and warehousemen, regulation of. SF 529, Agriculture.

## CONGRESS OF THE UNITED STATES-

 GeneralJournals, bills and binders to be furnished free to county auditors-also to Iowa's United States Senators and Congressmen. SCR 5-S.J. 47-48, 61 adopted-H.J. $38-39$ adopted.
Urge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). HCR 7-H.J. 135-136, 147 adopted-S.J. 209, 228, 255, 284, 308-309 adopted-H.J. 327, 378-379 adopted.
Request Iowa Congressional delegation further investigate bankruptcy petition by American Beef Packers, Inc.r etc. HCR 6-H.J. 135, 147 adopted-S.J. 208, 228, 255, 284, 307-308 adopted-H.J. 327, 378 adopted.
State information and liaison office, create, Washington, D.C., appropriation. SF 99, Murray.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as SCR 13) HCR $10-\mathrm{H} . J .187,220,-\mathrm{S} . \mathrm{J} .260,282,437,485,575$ adopted.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as HCR 10) SCR 13-S.J. 235, 243, 255.
Iowa Congressional delegation scheduled to meet with the Iowa Legislature, Friday, February 14, 1975. SR 7-S.J. 291, 292, 436, 485, 563-566.
National health insurance program, urge Congress to establish. HCR 14--H.J. 293.

That the iRC of the National Conference of State Legislatures and the Midwestern Conference of the Council of State Governments appoint committees to develop proposals to aid farmers and ranchers for consideration by Congress and the states. SCR 19- S.J. 497, 535, 595.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801, 963964 adopted-S.S. 997 adopted.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610-611, HCR 18 substituted 680, withdrawn 681.
Urge Congress direct the Office of Technology Assessment study and investigate the entire nuclear cycle from mining through fuel reprocessing and waste management, safety, licensing, etc. SCR 23S.J. 606-607, 622, 664.

Inspection and replacement of bridges, urge Congress appropriate funds. HCR 26-H.J. 697, 755-756, 824 adopted-S.J. 795-796, 821, 1334.
Iowa Legislature strongly objects to USDA calling for greater productivity from Iowa land while cutting funds for soll conservation. HCR 31H.J. 910-911.

Petition Congress to refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees. HCR 82-H.J. 961-968, 1086.

Urge U.S. Department of Agriculture take necessary regulatory steps, if unwilling or unable then Congress, to require any purchaser of meat and meat products to pay for these commodities within 48 hours. HCR 37-H.J. 1156-1157.
That the Iowa General Assembly make application to Congress to submit to the states for ratification an amendment to the U.S. Constitution that the President submit, at beginning of each new Congress, an annual budget, expenditures and estimated revenue, etc. SCR 28S.J. 962-963, 1008, 1334.

Urge Congress to continue adequate funding of "priority primary" highway programs, highway 520 . HCR $38-H . J .1191,1250,1346,1404$ adopted -S.J. 1154-1155, 1163, 1180, 1200 .
Request Congress call a convention amending the U.S. Constitution re usurping powers of the states, ratification. HCR 39-H.J. 1191-1192, 1739-1740 adopted, 1766-S.J. 1398, 1434, 1467-1468, 1572.
Urge Congress take necessary steps to assist Vietnamese refugees. HR 30H.J 1566-1567.

## CONGRESSIONAL DISTRRICTS-

 GeneralPresidential electors, election of. SF 265, Miller of Marshall-HF 427, West, et al.

## CONSERVATION-Also see Natural Resources and Conncil and/or Soll Conservation <br> General

County conservation boards, offices for. HF 34, Wyckoff—SF 50, Norpel. Commission
Trapping licenses to nonresidents. SF 14, Tieden-HF 19, Halvorson. HF 19 Withdrawn. SF 14 approved 3-18-75. Became law by pub. 3-28-75.
Shelter belt program, appropriation. HF 31, Krause.
Lake dredging, Black Hawk, Blue, and Silver Lakes, appropration, conservaton commission. SF 19, Culver-HF 141, Crabb, et al. (similar subject matter)-SF 424, Winkelman, et al-HF 865, Miller of Calhoun, et al (companion) (all similar subject matter).
Dwellings on land owned by the state, conservation commission develop pro$\operatorname{gram}_{\mathrm{SF}}^{\mathrm{F}}$ for vacating, lease agreement, etc. HF 60, Halvorson, et al.SF 73, Tieden.
Persons 65 or older fish and hunt without license, reimbursement for same to conservation commission. HF 64, Halvorson.
Unlawful hunting or taking of protected species of wildife, increase penalties. SF 63, Gallagher, et al.
State park roads, and other, maintenance and repair of, conservation commission jurisdiction. HF 68, Small, et al.
Quail, open season for. HF 85, Harper.
Wildlife (certain animals), civil damages for unlawfully taking. SF 82, Miller of Marshall, et al. Approved 4-28-75.
Sale of certain islands and abandoned river channels, repeal chapter 568. HF 112, Appropriations.
State park advisory committees, create. HF 152, Patchett, et al.-SF 290, Doderer.
Fish and game confiscated by the conservation commission, disposition of. HF 156, Horn. Approved 6-3-75.
Urge United States Corps of Engineers provide full funding and cooperation to conservation commission for restocking game fish in Coralville Reservoir. HCR 12-H.J. 330-231, 341, 421-422 adopted-S.J. 458, 484, 579,595, 683-684 adopted.
Exempt nonmotorized watercraft from registration. HF 197, Avenson.
Fish, closed season, daily catch limit, possession limit, etc., Turkey River. SF 157, Heying.
Damages, payment of, hunters. HF 212. Patchett.
Snowmobile registration fees, percentage credited to county conservation or general fund, and state conservation fund. SF 170, Priebe, et al.HF 315, Husak, et al.
Contracts for haying on medians of interstate highways, DOT, conservation commission. HF, 303, Scheelhaase.
Bonding requirements, repeal, for contracts with commercial fishermen, rough fish. SF 230 , Natural Resources. Approved 4-28-75.
Inspection of fishing bait, repeal requirement. SF 231, Natural Resources. Approved 4-28-75.
Railroad rights-of-way acquired by conservation commission and political subdivisions, maintain. HF 313, Agriculture.
Age of officers appointed by conservation director, lower. SF 234, Doderer.
Rough fish may be taken by hand, spear, or bow and arrow-day or night. SF 240, Redmond-HF 397, Wells, et al.
Fishways on all dams. SF 256, Heying.
Deer accidentally killed, disposition of. HF 376, Brunow.
Recreational areas, impose fee for restricted areas. SF 260, Bergman; et al.
Lake dredging, Blue Lake and Lake Manawa, appropriation, conservation commission. SF 274, Culver, et al.-HF 511, Walter, et al.

Five Island Lake, shoreline development, appropriation. HF 457, Krause.
Conservation peace officers, establish monthly retirement allowance, IPERS. SF 305, Nystrom, et al.-HF 605, Connors, et al. (companion)-HF 768, State Government (same).
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326, Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Ledges State Park, flooding of, agreements, conservation commission and other governmental agencies. SF 336, Nystrom-HF 717, Crawford and Hines.
Parks, certain trees and rocks removed by conservation commission for safety and timber resource reasons. HF 488, Middleswart. Approved 6-3-75. Became law by pub. 6-10-75.
Conservation management and protection of fish, plant life, and endangered wildlife, etc. HF 497, Natural Resources. Approved 6-3-75.
Migratory waterfowl stamps, issuance of, penalty. SF 371, Miller of Des Moines and Junkins-HF 598 , Monroe and Spear (companion)-HF 778, Natural Resources (same). HF 778 withdrawn. SF 371 approved 5-15-75.
Use of abandoned railroad right-of-way for bikeways. HF 528, Lipsky.
Recreational facilities under conservation commission, financing of. HF 707, Brunow.
State wide water plan. HF 760, Appropriations. Approved 5-15-75.
Conservation commission and divisions of, appropriation. SF 506 Appropria-tions-HF 871, Appropriations. HF 871 withdrawn. SF 506 approved 6-3-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
"Green thumb" (employment) program for elderly, handicapped, and lower income persons, appropriation. SF 573, Appropriations. Approved 7-14-75.
Missouri River riverfront project, appropriation to conservation commission. SF 579, Appropriations. Approved 7-14-75.
Volga River project, if conservation commission decides against, disbursement of funds appropriated. SR 16-S.J. 2224, 2243.

## CONSERVATION COMMISSION-See Conservation, Sub-Ref. Commission

## CONSERVATOR-Also nee Probate Code

 GeneralBanks acting as conservators, waive bond requirement. HF 208, Small.

## CONSTITUTIONAL AMENDMENTS-

 GeneralElected state officials, terms of office. SJR 1, Redmond.
Legislators assume office first (1st) Monday in December after election. HJR 1, Krause.
Treasurer of state be appointed. HJR 2, Spear, et al.
Person convicted of a felony or who is mentally ill, general assembly prescribe voting privileges. HJR 3, Spear, et al.
Allow persons eighteen (18) years of age to hold state elective office. HJR 4, Spear, et al.
Person convicted of a felony or who is mentally ill, disqualifled from being elector, repeal. HJR 5, Brandt, et al.
Allow persons 18 or over to serve in general assembly. SJR 2, Murray and Hill of Polk.
Powers of initiative, referendum, and recall, constitutional amendment to create. HJR 8, Patchett, et al. Also see HJR 11.
Governor and lieutenant governor be elected as a team. HJR 9, Spear, et al.
Reapportionment of the general assembly. HJR 10, Crabb, et al.-SJR 5, Shaw and Hill of Polk.
Motor vehicle registration fees and licenses, and excise taxes on motor vehicle fuel be used for highway purposes, repeal. SJR 3, Gluba-HJR 13, Small.
New governor elected, when current governor resigns or vacates office, if 24 months remain in term of office. SJR 4, Miller of Des Moines.
Power of initiative, people may propose and enact legislation. HJR 11, Krause. Also see HJR 8.
Lleutenant governor, change duties of. HJR 12, Spear, et al.
Repeal procedure for establishment of a convention to ratify amendments to Constitution of the United States. SF 288, Doderer.
Governor assign executive duties to the lieutenant governor. HJR 14, Brandt, et al.-HJR 21, State Government. Same.
Determine disability, or removal of disability, provide method for, governor. HJR 15, Spear, et al.
Equal rights for men and women, rescind ratification of proposed amendment. SJR 7, Hill of Jasper.

Home rule for counties. SJR 8, County Government-HJR 22, County Government. SSM.
Privilege from arrest, senators and representatives, repeal. SJR 9. Willits, et al.
Powers of referendum, reject or approve laws, constitutional amendment to create. HJR 17, Evans, et al. Also see HJR 8 and HJR 11.
Reapportionment of the general assembly, 40 senators- 80 representatives. HJR 18, Mennenga.
Senior judge of district chairman of judicial nominating commission, remove requirement. SJR 11, Griffin.
Judges and magistrates, other than supreme court, elected. HJR 19, Nealson of Muscatine and Crabb.
Allow motor vehicle fees and fuel taxes to accure to the general fund. HJR 20, Small.
That the lowa General Assembly make application to Congress to submit to the states for ratification an amendment to the U.S. Constitution that the President submit, at beginning of each new Congress, an annual budget, expenditures and estimated revenue, etc. SCR 28S.J. 962-963, 1008 , 1334 .

Request Congress call a convention amending the U.S. Constitution re usurping powers of the states, ratification. HCR 39-H.J. 1191-1192, 1739-1740 adopted, 1766-S.J. 1398, 1434, 1467-1468, 1572.

## CONSTRUCTION-

 GeneralSecondary road contracts, increase amount before advertising, letting, and approval. SF 100, County Government. Approved 7-16-75.
Nuclear power plants, construction of, waiting period of 5 years. HF 282, Cusack.
Construction of capitol workshop and equipment storage building, appropriation. HF 294, Brockett.
Energy policy council, duties of. SF 215, Gallagher.

## CONSUMER-

 GeneralConsumer review board, establish. SF 160, Gallagher-HF 520, Patchett.
Repair of consumer products, household appliances, motor vehicles, etc. HF 355, Horn.
Finance charges on consumer credit open-end loan accounts, reduce. HF 687, Walter-HF 714, Walter. SSM.
Prohibit the taking of a security interest, other than purchase money, in personal effects, consumer loan. HF 690, Walter.
Prohibit creditor from repossessing collateral after default, court order or debtor permission. HF 691, Walter.
Actions in attachment by creditors after default in consumer credit transactions. HF 832, Commerce.

## CONS UMER CREDIT-

## General

Credit sales, permit discounts for early payment. SF 95, Tieden, et al.-HF 132, Nielsen of Polk and Welden.
Finance charges, definition of, consumer credit transactions, cash discounts. SF 308, Commerce. Approved 7-3-75.
Credit, reporting, collection, use, storage and dissemination of information re consumers. SF 322, Robinson and Murray.
Consumer credit information, collection of, restrictions on, disclosure of, and corrections to. HF 544, Patchett, et al.
Collection of dishonored checks. HF 612, Brockett and Evans.
Consumer debt collection, may contact debtor's spouse. HF 672, West.
Finance charges on consumer credit open-end loan accounts, reduce. HF 687, Walter-HF 714, Walter. SSM.
Prohibit creditor from repossessing collateral after default, court order or debtor permission. HF 691, Walter.
Consumer credit transactions, repossession of goods, and/or judgment, depends. HF 708, Walter.
Permit cash discounts in open and closed-end credit sales. HF 711, Howell and Walter.
Consumer Credit Code, administration of HF 829, Commerce.
Actions in attachment by creditors after default in consumer credit transactions. HF 832, Commerce.
Credit transactions, class actions, remedies for violations, penalties. SF 510. Carr.

## CONSUMER PRICE INDEXGeneral

Iowa consumer price index, school aid program, computed by legislative fiscal director, appropriation. HF 912, Appropriations.

## CONTAINERS-

 GemeralRefund on beverage containers, prohibit sale of snap top cans, redemption
centers. SF 275, Miller of Marshall, et al.-HF 413, O'Halloran, et al. (companion)-HF 797, Energy (same).

## CONTESTS- <br> General

Compliment Missouri Valley, Iowa as sponsors and participants of the 21st Annual World's Championship Goose Calling Contest. (Same as SR 9) SCR 25-S.J. 714, 737, 1010.
Compliment Missouri Valley, Lowa as sponsors and participants of the 21st Annual World's Championship Goose Calling Contest. (Same as SCR 25) SR 9—S.J. 797, 821, 1010.

## CONTRACTORS-

 GeneralWater well construction and pumping equipment installation, certification and regulation of contractors, appropriation. SF 311, Gluba.
Mechanics' liens, changes to. SF 330, Shaw and Willits.
Six-year statute of limitations, certain damage actions, architects, contractors, engineers and surveyors. SF 352, Coleman and Lamborn-HF 616, Harper and Gentleman.

## CONTRACTS-

 GeneralPurchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56, Norpel.
Secondary road contracts, increase amount before advertising, letting, and approval. SF 100, County Government. Approved 7-16-75.
Contracts may be let by counties for secondary roads, funds available 7-1-75 thru 12-31-75. SF 130, County Government-HF 173, County Government. SF 130 withdrawn. HF 173 approved 2-28-75. Became law by pub. 3-11-75.
Breach of contract to marry, abolish action. HF 172, Kreamer.
Teachers' contracts, issuance, continuation, and termination of. SF 205, Carr, et al.
Retailer may recover part of price of farm machinery, other costs, cancellation of contract with manufacturer. HF 377, Hutchins.
Contracts among public agencies, may also include financial assistance. HF 464, State Government.
Coal, change in contracting procedures for purchase of. SF 323, EnergyHF 726, Energy. S.
Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF 569 , Miller of Buchanan.
Pathology and radiology services, doctors and hospitals may enter into contracts. SF 439, Doderer.

## CONTRIBUTIONS-Also see Donations and/or Oharitable Organizationg General

Campaign contributions, prohibit acceptance of out-of-state. HF 144, Nealson of Muscatine.
Increase contribution rate for IPERS, appropriation. HF 371, Poncy.
Contributions for qualifying charitable organizations may be deducted from state employee's salary. SF 557, Taylor, et al.

## CONVENTIGNS—

General
Repeal procedure for establishment of a convention to ratify amendments to Constitution of the United States. SF 288, Doderer.

## COOPERATIVE ASSOCIATIONS—

 GeneralWestern Iowa Municipal Electric Cooperative Association, legalize proceedings for organization and operation of. HF 510, Hutchins-HF 741, Judiciary and Law Enforcement. Same. HF 741 approved 5-15-75. Became law by pub. 5-30-75.

## CORPORATIONS-

## General

Tort liability, directors, officers, employees, etc., nonprofit corporations. HF 136, Kreamer-HF 816, Judiciary and Law Enforcement. Same. HF 136' withdrawn. HF 81'6 approved 7-19-75.
Corporation farming. HF 215, Husak, et al.-SF 171, Rodgers, et al. SF 171 withdrawn. HF 215 approved 7-11-75.
Land owned or controlled by nonresident aliens, corporations, etc., must fle reports. HF 217 , Avenson, et al.-SF 457, Schwengels. SSM.
Farming by domestic and foreign corporations, cooperative corporations, reports. HF 240, Wyckoff, et al.
Prohibit foreign corporations from farming, certain domestic corporations may, divestment of land, reports. SF 262, Taylor, et al.
Exempt from personal liability due to acts or omissions of, directors, officers, employees, and members of nonprofit corporations. SF 278, Shaw.

Development corporations, meetings of board of directors must have quorum of not less than one-third. SF 293, Robinson.
Agricultural credit corporations making consumer agricultural loans, raise interest ceiling. HF 500, Hansen.
Corporation income tax, filing of consolldated returns. HF 844, Ways and Means. Approved 7-14-75.
Business corporations, changes. SF 524, Judiciary.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Administration of HF 215, corporation farm bill, appropriation to secretary of state to finance. HF 917, Appropriations.

## CORRECTION CENTERS General

Juveniles, services for, community-based correctional programs. SF 143, Murray and Ramsey.
Community correction facilities, location of, consult residents of neighborhoods. HCR 33-H.J. 911.

## CORREGIIONS, DEPARTMENT OFGeneral

Corrections, department of, create; powers and duties, and penalties. SF 578, State Government.

## COSMETOLOGYGeneral

Barbering and cosmetology, establish and regulate practice of. SF 296, State Government-HF 470, State Government. HF 470 withdrawn. SF 296 vetoed 7-19-75.

## Cost of LIVING-

 GeneralCost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar) -SF 225, Nystrom, et al.-HF 490, Lonergan and Hines (companion) -HF 535, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
County compensation board, create, cost of living adjustment for county officers. HF 802, County Government-SF 481, County Government. S. SF 481 withdrawn. HF 802 approved 6-30-75.

## COUNGELORS-

 GeneralJuveniles, services for, community-based correctional programs. SF 143, Murray and Ramsey.

## COUNTIES—SPECLFIC-

 BuchamanLegalize purchase of land by Buchanan County supervisors. HF 728, Judiciary and Law Enforcement. Approved 5-15-75. Became law by pub. 6-4-75. Harrison
Missouri Valley, Iowa, legalize proceedings for vacating and disposing of certain streets and alleys. HF 553, Danker-HF 742 , Judiciary and Law Enforcement. Same. HF 742 approved 6-6-75. Became law by pub. 6-27-75.

## CoUnTY-

General
Indemnification of county officers and employees. HF 12, Hansen. Approved 7-14-75.
Dogs, licensing of, change date. HF 44, Clark.
State land use policy. HF 58, Middleswart, et al.-SF 127, Winkelman, et al. (companion)-HF 505, Natural Resources. $\mathbf{S}$
Purchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56, Norpel.
Leasing of county owned property. HF 97, Monroe.
Highways, temporary closing of. HF 99, County Government-SF 101, County Government. SF 101 withdrawn. HF 99 approved 5-12-75.
Dog licensing, vaccination exemptions, domestic animal fund, repeal certain provisions. HF 111, Doyle, et al.
Cities and counties may impose a local tax. SF 89, Andersen-HF 878, Cities and Towns. SSM.
Consolidation of counties. SF 113, Kelly, et al.
Extend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Employees, state or political subdivisions, dismissal, appearance, etc. HF 170 , Horn.
Use of funds to assist counties, mental health and retardation services, charges by mental health institutes. HF 187, Lipsky, et al.
Damages, payment of, hunters. HF 212, Patchett.

Organizations doing business with the state or political subdivisions disclose ownership interests. HF 280, Hargrave.
Railroad rights-of-way acquired by conservation commission and political subdivisions, maintain. HF 313, Agriculture.
Sanitary disposal projects, effective date for operation of. HF 360, Miller of Buchanan, et al.-SF 493, Energy. S.
Relocation of county or district fairgrounds. SF 250, Gluba.
Leaves of absence, persons elected to a municipal, county, state or federal office. SF 266 , Robinson.
Housing finance authority, establish. SF 294, Gluba, et al.-HF 448, Cusack, et al. (companion)-HF 823, Human Resources-SF 520, Human Resources (companion). SSM. SF 294 and SF 520 withdrawn. HF 823 approved 6-13-75.
Charges mental health institutes are required to make for care of patients, computation of. SF 300, Curtis.
Disaster relief, political subdivisions, appropriation. HF 461, Oakley, et al.
Inspection and replacement of bridges, urge Congress appropriate funds. HCR 26-H.J. 697, 755-756, 824 adopted-S.J. 795-796, 821, 1334.
County budget review committee, create. SF 343, Curtis, et al-HF611, Bittle and Brunow.
Judges of election, change selection and certification of potential jurors. SF 345, DeKoster.
Public bonds, sale of, lower percentage of votes needed to authorize. HF 469, Gentleman, et al.
Effective date of certain Acts or resolutions of the general assembly. SF 380, County Goverment-HF 560, County Government.
Counties regulate practice of massage and operation of massage establishments. HF 542 , Caffrey and Woods.
Industrial projects, municipalities, industrial equipment used, retall sales and use taxes applicable. HF 592, Harvey.
Trains, ordinances regulating speed of referred to commerce commission for approval. HF 623, Transportation-SF 472, Transportation. SF 472 withdrawn. HF 623 approved 6-29-75.
Conference boards, majorty of each voting unit must be present. SF 459, Miller of Des Moines-HF 822, County Government.
Noise levels of motor vehicles, regulation of, local authorities. SF 467, Hill of Polk-SF 484, Cities. SSM.
Fence viewers, county assessors or deputies, etc. HF 734, Mennenga.
County compensation board, create, cost of living adjustment for county officers. HF 802, County Government-SF 481 , County Government. S. SF 481 withdrawn. HF 802 approved 6-30-75.

Police districts, county, establsh public safety commissions for, property tax levy. SF 492, Schwengels, et al.
Strengthen regulatory powers of beer and liquor control department re licenses, etc. HF 847, State Government.
Transient guest tax (hotels, motels, etc.) by cities and counties, authorize. SF 502, Cities-HF 873, Cities and Towns.
Tax levy to promote, establish and maintain recreational, educational, etc., activities for senior citizens, authorize cities and counties. HF 857, Cusack.
Increase court costs, nonindictable misdemeanors, distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Levees and drainage districts, financing of. SF 547, Cities.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.

## Attorneyn

Public prosecutors may be employed in certain counties. HF 826, Judiciary and Law Enforcement. Approved 7-8-75.

## Auditors

Journals, bills and binders to be furnished free to county auditors-also to Iowa's United States Senators and Congressmen. SCR 5-S.J. 47~48, 61 adopted-H.J. 38-39 adopted.
Tax list, dates for completion and delivery. HF 75, Bittle.
Each county auditor receive additional compensation for serving as county commissioner of elections, also certain deputies. HF 385, Wells.
Recording of subdivisions, platting, surveying, etc. HF 388, Bittle.
Dogs, licensing of, increase, repeal provisions re domestic animal fund. HF 536 , Brockett.
Court appointed attorney fees, appeals, etc. HF 668, Oakley, et al.
Reimburse counties, additional property tax relief, owners of mobile homes, 65 or older or disabled, appropriation. HF' 702, Miller of Buchanan.
Special city assessments, county collect fee for. SF 455, County Government.
Property assessments (valuation), effective date of equalization orders issued by director of revenue; appropriation for Iowa consumer price index. SF 545, Ways and Means. Approved 7-14-75.

## Conservation

County conservation boards, offices for. HF 34, Wyckoff-SF 50, Norpel.
Snowmobile registration fees, percentage credited to county conservation or
reneral fund, and state conservation fund. SF 170 , Priebe, et al.HF 315, Husak, et al.
Tax levy for purchase of land, county conservation board, one-fourth mill. HF 372, Hinkhouse.

## Funds

Indemnification of county officers and employees. HF 12, Hansen. Approved 7-14-75.
Emergency fund of a county, money may be transferred to general fund without approval of state appeal board. SF 124, County Government. Public funds may be deposited in credit unions. SF 474, Gluba.
Municipal assistance fund and county government assistance fund, appropriation. SF 569, Appropriations-HF 901, Appropriations. SSM. HF 901 and HF 903 together are very similar to SF 569 . SF 569 withdrawn. HF 901 approved 7-19-75.

## Health, Board of

Funding local health services, appropriation. SF 373, Doderer, et al.
Aging, commission on, drug abuse authority, division of alcoholism, and committee on handicapped, appropriation, counties share certain costs. SE 572, Appropriations. Approved 6-30-75.

## Historical Boards

Historic preservation, local, tax for. HF 516, Tofte.
Historical societies, local, allow counties to levy a tax for. SF 551, Ways and Means.

## Home Rule

Home rule for ceunties. SJR 8, County Government-HJR 22, County government. SSM.
County home rule and needed county governmental services, committee to strudy. SCR 52-S.J. 2001.
County home rule and needed county governmental services, committee to study. (Same as SCR 52) HCR 70-H.J. 2501.

## Homes-See Homes, Sub-Ref. County <br> Hospitals

Trustees, county public hospital, qualifications of. HF 149, State Government.
Trustees, county hospitals increase number of. SF 243, Rabedeaux.
County hospital buildings, permit use of revenue-sharing funds and federal matching funds. HF 514, Jesse.

## Jails

Jails, social services make annual inspections, may correct violations and charge. HF 255, Higgins, et al.-SF 195, Gluba.

## Medical Examiners

Autopsies, reasons for conducting. HF 420 , Lipsky.
Services by county medical examiner rendered to a state institution paid by that institution. SF 552, Junkins, et al.

## Recorilers

Watercraft, storage of. HF 1, Monroe.
Sales price of real estate, full disclosure, real estate transfers, etc. HF 231, Ways and Means-HF 504, Ways and Means-SF 539, Ways and Means. SSM.
Recording of subdivisions, platting, surveying, etc. HF 388 , Bittle.
Land trusts, prohibit secrecy of beneficial interests in. HF 590, HargraveHF 813 , State Government. Same.
Revenue from real estate transfers, 50 percent to counties, 50 percent to state. HF 600, Monroe, et al.
Birth and death certificates fled in county recorder's offlce. HF 653, Monroe.
Recording of an instrument and a lien affecting real estate. HF 706, Oakley.
Service fee for issuing hunting and fishing licenses. SF 458, Miller of Des Moines and Junkins-HF 757, Monroe, et al.
Mechanic's liens filed with county recorder. SF 460 , Miller of Des MoinesHF 758 , Monroe, et al.
Index books, county recorder may combine. SF 494 , County Government. Approved 7-3-75.
Watercraft, storage of, registration of, certificate of origin, etc., exempt beach or water toys, etc. SF 511, Natural Resources. Approved 7-3-75.
Platting of land, changes to. HF 909, Ways and Means. Sherifis
Motor vehicle accidents, sticker removed after repair. SF 17, Kelly.
County sheriffs provide law enforcement to cities of less than 1,500 population, if requested, to cities over 1,500. HF 258, Doyle, et al.
Deer accidentally killed, disposition of. HF 376 , Brunow.
Code of Iowa provided to each separate office of a sheriff. HF 573, DoyleHF 782, State Government. Same. HF 573 withdrawn.

## Social Welfare

Child care centers, appropriation to social services. SF 112, Murray, et al.
Utility service, termination of, notify county social welfare. HF 270 , Cusack. Child care facilities, licensing and regulation of. SF 491, Human Resources. Approved 7-17-75.

[^76]County zoning, changes, etc., 70 percent of supervisors approve. HF 116, West and Husak.
Secondary road contracts, increase amount before advertising, letting, and approval. SF 100, County Government. Approved 7-16-75.
Emergency fund of a county, money may be transferred to general iund without approval of state appeal board. SF 124, County Government.
Contracts may be let by counties for secondary roads, funds avallable 7-1-75 thru 12-31-75. SF 130, County Government-HF 173, County Government. SF 130 withdrawn. HF 173 approved $2-28-75$. Became law by pub. 3-11-75.
Eminent domain procedures, amend. HF 207, Transportation.
County offices, consolidation of. HF 227, Gllloon, et al.
Duties and responsibilities, DOT and counties, secondary roads. HF 286, Transportation. Approved 4-16-75. Became law by pub. 4-25-75.
Libraries, change flling date for election. HF 374, Hinkhouse.
County mental health centers, authorize expenditure of federal funds or grants for support of. HF 390, Bortell and Hutchins. Approved 6-6-75.
Dogs, restraint of. SF 270, Willits and Palmer-HF 652, Byerly. S.
Destruction of weeds along roads and highways, limit spraying. HF 443 , Avenson.
Contracts among public agencies, may also include financial assistance. HF 464, State Government.
Compensation of county officers and employees, 100,000 or more population, boards of supervisors determine. SF 315, Gluba.
Registration of voters, permit by mail or at polls on day of election. HF 471, Brandt.
Proceedings of city councils and boards of supervisors, require publication of HF 493, Brunow.
Fees collected by county auditor, recorder, sheriff, and clerk of district court determined by board of supervisors. HF 523, Evans.
Benefited street lighting districts, remove requirement that petitioners must own 25 percent of resident property. SF 397, Willits and PalmerHF 791, County Government. SSM. HF 791 withdrawn. SF 397 apnroved 6-5-75.
County health centers, increase tax levy. HF 596, Middleton, et al.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620, Harvey and Rinas -HF 808, State Government. Same.
Ambulance service expense fund, county, create. HF 630, Brunow.
Detachment of land from a benefited fire district or townshlp fire protection. SF 448, Rabedeaux.
County boards of supervisors, change title of chairman to president. SF 452, Redmond.
Independent audit of counties once each flve years. HF 694, County Government.
Legalize purchase of land by Buchanan County supervisors. HF 728, Judiciary and Law Enforcement. Approved 5-15-75. Became law by pub. 6-4-75.
Priority of secondary road assessment district projects, construction program. HF 739, Transportation.
Sanitary disposal projects, establishment and operation of. HF 747, County Government-SF 516, County Government. S.
Drainage or levee districts, boards of supervisors may establish revolving funds for maintenance of. HF 860, Mennenga, et al.
Historic structures, etc., acquisition of by counties, 250,000 population. SF 515 , County Government.
Repair and maintenance of private roads regularly used by school buses, counties may. SF 517, County Government.

## Treanurers

County treasurer may refuse to issue motor vehicle license if outstanding warrant against applicant. HF 137, Kreamer, et al.-SF 204, Palmer, ot al,-SF 519, Cities (all similar subject matter).
Delinquent tax lists, published, require publication of corrections. HF 237, Patchett, et al.

Investment reports by political subdivisions submitted to auditor of state on fiscal basis. SF 189, Winkelman-HF 886, Ways and Means. SSM. SF 189 approved 7-3-75.
Warrants issued for drainage districts bearing interest. HF 326, County Government.
Fines and forfeited bail, violations of municipal ordinances, increase share paid to counties. HF 375, County Government-SF 355, County Govern ment.
Motor vehicle registration, revise, increase certain fees; braking and hitching requirements for certain travel and semitrailers, width of vehicles, etc. HF 450, Transportation. Approved 7-17-75.
Special registration (license) plates issued to national guardsmen. SF 377, Coleman.
Insulation of buildings, income tax credit. SF 440 , Nystrom.
Flood control project funds, distribution of excess, fences, etc. HF 647, Brunow.
Registration of trailers and semitrailers for a 3 year period, trip permits, and registration apportionment agreements. HF 724, Transportation. Approved 7-14-75.

## COURT-

 GeneralExpert witness fees, increase. HF 18, Oakley-SF 97, Kelly. SF 97 withdrawn. HF 18 approved 6-6-75.
Clerk of the district court appointed. HF 27, Spear, et al
Sheriff's salaries and office expenses, court expense fund. HF 41, Danker.
Clerk of grand jury, compensation of. HF 61, Higgins-SF 121, Shaw. HF 61 withdrawn. SF 121 approved 5-15-75.
Operating a motor vehicle while under the influence of alcohol, implied consent, penalties, etc. SF 76, Plymat, et al.-HF 245, Oakley, et al.
Maximum limits of tort liability, state. SF 83, Winkelman.
Motor vehicle offenses, permit pleas of no contest, nonindictable charge. HF 125, Doyle.
Opening arguments, attorney for defense, criminal cases, may defer. HF 126, Doyle.
Court costs and certain expenses, state proceedings, executive council may pay. SF 114, Appropriations. Approved 5-12-75.
Tort liability, directors, officers, employees, etc., nonprofit corporations. HF 136, Kreamer-HF 816, Judiciary and Law Enforcement. Same. HF 136 withdrawn. HF 816 approved 7-19-75.
Court administrator, change duties of. SF 147, Judiciary. Approved 6-3-75.
Defendant in a criminal case may waive right to jury trial. HF 190, Doyle.
Inheritance tax, temporary full allowance for spouse and minor children. HF 206, Doyle. Approved 6-16-75.
Meetings of public agencies in closed sessions, further eliminate exceptions, and actions that may be taken. HF 214, Griffee, et al.
Child support paid out of assets of an estate, trusts. HF 70, Doyle and O'Halloran-SF 172, Doderer.
Conduct study of Uniform Probate Code. SCR 17-S.J. 346-347, 375, 511.
Witness fees, increase. HF 284, Caffrey.
Open meetings of public agencies. HF 285, Patchett.
Repeal Probate Code, enact Uniform Probate Code. HF 314, Lipsky.
Dissolution of marriage. SF 238, Shaw-HF 352, Oakley. SF 238 withdrawn.
Detention of a child for more than 48 hours. SF 255 , DeKoster, et al.-HF 655 , Middleton, et al.
Per diem compensation paid to clerk of grand jury, increase. HF 373, Branstad.
Court of appeals, create. SF 258, Redmond, et al.
Family court system, committee to study. HCR $17-$ H.J. 480.
Probation of an individual after commitment, allow court 90 days to review. HF 440, Doyle, et al.
Probation, length of set by court. HF 475, Newhard, et al.-SF 450, Kelly and Doderer.
Time in which actions arising out of patient care must be brought. SF 372, Miller of Des Moines, et a1.-HF 530, Brunow, et al.
Termination of parental rights proceedings, quantity or amount of proof of. HF 574, Doyle.
Vacancies on supreme, district, and other courts, general assembly prescribe methods for fillng. SJR 10, Redmond.
Parentage of children, repeal chapter-paternity of children, etc., rights and obligations. SF 420, Doderer.
Educational needs considered, divorce, property settlements and alimony payments. HF 664, O'Halloran.
Court appointed attorney fees, appeals, etc. HF 668, Oakley, et al.
Unified trial court, expenses and cost of, committee to study. HCR 44-H.J. 1484.

Increase court costs, nonindictable misdemeanors, distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Credit transactions, class actions, remedies for violations, penalties. SF 510, Carr.
Courts and agencies, and attorney general, appropriation. HF 883, Appropriations. Approved 7-11-75.

Traffic and/or motor vehicle offenses, uniform citations and charges, etc. SF 535, Judiciary.
Salary rates, judicial branch of government, public employment relations board. SF 564. Appropriations. Approved 6-30-75.
Claims
Maximum limits of tort liability, state. SF 83, Winkelman.
Distriet
Jury trials, tort claims. HF 26, Oakley.
Adoptions, parental rights, etc. SF 41, Shaw, et al.
Games of skill, chance, and other, revocation of licenses, limit social gambling, etc. SF 86, Hill of Polk-HF 296, Cusack.
Appeal procedures, department of revenue and board of tax review. SF 142, Redmond.
Certain actions commenced by director of revenue may be held in any county. HF 266, Hullinger, et al.
Public defender, office of, establish. SF 264, Dekoster and Hill of Polk-HF 567, Higgins.
Probation officers and other officers, percentage basis for setting salaries. SF 277, DeKoster.
Senior judge of district chairman of judicial nominating commission, remove requirement. SJR 11, Griffin.
District court judges set salaries of clerks, their deputies and clerks, and amount of help needed. HF 644, Poncy and Newhard.
Eliminate statutory limitations on salaries of juvenile court employees, district judges set. HF 670, Judiciary and Law Enforcement. Also see SF 428. HF 670 approved $6-16-75$.
Support decrees, enforcement of, reciprocity, procedures. HF 678, Connors and Hargrave.
Inheritance tax, final return, payment and refund, appeal procedures. HF 679, Ways and Means. Approved 6-3-75.
Fence viewers, county assessors or deputies, etc. HF 734, Mennenga.
Civil rights commission, remove reference to political afflation, certain actions that may be taken, and attorney fees. HF 740, Brandt.
Complaints, employment, actions that may be taken, merit system employees, civil rights commission. HF 836, Judiciary and Law Enforcement.
Increase court costs nonindictable misdemeanors distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Clerks of district court, powers and duties of. SF 530, Judiciary. Juvenile
Adoptions, parental rights, etc. SF 41, Shaw, et al.-HF 92, Oakley, et al. (companion)-HF 614, Human Resources (similar). HF 92 withdrawn.
Juvenile court supervisory personnel, counties 250,000 or more population. HF 72, Bittle and Caffrey.
Juveniles, services for, community-based correctional programs. SF 143, Murray and Ramsey.
Summons and notice by juvenile court, counsel. SF 273, Doderer, et al.-HF 489, Newhard, et al.
Probation officers and other officers, percentage basis for setting salaries. SF 277, DeKoster.
Juvenile court, judges, referees, dependent, delinquent, and neglected children, changes. HF 439, Doyle, et al.
Children in need of assistance, neglected, dependent, and definition of a delinquent child. HF 474, Lipsky, et al.-SF 358, Kelly, et al. SF 358 approved 7-19-75.
Juvenile court referee. strike juvenile court's authority to appoint. HF 577, Lipsky, et al.
Minors, rights at transfer hearings, juvenile court to criminal court. HF 603, Human Resources.
Juvenile court employees, judges may establish salaries. SF 428, DeKoster and Willits.
Juvenile court records made available to claimant for damages. SF 433, Shaw.
Prohibit storage of criminal history data, certain juveniles. HF 649, Doyle, et al.
Eliminate statutory limitations on salaries of fuvenile court employees, district Judges set. HF 670, Judiciary and Law Enforcement. Also see SF 428. HF 670 approved 6-16-75. Supreme
Code editor, publication of Code of Iowa and Administrative Code. SF 23, Redmond.
State of the judicial department message by the chief justice. SF 98, Kelly.
Law examiners, board of, and temporary examiners, bar examination, compensation. SF 116, Appropriations. Approved 3-7-75.
Retired supreme court judges, temporary service, regulations. SF 163, Shaff -HF 216, Welden.
Disbursement of costs in actions on appeal to supreme court. SF 329, Judiclary Approved 5-12-75.
State grand jury, authorize, appropriation. SF 395, Kelly.
Reorganize administrative functions of the supreme court. SF 431, DeKoster.

Legal fees, Welden vs Ray, appropriation. HF 911, Appropriations. Approved 7-14-75.
Rules of civil procedure, amend. SF 583, Judiciary. Approved 7-3-75.

## CREATION-

## General

Humankind, schools teaching origin of must also teach creation theory. HF 608, Daggett.

## CREDIT-

General
Prohibit unsolicited loan offers. SF 159, Gallagher.
Reduce interest ceiling on consumer credit transactions. SF 2:21, Gluba, et al.
Credit, reporting, collection, use, storage and dissemination of information re consumers. SF 322, Robinson and Murray.
Consumer credit information, collection of, restrictions on, disclosure of, and corrections to. HF 544, Patchett, et al.
Consumer debt collection, may contact debtor's spouse. HF 672, West
Finance charges on consumer credit open-end loan accounts, reduce. HF 687, Walter-HF 714, Walter. SSM.
Prohibit creditor from repossessing collateral after default, court order or debtor permission. HF 691, Walter.
Consumer credit transactions, repossession of goods, and/or judgment, depends. HF 708, Walter.
Permit cash discounts in open and closed-end credit sales. HF 711, Howell and Walter.
Consumer Credit Code, administration of. HF 829, Commerce.
Actions in attachment by creditors after default in consumer credit transactions. HF 832, Commerce.
Remove 9 percent maximum interest rate, securities purchased on credit. SF 503, Commerce.

## CREDIT CARDS-

 GeneralCredit cards may be used in payment of certain traffic fines. HF 673, Doyle.

## CREDIT UNIONS-

 GeneralCredit unions, organization, powers and duties of. SF 39, Robinson and Curtis-HF 181, Krause, et al. HF 181 withdrawn. SF 39 approved 4-8-75.
Credit unions, establish state department for regulation of. SF 54, Robinson and Rabedeaux.
Banks (HF 618 includes credit unions and savings and loan associations) required to furnish record of deposit at time of. HF 379, Egenes, et al. -HF 618, Commerce. SSM.
Public funds may be deposited in credit unions. SF 474, Gluba.
Electronic facilities and transfer of funds by banks, credit unions and savings and loan associations. SF 536, Commerce. Approved 6-27-75.
Financial institutions, create a separate state agency to regulate, committee to study. HCR 60-H.J. 2283-2284.

## CRIME-Also see Law Enforcement

 GeneralOperating a motor vehlcle while under influence of alcohol, redefine offense, eto HF 168, Daggett.
Defendant in a criminal case may waive right to jury trial. HF 190, Doyle.
Obsenity, defines, certain acts a crime, etc. SF 219, Andersen.
Reparations to victims of criminally injurious conduct. SF 220, Doderer.
Criminal sexual psychopath law, repeal. HF 651, Middleton, et al.
Crime, causes of, reduction of, committee to study. HCR 45-H.J. 1484-1485.
Crime commission and public safety, appropriation, traffic records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.
Increase court costs, nonindictable misdemeanors, distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Obscene material, public offense. HF 888, Spencer, et al. Commission
Crime commission, composition and appointment of members. SF 303, Lamborn. Approved 7-14-75.

## CRIMINAL CODE-

 GeneralCriminal Code bill. SF 85 , Judiciary.

## CRIMINAL HISTORY DATA-

 GeneralProhibit storage of criminal history data, certain juveniles. HF 649, Doyle, et al.

## CRIMINALISTICS LABORATORY-Also see Public Safety General

Ammunition and firearms, stolen, confiscated, etc., shall be deposited with state criminalistics laboratory. HF 835, Judiciary and Law Enforcement.
DAIRY-See Foods and/or Agticulture, Sub-Ref. Dairy
DAMS-Also see Water and/or Lakes General
Fishways on all dams. SF 256, Heying.
Urge federal government not delay in construction of the new Alton Lock and Dam. SCR 33-S.J. 1095-1096, 1331-1332 adopted-H.J. 1730-1731.

## DAY CARE- <br> General

Child care facilities, licensing and regulation of. SF 491, Human Resources. Approved 7-17-75.

## DEAF-

General
Deaf, establish a service program, department of health. SF 223, Palmer, et al.-HF 332, Connors, et al. SF 223 withdrawn. HF 332 approved 5-12-75.
Deaf, school for, requirements for admission to. HF 501, Education. Approved 5-15-75.

DEALERSGeneral
Dealers, commercial breeders, kennel operators, and public auction operators, federally andor state licensed may be inspected and regulated by secretary of agriculture. SF 570, Gluba.

## DEATH CERTIFICATES-

 GeneralBirth and death certificates filed in county recorder's office. HF 653, Monroe.

## DEBTS-

 GeneralProperty exempt from execution and surrender in bankrupcty. SF 120, Gallagher.
Property exempt from execution, revise, bankruptcy. HF 281, MiddletonSF 399, Kelly. S.
Amend Uniform Commercial Code, place of fling to perfect a security interest, farm equipment, products, etc., collateral. HF 529, Bortell and Daggett.
Consumer debt collection, may contact debtor's spouse. HF 672, West.
Finance charges on consumer credit open-end loan accounts, reduce. HF687, Walter-HF 714, Walter. SSM.
Prohibit the taking of a security interest, other than purchase money, in personal effects, consumer loan. HF 690, Walter.
Prohibit creditor from repossessing collateral after default, court order or debtor permission. HF 691, Walter.

## DIECRERSGeneral

Support decrees, enforcement of, reciprocity, procedures. HF 678, Connors and Hargrave.

## DENTISTRY-See Medical-Profensional, Sab-Ref. Dentimtry

DEPARTMENT of HEALTH-See Health, Department of
DEPARTMENT of REVENUE-See Revenue, Department of
DEPARTMENT of TRANSPORTATION—See DOT and/or Tranmportation

## DEPPOSITS-

General
Public funds may be deposited in savings and loan associations. SF 146, Rodgers.
Bank deposits, banks notify depositors when federal examiners request records. HF 232, Patchett.
Banks (HF 618 includes credit unions and savings and loan associations) required to furnish record of deposit at time of. HF 379, Egenes, et al. -HF 618, Commerce. SSM.
Slaughterhouses, require bonding or deposit. SF 291, Hultman.
Banks acting in a fiduciary capacity may invest in time deposits exceeding one year. HF 648, Newhard-SF 442, Rodgers, et al.
Interest rate on nonstate public funds invested in bank time certificates of deposit. HF 703, Miller of Buchanan, et al.

Public funds may be deposited in credit unions. SF 474, Gluba.
Suspend maximum limit on bid deposits for levee and drainage district improvements. SF 475, Natural Resources-HF 818, Natural Resources. HF 818 withdrawn. SF 475 approved 5-30-75. Became law by pub. 6-6-75.

## DESEGREGATION:-

General
School desegregation, policies of public instruction. HF 13, Junker, et al.

## DEVELOPMENT—

 GeneralChildhood development, continue governor's task force, appropriation. SJR 6, Doderer, et al. Approved 7-14-75. Commisaion
Development commission and energy policy council, appropriation. SF 464, Appropriations. Approved 6-3-75.
Development commission, abolish. SF 469, Gluba.

## DEVELOPMENT COMMISSION-See Development, Sub-Ref. Commission

DISABLED-Almo see Handicapped General
Property taxes paid and rent, reimbursement for. SF 71, Hansen-HF 226, Cusack, et al. (companion)-SF 186, Shaff, et al.-HF 869, BrandtSF 556, Gluba, et al.-HF 893, Brandt, et al.-SF 571, Ways and Means (all similar subject matter). SF 556 withdrawn. SF 571 approved 6-30-75.
Claims for reimbursement of property taxes, 65 or older, checks. SF 78, County Government. Approved 2-28-75.
Disabled persons, reasonable search for medical information, etc. HF 244, Patchett, et al,-HF 845, Judiciary and Law Enforcement. SSM.
Reduce from 65 to 62 (HF 532 age 60 ) age limit, claims for reimbursement for property taxes paid and rent. HF 383, Caffrey and Higgins-HF 532. Cafírey, et al.
Determine disability, or removal of disability, provide method for, governor. HJR 15, Spear, et al.
Peace officers' retirement, accident and disability system, improve certain benefits. SF 332, Nystrom, et al.-HF 622, Connors, et al. (companion) -HF 772, State Government (same)-SF 473, State Government (similar subject matter).
Reimburse counties, additional property tax relief, owners of mobile homes, 65 or older or disabled, appropriation. HF 702, Miller of Buchanan.

## DISASTERS-

General
Designate northwest Iowa as a disaster area, provide aid. SCR 9—S.J. 73-74, 130.

Civil defense and emergency planning, strengthen and supplement. SF 151, Briles and Miller of Des Moines-HF 447, Middleswart and Daggett.
Disaster relief, political subdivisions, appropriation. HF 461, Oakley, et al.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620, Harvey and RinasHF 808 , State Government. Same.
Civil defense and disaster assistance, committee to study. SCR 41-S.J. 1536, 1571.

## DISCRIMINATION-AIso see Civil Rights

 GeneralAutomobile insurance, renewal of, prohibit discrimination. HF 36, Lipsky. Approved 6-6-75.
Education, any type, prohibit discrimination. SF 34, Kelly-HF 122, Cusack, et al.
Disallow sex discrimination in retirement programs. HF 337, Patchett, et al.SF 312, Gluba.
Real estate contracts, etc. shall not contain discriminating clauses. SF 284, Murray.
Job discrimination, political affliation. HF 537, Cusack, et al.
Persons may refuse to participate in an abortion, also hospitals. SF 387, Human Resources-HF 821, Human Resources.
Unfair discrimination in insurance, correct. HF 730, Brandt.
Sex or marital discrimination in insurance, eliminate. SF 500, Doderer.
Insurance, unfair and discriminatory practices based on a person's sex or marital status, committee to study. SCR 45-S.J. 1791-1792.

## DISTRICTS-

 GeneralSubstate regional agencies and districts, committee to study. HCR 47-FI.J. 1485-1486.

## DIVORCEGeneral

Dissolution of marriage. SF 238, Shaw-HF 352, Oakley. SF 238 withdrawn. Exempt motor vehicles from inspection, dissolution of marriage. SF 287, Heying. Withdrawn.
Educational needs considered, divorce, property settlements and alimony payments. HF 664, O'Halloran.
Decree in a dissolution of marriage action. SF 482, Doderer.
DOT-Also see Transportation General
Snow tires, definition of, DOT. HF 50, Drake, et al. Approved 4-8-75.
Road use tax fund, appropriation to. SF 57, Norpel ( $\$ 20,000,000$ )-SF 168, Norpel, et al. $(\$ 39,200,000)$.
Vehicle safety standards, department of transportation. SF 58, Norpel.
Maximum lengths of vehicles, repeal authority of the department of transportation. SF 66, Hill of Jasper.
Transportation regulation board and legal counsel, duties of. HF 73, Transportation. Approved 4-8-75.
Annexation, cities give notice of to department of transportation. HF 74, Transportation. Approved 4-28-75.
Moving expenses, transportation, employees of highway division, DOT, HF 81, Transportation. Approved 3-14-75.
Business signs on informational panels along highways, increase fees and permits. HF 91, Transportation.
Highways, temporary closing of. HF 99 , County Government-SF 101, County Government. SF 101 withdrawn. HF 99 Approved 5-12-75.
Highway patrolmen, licensing drivers, remove from DOT. HF 106, Transportation. Approved 4-22-75.
Railroad laws, revise and repeal obsolete provisions. HF 127, Transportation. Approved 5-15-75.
Transportation commission, membership on, no public officer of state or political subdivision. SF 128, Redmond and Gluba.
Appropriation included in auditor of state's budget for auditing department of transportation. SF 134, Appropriations. Approved 3-18-75.
Operator's license classification system, establish, also colored photograph. HF 179, Drake.
Hard surface present granular surfaced primary highways, appropriation. HF 186, Daggett-SF 140, Biles.
Mobile homes, etc, movement of. HF 210 , Woods, et al.-HF 479, Transportation (similar)-HF 235, Drake (similar subject matter). HF 479 approved 6-6-75.
Railroad passenger service, Clinton to Council Bluffs, Iowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patchett, et al.
Duties and responsibilities, DOT and counties, secondary roads. HF 286, Transportation. Approved 4-16-75. Became law by pub. 4-25-75.
Contracts for haying on medians of interstate highways, DOT, conservation commission. HF 303, Scheelhaase.
East-west railroad passenger service across the state, appropriation. SF 237, Gallagher-HF 588, O'Halloran.
Highway grade crossing safety fund, appropriation. HF 357, Daggett, et al.
Transportation, department of, appropriation, match federal funds. HF 368 , Appropriations. Approved 4-8-75. Became law by pub. 4-18-75.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801; 963-964 adopted-S.J. 997 adopted.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Rallroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610611, HCR 18 substituted 680, withdrawn 681.
Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Railroad passenger service, Davenport to Council Bluffs and Dubuque to Council Bluffs, appropriation. SF 281, Gluba, et al.-HF 578, Higgins.
Railroad assistance fund, improvement of branch line railroad roadbeds, tracks, etc. SF 286, Energy-HF 433, Energy. S. SF 286 withdrawn. HF 433 approved 4-8-75.
Motor vehicles used by railroad companies, safety standards and equipment. SF 295, Miller of Des Moines, et al.
Destruction of weeds along roads and highways, limit spraying. HF 443, Avenson.
Railroad passenger service, contract with national railroad passenger corporation for, purchase of depots, appropriation. HF 491, Patchett, et al.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Railroad passenger service from Chicago to the Missouri River, appropriation. HF 565, Higgins.

Roads through rural farm land, consider placement of. HF 580, Bortell.
Transportation commission may have up to 45 days after convening of the general assembly to submit rules re length limits of vehicles. SF 391, Norpel.
Interstate carriers must register with department of transportation, penalties. HF 597, Doyle.
Freeway-expressway system between Dubuque and Sioux City, appropriation. SF 402, Norpel-HF 718, Gilloon, et al.
Municipal transportation assistance fund, establish. SF 413, Griffin.
Probationary motor vehicle operator's license shall not be suspended or revoked if person re-enters a public or private school. SF 416, Shaw.
Escort fees for oversized vehicles, DOT establish. SF 417, Tieden.
Intrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.
Motorized bicycles, motor vehicle license. HF 658, Hines.
State transportation fund, create, appropriation. HF 663, Small.
Grain purchased by warehouses, assessment on, raflroad branch line improvement. HF 667, Evans, et al.-HF 789, Agriculture. S.
Travel and semitrailers, braking and hitching requirements. HF 688, Doyle. Withdrawn.
Environmental quality, department of, include director of transportation as member of executive committee. HF 698, Natural Resources.
Abandoned railroad right-of-way, department of transportation adopt a public use plan for. HF 709, Small-HF 837, Transportation. SSM.
Registration of trailers and semitrailers for a' 3 year period, trip permits, and registration apportionment agreements. HF 7.24, Transportation. Approved 7-14-75.
Motor vehicle inspections, reciprocal agreements, etc. SF 462, Miller of Des Molnes.
Rail problems in Iowa, roadbeds and trackage, committee to study. SCR 32S.J. 1008.

Increase gross weight for hauling livestock, grain, fuel, and agricultural materials, permits issued, DOT. SF 480, Taylor, et al.
Closing of highways for cities having local celebrations, deparment of transportation amend its policy to allow. HCR 43-H.J. 1304-1305.
Periodic retesting of operators of motor vehicles. HF 817, Transportation.
Urge federal government not delay in construction of the new Alton Lock and Dam. SCR 33-S.J. 1095-1096, 1331-1332 adopted-H.J. 1730-1731,
Operators of motor vehicles, exceptions in licensing. HF 840, Transportation.
Movement of mobile agricultural equipment, eliminate necessity for a special plate for each vehicle. SF 495, DeKoster.
Study of certain roads in the state, department of transportation. HF 851, Gilloon, et al.
Bikeways and walkways, establish. HF 875, Lipsky.
Great River Road, appropriation to department of transportation for. SF 540, Junkins, et al.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.
Railroad grade crossings on public highways, increase funds allocated. HF 838, Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.
Transportation policy submitted by the department of transportation be adopted by the general assembly. HCR 73-H.J. 2503-2504, 2576, 2667 2668 adopted-S.J. 2180-2182, 2207 adopted.
Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.
Transportation funds, new formula for allocating and increasing, committee to study. HCR 85-H.J. 2752-2753.

## DRAINAGE-

 DistrictsSeverance of certain land from an established drainage district, permit if. SF 93, Taylor-HF 239, Stromer.
Warrants issued for drainage districts bearing interest. HF 326, County Government
Drainage district boards may make repairs if $\$ 10,000$ or less, no engineer's report. HF 370, Branstad.
Suspend maximum limit on bid deposits for levee and drainage district improvements. SF 475, Natural Resources-HF 818, Natural Resources. HF 818 withdrawn. SF 475 approved $5-30-75$. Became law by pub. 6-6-75.
Drainage or levee districts, boards of supervisors may establish revolving funds for maintenance of. HF 860, Mennenga, et al.
Levees and drainage districts, financing of. SF 547, Cities.
Drainage and levee districts, updating and needed corrections in law governing, committee to study. (Same as SCR 50) HCR $57-\mathrm{H} . \mathrm{J} .2235$.
Drainage districts, updating and needed corrections in law governing, committee to study. (Similar as HCR 57) SCR 50-S.J. 1932-1933, 1936.

## DRAINAGE DISTHICTS-See Drainage, Sub-Ref. Districta

## DRIVER EDUCATION-See Schools, Sub-Ref. Driver Education DRIVING- <br> General

Proof of motor vehicle financial responsibility, reinstated driving privileges. SF 187, Gallagher.
Drunk-driving enforcement programs, public safety, appropriation. SF 337, Murray.

DRUGS-Also see Pharmacy and/or Narcotics General
Operating a motor vehicle while under the influence of alcohol, implied consent, penalties, etc. SF 76, Plymat, et al.-HF 245, Oakley, et al.
Narcotic drugs, distribution of, penalty. HF 78, Danker, et al.
Prescription drugs, labeling, certain information available to pharmacy examiners, pharmacists and practitioners, etc. HF 200, Patchett, et al. -SF 268, Redmond and Gluba.
Regulation of prescription drugs, defining wholesalers. HF 310 , Cusack, et al.
Possession with intent to distribute, narcotics, increase penalties. HF 378, Hargrave.
Distribution of free samples of prescription drugs to medical practitioners by drug salesmen. HF 547, Cusack.
Prescription drugs, retail price posted in every pharmacy, advertising. HF 636, Bina, et al.
Pharmacies, issuing of new licenses, labeling of certain prescription drugs, and regulation of controlled substances. HF 729, Judiciary and Law Enforcement.
Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs. SF 572, Appropriations. Approved 6-30-75.

## DUMP—See Solid Waste Disponal Grounde

EASEMENTS—Also see Land and/or Property General
Public utilities acquiring easements, terms negotiable. SF 175, Heying and Taylor.
Easement acquired for a public purpose, require an offer every 5 years to renegotiate. SF 259, Gallagher.
Sewage lines, Anamosa, social services grant easement for. HF 776, Judiciary and Law Enforcement. Approved 7-14-75. Became law by pub. 7-23-75.
EDUCATION—See Schools, all Sub-Fef. and/or Colleges-Universitien and/or Higher Education
EGGS-See Foods, Sub-Ref. Dairy
ELDERLY-Also see Senior Citizens and/or Aging General
Programs for elderly, commission on aging, elderly participate. HJR 7, Cusack, et al.
Winterize homes of elderly and low-income families, appropriation to planning and programming. HF 271, Cusack, et al.
Fishing licenses for senior citizens, reciprocity. HF 363, Howell.
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326, Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Retired Iowan employment program, appropriation. HF 566, Cusack.
Mandatory retirement due to age, prohibit, exceptions. HF 549 , Cusack.
Aging, establish area or regional agencies, advisory boards. HF 654, Human Resources.
Reimburse counties, additional property tax relief, owners of moblle homes, 65 or older or disabled, appropriation. HF 702, Miller of Buchanan.
State catastrophic illness program, expand and complete study of. (Same as SCR 36 ) $\mathrm{HCR} 40-\mathrm{H} . \mathrm{J} .1227$.
State catastrophic illness program, expand and complete study of. (Same as HCR 40) SCR 36-S.J. 1144, 1162, 1334.
Tax levy to promote, establish and maintain recreational, educational, etc., activities for senior cltizens, authorize cities and counties. HF 857, Cusack.
"Green thumb" (employment) program for elderly, handicapped, and lower income persons, appropriation. SF 573, Appropriations. Approved 7-14-75.
Elderly and handicapped, committee to study problems of, etc. SCR 61-S.J. 2184-2186, 2206.

## ELECTIONSGeneral

Soll conservation district commissioners, election of. SF 8, Hill of Polk-HF 54, Pellett, et al. SSM. SF 8 withdrawn. HF 54 approved $\mathbf{4 - 2 8 - 7 5}$.

State educational boards, method of determining the composition of. HF 11 Crabb.
School district directors, election of. HF 20, Doyle, et al.
School bond issues, elections, simple majority vote. SF 37, Grifin.
Political signs, display of, certain times. SF 46, Redmond-HF 219, Patchett. SF 46 withdrawn.
County zoning, election. SF 49, Norpel-HF 135, Monroe.
Person convicted of a felony or who is mentally ill, general assembly prescribe voting privileges. HJR 3, Spear, et al.
Allow persons eighteen (18) years of age to hold state elective office. HJR 4, Spear, et al.
Person convicted of a felony or who is mentally ill, disqualified from being electors, repeal. HJR 5, Brandt, et al.
School directors, election of, subdistricts equal in population. HF 115, Bittle.
School elections, run-off elections, if necessary. HF 120, Kreamer.
Executive officers of the state, change method of selection. HJR 6, Brandt, et al.
Consolidation of counties. SF 113, Kelly, et al.
Canvas of vote for governor, change to every four years. HF 160, Caffrey. Approved 5-15-75.
Number of judgeships in judicial election districts. SF 136, Judiciary.
Presidential preferential primary election. HF 209, Patchett, et al.
County offices, consolidation of. HF 227, Gilloon, et al.
Make general election day a legal public holiday. HF 242, Patchett, et al.
Powers of initiative, referendum, and recall, constitutional amendment to create. HJR 8, Patchett, et al. Also see HJR 11.
Election of city officials by major political party labels. HF 307, Cusack.
Governor and lieutenant governor be elected as a team. HJR 9, Spear, et al.
Power of initiative, people may propose and enact legislation. HJR 11, Krause. Also see HJR 8.
Libraries, change filing date for election. HF 374, Hinkhouse.
Primary elections, disregard political aftiliation, étc. HF 381 , Wyckoff.
Each county auditor receive additional compensation for serving as county commisisoner of elections, also certain deputies. HF 385, Wells.
Presidential electors, election of. SF 265, Miller of Marshall-HF 427, West, et al.
Leaves of absence, persons elected to a municipal, county, state or federal office. SF 266, Robinson.
Names of school districts, may change, election. HF 405, Evans and West.
Grand and petit jurors, method of selection. HF 429, Hullinger and Brunow.
Judicial election districts, composition of. SF 301, Rodgers-HF 570, Middleswart, et al.
Judges of election, change selection and certification of potential jurors. SF 345 , DeKoster.
Home rule for counties. SJR 8, County Government-HJR 22, County Government. SSM.
Public bonds, sale of, lower percentage of votes needed to authorize. HF 469, Gentleman, et al.
Registration of voters, permit by mall or at polls on day of election. HF 471, Brandt.
School districts may change name, election. SF 383, Burroughs-HF 779, Education. HF 779 withdrawn. SF 383 approved 5-12-75.
Powers of referendum, reject or approve laws, constitutional amendment to create. HJR 17, Evans, et al. Also see HJR 8 and HJR 11.
Elections, procedures for preparing for, giving notice of, conducting and canvassing elections, presidential electors, registration, etc. $\mathbf{H F} \mathbf{F} \mathbf{7 0 0}$, State Government. Approved 6-16-75.
Income tax credit for voting, increase cigarette taxes to fund credit, appropriation. SF 466, Orr.
Reverse referendum procedure for disapproval of a resolution by an aviation authority to issue bonds. HF 750, Bortell.
Contested elections, committee to study. HCR 51-H.J. 1810-1811.
Commissioners of elections thoroughly acquaint themselves with all election laws, also new ones, and strictly comply with them. HR 37-H.J. 1809-1810, 1968, 2096, 2671.
Attorney fees and expenses, election contest, Sprading vs Stephens, appropriation. HF 918, Appropriations.

## ELECTORS- <br> General

Presidential electors, expenses paid from funds other than those appropriated from general fund. HF 229, Appropriations. Approved 4-8-75.
Presidental electors, election of. SF 265, Miller of Marshall-HF 427, West, et al.

## ELECTRICITY-Also see UHIIties

Routing of transmission lines. SF 188, Heying and Taylor-HF 788, Agriculture. SSM.
Electric transmission lines, informational meetings, placement of lines, etc. SF 213, Nystrom.

Western Iowa Municipal Electric Cooperative Association, legalize proceedings for organization and operation of. HF 510, Hutchins -HF 741, Judiciary and Law Enforcement. Same. HF 741 approved 5-15-75. Became law by pub. 5-30-75.
Efficient use of electricity, rates, conservation, and pricing of, commerce commission. HF 715, Patchett.
Labeling of appliances, energy consumed. HF 850, Cusack.
Jointly-owned electrical facilities, cities may form. HF 908, Ways and Means. Approved 7-8-75.

## ELECTRONIC FUNDS TRANSFER SYSTEMS-

 GeneralElectronic funds transfer systems, development and use of, regulation of, committee to study. HCR 63-H.J. 2322-2323.

## ELECTRONICS—

 GeneralBanks may use electronic facilities. HF 621, Newhard-SF 432, Palmer, et al. Simliar subject matter in part to SF 536. SF 432 and HF 681 withdrawn.
Electronic facilities and transfer of funds by banks, credit unions and savings and loan associations. SF 536, Commerce. Approved 6-27-75.

## ELEVATORS—

 GemeralGrain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.

## EMERGENCIES-

 GeneralEmergency vehicles, may drive to left of center of roadway. SF 45, Redmond. Withdrawn.
Emergency vehicles, may be driven left of center line, or wrong way on a one-way street. HF 90, Judiciary and Law Enforcement.
Flashing lights, all emergency vehicles may use. HF 107, Doyle, et al.
Civil defense and emergency planning, strengthen and supplement. SF 151, Briles and Miller of Des Moines-HF 447, Middleswart and Daggett.
Emergency lighting system for public buildings. SF 173 , Scott.
Maximum property tax levy for municipal emergency fund, increase. HF 661, West and Welden.
Emergency medical technicians, department of health discontinue requirement of basic training course the 5 emergency ambulance runs. HCR $46-\mathrm{H} . \mathrm{J} .1485$.
Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, committee to study. HCR 77-H.J. 2571.

## EMINENT DOMAIN-

## General

Annual rental charges to landowner, other damages, eminent domain, plpelines. SF 65, Gallagher, et al.-HF 309, Avenson, et al.-HF 754, Agriculture. S.
Eminent domain procedures, amend. HF 207, Transportation.
Land acquired thru eminent domain, option to repurchase land not used. SF 176, Heying and Taylor-HF 692, Agriculture. S.
EMPLOYEES-See Employment, Sub-Ref. Employees and/or State Government, Sub-Ref. Employeem and/or Schoolm, Sub-Ref. Employees

## EMPLOYERS-See Employment, Sub-Ref. Employerm

## GMPLOYMENT-

 GeneralUse of force, violence, etc., preventing a person from working, criminal offense. HF 441, Branstad.
Right to work law, violation of, specific penalty. HF 444, Branstad.
Prohibit persons not involved in a particular labor dispute from picketing. HF 445, Branstad.
Retired Iowan employment program, appropriation. HF 566, Cusack.
Mandatory retirement due to age, prohibit, exceptions. HF' 549, Cusack.
Emergency employment for public projects, appropriation. HF 834, Egenes, et al.
Human resources development commission, establish. HF 839, Poncy.
Productive employment by unemployed, condition of unemployment compensation or welfare benefits, committee to study. SCR 38-S.J. 1177, 1198, 1571.

Professional people seeking and/or employed by the state may be paid expenses and/or moving costs. SF 521, Appropriations. Approved 6-16-75.
State agencies may employ only a certain maximum number of employees with funds appropriated, certain bills. SF 562 , Appropriatians. Approved 7-14-75.
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public em-
ployment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Equal opportunity in hiring, advancement and pay, committee to study or review compliance. HCR 84-H.J. 2752.
Employees-Also see Schools, Sub-Ref. Employees and/or State Government, Sub-Ref. Employees
Holidays for state employees. HF 15, Wyckoff-HF 166, Wyckoff, et al. S.
Public school employees may not draw sick leave and workmen's compensation at the same time. HF 63, Brockett, et al.-SF 72, Miller of Marshall. HF 63 withdrawn.
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar)SF 225, Nystrom, et al.-HF 490, Lonergan and Hines (companion) HF 535, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
Payment of wages to employees, penalties. HF 165, Lipsky—SF 201, Nystrom, et al. HF 165 withdrawn.
Employees, state or political subdivisions, dismissal, appearance, etc. HF 170. Horn.
State minimum wage, create. SF 139, Redmond.
Civil service employees, qualifications. HF 192, Crawford-SF 198, Murray. HF 192 withdrawn.
State employees working on holidays, compensation, options, and holidays. SF 162 , Nystrom-HF 291, Griffee (companion)-SF 239, Redmond, et al.-HF 466, Hargrave, et al. (similar) (all similar subject matter).
Polygraph examination prohibited, employer interviewing prospective employee. HF 238, Jochum, et al.
Public employees absence because of pregnancy and recovery may use sick leave. HF 243, Patchett, et al.
Garnishment of wages, employer give employee 15 days notice. HF 290 , Middleton.
Employee may choose doctor, workmen's compensation benefits. HF 302, Jochum, et al.-HF 721, Labor and Industrial Relations. Same.
Longevity pay for certain employees of the state. SF 227, Robinson, et al.HF 418, Newhard, et al. (companion)-HF 827, State Government (same).
Prohibit mandatory retirement policies for public employees. HF 338, Patchett, et al.
Temporary employees subject to a federally funded emergency employment utilization program exempted from state merit system. HF 348, Fitzgerald and Monroe-SF 477, State Government. SF 477 withdrawn. HF 348 approved 5-6-75. Became law by pub. 5-16-75.
Payment of wages and expenses by an employer, "Iowa Wage Payment Collection Law'. HF 351, Labor and Industrial Relations. Approved 6-3-75.
State employee, employment terminated, paid vacation allowance. SF 246 , Doderer.
Payment of salaries, vacation, and slick leave for state employees. HF 356, O'Halloran, et al.-SF 272, Willits, et al. (companion)-HF 809, State Government (similar).
Transfer of retirement benefits from one state to another, public employee plans, committee develop program and model legislation. HCR 20H.J. 530.

Group insurance, conversion of, eligible employees. HF 423, Bittle.
Bonding of governmental employees. SF 341, Palmer, et al.-HF 564, Smali, et al.
Benefits for employees, and their dependents, of adult penal and correctional institutions, appropriation. HF 499, Doyle, et al.-HF 771, Judiciary and Law Enforcement. Same.
Increase of retirement benefits to certain retired public employees, appropriation. SF 365 , Nystrom, et al.
Retiring state employees may use up accumulated sick leave. HF 527, Miller of Buchanan.
Penal institution employees paid overtime after 40 hours. SF 382, Schwengels, et al.
Job discrimination, political affiliation. HF 537, Cusack, et al.
Reasonable physician examination fee for injured employee, industrial commissioner. HF 572, Small-HF 833, State Government. SSM.
Part-time employment of persons by state agencies. HJR 16, Cusack, et al.
Juvenile court employees, judges may establish salaries. SF 428, DeKoster and WIllits.
Petition Congress to refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees. HCR 32-H.J. 961-962, 1086.

Eliminate statutory limitations on salaries of juvenile court employees, district judges set. HF 670, Judiciary and Law Enforcement. Also see SF 428. HF 670 approved 6-16-75.
Open collective bargaining negotiating sessions to the public. HF 681, Kreamer.
Return of accumulated contributions to employers and employees, IPERS. SF 461, Murray.
Unemployment compensation, changes. SF 485, Labor and Industrial Relations. Approved 6-30-75.
Complaints, employment, actions that may be taken, merit system employees, civil rights commission. HF 836, Judiciary and Law Enforcement.
Mandatory overtime, procedures. SF 527, Robinson.
Benefits for public employees and retired public employees, salary adjustments, etc., appropriations. SF 555, State Government. Approved 7-13-75.
Contributions for qualifying charitable organizations may be deducted from state employee's salary. SF 557, Taylor, et al.
Salary increase for officers and employees of the House and Senate. SCR 63S.J. 2222, 2224-2225 adopted-H.J. 2698, 2745-2748 adopted.

Salary schedule for certain state officials and designated employees, governor may set salaries within such ranges, etc. SF 568, Appropriations. Approved 6-30-75.

## Employers

Payment of wages to employees, penalties. HF 165, Lipsky-SF 201, Nystrom, et al. HF 165 withdrawn.
Payment of wages and expenses by an employer, "Iowa Wage Payment Collection Law'. HF 351, Labor and Industrial Relations. Approved 6-3-75.
Return of accumulated contributions to employers and employees, IPERS. SF 461, Murray.
Collective bargaining agreements. HF 810, Labor and Industrial Relations.
Bonding of nonresident employers and withholding agents, payment of income taxes withheld. $\mathrm{SF}^{-} 483$, Ways and Means.
Unemployment compensation, changes. SF 485, Labor and Industrial Relations. Approved 6-30-75.
Mandatory overtime, procedures. SF 527, Robinson.
Increase employer contribution, unemployment compensation. HF 916, Connors, et al. Approved 6-30-75.

## EMPLOYMENT SECURITY COMMISSION-

 GeneralUnemployment compensation, extend. HF 299, Poncy.
Delete one week waiting period for unemployment compensation. HF 453, Byerly.
Unemployment compensation, increase percentage of average weekly wage paid, delete waiting period, extend number of weeks of compensation may be paid. SF 331, Gluba and Carr.
Consolidation of various state and local retirement systems for investment of funds. SF 354, Coleman-HF 552, Connors, et al.
IPERS, appropriation from, to employment security commission, cost of administration. HF 485, Appropriations. Approved 4-28-75.
Advisory council of the employment security commission, membership of. HF 556, Monroe.
Unemployment compensation, changes. SF 485, Labor and Industrial Relations. Approved 6-30-75.
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.
Increase employer contribution, unemployment compensation. HF 916, Connors, et al. Approved 6-30-75.
Employment security law, committee to study. HCR 80—H.J. 2614.
EMPLOYMENT SECURITY CONTINGENCY FUNDGeneral
Special employment security contingency fund, administration of. HF 902 , Appropriations.

## ENERGY-

Coal research project, terminate. HF 17, Higgins.
Solar energy unit, state, appropriation, HF 65, Brockett, et al.-HF 722, Energy. Same.
Nuclear power plants, construction of, waiting period of 5 years. HF 282,
Energy policy council, increase membership. SF 214, Energy. Approved
Energy policy council, duties of. SF 215, Gallagher.
Limited property tax exemption for property used to convert solar energy, wind or water to any type energy (HF 533-property used to con-
serve fuel). HF 409, Evans-HF 507, Svoboda, et al.-HF 533, HornHF 719, Energy (all similar subject matter).
Energy research and development fund, create within council, appropriation. SF 289, Energy. Approved 7-15-75.
Compehensive energy program to inform public need for energy conservation, governor and energy policy council evaluate programs, etc., and initiate measures to achieve zero energy growth rate. SCR 24-S.J. 647, 663, 739, 898-899, 901, 1332-1333 adopted-H.J. 1729-1730.
Maximum energy consumption in residential, commercial, and public buildings. HF 539 Cusack.
Resource recovery systems, separation of metals, glass, and other waste products which may be used in production of fuel and/or energy. SF 419, Energy. Approved 6-3-75.
Development commission and energy policy council, appropriation. SF 464, Appropriations. Approved 6-3-75.
Large energy facilities, construction of, certification by commerce commission. SF 465 , Willits-SF 513, Energy. Same.
Labeling of appliances, energy consumed. HF 850, Cusack.
Regulation of nuclear reactors. SF 509, Energy.
Energy facilities, committee to study. SCR 43-S.J. 1753-1754.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as HCR 61) SCR 48-S.J. 1883.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as SCR 48) HCR 61-H.J. 2284-2285.
Radiation safety, designated state ggencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.

## ENGINEERINGGeneral

Accountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.
Six-year statute of limitations, certain damage actions, architects, contractors, engineers and surveyors. SF 352, Coleman and Lamborn-HF 616, Harper and Gentleman.

## ENVIRONMENTAL PRESERVATION-

 GeneralSolar energy unit, state, appropriation. HF 65, Brockett, et al.-HF 722, Energy. Same.
Air or water pollution, repeal limited property tax exemption. SF 87, Gluba, et al.-HF 119, Brandt, et al.
Sewage works construction fund, appropriation. SF 105, Carr and NorpelHF 163, Tauke (companion)-HF 184, Cities and Towns-SF 149, Cities (companion)- (SF 105-HF 163 and HF 184-SF 149 are similar subject matter). HF 184 withdrawn. SF 149 approved 2-28-75. Became law by pub. 3-7-75.
Livestock feed lots, location and operation of. HF 129, Husak, et al.
AIr and water pollution, reduce length of time for property tax exemption. HF 143, Cusack.
Environmental impact statements issued when planning construction or operation of development projects. HF 274, Cusack.
Environmental education program, establish. HF 407, Pellett, et al. Withdrawn.
Simple and aggravated littering, defining, penalties. SF. 405, Kelly.
Resource recovery systems, separation of metals, glass, and other waste products which may be used in production of fuel and/or energy. SF 419, Energy. Approved 6-3-75.
State nuclear power plant monitoring program, establish. HF 656, Hennessey. That an environmental education advisory council be created within the department of public instruction for planning and developing an environmental education program. HCR 34-H.J. 996-997, 1136 adopted-S.J. 1039-1040, 1098, 1200, 1366, 1968-1969 adopted.
Noise pollution, prevention, abatement or control of. HF 713, Lipsky.
Regulation of hazardous substances, committee to study. SCR 34-S.J. 10961097.

Indirect sources of air pollution, department of environmental quality. HF 862, Varley.
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 1696-1697.

Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.

## ENVIRONMENTAL QUALITY, DEPARTMENT OF-

 GeneralAbolish natural resources council, transfer powers and duties to environmental quallty and geologist. SF 236, Gallagher-HF 609, O'Halloran.
Sanitary disposal projects, effective date for operation of. HF 360 , Miller of of Buchanan, et al.-SF 493, Energy. S.
Feedlots, location and operation of, SF 367, Agriculture-HF 805, Agriculture. SSM.
Resource recovery systems, separation of metals, glass, and other waste products which may be used in production of fuel and/or energy. SF 419, Energy. Approved 6-3-75.
Environmental quality, appropriation. SF 426, Appropriations. Approved 5-12-75.
State nuclear power plant monitoring program, establish. HF 656, Hennessey,
Expand provisions for compensating commission members of environmental quality, HF 693, Natural Resources.
Environmental quality, department of, include director of transportation as member of executive committee. HF 698, Natural Resources.
Noise pollution, prevention, abatement or control of. HF 713, Lipsky.
Indirect sources of air pollution, department of environmental quality. HF 862, Varley.
Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.

## EQUAL RIGBTS—Also see Civil Rights General

Equal rights for men and women, rescind ratification of proposed amendment. SJR 7, Hill of Jasper.
Equal opportunity in hiring, advancement and pay, committee to study or review compliance. HCR 84-H.J. 2752.

## EQUIPMENTL

 GeneralMovement of mobile agricultural equipment, eliminate necessity for a special plate for each vehicle. SF 495, DeKoster.

## ESCROWGeneral

Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF 569 , Miller of Buchanan.

## ESTATES-

 GeneralChild support paid out of assets of an estate, trusts. HF 70, Doyle and O'Halloran-SF 172, Doderer.
Remove inheritance tax on property passing to a surviving spouse. SF 158 , Andersen.
Inheritance and estate tax laws, uniformity of time limits. HF 230 , Ways and Means. Approved 4-22-75.
Fxempt household goods and personal effects (\$2,500) from inheritance tax. SF 212, Winkelman.
Claims against estates of decedents having received old age assistance, void. SF 233, DeKoster. Approved 4-28-75. Became law by pub. 5-6-75.
Spouse of deceased having no will receive entire estate. HF 438 , Jordan, et al.
Increase inheritance tax exemption for sons, daughters and other descendants. HF 582, Branstad.
Allowable deductions from gross value of an estate for inheritance tax purposes. SF 384, DeKoster.
Payment and final returns of inheritance tax. SF 418, Ways and Means. Approved 4-28-75.
Probate Code, changes in-fiduciary returns, sale of property, power of attorney, setting aside wills, dependent allowances. SF 54i, Judiciary. Approved 7-14-75.

## ETHICS-

 GeneralCode of Ethics, Senate. SR 5-S.J. 39-41, 147-148 adopted.
Lobbyists, establish regulation of. SF' 81 , Shaff, et al.-SF 542, Judiciary. SSM.
Legislative ethics committees, reduce membership by two. SF 129, Doderer and Redmond.

[^77]Miller of Des Moines, et al.-HF 484, State Government (similar subject matter). SF 185 withdrawn.
Law examiners, board of, and temporary examiners, bar examination, compensation. SF 116, Appropriations. Approved 3-7-75.

## EXAMINING BOARDS-

## General

Law examiners, board of, and temporary examiners, bar examination, compensation. SF 116, Appropriations. Approved 3-7-75.
Prescription drugs, labeling, certain information avallable to pharmacy examiners, pharmacists and practitioners, etc. HF 200, Patchett, et al.SF 268, Redmond and Gluba.
Educational examiners, board of, replaced by professional standards board. HF 269, Patchett.
Medical, nursing and pharmacy examiners, boards of, appropriation to. HF 333, Appropriations. Approved 4-8-75.
Psychology examiners, board of, one member may be a teacher. HF 398, State Government. Approved 5-12-75.
Professional or occupational license renewal, continuing education requirements, legislative review of examining board activities, etc. HF 410 , Egenes, et al.-SF 321, Junkins, et al.
Nursing examiners, suspension and revocation of licenses, same hearing powers as medical examiners. HF 538, Cusack.
Speech pathologists and audiologists, licensing of, examining board. HF 642, Harper, et al.-HF 695, State Government (same)-SF 476, State Government (similar).

## EXECUTIVE COUNCIL-

## General

Court costs and certain expenses, state proceedings, executive council may pay. SF 114, Appropriations. Approved 5-12-75.
Additional land, capitol grounds. HF 188, Brockett.
Public employees, 7 percent salary increase. HF 406 , Hennessey, et al.
Leasing of buildings and office space by general services. HF 460 , State Government.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
Executive council general contingent fund, appropriation. SF 561, Appropriations. Approved 6-16-75.

## EXPENDITURES-

General
Legislative expenses, payment of. HF 30, Bortell, et al.-SF 118, Hultman, et al. (companion)-HF 93, Halvorson-SF 137, Lamborn-HF 325, Branstad, et al.-HF 353, Branstad (similar subject matter).

## EYES-See Medical-Professional, Sub-Ref. Optometry

## FACILITIES-

 GeneralHandicapped persons, counties provide facilities and services for. SF 4, ShawHF 16, Higgins. SF 4 withdrawn. HF 16 approved 3-14-75. Became law by pub. 3-20-75.

## FAIR TRADEGemeral

Falr trade practices, repeal law. SF 40, Shaw. Approved 2-28-75.
FAIRSGeneral
Relocation of county or district fairgrounds. SF 250, Gluba.
Fairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
State fair convention may meet anywhere in state, change convention date and fiscal year, etc. SF 328, Priebe.
State fair board, membership, authority and financial affairs of. HF 562, Brandt, et al.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## FARMS-See Agriculture, All Sub-Refm.

FEDDERAL AID AND FUNDSGeneral
State information and liaison office, create, Washington, D. C., appropriation. SF 99, Murray.
County mental health centers, authorize expenditure of federal funds or grants for support of. HF 390, Bortell and Hutchins. Approved 6-6-75.

## FEDERAL GOVERNMENT-

 GeneralUrge United States Corps of Engineers provide full funding and cooperation to conservation commission for restocking game fish in Coralville Reservoir. HCR 12—H.J. 230-231, 341, 421-422 adopted-S.J. 458, 484, 579, 595, 683-684 adopted.
Leaves of absence, persons elected to a municipal, county, state or federal office. SF 266, Robinson.

FEDERAL INTERNAL REVENUE-AIso see Tax, Sub-Ref. Federal Internal Revenue

## General

State income tax returns, use of optional standard deduction. HF 23, Spear.
Individual and corporate income tax and franchise tax, references to Internal Revenue Code, computation of, Iowa-federal. HF 56, Ways and Means-SF 68, Ways and Means. SF 68 withdrawn. HF' 56 approved 2-14-75. Became law by pub. 2-21-75.

## FEED-See Agriculture, Sub-Ref. Feed

## FERDLOTS-

General
Livestock feed lots, location and operation of. HF 129, Husak, et al.
Feedlots, location and operation of. SF 367, Agriculture-HF 805, Agriculture. SSM.

## FEES—Also see Motor Vehicles, Sub-Ref. Fees

 GeneralExpert witness fees, increase. HF 18, Oakley--SF 97, Kelly. SF 97 withdrawn. HF 18 approved 6-6-75.
Hours alcoholic beverages and beer may be sold, fees required. SF 22, Griffin, et al.-HF 100, Cusack.
Special trucks, registration fees. SF 24, Priebe, et al.
Airmen, instructors, and aircraft, application of herbicides and pesticides, increase fees. HF 105, Transportation. Approved 4-8-75.
Payment of witness fees by labor commissioner. HF 228, Appropriations. Approved 4-8-75.
Witness fees, increase. HF 284, Caffrey.
Sale of alcoholic liquor by packaged liquor retaller (stores), license, fees, and tax. HF 389, Hargrave.
Tort claims, limit attorney's fees. HF 473, Crabb.
Manufacturers and wholesalers of alcoholic beverages excluded from paying certificate of compliance fee. SF 359, Griffin.
Fees collected by county auditor, recorder, sheriff, and clerk of district court determined by board of supervisors. HF 523 , Evans.
Escort fees for oversized vehicles, DOT establish. SF 417, Tieden.
Attorney fees, liability of a medical practitioner and hospitals. SF 436, Coleman, et al.-HF 727, Schroeder, et al.
Bank charters, mergers, consolidations, relocation and other, specified fees. SF 445, Lamborn, et al.-HF 674, Newhard.
Court appointed attorney fees, appeals, etc. HF 668, Oakley, et al.
Sexual contact defined, and for a fee. SF 454, State Government.
Special city assessments, county collect fee for. $S F 45$, County Government.
Service fee for issuing hunting and fishing licenses. SF 458, Miller of Des Moines and Junkins--HF 757, Monroe, et al.
Sunday beer and liquor sales. HF 761, Judiciary and Law Enforcement.
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.
Fees collected by sheriffs and certain other police authorities. HF 891, Ways and Means. Approved 6-29-75.
Legal fees, Welden vs Ray, appropriation. HF 911, Appropriations. Approved 7-14-75.

## FELONY-See Law Enforcement

FENCESGeneral
Fences on another's land, relocation, and payment of. HF 345, Jordan, et al.SF 430, Sovern.
Partition fences, responsibility for. SF 401, Winkelman.
Flood control project funds, distribution of excess, fences, etc. HF 647, Brunow.
Fence viewers, county assessors or deputies, etc. HF 734, Mennenga.

## FERTILIZER-See Agriculture, Sub-Ref. Fertilizer

FIDUCIARIESGeneral
Banks acting in a fiduciary capacity may invest in time deposits exceeding one year. HF 648, Newhard-SF 442, Rodgers, et al.

Probate Code, changes in-fiduciary returns, sale of property, power of attorney, setting aside wills, dependent allowances. SF 541, Judiciary. Approved 7-14-75.

## FINES-Also see Law Enforcement

 GeneralFines and forfeited ball, violationg of municipal ordinances increase share patd to counties. HF 375, County Government-SF 355, County Government.
Fines for parking violations, payment of to city clerk or his designee. HF 634, Crawford-HF 800, Cities and Towns. Same.
Credit cards may be used in payment of certain trafic fines. HF 673, Doyle.

## FIRE-

Automatic fire extinguishing systems in high-rise buildings. HF 77, Connors, et al. Approved 7-15-75.
Fire protection, certain townships, increase tax levy for. SF 90, PalmerHF 139, Nielsen of Polk. HF 139 withdrawn. SF 90 approved $3-25-75$. Became law by pub. 4-4-75.
Fire protection, townships, increase tax levy for. SF 91, Palmer-HF 140. Nielson of Polk.
Fire protection, statewide. HF 195, Hutchins and Husak. Approved 6-3-75.
Emergency lighting system for public buildings. SF 173, Scott.
Building code, housing code, and fire saftey reculations, $\$$
Flood control project funds, distribution of excess, fences, etc. HF 647. Brunow.

## Districts

Benefited fire districts may own and operate ambulances. HF 153, Patchett.
Fire protection, statewide. HF 195, Hutchins and Husak. Approved 6-3-75.
Detachment of land from a benefited fire district or townshfp fire protection. SF 448, Rabedeaux.

## FIREARMS—Also see Weapons

 GeneralParole, ellgibility for, and suspended sentences, persons displaying firearms, felony-life sentences. HF 145, Nealson of Muscatine.
Firearms, prohibit dischanging over public waters and highways. HF 268, Patchett-SF 208, Ramsey and Redmond-HF 627, Lipsky and Monroe (all similar subject matter). SF 208 withdrawn.
Guns, carrying of, closed case or as permitted by law. HF 312, Baker, et al.
Deer hunting season, possession of certain firearms, license, etc. HF 366, Baker.
Felons prohibited from carrying firearms, etc. SF 249, Schwengels, et al.
Firearms, use of, training program by public safety. HF 412, Monroe, et al.
Ammunition and firearms, stolen, confiscated, etc. shall be deposited with state criminalistics laboratory. HF 835, Judiciary and Law Enforcement.

## FIREMEN-

General
Retirement age for policemen and firemen. SF 10 , Hultman and Tieden.
Civil service systems of cities, change. HF 395, Cities and Towns. Approved 6-3-75.
Working hours firemen required to remain on duty, reduce. HF 400, Jochum and Higgins.
Disability benefits paid to policemen and firemen deducted from salary and allowances. SF 319, Andersen and Shaw-HF 519, Junker.
Police and fire retirement systems, improve certain benefits. SF 334, Nystrom, et al.-HF 626, Byerly (companion)-HF 804, State Government (same) -SF 490, State Government (similar subject matter).
Retirement qualifications for policemen and firemen, change to 25 years of service. SF 361, Junkins, et al.
Change method of computing pension increases for retired firemen and policemen. SF 410, Carr.
Transfer special agents of the fraud, arson and explosives unit of the div. of fire protection of public safety from IPERS to public safety peace officers' retirement system. HF 624, Connors, et al.
Retirement benefits for peace officers, police and firemen, changes. HF 914. Appropriations.

## FIRST AID-

General
First aid courses required by certain school employees. HF 175, Avenson.

[^78]Unlawful hunting or taking of protected species of wildife, increase penalties. SF 63, Gallagher, et al.
Quail, open season for. HF 85, Harper.
Wildlife (certain animals), civil damages for unlawfully taking. SF 82, Miller of Marshall, et al. Approved 4-28-75.
Fish and game confiscated by the conservation commission, dispesition of. HF 156, Horn. Approved 6-3-75.
Prohibit hunting within 100 yards of buildings. SF 132, Ramsey, et al. Approved 4-28-75.
Urge United States Corps of Engineers provide full funding and cooperation to conservation commission for restocking game fish in Coralville Reservoir. HCR 12-H.J. 230-231, 341, 421-422 adopted-S.J. 458, 484, 579, 595, 683-684 adopted.
Fish, closed season, daily catch limit, possession limit, etc., Turkey River, SF 157, Heying.
Game breeders may sell game for food purposes. HF 262, Natural Resources. Approved 4-28-75.
Bonding requirements, repeal, for contracts with commercial fishermen, rough fish. SF 230, Natural Resources. Approved 4-28-75.
Rough fish may be taken by hand, spear, or bow and arrow-day or night. SF 240, Redmond-HF 397, Wells, et al.
Deer hunting season, possession of certain firearms, license, etc. HF 366, Baker.
Fishways on all dams. SF 256, Heying.
Deer accidentally killed, disposition of. HF 376, Brunow.
Trotlines or throw lines may be used in the Cedar and Iowa Rivers. HF 387 , Horn, et al.-SF 267, Redmond.
Commercial fishermen fle quarterly report. HF 393, Natural Resources.
Exempt Indians at Tama settlement from hunting and fishing laws. HF 415, Svoboda.
Underwater light for fishing, prohibit. SF 298, Natural Resources.
Cunservation management and protection of fish, plant life, and endangered wildlife, etc. HF 497, Natural Resources. Approved 6-3-75.
Migratory waterfowl stamps, issuance of, penalty. SF 371, Miller of Des Moines and Junkins-HF 598, Monroe and Spear (companion)-HF 778, Natural Resources (same). HF 778 withdrawn. SF 371 approved 5-15-75.
Prohibit hunting or fishing from a motor vehicle. HF 546, Daggett.

## Bait

Inspection of fishing bait, repeal requirement. SF 231, Natural Resources. Approved 4-28-75.

## Licenses

Trapping licenses to nonresidents. SF 14, Tleden-HF 19, Halvorson. HF 19 withdrawn. SF 14 approved 3-18-75. Became law by pub. 3-28-75,
Persons 65 or older fish without license. SF 15, Norpel. Withdrawn.
Fishing and hunting licenses, lifetime, senior citizens. HF 48, Avenson, et al.-SF 47 Gluba et al. SF 47 withdrawn. HF 48 approved 4-8-75.
Fishing license for senior citizens, provide lifetime. SF 29, Palmer, et al. Withdrawn.
Fishing or hunting license, exempt certain military personnel. HF 59, Woods, et al.
Persons 65 or older fish and hunt without license, reimbursement for same to conservation commission. HF 64, Halvorson.
Deer hunting licenses, landowner and/or member of family, and/or tenant. SF 94, Norpel-HF 322, Bortell and Pellett. SSM.
Fishing, hunting or trapping license good until end of open season. HF 189, Schroeder, et al.-HF 775, Natural Resources. SSM.
Fishing licenses for senior citizens, reclprocity. HF 363 , Howell.
Prohibit nonresidents from obtaining resident fish and game licenses. SF 317, Natural Resources.
Service fee for issuing hunting and fishing licenses. SF 458, Miller of Des Moines and Junkins-HF 757, Monroe, et al.

FLAG-
General
Flag, Iowa state, not banner. HF 147, Horn.

## FLAMMABLES-

General
Flammable interior furnishings, prohibit sale, distribution, and importation. SF 111, Taylor.

## FPLOODS-

General
Ledges State Park, fooding of, agreements, conservation commission and other governmental agencies. SF 336, Nystrom-HF 717, Crawford and Hines.
Flood control project funds, distribution of excess, fences, etc. HF 647, Brunow.

## FOOD-

## General

Commend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. HCR 11-H.J. 188, 220 adopted-S.J. $260-261,282,399,437,525$, 561 adopted.
Aging, commission on, appropriation for nutrition programs. HF 130, Cusack.
Restaurants and food establishments, licensing and regulation of. SF 167, Grifin. Approved 7-14-75.
Price increases of food products, retail. HF 249, Patchett, et al.
Game breeder may sell game for rood purposes. HF 262, Natural Resources. Approved 4-28-75.
Packaging of meat, poultry, eggs, and milk, date first packaged and removal date. HF 308, Patchett, et al.
Packaged meat, sold to public, must be in a transparent package. SF 229, Hill of Polk-HF 365, Brockett.
Unit and total pricing of food for sale to consumers. HF 342, Patchett, et al.
Urge U. S. Department of Agriculture take necessary regulatory steps, if unwilling or unable then Congress, to require any purchaser of meat and meat products to pay for these commodities within 48 hours. HCR 37-H.J. 1156-1157.
Food establishments, hotels, and restaurants, establishment and maintenance of. HF 785, Agriculture.

## Dairy

Milk used for manufacturing purposes, establish requirements for sanitary production and processing of. SF 55, Van Gilst. Withdrawn.
Sanitary production and processing of milk, requirements for. SF 203, Agricul-ture-HF 402, Hennessey. SSM.
Packaging of meat, poultry, eggs, and milk, date first packaged and removal date. HF 308, Patchett, et al.
Appropriate money from dairy industry fund to Iowa dairy industry commission. SF 505, Appropriations. Approved 6-16-75.

## FUEL-Also see Tax, Sub-Ref. Fuel General

Underground storage of gas, prohibit, cities. SF 2, Rodgers.
Excise tax on motor fuel, cities (and counties) exempt from paying. HF 169, Cusack, et al.-HF 265, Gilloon-HF 300, Hennessey, et al. SSM.
Service stations, abandoned, maintenance of. HF 203, Patchett.
Kerosene, etc., repeal chapter 208 on, retain identification of gas cans, etc. HF 451, Agriculture. Approved 5-15-75.
Producers, refiners, and distributors of motor fuel register with secretary of agriculture, prohibit operation of service stations, prohibit discrimination re stations, etc. HF 550, Patchett, et al.-SF 408, Redmond.
Taxation of motor fuel used in aircraft, separate fund, returned for airport improvement. SF 409, Redmond and Kelly.
Increase gross weight for hauling livestock, grain, fuel, and agriculture materials, permits issued, DOT. SF 480, Taylor, et al.
Gasoline volatility, legal specifications for. HF 792, Agriculture. Approved 6-29-75.
Petroleum products, marketing, distribution, and pricing of, committee to Study. SCR 39—S.J. 1310.
Petroleum products, marketing, distribution, and pricing of, committee to study. (Same as SCR 39) HCR 52-H.J. 1914-1915.
Energy faclities, committee to study. SCR 43-S J. 1753-1754.

## FUNDS-Also see Schools, Sub-Ref. Funds and/or Federal Aid and Funds

 GeneralService compensation fund (Vietnam Veterans), appropriation. SF 133, Appropriations. Approved 3-18-75. Became law by pub. 3-28-75.
Public funds may be deposited in savings and loan associations. SF 146, Rodgers.
Presidential electors, expenses paid from funds other than those appropriated from general fund. HF 229, Appropriations. Approved 4-8-75.
Prison industry depreciation fund, establish. SF 254, DeKoster and Kelly.
Area schools having received interest grant funds may extend the maturation date of loans. HF 401, Jesse and Mennenga. Withdrawn.
Consolidation of various state and local retirement systems for investment of funds. SF 354, Coleman-HF 552, Connors, et al.
Guidelines for the management and use of investments held by educational, religious, or charitable institutions. SF 381, Schwengels.
Taxation of motor fuel used in aircraft, separate fund, returned for airport improvement. SF 409, Redmond and Kelly.
Allow motor vehicle fees and fuel taxes to accure to the general fund. HJR 20, Small.
Interest rate on nonstate public funds invested in bank time certificates of deposit. HF 703, Miller of Buchanan, et al.
Public funds may be deposited in credit unions. SF 474, Gluba.

Urge Congress to continue adequate funding of "priority primary" highway programs, highway 520 . HCR 38-H. J. 1191, 1250, 1346, 1404 adoptedS.J. 1154-1155, 1163, 1180, 1200.

Executive council general contingent fund, appropriation. SF 561, Appropriations.
Moneys and credits replacement fund, appropriation. SF 560, Appropriations. Approved 6-16-75.
Municipal assistance fund and county government assistance fund, appropriation. SF 569, Appropriations-HF 901, Appropriations. SSM. HF 901 and HF 903 together are very similar to SF 569. SF 569 withdrawn. HF 901 approved 7-19-75.
Administration of the motor fuel tax program, appropriation to department of revenue. SF 565, Appropriations. Approved 7-9-75.
Electronic funds transfer systems, development and use of, regulation of, committee to study. HCR 63-H.J. 2322-2323.
Transportation funds, new formula for allocating and increasing, committee to study. HCR 85-H.J. 2752-2753.

## Clities and Towns

Municipal assistance fund, appropriation. HF 128, Kreamer-HF 174, Cusack, et al.-HF 344, Daggett, et al.-HF 903, Appropriations (all similar subject matter). Also see SF 569. HF 344 withdrawn. HF 903 approved 6-29-75.
Municipal assistance fund and county government assistance fund, appropriation. SF 569, Appropriations-HF 901, Appropriations. SSM. HF 901 and 903 together are very similar to SF 569. SF 569 withdrawn. HF 901 approved 7-19-75.

## Counties

Emergency fund of a county, money may be transferred to general fund without approval of state appeal board. SF 124, County Government.
County hospital buildings, permit use of revenue-sharing funds and federal matching funds. HF 514, Jesse.
Municipal assistance fund and county government assistance fund, appropriation. SF 569 , Appropriations-HF 901, Appropriations. SSM. HF 901 and HF 903 together are very similar to SF 569 . SF 569 withdrawn. HF 901 approved 7-19-75.

## Treasurer of State

State transportation fund, create, appropriation. HF 663, Small.

## FUNERALS-_See Burialg-Cemeteries

FURNISHINGSGeneral
Flammable interior furnishings, prohibit sale, distribution, and importation. SF 111, Taylor.

## GAMBLING-AIso mee Bingo and/or Pari-Mutuel General

Social gambling activities, reduce maximum amount of winnings. SF 30, Glenn, et al. Withdrawn.
Prohibit social gambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Games of skill, chance, and other, revocation of licenses, limit social gambling, etc. SF 86, Hill of Polk-HF 296, Cusack.
Prohibit gambling (games of skill, chance, bingo and raffes) at premises covered by a " $B$ " or "C" liquor license. SF 122, Andersen.
Antique gambling devices, legalize possession of. SF 145 , Rodgers.
Permit pari-mutuel betting, create racing commission, one track. SF 152, Kinley-HF 198, Caffrey.
State lottery. SF 177, Carr, et al.-HF 279, Caffrey, et al.
Card games played for money in a public place unlawful. HF 518, Junker, et al.
Gambling laws, revised. SF 496, Judiciary. Approved 7-17-75.

## GAMES-CHANCE-SKILL-BYTC.

 GeneralSocial gambling activities, reduce maximum amount of winnings. SF 30, Glenn, et al. Withdrawn.
Prohibit social gambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Games of skill, chance, and other, revocation of licenses, limit social gambling, etc. SF 86, Hill of Polk-HF 296, Cusack.
Reasonable expenses allowed by department of revenue re games of skill, chance, raffies and bingo. SF 110, Miller of Des Moines.
Prohibit gambling (games of skill, chance, bingo and raffles) at premises covered by a " $B$ " or " $C$ " liquor license. SF 122, Andersen.
Card games played for money in a public place unlawful. HF 518, Junker, et al.
Permissible locations of games of skill, chance and raffies, qualifled organizations. SF 441, Gluba.
Gambling laws, revised. SF 496, Judiciary. Approved 7-17-75.

## GARBAGE-See Pollution and/or Solid Wante Dispomal Grounde

## GAS-See Fuel and/or Taxes, Sub-Ref. Gas or Fuel

## GENERAL ASSEMBLY-

## General

Savings, programs or procedures established by the general assembly, effects of, report to committee chairmen. HF 9, Crabb.
Joint convention January 13, 1975, $1: 30$ p.m.-Governor Ray's State of the State Message January 14, 1975, 11:00 a.m., canvas of votes. HCR 1H.J. 12 adopted-S.J. 9 adopted.

Committee to arrange with ministers for opening sessions with prayer. HR 1-H.J. 13-14 adopted.
Appointment of clerks, secretaries and pages. HR 2-H.J. 14 adopted.
Expression of gratitude to the Honorable Willam H. Harbor. HR 3-H.J. 15 adopted.
Ralph R. Brown, special consultant compensation and vacation. SCR 1S.J. 7-8 adopted-H.J. 17-18, 107 adopted.

Additional joint employees, joint committee appointed. SCR 2—S.J. 46, 128 adopted-H.J. 89-90 adopted.
Joint committee to arrange for inauguration. SCR 3—S.J. 47, 61 adoptedH.J. 37 adopted.

Current Codes and Session Laws furnished legislators, staff and press. SCR 4 -S.J. 47, 61 adopted-H.J. 37-38 adopted.
Journals, bilis and binders to be furnished free to county auditors-also to Iowa's United States Senators and Congressmen. SCR 5-S.J. 47-48, 61 adopted-H.J. 38-39 adopted.
Joint Rules of the Senate and House. SCR 6-S.J. 48-54, 59, 123, 210-211, 214215 adopted-H.J. 177-183, 250, 252, 254-260 adopted, 287-288-S.J. 298, 553-554 refused to concur-H.J. 594 insists, 600 conference committee appointed-S.J. 616 conference committee appointed-H.J. $2017-S . J$. 1825 report, second conference committee appointed-EI.J. 2272 report, 2273 second conference committee appointed.
Adjournment Thursday, January 16, 1975 -reconvenue Monday, January 20, 1975 at 10:00 a.m.-also adjourned Friday, March 14, 1975-reconvene Monday, March 24, 1975 at 10:00 a.m. SCR 7-S.J. 54, 61 adoptedH.J. 39 adopted.

Ralph R. Brown be employed as special consultant. SR I-S.J. 7 adopted.
Appointment of secretaries. SR 2-S.J. 22, 61 adopted.
Rules of the Senate. SR 3-S.J. 22-39, 57-58. 88-90, 100-114 adopted.
Extend appreciation and thanks to Ralph R. Brown. SR 4 -S.J. 8 adopted.
Code of Ethics, Senate. SR 5-S.J. 39-41, 147-148 adopted.
Lobbyists, Senate rules governing. SR 6-S.J. 41-46, 144, 148-151, 152-153, 155159 adopted.
Honor the memory of Reverend Martin Luther King, Jr. SCR 8-S.J. 54, 180, 217.

Designate northwest Iowa as a disaster area, provide aid. SCR 9—S.J. 73-74, 130.

Congratulate Lisbon, Iowa on its 100 th anniversary. HCR 2-H.J. 75, 88-89 adopted.-S.J. 142, 160.
Legislative expenses, payment of. HF 30, Bortell, et al. SF 118, Hultman, et al. (companion)-HF 93, Halvorson-SF 137, Lamborn-HF 325, Branstad, et al.-HF 353, Branstad (similar subject matter).
Joint convention, Governor Ray's Budget Message, Friday, January 24, 1975, at 9:30 a.m. HCR 3-H.J. 94, 96 adopted-S.J. 154-155, 162 adopted.
Congratulate Lisbon, Iowa on its 100th anniversary. (Same as HCR 2) SCR $10-$ S.J. $151,160$.
Joint Rules of House and Senate be adopted as temporary joint rules of 1975 session. HCR 4-H.J. 96-97, 105 adopted-S.J. 162-163.
Compensation of chaplains, officers and employees. HCR 5-H.J. 97-103, 106107 adopted-S.J. 163-171 adopted.
Legislators assume office first (1st) Monday in December after election. HJR 1, Krause.
Person convicted of a felony or who is mentally ill general assembly prescribe voting privileges. HJR 3, Spear, et al.
Person convicted of a felony or who is mentally ill, disqualified from being elector, repeal. HJR 5, Brandt, et al.
Procedure for adjournment. HCR 8-H.J. 158-159.
Salaries and expenses of lieutenant governor's office paid from funds appropriated for same. SF 115, Appropriations. Approved 3-7-75.
Joint convention Wednesday, February 12, 1975, at 1:00 p.m., observance of Lincoln's Birthday. HCR 9-H.J. 184 adopted—S.J. 231-232, 238 adopted.
House Information Office expenditures be kept to $\$ 1,500$ per month. HR 6H.J. 194.

Canvas of vote for governor, change to every four years. HF 160, Caffrey. Approved 5-15-75.
Adjournment of the general assembly, procedures for. HF 162, Welden, et al.-SF 528, Junkins, et al. ESM.

Extend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Leaves of absence, candidates for election to general assembly. SF 125, Carr - HF 222, O'Halloran, et al.

Legislative ethics committees, reduce membership by two. SF 129, Doderer and Redmond.
Gifts to officials, employees, etc., increase amount may be accepted. SF 131, Glenn.
Allow persons 18 or over to serve in general assembly. SJR 2, Murray and Hill of Polk.
Lowa Congressional delegation scheduled to meet with the Lowa Legislature, Friday, February 14, 1975. SR 7-S.J. 291, 292, 436, 485, 563-566.
Extend best wishes for speedy recovery to Steve Carney. HR 7 -H.J. 341.
Decrease salaries designated state officials, members of general assembly, etc. SF 191, Schwengels, et al.
Reapportionment of the general assembly, HJR 10, Crabb, et al.-SJR 5, Shaw and Hill of Polk.
International Women's Day, March 8, 1975, general assembly recognize. SCR 21-SJ 592, 608, 664.
Leasing of buildings and office space by general services. HF 460, State Government.
Adjourn Thursday, March 27, 1975; reconvene Monday, March 31, 1975, Good Friday. HCR 28-H.J. 742 adopted-S.J. 710-711 adopted.
Effective date of certain Acts or resolutions of the general assembly. SF 380, County Government-HF 560, County Government.
Transportation commission may have up to 45 days after convening of the general assembly to submit rules re length limits of vehicles. SF 391, Norpel.
Privilege from arrest, senators and representatives, repeal. SJR 9, Willits, et al.
Vacancies on supreme, district, and other courts, general assembly prescribe methods for filling. SJR 10, Redmond.
Adjourn May 1, 1975; reconvene Monday, January 12, 1976. SCR 26-S.J. 756, 783, 1010.
Extend thanks and appreciation to House Pages serving first fifty-three legislative days. HR $18-\mathrm{H} . \mathrm{J} .807$ adopted.
Reapportionment of the general assembly 40 senators- 80 representatives. HJR 18, Mennenga.
That the Iowa General Assembly make application to Congress to submit to the states for ratification an amendment to the U. S. Constitution that the President submit, at beginning of each new Congress, an annual budget, expenditures and estimated revenue, etc. SCR 28-S.J. 962-963, 1008, 1334.
That the general assembly continue to support bicentennial efforts, authorize funds for local and state celebrations and projects, and that the 66th General Assembly be named Iowa American Revolutionary Bicentennial General Assembly. SCR 31—S.J. 1007-1008, 1053, 1334.
Funding, compensation and expenses of legislative members of committees, boards, commissions, and councils. HF 828, State Government-SF 507, State Government. SSM. HF 828 withdrawn.
Certain state agencies report quarterly to standing Senate and House natural resources committees. SF 512, Natural Resources.
Air conditioning for legislative lounges. SCR 42-S.J. 1613, 1637.
Legislative sessions, handling of bills, and adjournment procedures, committee to study. HCR $55-$ H.J. 2131.
Final adjournment, Friday, June 13, 1975 at 5:00 p.m. HCR 58-H.J. 2235,
Legislative sessions, handling of bills, and adjournment procedures, committee to study (Same as HCR 55) SCR 54-S.J. 2075-2076, 2085.
Legislative internships, establish a joint committee to organize and supervise the program. SCR 57-S.J. 2077-2078.
Final adjournment, Saturday, June 14, 1975. SCR 58-S.J. 2078.
Details of closing the 1975 , First Regular Session of the 66 th General Assembly, interim staff and work, reconvening 1976, Second Regular Session, etc. HCR 68-H.J. 2500-2501, 2727 adopted—S.J. 2242-2243.
Transportation policy submitted by the department of transportation be adopted by the general assembly. HCR 73-H.J. 2503-2504, 2576, 26672668 adopted-S.J. 2180-2182, 2207 adopted.
Final adjournment Thursday, June 19, 1975. HCR 69-H.J. 2612, 2749-2750 adopted-S.J. 2243-2257 adopted.
Salary increase for officers and employees of the House and Senate. SCR 63S.J. 2222, $2224-2225$ adopted-H.J. 2698, 2745-2748 adopted.

Attorney fees and expenses, election contest, Spradling vs Stephens, appropriation. HF 918, Appropriations.

## GENERAL FUND-See Appropriations, Sub-Ref. Fundm

## GENERAL ERRVICES-

 GeneralRotunda covering, appropriation for. HF 42, Brockett.
Additional land, capitol grounds. HF 188, Brockett.

Capitol mall, appropriation. HF 276, Brockett.
Central heating and cooling plant for capitol complex, appropriation. HF 289, Brockett.
State property and casualty insurance, general services established program for HF 316, Bittle, et al.
Transfer state architect to department of general services. HF 354, Caffrey, et al.
Blind, commission for the, bonus board, educational radio and TV, appropriation. HF 399, Appropriations. Approved 4-28-75.
State records, general services, appropriation. SF 285, Appropriations. Vetoed 6-16-75.
Leasing of buildings and office space by general services. HF 460, State Government.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
Tri light safety signal system, authorize study of, appropriation. HF 853 , Woods.
Cigarette and little cigar tax stamps, printing and custody of. HF 899, Appropriations. Approved 7-8-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor reciplents, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Legislative council, fiscal committee, interim study committees, and supplies and expenses of the service bureau, appropriation. SF 584, Appro-priations-HF 915, Appropriations. HF 915 withdrawn. SF 584 approved 7-9-75.

## GEOLOGICAL SURVEY-

 GeneralFairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
Statewide water plan. HF 760, Appropriations. Approved 5-15-75.

## GEOLOGIST, STATE-

 GeneralAbolish natural resources council, transfer powers and duties to environmental quality and geologist. SF 236, Gallagher-HF 609, O'Halloran.

## GIFTS-

General
Gifts to officials, employees, etc., increase amount may be accepted. SF 131. Glenn.
Guidelines for the management and use of investments held by educational, religious, or charitable institutions. SF 381, Schwengels.
Anatomical gift may be declared on an operator's and chauffeur's license. HF 640, Monroe.

GLASS-
General
Safety glazing material (wire glass, rigid plastic, etc.) used in commercial, residential, and public buildings. SF 261, Kelly.

## GOVERNMENTAL AFFAIRS—See State Government, all Sub-Refn.

## GOVERNOR-

 GeneralJoint convention January 13, 1975, 1:30 p.m.-Governor Ray's State of the State Message, January 14, 1975, 11:00 a.m., canvas of votes. HCR 1H.J. 12 adopted-S.J. 9 adopted.

Joint committee to arrange for inauguration. SCR 3-S.J. 47, 61 adoptedH.J. 37 adopted.

Secretary of agriculture, appointed by governor. HF 51, Spear, et al.
Joint convention, Governor Ray's Budget Message, Friday, January 24, 1975, at 9:30 a.m. HCR 3-H.J. 94,96 adopted-S.J. 154-155, 162 adopted.
Treasurer of state be appointed. HJR 2, Spear, et al.
Research foundation, Iowa, establish, appropriation. SF 84, Murray.
Executive officers of the state, change method of selection. HJR 6, Brandt, et al.
State information and liaison office, create, Washington, D. C., appropriation. SF 99, Murray.
Canvas of vote for governor, change to every four years. HF 160, Caffrey. Approved 5-15-75.
Historical board, state, increase (decrease-SF 155) members to. HF 177 Patchett-SF 211, Curtis and Shaw (companion)-SF 155, Shaw (similar subject matter). SF 155 and SF 211 withdrawn. HF 177 approved $5-15-75$.
Civil defense and emergency planning, strengthen and supplement. SF 151, Briles and Miller of Des Moines-HF 447, Middleswart and Daggett.

Railroad passenger service, Clinton to Council Bluffs, Iowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patchett, et al.
Educational examiners, board of, replaced by professional standards board. HF 269, Patchett.
Capitol mall, appropriation. HF 276, Brockett.
Governor and lieutenant governor be elected as a team. HJR 9, Spear, et al.
East-west railroad passenger service across the state, appropriation. SF 237, Gallagher-HF 588, O'Halloran.
New governor elected, when current governor resigns or vacates office, if 24 months remain in term of office. SJR 4, Miller of Des Moines.
Spanish-speaking persons, appropriation to continue study of problems. SF 241, Gluba-HF 382, Caffrey and Cusack (companion)-SF 504, Appropriations (similar subject matter). SF 241 withdrawn. SF 504 approved 7-9-75.
Lieutenant governor, change duties of. HJR 12, Spear, et al.
Rallroad passenger service, Davenport to Councll Bluffs and Dubuque to Council Bluffs, appropriation. SF 281, Gluba, et al.-HF 578, Higgins.
Childhood development, continue governor's task force, appropriation. SJR 6, Doderer, et al. Approved 7-14-75.
Governor assign executive duties to the lieutenant governor. HJR 14, Brandt, et al.-H.JR 21, State Government. Same.
Determine disability, or removal of disability, provide method for, governor. HJR 15, Spear, et al.
Crime commission, composition and appointment of members. SF 303, Lamborn. Approved'7-14-75.
Comprehensive energy program to inform public need for energy conservation, governor and energy policy council evaluate programs, etc., and initiate measures to achieve zero energy growth rate. SCR 24-S.J. 647, 663, 739, 898-899, 901, 1332-1333 adopted-H.J. 1729-1730.
Railroad passenger service, contract with national rallroad passenger corporation for, purchase of depots, appropiation. HF 491, Patchett, et al.
Use of abandoned railroad right-of-way for bikeways. HF 528, Lipsky.
State fair board, membership, authority and financial affairs of. HF 562, Brandt, et al.
Childhood development, office of and advisory council, establish. HF 583, Lipsky, et al.
Postsecondary education, commission for, establish; replace higher education facilities, transfer appropriations. SF 389, Schwengels, et al.-HF 659, Welden, et al.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620, Harvey and RinasHF 808, State Government. Same.
Governor, with consent of Senate, appoint directors of aging and civil rights commission. HF 631, Cusack-HF 812, State Government. Same.
Rural mail delivery, all Iowans, appropriation. HF 646, Miller of Buchanan, et al.
Support decrees, enforcement of, reciprocity, procedures. HF 678, Connors and Hargrave.
Congratulate Colo, Iowa Future Farmers of America for having received the Governor's Citation for project "Colo Pride". HR 27-H.J. 1514-1515, 2727-2729 adopted.
Governor, lieutenant governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.
Salary schedule for certain state officials and designated employees, governor may set salaries within such ranges, etc. SF 568, Appropriations. Approved 6-30-75.
Special employment security contingency fund, administration of. HF 902 , Appropriations.

## GRAIN-See Agriculture, Sub-Ref. Grain

## GRATUITLES-

General
Prohibit addition of a "tip" on a guest check in restaurants, etc. HF 601, Wells, et al.

## GREEN THUMB-

 General"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 326, Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
"Green thumb" (employment) program for elderly, handicapped, and lower income persons, appropriation. SF 573, Appropriations. Approved 7-14-75.

## HANDICAPPED-AIso see Disabled

General
Handicapped persons, counties provide facilities and services for. SF 4, Shaw-HF 16, Higgins. SF 4 withdrawn. HF 16 approved 3-14-75. Became law by pub. 3-20-75.
Signature of persons with physical disabilities. SF 60, Redmond-HF 76 , Wells. SF 60 withdrawn. HF 76 approved 6-3-75.
Spanish-American war veterans, and employment of the handicapped, appropriation. SF 283, Appropriations. Approved 4-16-75.
Special license plates, automobiles, handicapped. SF 508, Human Resources.
Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs. SF 572, Appropriations. Approved 6-30-75.
Elderly and handicapped, committee to study problems of, etc. SCR 61S.J. 2184-2186, 2206.

## HAY

General
Contracts for haying on medians of interstate highways, DOT, conservation commission. HF 303, Scheelhaase.

## HEALTH- <br> General

Health care facilities, citizens' aide may investigate complaints. SF 126, Gluba, et al.-HF 220, Higgins, et al.
National health insurance program, urge Congress to establish. HCR 14H.J. 293.

Adult foster home, change to adult foster family home, etc. SF 193, Human Resources. Approved 5-12-75.
Health and medical services for minors, consent, emergencies, etc. SF 224, Doderer and Murray.
Liens for support of medically ill, state and county, not subject to statute of limitations. SF 471, Winkelman.
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 16961697.

## Centers

County mental health centers, authorize expenditure of federal funds or grants for support of. HF 390, Bortell and Hutchins. Approved 6-6-75.
Health care centers, establish program for, public health nurse practitioners. appropriation. HF 591, Higgins, et al.
County health centers, increase tax levy. HF 596, Middleton, et al.

## Department of

Ambulance service, standards for, levy taxes, etc. HF 40, Drake, et al.
Funeral homes, licensing. HF 45, Crabb. Withdrawn.
Massage, practice of, regulation of. SF 67, Shaw and Orr-HF 79, Bittle.
Health care facilities, citizens aide may investigate complaints. SF $\mathbf{1 2 6}$, Gluba, et al.-HF 220, Higgins, et al.
Bacteriological laboratory, change to state hygienic laboratory, SUI, functions of, and charges. HF 225, Education-SF 199, Education. SF 199 withdrawn. HF 225 approved 3-14-75.
State housing code. HF 298, Cusack, et al.-HF 613, State Government. SSM.
Establish well-elderly demonstration clinics, preventive medicine, department of health, appropriation. HF 306, Cusack.
Deaf, establish a service program, department of health. SF 223, Palmer, et al.-HF 332, Connors, et al. SF 223 withdrawn. HF 332 approved 5-12-75.
Migrant labor camp inspectors, department of health employ 2 more, appropriation. SF 242, Gluba-FF 384, Jochum, et al.
Birth defects institute, establish, department of health. SF 247, Doderer.
Water well construction and pumping equipment installation, certification and regulation of contractors, appropriation. SF 311 , Gluba.
Health care facilities, licensing and regulation of. HF 462 , Higgins and Caffrey-SF 324, Gluba and Murray (companion)-HF 866, Human Resources-SF 525, Human Resources (similar) (all similar subject matter). SF $324, \mathrm{HF} 462$, and HF 866 withdrawn. SF 525 approved 7-14-75.
Migrant labor camps, minimum standards for, etc. SF 318, Gluba and Robin-son-HF 509, Jochum.
Funding local health services, appropriation. SF 373, Doderer, ot al.
Health care centers, establish program for, public health nurse practitioners, appropriation. HF 591, Higgins, et al.
Mobile home tiedowns. HF 617, Transportation.
Emergency medical technicians, department of health discontinue requirement of basic training course the 5 emergency ambulance runs. HCR $46-$ H.J. 1485.

Health, department of, appropriation. HF 887, Appropriations. Approved
Exempt state motor vehicles used for venereal disease investigation from state sign and offial registration plates. SF 546, State Government.

Aging, commission on, drug abuse authority, division on alcoholism, and committee on handicapped, appropriation, counties share certain costs. SF 572, Appropriations. Approved 6-30-75.
Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.

## Mental

Use of funds to assist counties, mental health and retardation services, charges by mental health institutes. HF 187, Lipsky, et al.
Mental health authority, appropriation. SF 181, Gluba-HF 380, Jesse, et al.
Liens, abolish certain ones, liabllity for payment of charges for care and treatment at certain institutions. HF 292, Human Resources.
Charges mental health institutes are required to make for care of patients, computation of. SF 300, Curtis.
Mental health services, administration of, need for consolidation, etc. (Same as SCR 35) HCR 42-H.J. 1228-1229.
Mentally ill, hospitalization of, major revision of. HF 815, Human ResourcesSF 499, Human Resources. S. HF 815 withdrawn. SF 499 approved 6-16-75.
Mental health services, administration of, need for consolidation, etc. (Same as HCR 42) SCR 35-S.J. 1143, 1162, 1334.
Clarinda mental health institute advisory board, establish, also extension services, etc. HF 842, Human Resources.
Legal fees for inmates and patients of state institutions, payment of. SF 533, Junkins, et al.
Mental health study, appropriation to legislative council for. SF 548, Appropriations. Approved 6-16-75.
Services by county medical examiner rendered to a state institution paid by that institution. SF 552 , Junkins, et al.

## HEALTH CARE FACILITIES-

 GeneralAdult foster home, change to adult foster family home, etc. SF 193, Human Resources. Approved 5-12-75.
Money and other property of residents of county care facilities, safeguarding and accounting of. HF 426, West--HF 855, County Government.
Health care facilities, licensing and regulation of. HF 462, Higgins and Caffrey-SF 324, Gluba and Murray (companion)-HF 866, Human Resources-SF 525 , Human Resources (similar) (all similar subject matter). SF 324 , HF 462, and HF 866 withdrawn. SF 525 approved 7-14-75.
Rights for hospital patients, create. SF 347, Gluba and Doderer-HF 585 O'Halloran (companion)-HF 819, Human Resources (similar).
Health care centers, establish program for, public health nurse practitioners, appropriation. HF 591, Higgins, et al.
Nonproff hospitals and health care facilities, require trustees, directors, and officers file employment and financial interest reports. SF 403 , Doderer.
Limiting damages in certain actions re malpractice suits. SF 429, Rodgers, et al.-HF 731, Bina, et al
Consent in writing, patient care, liability, medical personnel and/or hospitals. SF 434, Doderer, et al.-HF 699, Harper, et al.
Liens for support of medically ill, state and county, not subject to statute of limitations. SF 471, Winkelman.

## HEARING-HEARING AIDS—Also see Medical-Professional General

Loss of hearing, workmen's compensation. SF 346, DeKoster.
Hearing aid dealers, licensing and regulation of. SF 558, Human Resources.

## hearings-Also see Public Hearinge General

Hearing procedures, insurance commissioners, persons may appeal. SF 119, Gallagher, et al. Approved 4-28-75.
Minors, rights at transfer hearings, juvenile court to criminal court. HF 603, Human Resources.

HEATINGGeneral
Central heating and cooling plant for capitol complex, appropriation. HF 289 , Brockett.
Maximum energy consumption in residential, commercial, and public buildings. HF 539, Cusack.

HERBERT HOOVER BIRTHPLACE FOUNDATIONGeneral
Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75.

## HIGFER EDCCATION-Almo see Colleges-Universitien and/or Schools

 GeneralState educational boards, method of determining the composition of. HF 11, Crabb.
Education, any type, prohibit discrimination. SF 34, Kelly-HF 122, Cusack, et al.
Midwestern College campus site at Denison, acquisition and use of. HF 10 , Crabb.
Law enforcement officers, college education program. HF 62, Lipsky.
Tuition fees, prohibit increases, higher education. HF 183, Hines.
College textbooks may be deducted on income tax returns. HF 250, Patchett, et al.-SF 407, Redmond.
Part-time students included in tuition grant program. HF 331, Byerly, et al. -SF 385, Gluba.
Increase maximum tuition grant, appropriation to higher education facilities commission. HF 349, Avenson, et al.
Educational tuition grants or cash allowance, establish, national guard, appropriation. SF 325 , Briles and Coleman-HF 472, Crabb.
Classes offered on educational radio and TV, degree in liberal arts. HF 494, Poncy.
Postsecondary education program for city police officers, establish. HF 571 , Cusack.
Postsecondary education, commission for, establish; replace higher education facilities, transfer appropriations. SF 389, Schwengels, et al.-HF659, Welden, et al.
Area schools, acquire and operate dormitories, student centers and parking facilities, revenue bonds. SF 438, Coleman-HF 705, Scheelhaase, et al.
National guard members receive 4 year free tuition. HF 632, Bina.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
Part-time students and schools of nursing students included in tuition grant program. HF 762 , Education. ( (HF $331-S F 385$ companion) and (HF 79 -SF 468 companion) combined are similar to HF 762).
Optometry, feasibility of establishing a college, committee to study. SCR $49-$ S.J. 1883-1884, 1936.

Optometry, feasibility of establishing a college, committee to study. (Same as SCR 49) HCR 67-H.J. 2499-2500.

## HIGHWAY DIVESION, DOT-Also see Roais mnd Highways

 GeneralMoving expenses, transportation, employees of highway division, DOT. HF 81, Transportation. Approved 3-14-75.
Business signs on informational panels along highways, increase fees and permits. HF 91, Transportation.
Hard surface present granular surfaced primary highways, appropriation. HF 186, Daggett-SF 140, Briles.
Highway grade crossing safety fund, appropriation. HF 357, Daggett, et al.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Freeway-expressway system between Dubuque and Sioux City, appropriation. SF 402, Norpel-HF 718, Gilloon, et al.
Railroad grade crossings on public highways, increase funds allocated. HF 838, Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.

## HIGHWAY PATROL-Also wee Pabile Safety <br> General

Highway patrol personnel, exclude political affiliations. HF 6, Monroe. Approved 4-8-75.
Highway patrolmen, licensing drivers, remove from DOT. HF 106, Transportation. Approved 4-22-75.
Law enforcement communications with local law enforcement agencies. SF 156, Gallagher and Winkelman-HF 202, Doyle, et al. SF 156 withdrawn. HF 202 approved 4-14-75. Became law by pub. 5-8-75.
Increase salaries of highway patrolmen and contribution to peace offcerg' retirement system, appropriation from primary road fund. HF 319, Harvey.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Hazardous materials, transportation of, reporting accidents. HE 736. Energy. Crime commission and public safety, appropriation, traffic records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.

## HISTORICAL BOARDS-

General
Area research centers, state historical board, also include area schools. HF 5. Krause.
Historical board, state, increase (decrease-SF 155) members to. HF 177 Patchett-SF 211, Curtis and Shaw (companion)-SF 155, Shaw (similar subject matter). SF 155 and SF 211 withdrawn. HF 177 approved 5-15-75.
Historic preservation, local, tax for, HF 516, Tofte.
Historical societies, local, allow counties to levy a tax for. SF 551, Ways and Means.

## HISTORICAL SITES- <br> General

Historical sites, establish an annual appropriation. HF 295, Patchett, et al. Historic preservation, local, tax for. HF 516 , Tofte.
Historic structures, etc., acquisition of by counties, 250,000 population. SF 515, County Government.

## HISTORY AND ARCHIVES-

 GeneralArea research centers, state historical board, also include area schools. HF 5. Krause.
Vital statistics, access to. HF 8, Crabb.
National Black History Week, February 9th thru February 14th, 1975. (Same as HCR 13) SCR 15-S.J. 267, 282, 436.
National Black History Week, February 9th thru February 14th, 1975. (Same as SCR 15) HCR 13-H.J. 249, 254 adopted-S.J. 277-278, 292, 437.
Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880 , Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF' 898, Appropriations. Approved 7-18-75. Item Vetoed.

## HOLIDAYS-

 GeneralHolidays for state employees. HF 15, Wyckoff-HF 166, Wyckoff, et al. S.
State employees working on holidays, compensation, options, and holidays. SF 162, Nystrom-HF 291, Griffee (companion)-SF 239, Redmond, et al.-HF 466, Hargrave, et al. (similar) (all similar subject matter),
Make general election day a legal public holiday. HF 242, Patchett, et al.
Adjourn Thursday, March 27, 1975; reconvene Monday, March 31, 1975, Good Friday. HCR 28-H.J' 742 ádopted-S.J. 710-711' adopted.

## HOME RULE-AIso see Connty, Sub-Ref. Home Rule General

Home rule for counties. SJR 8, County Government-HJR 22, County Government. SSM.
County home rule and needed county governmental services, committee to study. SCR $52-$ S.J. 2001.
County home rule and needed county governmental services, committee to study. (Same as SCR 52) HCR 70-H.J. 2501.

## Homes-

General
Winterize homes of elderly and low-income families, appropriation to planning and programming. HF 271, Cusack, et al.
Mechanics' liens, changes to. SF 330, Shaw and Willits.
Insulation of buildings, income tax credit. SF 440, Nystrom.
Loans on residential property by banks. HF 645, Newhard-SF 443, Rodgers, et al.

## County

Money and other property of residents of county care facilities, safeguarding and accounting of. HF 426, West-HF 855, County Government. Foster
Adult foster home, change to adult foster family home, etc. SF 193, Human Resources. Approved 5-12-75.

## Juvenile

State juvenile system, appoint interim study committee to further investigate problems. HCR 25-H.J. 696-697.
Children in need of assistance, neglected, dependent, and definition of a delinquent child. HF 474, Lipsky, et al.-SF 358, Kelly, et al. SF 358 approved 7-19-75.

## Nursing

Health care facilities, citizens' aide may investigate complaints. SF 126, Gluba, et al.-HF 220, Higgins, et al.

Health care facilities, changes, licensing, and regulation of. HF 462. Higgins and Caffrey-SF 324, Gluba and Murray (companion)-HF 866, Human Resources-SF 525, Human Resources (similar). All similar subject matter. SF 324 withdrawn. HF 462 and HF 866 withdrawn.
Nursing home costs and reimbursement for care of medical assistance patients, human resources committees appoint joint interim subcommittee to hold hearings and review. SCR 62-S.J. 2204-2205, 2243.

## HOMESTEAD CREDIT-

General
Homestead tax credit and military service tax exemption, extend time claims may be audited. HF 182, Ways and Means. Approved 4-16-75.
Freeze property taxes, 65 or older. HF 437, Crabb.

## HOSPITALIZATION-

 GeneralHospital outpatient insurance offered with hospitalization insurance. HF 201, Lipsky.
Mentally ill, hospitalization of, major revision of. HF 815, Human ResourcesSF 499, Human Resources. S. HF 815 withdrawn. SF 499 approved 6-16-75.

## HOSPITALS- <br> General

Trustees, county public hospital, qualifications of. HF 149, State Government.
Exempt sales to voluntary nonprofit hospitals from sales and use tax. SF 210, Nolin, et al.
Trustees, county hospitals, increase number of. SF 243, Rabedeaux.
Rights for hospital patients, create. SF 347, Gluba and Doderer-HF 585, O'Halloran (companion)-HF 819, Human Resources (similar).
County hospital buildings, permit use of revenue-sharing funds and federal matching funds. HF 514, Jesse.
Persons may refuse to participate in an abortion, also hospitals. SF 387, Human Resources-HF 821, Human Resources.
Nonproffit hospitals and health care facilities, require trustees, directors, and officers file employment and financial interest reports. SF 403, Doderer.
Limiting damages in certain actions re malpractice suits. SF 429, Rodgers, et al.-HF 731, Bina, et al.
Consent in writing, patient care, liability, medical personnel and/or hospitals. SF 434, Doderer, et al.-HF 699, Harper, et al.
Attorney fees, liability of a medical practitioner and hospitals. SF 436, Coleman, et al.-HF 727, Schroeder, et al.
Pathology and radiology services, doctors and hospitals may enter into contracts. SF 439, Doderer.
Prohibit dollar amount in certain cases re actions against a medical pract1tioner or hospital. HF 696, Bina, et al.-SF 478, Sovern, et al. Mental
Use of funds to assist counties, mental health and retardation services, charges by mental health institutes. HF 187, Lipsky, et al.
Charges mental health institutes are required to make for care of patients, computation of. SF 300, Curtis.
Mentally ill, hospitalization of, major revision of. HF 815, Human ResourcesSF' 499 , Human Resources. S. HF 815 withdrawn. SF 499 approved 6-16-75.

## HOTELS-MOTELS-

 GeneralFood establishments, hotels, and restaurants, establishment and maintenance of. HF 785, Agriculture.
Transient guest tax (hotels, motels, etc.) by cities and counties, authorize. SF 502, Cities-HF 873, Cities and Towns.

## hoUsing-

 GeneralState housing code. HF 298, Cusack, et al.-HF 613, State Government. SSM. Building code, housing code, and fire safety regulations. SF 292, Lamborn.
Housing finance authority, establish. SF 294, Gluba, et al.-HF 448, Cusack, et al. (companion)-HF 823, Human Resources-SF 520, Human Resources (companion). SSM. SF 294 and SF 520 withdrawn. HF 823 approved 6-13-75.
Low-rent housing, eligibility for. HF 575, Cusack. Approved 6-3-75.
Housing projects may be financed by municipal revenue bonds. HF 676, Brandt. Housing finance authority, appropriation. HF 896, Appropriations. Approved 6-29-75.
Inspection laws, buildings and housing, overlapping, subcommittees of Senate committee on cities and House committee on cities and towns, Legislative Council make appointments to for study. SCR 64-S.J. 2222, 2243 .

## HUMAN RESOURCES-

 GeneralHuman resources development commission, establish. HF 839, Poncy.

Nursing home costs and reimbursement for care of medical assistance patients, human resources committees appoint joint interim subcommittee to hold hearings and review. SCR 62-S.J. 2204-2205, 2243.
ADC program, human resources committees appoint joint interim subcommittee to determine if program may be restructured, etc. SCR 67-S.J. 22282229, 2243.
Department of youth services, juvenile justice system, human resources committees appoint joint subcommittee to study. SCR 68-S.J. 2229-2230, 2243.

## HUMAN RIGHTS-

 GeneralChange civil rights commission to human rights commission, other changes. HF 606, Nielsen of Polk.

## HUMANS—

General
Humankind, schools teaching origin of must also teach creation theory. HF 608, Daggett.

## HUNTINGGeneral

Hunting adjacent to game breeding and shooting preserves, prohibit. HF 22, Oakley.
Fishing and hunting licenses, lifetime, senior citizens. HF 48, Avenson, et al. -SF 47, Gluba, et al. SF 47 withdrawn. HF 48 approved 4-8-75.
Unlawful hunting or taking of protected species of wildife, increase penalties. SF 63, Gallagher, et al.
Quail, open season for HF 85, Harper.
Deer hunting licenses, landowner and/or member of family, and/or tenant. SF 94, Norpel-HF 322, Bortell and Pellett. SSM.
Prohibit hunting within 100 yards of bulldings. SF 132, Ramsey, et al.Approved 4-28-75.
Fishing, hunting or trapping license good until end of open season. HF 189, Schroeder, et al.-HF 775, Natural Resources. SSM.
Damages, payment of, hunters. HF 212, Patchett.
Nonresident hunting license, furbearing animals. HF 323, Baker.
Deer hunting season, possession of certain firearms, license, etc. HF 366, Baker.
Exempt Indians at Tama settlement from hunting and flshing laws. HF 415, Svoboda.
Prohiblt hunting or fishing from a motor vehicle. HF 546, Daggett.

## Licenses-See Licenses, Sub-Ref. Hunting

## IDENTIFICATION-

 GeneralDisabled persons, reasonable search for medical information, etc. HF 244, Patchett, et al.-HF 845, Judiciary and Law Enforcement. SSM.
IMMUNITYGeneral
Civil immunity to persons serving on peer review committees. SF 235, Miller of Des Moines and Hultman-HF 369, Byerly, et al. (companion)HF 790, Judiciary and Law Enforcement (same). HF 369 withdrawn.

## MMPLIED CONSENTGeneral

Operating a motor vehicle while under the influence of alcohol, implied consent, penaltles, etc. SF 76, Plymat, et al.-HF 245, Oakley, et al.

## INAUGURATIONGeneral

Joint committee to arrange for inauguration. SCR 3—S.J. 47, 61 adoptedH.J. 37 adopted.

Commend Adjutant General Joseph G. May, Colonel Eric P. Berner, the 186th Military Police Company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. SCR 12-S.J. 216, 228, 255.
Inaugural ceremonies, appropriation for expenses. HF 486, Appropriations. Approved 6-3-75. Became law by pub. 6-13-75.

## INCOME TAX-See Tax, Sub-Ref. Income

## INDEMNIFICATION-

 GeneralIndemnification of county officers and employees. HF 12, Hansen. Approved 7-14-75.

## iNDIANS-

Deputy citizens' aide appointed, Indian problems, appropriation. HF 218, Doyle, et al.

Exempt Indians at Tama settlement from hunting and fishing laws. HF 415, Svoboda.

## INDUSTRIAL COMMISSION-

## Gerneral

Reasonable physician examination fee for injured employee, industrial commissioner. HF 572, Small-HF 833, State Government. SSM.
Workmen's compensation laws, changes. HF 863, Labor and Industrial Relations.
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.

INDUSTRIAL LOANSGeneral
Certificates of deposit, banks, savings and loan associations, and industrial loan companies give 10 days advance notice to holders of. HF 414, Commerce. Also see HF 118.

## INDESTRY-

 GemeralWater use records, remove certain categories of water users presently exempt, water plan. SF 304, Culver.
Industrial projects, municipalities, industrial equipment used, retail sales and use taxes applicable. HF 592, Harvey.
Cities and counties may issue industrial revenue bonds for repairing, remodeling and reconstruction of existing lands and buildings. HF 751, Clark -HF 794, Cities and Towns. Same.
Assessment and equalization of certain industrial property. SF 501, Ways and Means.

## INFORMATION-

General
State information and liaison office, create, Washington, D. C., appropriation. SF 99, Murray.

## INHERITANCE TAX-See Tax, Sub-Ref. Inheritance

INSPECTION-Also see Agriculture, Sub-Ref. Inspection and/or Motor Vehicles, Sub-Ref. Inspection General
Boilers, inspection of. SF 102. Ramsey.
Inspection of fishing bait, repeal requirement. SF 231, Natural Resources. Approved 4-28-75.
Migrant labor camp inspectors, department of health employ 2 more, appropriation. SF 242, Gluba-HF 384, Jochum, et al.
Exempt motor vehicles from inspection, dissolution of marriage. SF 287, Heying. Withdrawn.
Exempt motor vehicles from inspection if inspected in previous 60 days when transferring within a family. HF 432, Transportation. Approved 5-2-75.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Motor vehicle inspections, reciprocal agreements, etc. SF 462, Miller of Des Moines.
Grain inspection by department of agriculture. HF 786, Miller of Buchanan, et al.-HF 905, Ways and Means. SSM.
Inspection laws, buildings and housing, overlapping, subcommittees of Senate committee on cities and House committee on cities and towns, Legislative Council make appointments to for study. SCR 64-S.J. 2222, 2243.

## INSTITUTIONS-See Schools, Sub-Ref. Institutions and/or Penal Institutions and/or Health, Sub-Ref. Mental and/or Hospitais, Sub-Ref. Mental

## INSURANCE-Also see No Fault Insurance

 GeneralIndemnification of county officers and employees. HF 12, Hansen. Approved 7-14-75.
Automoblle insurance, renewal of, prohibit discrimination. HF 36, Lipsky. Approved 6-6-75.
Public builaings, use of, liability insurance to cover. SF 25, Norpel, et al.
Insurance consultants, licensing, penalties. HF 95, Halvorson-SF 344, Grifin. et al. S.
Insurance companies, filling vacancies on the board of directors, change. SF 107, Briles-HF 159, Daggett, et al. HF 159 withdrawn. SF 107 approved 4-8-75.
Every insurance company or assocation must pay premium taxes. SF 117, DeKoster-HF 391, Miller of Buchanan.

Accident and health insurance companies exempt from paying premium tax. HF 158, Stromer.
Extend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Conduct study of availability, cost and terms of professional liability insurance. SCR 16-S.J. 346, 375, 511.
Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179, Rodgers, et al.-HF 252, Junker, et al. SF 179 withdrawn.
Insurance agents, licensed, continued education. HF 272, Halvorson-SF 339, Grifin, et al. (companion)-HF 737, Commerce (similar subject matter).
Licensed insurance agent may place insurance business with other licensed agents. HF 311, Halvorson-SF 342, Griffin, et al. (companion)-HF 738, Commerce (similar subject matter).
State property and casualty insurance, general services establish program for HF 316, Bittle, et al.
Banking beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Insurance company premium tax, use and distribution of. HF 508, Connors.
Uninsured motorist coverage for property damage to vehicle of insured. HF 555, Egenes.
Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF 569, Miller of Buchanan.
Insurance proceeds payable to physicians, no differential of reimbursement. SF 423, Miller of Des Moines, et al.
Medical malpractice liability insurance, create a joint underwriting association. SF 447, Griffin, et al. (See HF 803).
One farm liability insurance policy cover both owner and tenant. HF 660. Miller of Buchanan.
Allow sale of title insurance. HF 675, Pellett and Hennessey.
Unfair discrimination in insurance, correct. HF 730, Brandt.
Reinsurance companies, accreditation of. HF 755, Jesse and Oakley.
No fault motor vehicle insurance. HF 759, Commerce.
Compensation of persons suffering loss as a result of medical malpractice. HF 803, Commerce. (Similar subject matter as SF 348 and SF 447 combined) HF 803 approved 6-30-75.
Amount of capital and surplus required by insurance companies to transact business in Iowa. HF 824, Commerce.
Medical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
Sex or marital discrimination in insurance, eliminate. SF 500, Doderer.
Insurance, unfair and discriminatory practices based on a person's sex or marital status, committee to study. SCR 45-S.J. 1791-1792.

## Commission

Hearing procedures, insurance commissioners, persons may appeal. SF 119. Gallagher, et al. Approved 4-28-75.
Securities, regulation of. HF 825, Commerce. Approved 7-19-75.

## Medical

Hospital outpatient insurance offered with hospitalization insurance. HF 201, Lipsky.
National health insurance program, urge Congress to establish. HCR 14H.J. 293.

Group insurance, conversion of, eligible employees. HF 423, Bittle.

## INTEREST-

 GeneralSavings and loan associations, and banks pay interest on funds held in trust accounts (for insurance, taxes, etc., on home loans). HF 254, Small.
Savings club plans, regulate interest rate. HF 261, Small.
Reduce interest ceiling on consumer credit transactions. SF 221, Gluba, et al.
Exempt loans of $\$ 100,000$ or more from usury (interest) law. SF 307, Hill of Polk-HF 643, Hennessey, et al. ( $\$ 25,000-$ business; $\$ 35,000$-agriculture). SSM.
Agricultural credit corporations making consumer agricultural loans, raise interest ceiling. HF 500 , Hansen.
Public bonds, interest rate on. HF 561, Junker.
Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF569, Miller of Buchanan.
Exciude sole proprietorships and partnerships from interest limitations. SF 392, Norpel.
Interest rate on nonstate public funds invested in bank time certificates of deposit. HF 703, Miller of Buchanan, et al.
Retail sales and income taxes, increase interest payments, and interest penalties, etc. HF 749, Ways and Means,
Interest rates for city bonds, 7 percent maximum. HF 846, Cities and TownsSF 554, Cities. 5 .
Remove 9 percent maximum interest rate, securities purchased on credit.
SF 503 , Commerce.

Interest payments by the state on certain farm acquisition loans, appropriation. HF 861, Branstad.

## INTERIM COMMITTEES-

 GeneralMedical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
Interim study committees, each member of House appointed to one before second appointments. HR 28-H.J. 1534.
Expenses of committee members attending meetings be paid upon fling of their expense accounts. SCR 59-S.J. 2078-2079.
Resolutions calling for interlm studies not adopted by both Houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. HCR 65-H.J. 2497-2498, 2727 adopted-S.J. 2241-2242, 2250 adopted.

## INTERNAL REVENUE-See Federal Internal Revenue

## INTERSTATE COMMERCE-

 GeneralInterstate carriers must register with department of transportation, penalties. HF 597, Doyle.
Intrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.
Abandoned railroad right-of-way, reversion or sale of to adjoining property owner. HF 684, Wyckoff.

## INTERSTATE PROBATION AND PAROLE COMPACT-

 GeneralInterstate probation and parole compact, place full text into the Code. SF $\mathbf{1 5 0}$, Human Resources. Approved 4-28-75.

## INTOXICATION-See Alcoholic Beveragem and/or Alcoholinm and/or Law Enforcement

## INTRASTATE-

 GeneralIntrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.

## INVESTMENTS-

General
Investment reports by political subdivisions submitted to auditor of state on fiscal basis. SF 189, Winkelman-HF 886, Ways and Means. SSM. SF 189 approved 7-3-75.
Consolidation of various state and local retirement systems for investment of funds. SF 354, Coleman-HF 552, Connors, et al.
Banks may invest in industrial revenue bonds, cities. HF 487, Newhard, et al. -SF 357, Lamborn, et al.
Banks acting in a fiduciary capacity may invest in time deposits exceeding one year. HF 648, Newhard-SF 442, Rodgers, et al.

## IOWA-

 GeneralFlag, Iowa state, not banner. HF 147, Horn.
"Hawkeye State", official state title. HF 498, Wells.

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IOWA SOLDLERS HOMF-See Soldierm Home
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IOWA STATE FAIR-See Fraire

## IOWA WORLD FOOD EXPOSITION

 GeneralCommend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. HCR 11-H.J. 188, 220 adopted-S.J. 260-261, 282, 399, 437, 525, 561 adopted.

## IPRRS-

General
Extend retirement age for state employees. HF 293, Hargrave, et al. $\mathbf{8 F}$ 232. Gluba, et al. (companion)-HF 752, State Government (Bame).
Increase contribution rate for IPERS, appropriation. HF 371, Poncy.
Conservation peace offcers, establish monthly retirement allowance. IPERS. SF 305, Nystrom, et al.-HF 605, Connors, et al. (companion)-HF 768, State Government (same).
IPERS, change rates of contribution, benefita, payment, appropriation. SF 333, Nystrom, et al.
IPERS, appropriation from, to employment security commission, cost of administration. HF 485, Appropriations. Approved 4-28-75.
Increase of retirement benefits to certain retired public employees, appropriation. SF 365, Nystrom, et al.

Return of accumulated contributions to employers and employees, IPERS. SF 461, Murray.
Benefits for public employees and retired public employees, salary adjustments, etc., appropriations. SF 55\%, State Government. Approved 7-13-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.
Appropriation to provide funds to certain state agencies for increased employer contributions, IUERS. SF 581, Appropriations. Approved 7-13-75.

## ISLANDS—

General
Sale of certain islands and abandoned river channels, repeal chapter 568. HF 112, Appropriations.

JALLS-See County, Sub-Ref. Jails and/or Law Fnforcement and/or Penal Institutions

## JUDGES— <br> General

Number of judgeships in judicial election districts. SF 136, Judiciary
Retired supreme court judges, temporary service, regulations. SF 163, ShaffHF 216, Welden.
Juvenile court, judges, referees, dependent, delinquent, and neglected children, changes. HF 439, Doyle, et al.
Judicial election districts, composition of. SF 301, Rodgers-HF 570, Middeswart, et al.
Juvenile court employees, judges may establish salaries. SF 428, DeKoster and Willits.
Senior judge of district chairman of judicial nominating commission, remove requirement. SJR 11, Griffin.
District court judges set salaries of clerks, their deputies and clerks, and amount of help needed. HF 644, Poncy and Newhard.
Eliminate statutory limitations on salaries of juvenile court employees, district judges set. HF 670, Judiciary and Law Enforcement. Also see SF 428. HF 670 approved $6-16-75$.
Judges and magistrates, other than supreme court, elected. HJR 19, Nealson of Muscatine and Crabb.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.

## JUDICIARY-Also see Court, all Sub-Refs. General

Magistrates, jurisdiction of. HF 2, Krause.
Expert witness fees, increase. HF 18, Oakley-SF 97, Kelly. SF 97 withdrawn. HF 18 approved 6-6-75.
State of the judicial department message by the chief justice. SF 98. Kelly.
Opening arguments, attorney for defense, criminal cases, may defer. HF 126, Doyle.
Law examiners, board of, and temporary examiners, bar examination, compensation. SF 116, Appropriations. Approved 3-7-75.
Tort liability, directors, officers, employees, etc, nonprofit corporations. HF 136, Kreamer-HF 816, Judiciary and Law Enforcement. Same. HF 186 withdrawn. HF 816 approved 7-19-75.
Number of judgeships in judicial election districts. SF 136, Judiciary.
Breach of contract to marry, abolish action. HF 172 , Kreamer.
Court administrator, change duties of. SF 147, Judiciary. Approved 6-3-75.
Defendant in a criminal case may waive right to jury trial. HF 190, Doyle.
Retired supreme court judges, temporary service, regulations. SF 163, ShaffHF 216, Welden.
Criminal Code bill. SF 85, Judiciary.
Conduct study of Uniform Probate Code. SCR 17-S.J. 346-347, 375, 511.
Witness fees, increase. HF 284, Caffrey.
Repeal Probate Code, enact Uniform Probate Code. HF 314, Lipsky.
Court of appeals, create. SF 258, Redmond, et al.
Family court system, committee to study. HCR 17-H.J. 480.
Public defender, office of, establish. SF 264, DeKoster and Hill of Polk-HF 567. Higgins.
Grand and petit jurors, method of selection. HF 429, Hullinger and Brunow.
Probation of an individual after commitment, allow court 90 days to review. HF 440, Doyle, et al.
Judicial election districts, composition of. SF 301, Rodgers-HF 570, Middeswart, et al.
Disbursement of costs in actions on appeal to supreme court. SF 329, Judiciary. Approved 5-12-75.
Medical malpractice panels, each judicial district. SF 348, Heying. (See HF 803)

Time in which actions arising out of patient care must be brought. SF 372. Miller of Des Moines, et al.-HF 530, Brunow, et al.

Prosecuting attorneys, establish an office for. HF 526, Oakley, et al.-HF 766, Judiciary and Law Enforcement. Same. HF 526 withdrawn. HF 766 approved 6-29-75.
Termination of parental rights proceedings, quantity or amount of proof of. HF 574, Doyle.
Juvenile court referee, strike juvenile court's authority to appoint. HF 577 , Lipsky, et al.
Reorganize administrative functions of the supreme court, SF 431, DeKoster.
Senior judge of district chairman of judicial nominating commisison, remove requirement. SJR 11, Grifin.
Iowa legal services corporation, create, legal assistance to indigent and lowincome persons, appropriation. HF 639, Higgins.
District court judges set salaries of clerks, their deputies and clerks, and amount of help needed. HF 644, Poncy and Newhard.
State juvenile justice system, continue study. HCR 41-H.J. 1227-1228.
Compensation of persons suffering loss as a result of medical malpractice. HF 803, Commerce. (Similar subject matter as SF 348 and SF 447 combined) HF 803 approved $6-30-75$.
State juvenile justice system, continue study. (Same as HCR 41) SCR 37S.J. 1144-1145, 1162, 1334.

Courts and agencies, and attorney general, appropriation. HF 883, Appropriations. Approved 7-11-75.
Clerks of district court, powers and duties of. SF 530, Judiciary.
Probate Code, changes in-fiduciary returns, sale of property, power of attorney, setting aside wills, dependent allowances. SF 541, Judiciary. Approved 7-14-75.
Hearing aid dealers, licensing and regulation of. SF 558, Human Resources.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.

## JURIES-

## General

Jury trials, tort claims. HF 26, Oakley.
Clerk of grand jury, compensation of. HF 61, Higgins-SF 121, Shaw. HF 61 withdrawn. SF 121 approved 5-15-75.
Increase molleage rate paid to jurors and witnesses. SF 184, Miller of Des Moines-HF 339, Monroe. SF 184 approved 7-3-75.
Per diem compensation paid to clerk of grand jury, increase. HF 373, Branstad.
Grand and petit jurors, method of selection. HF 429, Hullinger and Brunow.
Judges of election, change selection and certification of potential jurors. SF 345, DeKoster.
Exempt jurors from parking meter regulation. HF 666, Bittle and JesseHF 874, Cities and Towns (includes boards of review). SSM.
JUVENILE COURT-See Court, Sub-Ref. Juvenile
JUVENILE HOMES-See Homes, Sub-Rer. Juvenile
JUVENILES-See Minors

## KENNELS-

General
Abandoned animals, humane disposal of. HF 264, Agriculture. Approved 6-16-75.
Dealers, commercial breeders, kennel operators, and public auction operators, federally andor state licensed may be inspected and regulated by secretary of agriculture. SF 570, Gluba.

## LABELING- <br> General

Labeling of appliances, energy consumed. HF 850, Cusack.
Packaging of meat, poultry, eggs, and milk, date first packaged and removal date. HF 308, Patchett, et al.

## LABOR-

General
Use of force, violence, etc., preventing a person from working, criminal offense. HF 441, Branstad.
Open collective bargaining negotiating sessions to the public. HF 681, Kreamer.
Workmen's compensation laws, changes. HF 863, Labor and Industrial Relations.
Mandatory overtime, procedures. SF 527, Robinson. Bureau
Employment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.
Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. $2505-2506,2667$ adopted.

## Commission

Occupational safety and health act, amend. SF 92, Robinson-HF 204, Labor and Industrial Relations. HF 204 withdrawn. SF 92 approved 2-28-75.
Payment of wages to employees, penalties. HF 165, Lipsky-SF 201, Nystrom, et al. HF 165 withdrawn.
State minimum wage, create. SF 139 , Redmond.
Payment of witness fees by labor commissioner. HF 228, Appropriations. Approved 4-8-75.
Payment of wages and expenses by an employer, "Iowa Wage Payment Collection Law". HF 351, Labor and Industrial Relations. Approved 6-3-75.

## Unions

Right to work law, violation of, specific penalty. HF 444, Branstad.
Prohibit persons not involved in a particular labor dispute from picketing. HF 445, Branstad.
Petition Congress to refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees HCR 32-H J. 961-962, 1086.

## LABORATORIES-

 GeneralBacteriological laboratory, change to state hygienic laboratory, SUI, functions of, and charges. HF 225, Education-SF 199, Education. SF 199 withdrawn. HF 225, approved 3-4-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## LADYBUG-

General
Ladybug, state insect. HCR 30-H.J. 843-844.

## LAKES—Also see Water

 GeneralLake dredging Black Hawk, Blue, and Silver Lakes, appropriation, conservation. SF 19, Culver-HF 141, Crabb, et al. (similar subject matter)SF 424, Winkelman, et al.-HF 865, Miller of Calhoun, et al. (companion) (all similar subject matter).
Lake dredging, Blue Lake and Lake Manawa, appropriation, conservation commission. SF 274, Culver, et al.-HF 511, Walter, et al.
Five Island Lake, shoreline development, appropriation. HF 457, Krause.
Red Rock and Coralville Reservoirs, committee to study damages to property, etc. SCR 27-S.J. 796-797, 821, 1010.

## LAND-Also mee Land Ume and/or Property and/or Real Estate

 GeneralState land use policy. HF 58, Middleswart, et al.-SF 127, Winkelman, ot al. (companion)-HF 505, Natural Resources. S.
Property or land having no access to a road, 10 year route, or other, may be used. HF 86, Wyckoff.
Sale of certain islands and abandoned river channels, repeal chapter 568. HF 112, Appropriations.
Severance of certain land from an established drainage district, permit if. SF 93, Taylor-HF 239, Stromer.
Description of assessed property, may be greater than 40 acres. HF 148, Menke.
Additional land, capitol grounds. HF 188, Brockett.
Eminent domain procedures, amend. HF 207 , Transportation.
Corporation farming. HF 215, Husak, et al.-SF 171, Rodgers, et al. SF 171 withdrawn. HF 215 approved 7-11-75.
Land owned or controlled by nonrestdent aliens, corporations, etc., must file reports. HF 217, Avenson, et al.-SF 457, Schwengels. SSM.
Land acquired thru eminent domain, option to repurchase land not used. SF 176, Heying and Taylor-HF 692, Agriculture. $S$.
Farming by domestic and foreign corporations, cooperative corporations, reports. HF 240 , wyckoff, et al.
Surface-mined land, rehabilitation of, fees, etc. HF 259, Higgins and Bina.
Fences on another's land, relocation and payment of. HF'345, Jordan, et al.SF 430, Sovern.
Tax levy for purchase of land, county conservation board, one-fourth mill. HF 372, Hinkhouse.
Easement acquired for a public purpose, require an offer every 5 years to renegotiate. SF 259, Gallagher.
Prohibit foreign corporations from farming, certain domestic corporations may, divestment of land, reports. SF 262 , Taylor, et al.
Include caves and caverns in limitation of liability, public use of private land. HF 517, Tofte-SF 422, Natural Resources (companion)-HF 777, Natural Resources (same). HF 777 withdrawn. SF 422 approved 6-3-75.

Roads through rural farm land, consider placement of. HF 580, Bortell.
Land trusts, prohibit secrecy of beneficial interests in. HF 590, HargraveHF 813, State Government. Same.
Partition fences, responsibility for. SF 401, Winkelman.
Abandoned rallroad right-of-way, reversion or sale of to adjoining property owner. HF 684, Wyckoff.
Legalize purchase of land by Buchanan County supervisors. HF 728, Judiciary and Law Enforcement. Approved 5-15-75. Became law by pub, 6-4-75.
Interest payments by the state on certain farm acquisition loans, appropriation. HF 861, Branstad.
Platting of land, changes to. HF 909, Ways and Means.

## LAND USE-

 GeneralState land use policy. HF 58, Middleswart, et al.-SF 127, Winkelman, et al. (companion)-HF 505, Natural Resources. $S$.
Civil defense and emergency planning, strengthen and supplement. SF 151, Briles and Miller of Des Moines-HF 447, Middleswart and Daggett:
Land use bill, HF 505, plan a legislative sponsored public forum for analysis, etc., of. (Same as SCR 51) HCR 62-H.J. 2321-2322.
Land use bill, HF 505 , plan a legislative sponsored public forum for analysis, etc., of. (Same as HCR 62) SCR 51-S.J. 1933-1934, 1936.

## LANDLORD-

 GeneralUniform Residential Landlord and Tenant Act. HF 515, Small, et al.-HF 770, State Government. Same.

## LANDSCAPE-

 GeneralAccountancy architecture, engineering, watchmaking and landscape architecture, increase fees appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.

## LAUNDHIES—

 GeneralCoin-operated laundries, repeal service tax on. HF 121, Harper, et al.-SF 257, Heying, et al.
LAW ENFORCEMENT-A1so see Crime and/or Unified Law Enforcement General
Assaulting and obstructing a law enforcement officer, penalties. HF 103, Nealson of Muscatine.
Parole, eligibility for, and suspended sentences, persons displaying firearms, felony-life sentences. HF 145, Nealson of Muscatine.
Law enforcement communications with local law enforcement agencies. SF 156, Gallagher and Winkelman-HF 202, Doyle, et al. SF 156 withdrawn. HF 202 approyed 4-14-75. Became law by pub. 5-8-75.
Criminal Code bill. SF 85, Judiciary.
County sheriffs provide law enforcement to cities of less than 1,500 population, if requested, to cities over 1,500. HF 258, Doyle, et al.
Felons prohibited from carrying firearms, etc. SF 249, Schwengels, et al.
Prostitution, and other offenses, define. HF 417, Wulff.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
Crime commission and public safety, appropriation, traffe records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.
Iowa police radio system, separate division, public safety. SF 514, Schwengels.
Traffic and/or motor vehicle offenses, uniform citations and charges, etc. SF 535, Judiciary.

## Training Academy

Law enforcement officers, college education program. HF 62, Lipsky.
Law enforcement academy, appropriation. SF 549 , Appropriations. Approved 6-16-75.

## LEASING—

## General

Leasing of county owned property. HF 97, Monroe.
Leasing of buildings and office space by general services. HF 460, State Government.

## LEAVES OF ABSENCE-

 GeneralLeaves of absence, state officers and employees, candidates. HF 7, Crabb.
Leaves of absence, candidates for election to general assembly. SF 125, CarrHF 222, O'Halloran, et al.
Leave of absence, slckness or injury, 60 additional days retained in a bank. SF' 200 , Nystrom, et al.-HF 483, Lonergan, et al.
Leaves of absence, persons elected to a municipal, county, state or federal offle. SF 266, Robinson.

Leave of absence time, or sick leave, state employees may surrender accumulated time for compensation. HF 712, Kreamer and Stromer.

## LEGAL ACTIONS-See Court, all Sub-Refs. and/or Judiciary

LEGAL AIDGeneral
Iowa legal services corporation, create, legal assistance to indigent and lowincome persons, appropriation. HF 639, Higgins.
Legal fees for inmates and patients of state institutions, payment of. SF 533, Junkins, et al.
Legal service for indigent and low-income persons, committee to study. HCR 75-H.J. 2569-2570.

## LEGAL COUNSEL-See Attorneym

## LEGALIZING ACTS——

 GeneralWestern Iowa Municipal Electrlc Cooperative Association, legalize proceedinge for organization and operating of. HF 510, Hutchins-HF 741, Judiciary and Law Enforcement. Same. HF 741 approved 5-15-75. Became law by pub. 5-30-75.
Missouri Valley, Iowa, legalize proceedings for vacating and disposing of certain streets and alleys. HF 553, Danker-HF 742, Judiciary and Law Enforcement. Same. HF 742 approved 6-6-75. Became law by pub. 6-27-75.
Legalize purchase of land by Buchanan County supervisors. HF 728, Judiciary and Law Enforcement. Approved 5-15-75. Became law by pub. 6-4-75.

## LEGISLATIVE COUNCIL-

 GeneralCode editor, publication of Code of Iowa and Administrative Code. SF 23, Redmond.
Medical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
Social services, committee to study structure and functioning of. SJR 13, Appropriations. Approved 7-19-75.
Legislative council, fiscal committee, interim study committees, and supplies and expenses of the service bureau, appropriation. SF 584, Appro-priations-HF 915, Appropriations. HF 915 withdrawn. SF' 584 approved 7-9-75.

## LEGISLATIVE FISCAL BUREAUGeneral

Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. SF 523, Appropriations. Approved 6-16-75.
Iowa consumer price index, school aid program, computed by legislative fiscal director, appropriation. HF 912, Appropriations.
Legislative council, fiscal committee, interim study committees, and supplies and expenses of the service bureau, appropriation. SF 584, Appro-priations-HF 915, Appropriations. HF 915 withdrawn. SF $584 \mathrm{ap}-$ proved 7-9-75.

## LEGISLATIVE RESEARCH BUREAU-

 GeneralCode editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. SF 523 , Appropriations. Approved 6-16-75.

LEGISLATURE-See General Assembly

## LEVEE-See Drainage

## LIABILITY-

General
Intoxicated persons, establish maximum civil liability. SF 26, Griffin and Norpel.
Liens, abolish certain ones, liability for payment of charges for care and treatment at certain institutions. HF 292, Human Resources.
Civil immunity to persons serving on peer review committees. SF 235 , Miller of Des Moines and Hultman-HF 369, Byerly, et al. (companion) HF 790, Judiciary and Law Enforcement (same). HF 369 withdrawn.
Exempt from personal liability due to acts or omissions of, directors, officers, employees, and members of nonproft corporations. SF 278, Shaw.
Include caves and caverns in limitation of liability, public use of private land. HF 517, Tofte-SF 422, Natural Resources (companion)-HF 777, Natural Resources (same). HF 777 withdrawn. SF 422 approved 6-3-75.

Liability protection for state employees. SF 406, Plymat, et al.-HF 709, State Government. S. HF 799 approved 6-30-75.
Actions arising out of patient care, requirements for, liability. SF 412, Priebe, et al.-HF 697, Brunow, et al.
Consent in writing, patient care, liability, medical personnel and/or hospitals. SF 434, Doderer, et al.-HF 699, Harper, et al.
Attorney fees, liability of a medical practitioner and hospitals. SF 436, Coleman, et al.-HF 727, Schroeder, et al.
Prohibit dollar amount in certain cases re actions against a medical practitioner or hospital. HF 696, Bina, et al.-SF 478, Sovern, et al.

## LIAISON-

 GeneralState information and liaison office, create, Washington, D, C., appropriation. SF 99, Murray.

## LIBRARIES-Aiso see Schools, Sub-Ref. Libraries

 GeneralLibraries, change filing date for election. HF 374, Hinkhouse.
Depository library center, establish, state publications. HF 589, Small, et al.
Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.

## LICENSES-

 GeneralDogs, licensing of, change date. HF 44, Clark.
Funeral homes, licensing. HF 45 , Crabb. Withdrawn.
Social workers, licensing and regulation of. HF 83, Miller of Cerro Gordo, et al.-SF 185, Miller of Des Moines, et al. (companion)—SF 297, Miller of Des Moines, et al.-HF 484, State Government (similar subject matter). SF 185 withdrawn.
Insurance consultants, licensing, penalties. HF 95, Halvorson-SF 344, Griffin, et al. S.
Dog licensing, vaccination exemptions, domestic animal fund, repeal certain provisions. HF 111, Doyle, et al.
Regulation and vaccination of dogs, rabies, repeal licensing provision. SF 197, Griffin.
Insurance agents, licensed, continued education. HF 272, Halvorson-SF 339, Griffin, et al. (companion)-HF 737, Commerce (similar subject matter).
Exclude banks from membership sales licensing requirements. HF 362, JesseSF 302, Lamborn, et al.
Professional or occupational license renewal, continuing education requirements, legislative review of examining board activities, etc. HF 410, Egenes, et al.-SF 321, Junkins, et al.
Law, suspension or revocation of a license to practice. SF 276, Hill of Polk.
Barbering and cosmetology, establish and regulate practice of. SF 296, State Government-HF 470, State Government. HF 470 withdrawn. SF 296 vetoed 7-19-75.
Health care facilities, licensing and regulation of. HF 462, Higgins and Caffrey -SF 324, Gluba and Murray (companion)-HF 866, Human Resources - SF 525, Human Resources (similar) (all similar subject matter). SF 324, HF 462, and HF 866 withdrawn. SF 525 approved 7-14-76.
Dogs, licensing of, increase, repeal provisions re domestic animal fund. HF 536 , Brockett.
Speech pathologists and audiologists, licensing of, examining board. HF 642, Harper, et al.-HF 695, State Government' (same)-SF 476, State Government (similar).
Pharmacies, issuing of new licenses, labeling of certain prescription drugs, and regulation of controlled substances. HF 729, Judiciary and Law Enforcement.
Hearing aid dealers, licensing and regulation of. SF 558, Human Resources. Agriculture
Livestock dealers or brokers, slaughter, licensing, bonding, etc. SF 179, Rodgers, et al.-HF 252, Junker, et al. SF 179 withdrawn.
Grain dealers, abolish licensing of. HF'350, Brunow.
Veterinary lay assistants, licensing of. HF'396, Agriculture. Approved 6-3-75. Drivers
Photograph, operators' and chauffeurs' licenses. SF 1, Griffin.
Restoration of a suspended license and registration or nonresident's operating privilege. HF 146, Transportation. Approved 4-22-75.
Operator's license classification system, establish, also colored photograph. HF 179, Drake.
Probationary motor vehicle operator's license shall not be suspended or revoked if person re-enters a public or private school. SF 416, Shaw.
Anatomical gift may be declared on an operator's and chauffeur's license. HF 640, Monroe.
Sale of lists of motor vehicle licensees by public safety be approved by confidential records council. HF 665, Higeins.

Allow either parent to sign minor's application for driver's license. HF 667, Bittle.
Periodic retesting of operators of motor vehicles. HF 817, Transportation.
Operators of motor vehicles, exceptions in licensing. HF 840, Transportation.

## Fish and Game

Persons 65 or older fish without license. SF 15, Norpel. Withdrawn.
Fishing and hunting licenses, lifetime, senfor citizens. HF 48, Avenson, et al. -SF 47, Gluba, et al. SF 47 withdrawn. HF 48 approved 4-8-75.
Fishing license for senior citizens, provide lifetime. SF 29, Palmer, et al. Withdrawn.
Fishing or hunting license, exempt certain military personnel. HF 59, Woods, et al.
Persons 65 or older fish and hunt without license, reimbursement for same to conservation commission. HF 64, Halvorson.
Fishing, hunting or trapping license good until end of open season. HF 189, Schroeder, et al.-HF 775, Natural Resources. SSM.
Fishing licenses for senior citizens, reciprocity. HF 363, Howell.
Prohibit nonresidents from obtaining resident fish and game licenses. SF 317, Natural Resources.
Service fee for issuing hunting and fishing licenses. SF 458, Miller of Des Moines and Junkins-HF 757, Monroe, et al. Hunting
Fishing and hunting licenses, lifetime, senior citizens. HF 48, Avenson, et al.SF 47, Gluba, et al. SF 47 withdrawn. HF 48 approved 4-8-75.
Fishing or hunting license, exempt certain military personnel. HF 59, Woods, et al.
Persons 65 or older fish and hunt without license, reimbursement for same to conservation commission. HF 64, Halvorson.
Deer hunting licenses, landowner and/or member of family, and/or tenant. SF 94, Norpel-HF 322, Bortell and Pellett. SSM.
Fishing, hunting or trapping license good until end of open season. HF 189, Schroeder, et al.-HF 775, Natural Resources. SSM.
Nonresident hunting license, furbearing animals. HF 323, Baker.

## Liquor

Hours alcoholic beverages and beer may be sold, fees required. SF 22, Griffin, et al.-HF 100, Cusack.
Liquor licensees, retail, repeal 15 percent tax. SF 27, Griffin, et al.-HF 87, Cusack.
Prohibit social gambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Prohibit gambling (games of skill, chance, bingo and raffes) at premises covered by a " $B$ " or " C " liquor license. SF 122, Andersen.
Class " $E$ " liquor control license, create, for $w i n e$, certain class " $B$ " beer permit holders. HF 278, Griffee.
Sale of alcoholic liquor by packaged liquor retailer (stores), license, fees, and tax. HF 389, Hargrave.
Sunday beer and liquor sales. HF 761, Judiciary and Law Enforcement.
Strengthen regulatory powers of beer and liquor control department re licenses, etc. HF 847, State Government. Marriage
Marriage licenses, age requirements, legitimacy of children. SF 192, DodererHF 367, Brandt, et al. SF 192 approved 7-14-75.

## Medical-Professional

Special license for practice of medicine and surgery. HF 459, Human Resources. Approved 5-15-75.

## Motor Vehicles

Special registration plates to owners of vehicles holding amateur radio licenses, also personalized registration plates. SF 13, Van Gilst. Approved 3-18-75.
Registration plates and fees, exempt churches from paying. HF 134. Wells.
County treasurer may refuse to issue motor vehicle license if outstanding warrant against applicant. HF 137, Kreamer, et al.-SF 204, Palmer, et al.-SF 519, Cities (all similar subject matter).
Snowmobile operators, licenses, implied consent and flnancial responsibility requirements, etc. SF 349, Glenn-HF 548, Brunow.
Special registration (license) plates issued to national guardsmen. SF 377, Coleman.
Disallow use of vowels on license plates. HF 683, Bina.
Third plate, duplicate, for campers mounted on motor trucks. SF 486, Scott. Motor vehicle registration fees, change, include mileage per gallon of fuel. HF 849, Brunow.
Special license plates, automobiles, handicapped. SF 508, Human Resources.

## Real Estate

Real estate apprentice salesmen, establish Hcense and qualifications. SF 53, Gluba, et al.-HF 124, Cusack, et al.

## Trapping

Trapping licenses to nonresidents. SF 14, Tieden-HF 19, Halvorson. HF 19 withdrawn. SF 14 approved 3-18-75. Became law by pub, 3-28-75.

Fishing, hunting or trapping license good until end of open season. HF 189, Schroeder, et al.-HF 775. Natural Resources. SSM.

## LIE DETECTORSGeneral

Polygraph examination prohibited, employer interviewing prospective employee. HF 238, Jochum, et al.

LIENS-Also see Federal Tax Liens General
Liens, abolish certain ones, liability for payment of charges for care and treatment at certain institutions. HF 292, Human Resources.
Mechanics' liens, changes to. SF 330, Shaw and Willits.
Recording of an instrument and a lien affecting real estate. HF 706, Oakley. Mechanic's liens filed with county recorder. SF 460 , Miller of Des MoinesHF 758, Monroe, et al.
Liens for support of medically ill, state and county, not subject to statute of limitations. SF 471, Winkelman.
Condemnation actions, appeal procedures, notice to a lienholder. HF 756, Jesse.
LIEUTENANT GOVERNOR-Also see Premident of the Senate General
Joint committee to arrange for inauguration. SCR 3-S.J. 47, 61 adoptedH.J. 37 adopted.

Executive officers of the state, change method of selection. HJR 6-Brandt, et al.
Salaries and expenses of lieutenant governor's office paid from funds appropriated for same. SF 115, Appropriations. Approved 3-7-75.
Governor and lleutenant governor be elected as a team. HJR 9, Spear, et al.
Lieutenant governor, change duties of. HJR 12, Spear, et al.
Governor assign executive duties to the lieutenant governor. HJR 14, Brandt, et al.-HJR 21, State Government. Same.
Governor, lleutenant governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.

## LIGHTS-Also see Advertising, Sub-Ref. Mghte

 GeneralRoad machinery, repeal certain sections re red signal lanterns or lights. SF 70. County Government-HF 102, County Government. HF 102 withdrawn. SF 70 approved 3-7-75.
Flashing lights, all emergency vehicles may use. HF 107, Doyle, et al.
Ambulance service personnel authorized to use flashing blue lights on their vehicles. HF 154, Patchett, et al.
Emergency lighting system for public buildings. SF 173, Scott.
Animal-drawn vehicles, flashing amber lights. SF 393, Schwengels-HF 635, Millen and Harper (companion)-HF 743, Transportation (same). SF 393 withdrawn. HF 743 approved 7-8-75.
Benefited street lighting districts, remove requirement that petitioners must own 25 percent of resident property. SF 397, Willits and PalmerHF 791, County Government. SSM. HF 791 withdrawn. SF 397 approved 6-5-75.
White light may be mounted on top of a school bus. SF 414, Norpel.

## LIQUOR-See Alcoholle Beverages

## LIQUOR CONTROL COMMISSION-See Beer and Liquor Control CommisHion

## LITTERING-Also see Environmental Preservation and/or Pollution General

Simple and aggravated littering, defining, penalties. SF 405, Kelly.

## LIVESTOCK-See Animals

## LOANE-

 GeneralUrge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as SCR 13) HCR $10-$ H.J. 187, 220 adopted-S.J. 260, 282, 437, 485, 575 adopted.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as HCR 10) SCR 13-S.J. 235, 243, 255.
Prohibit unsolicited loan offers. SF 159, Gallagher.
Savings and loan associations, and banks pay interest on funds held in trust accounts (for insurance, taxes, etc. on home loans). HF 254, Small.
Reduce interest ceiling on consumer credit transactions. SF 221, Gluba, et al.
Area schools having received interest grant funds may extend the maturation date of loans. HF 401, Jesse and Mennenga. Withdrawn.

Exempt loans of $\$ 100,000$ or more from usury (interest) law. SF 307, Hill of Polk-HF 643 , Hennessey, et al. ( $\$ 25,000$-business; $\$ 35,000$-agriculture). SSM.
Agricultural credit corporations making consumer agricultural loans, raise interest ceiling. HF 500, Hansen.
Amend Uniform Commercial Code, place of filing to perfect a security interest, farm equipment, products, etc., collateral. HF 529, Bortell and Daggett.
Officers of state banks allowed $\$ 10,000$ loan, education. HF 650, Newhard-SF 444, Rodgers, et al.
Loans on residential property by banks. HF 645, Newhard-SF 443, Rodgers, et al.
Finance charges on consumer credit open-end loan accounts, reduce. HF 687, Walter-HF 714, Walter. SSM.
Prohibit the taking of a security interest, other than purchase money, in personal effects, consumer loan. HF 690, Walter.
Savings and loan associations, regulation of, numerous changes. SF 487, Commerce.
Interest payments by the state on certain farm acquisition loans, appropriation. HF 861, Branstad.

## LOBBYISTS—

 GeneralLobbyists, Senate rules governing. SR 6-S.J. 41-46, 144, 148-151, 152-153, 155159 adopted.
Lobbyists, establish regulation of. SF 81, Shaff, et al.—SF 542, Judiciary. SSM.

## LONG TRUCKS—Also see Motor Vehicles, Sub-Ref. Trucks General

Maximum lengths of vehicles, repeal authority of the department of transportation. SF 66, Hill of Jasper.

## LONGEVITY-

## General

Longevity pay for certain employees of the state. SF 227, Robinson, et al.HF 418, Newhard, et al. (companion)-HF 827, State Government (same).

## LOTTERIES—Also see Gambling

 GeneralState lottery. SF 177, Carr, et al.—HF 279, Caffrey, et al.

## MACHINERY-

 GeneralRoad machinery, repeal certain sections re red signal lanterns or lights. SF 70, County Government-HF 102, County Government. HF 102 withdrawn. SF 70 approved 3-7-75.
Retailer may recover part of price of farm machinery, other costs, cancellation of contract with manufacturer. HF 377, Hutchins.

## MAGISTRATES—Also see Law Enforcement and/or Offeers General

Magistrates, jurisdiction of. HF 2, Krause.
Motor vehicle offenses, permit pleas of no contest, nonindictable charge. HF 125, Doyle.
Judges and magistrates, other than supreme court, elected. HJR 19, Nealson of Muscatine and Crabb.
Salary rates, judicial branch of government, public employment relationg
board. SF 564 , Appropriations. Approved $6-30-75$.

## MAIL-

Rural mail delivery, all Iowans, appropriation. HF 646, Miller of Buchanan, et al.

## MANUFACTURING-

 GeneralRetailer may recover part of price of farm machinery other costs, cancellation of contract with manufacturer. HF 377, Hutchins.

MARKETING—Asso see Agriculture, Sub-Ref. Marketing General
Livestock, marketing of, history of, liability, eliminate department of agriculture veterinary inspection fees, etc. HF 199, Husak, et al.-SF 368, Agriculture. $S$.
Marketing board, members of, department of agriculture, receive per diem. HF 793, Agriculture. Approved 6-6-75.
Livestock, marketing of, implied warranty provisions, etc., committee to study. HCR 81—H.J. 2731.

## MARRLAGE-

General
Surnames to be used after marriage. HF 21, Spear, et al.
Breach of contract to marry, abolish action. HF 172 , Kreamer.
Marriage licenses, age requirements, legitimacy of children. SF 192, DodererHF 367, Brandt, et al. SF 192 approved 7-14-75.
Dissolution of marriage. SF 238, Shaw-HF 352, Oakley. SF 238 withdrawn.
Common-law marriages, remove legal status. HF 361, Oakley.
Marriage certificates, prohibit certain information. HF 595 , Lageschulte, et al.-HF 774, Judiciary and Law Enforcement. Same.
Married persons shall not be denied admittance, attendance, etc. to a public school. HF 604, Education.
Educational needs considered, divorce, property settlements and alimony payments. HF 664, O'Halloran.
Decree in a dissolution of marriage action. SF 482, Doderer.

## MASSAGE- <br> General

Massage, practice of, regulation of. SF 67, Shaw and Orr-HF 79, Bittle.
Counties regulate practice of massage and operation of massage establishments. HF 542, Caffrey and Woods.

## MEAT AND POULTRY-See Foods

## MEDICAL_PROFESSIONALGeneral

Nursing and pharmacy included within the definition of professional. SF 123, Commerce. Approved 3-18-75.
Medical personnel may refuse to assist, perform, or participate in abortions. HF 167, Cusack.
Hospital outpatient insurance offered with hospitalization insurance. HF 201, Lipsky.
Prescription drugs, labeling, certain information available to pharmacy examiners, pharmacists and practitioners, etc. HF 200 , Patchett, et al. SF 268, Redmond and Gluba.
Conduct study of availability, cost and terms of professional liability insurance. SCR $16-$ S.J. $346,375,511$.
Disabled persons, reasonable search for medical information, etc. HF 244, Patchett, et al.-HF 845, Judiciary and Law Enforcement. SSM.
Medical procedures to prolong Iffe. SF 207, Ramsey.
Employee may choose doctor, workmen's compensation benefits. HF 302, Jochum, et al.-HF 721, Labor and Industrial Relations. Same.
Establish well-elderly demonstration clinics, preventive medicine, department of health, appropriation. HF 306 , Cusack.
Regulation of prescription drugs, defining wholesalers. HF 310, Cusack, et al.
Health and medical services for minors, consent, emergencies, etc. SF 224 , Doderer and Murray.
Medical, nursing and pharmacy examiners, boards of, appropriation to. HF 333, Appropriations. Approved 4-8-75.
Civil immunity to persons serving on peer review committees. SF 235, Miller of Des Moines and Hultman-HF 369, Byerly, et al. (companion) -HF 790, Judiciary and Law Enforcement (same). HF 369 withdrawn.
Birth defects institute, establish, department of health. SF 247 , Doderer.
Rights for hospital patients, create. SF 347, Gluba and Doderer-HF 585 , O'Halloran (companion)-HF 819, Human Resources (similar).
Medical malpractice panels, each judicial district. SF 348, Heying. (See HF $803)$
Time in which actions arising out of patient care must be brought. SF 372, Miller of Des Moines, et al.--HF 530, Brunow, et al.
Distribution of free samples of prescription drugs to medical practitioners by drug salesmen. HF 547, Cusack.
Actions arising out of patient care, requirements for, liability. SF 412, Priebe, et al.-HF 697, Brunow, et al.
Insurance proceeds payable to physicians, no differential of reimbursement. SF 423, Miller of Des Moines, et al.
Limiting damages in certain actions re malpractice suits. SF 429, Rodgers, et al.-HF 731, Bina, et al.
Consent in writing, patient care, liability, medical personnel and/or hospitals. SF 434, Doderer, et al.-HF 699, Harper, et al.
Attorney fees, liability of a medical practitioner and hospitals. SF 436, Coleman, et al.-HF 727, Schroeder, et al.
Pathology and radiology services, doctors and hospitals may enter into contracts. SF 439, Doderer.
Speech patholgoists and audiologists, licensing of, examining board. HF 642 , Harper, et al.-HF 695, State Government (same)-SF 476, State Government (similar).
Medical malpractice liability insurance, create a joint underwriting association. SF 447, Griffin, et al. (See HF 803)
Autistic (fantasy, communication and behavior disorders, etc.) children, define. HF 689, Bina and Cusack.

Prohibit dollar amount in certain cases re actions against a medical practitioner or hospital. HF 696, Bina, et al.-SF 478, Sovern, et al.
Pharmacies, issuing of new licenses, labeling of certain prescription drugs, and regulation of controlled substances. HF 729, Judiciary and Law Enforcement.
Liens for support of medically ill, state and county, not subject to statute of limitations. SF 471, Winkelman.
State catastrophic illness program, expand and complete study of. (Same as SCR 36) HCR 40--H.J. 1227.
Compensation of persons suffering loss as a result of medical malpractice. HF 803, Commerce. (Similar subject matter as SF 348 and SF 447 combined) HF 803 approved 6-30-75.
Medical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
State catastrophic illness program, expand and complete study of. (Same as HCR 40) SCR 36-S.J. 1144, 1162, 1334.
Emergency medical technicians, department of health discontinue requirement of basic training course the 5 emergency ambulance runs. HCR $46-$ H.J. 1485.
Health, department of, appropriation. HF 887, Appropriations. Approved 7-11-75.
Medical examiners, chiropractic examining board, physical therapy examiners, and engineering examiners, appropriation. SF 550, Appropriations. Approved 7-3-75. Became law by pub. 7-11-75.
Hearing aid dealers, licensing and regulation of. SF 558, Human Resources.
Nursing home costs and relmbursement for care of medical assistance patients, human resources committees appoint joint interim subcommittee to hold hearings and review. SCR 62-S.J. 2204-2205, 2243.

## Chiropractic

Medical examiners, chiropractic examining board, physical therapy examiners, and engineering examiners, appropriation. SF 550, Appropriations. Approved 7-3-75. Became law by pub. 7-11-75.
Dentistry
Mobile dental unit program, appropriation, regents, board of. SF 144, GlubaHF 329, Patchett.

## Optometry

Remedial eye care program, social services continue. HF 463, Human Resources. Approved 5-12-75.
Optometry, feasibility of establishing a college, committee to study. SCR 49S.J. 1883-1884, 1936.

Optometry, feaslbility of establishing a college, committee to study. (Same as SCR 49) HCR 67-H.J. 2499-2500.

## Osteopathy

Certain students at college of osteopathic medicine and surgery, establish a financial assistance and tuition grant program, appropriation. SF 310, Willits, et al.-HF 495, Kreamer, et al.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved $6-3-75$. Item Vetoed.

## Physical Therapy

Medical examiners, chiropractic examining board physical therapy examiners, and engineering examiners, appropriation. SF 550, Appropriations. Approved 7-3-75. Became law by pub. 7-11-75.
Physicians
Rural physicians associate program, establish, appropriation. SF 263, Winkelman.
Special license for practice of medicine and surgery. HF 459, Human Resources. Approved 5-15-75.
Reasonable physician examination fee for injured employee, industrial commissioner. HF 572, Small-HF 833, State Government. SSM.

## Paychology

Psychology examiners, board of, one member may be a teacher. HF 398, State Government. Approved 5-12-75.

## MEDICAL EXAMINERS-

General
Autopsies, reasons for conducting. HF 420, Lipsky.
Special license for practice of medicine and surgery. HF 459, Human Resources. Approved 5-15-75.

## MEDETINGS- <br> \section*{General}

Meetings of public agencies in closed sessions, further eliminate exceptions, and actions that may be taken. HF 214, Griffee, et al.
Board of public instruction, change date of first regular meeting. HF 275, Education. Approved 5-2-75.

Open meetings of public agencies. HF 285, Patchett.
Public agency meetings in closed session, detailed minutes, voiding, attorney fees and court costs. SF 217. Willits, et al.
Expenses of committee members attending meetings be paid upon fling of their expense accounts. SCR 59-S.J. 2078-2079.

## MEMERIALS-

 GeneralHolidays for state employees. HF 15, Wyckoff-HF 166, Wyckoff, et al. S.
Honor the memory of Reverend Martin Luther King, Jr. SCR 8-S.J. 54, 130, 217.

Memorial session, Thursday evening, April 24, 1975 at 7:30 p.m. HCR 24-H.J. 663, 824 adopted-S.J. 795, 798 adopted.
State memorial for persons awarded congressional medal of honor, appropriation. HF 522, Harper and Wyckoff.
MEN-
General
Equal rights for men and women, rescind ratification of proposed amendment. SJR 7, Hill of Jasper.

MENTAL HEALTH-See Health, Sub-Ref. Mental and/or Hospitals, Sub-

## MERCHANDISE-

 GeneralPrice increases of merchandise, retail. HF 247, Patchett, et al.

## MERIT SYSTEM-

 GeneralBoards and commissions, merit system, employees not exempt from. HF 335. Appropriations. Approved 6-3-75.
Temporary employees subject to a federally funded emergency employment utilization program exempted from state merit system. HF 348, Fitzgerald and Monroe-SF 477 , State Government. SF 477 withdrawn. HF 348 approved 5-6-75. Became law by pub. 5-16-75.
Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Merit employment commission may reimburse prospective professional employees for interview expenses, and if hired, moving expenses. SF 394, Junkins, et al.
General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.
Complaints, employment, actions that may be taken, merit system employees, civil rights commission. HF 836, Judiciary and Law Enforcement.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.

## METAL-

General
Brass and copper material, theft of. SF 43, Rabedeaux.

## MIDWEST NUCLEAR COMPACT-A1so see Nuclear and/or Energy General <br> Herbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Appropriations. Approved 4-8-75. <br> Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46 -H.J. 2505-2506, 2667 adopted.

## MIGRANT LABORERS-

General
Migrant labor camp inspectors, department of health employ 2 more, appropriation. SF 242, Gluba-HF 384, Jochum, et al.
Migrant labor camps, minimum standards for, etc. SF 318, Gluba and Robinson -HF 509, Jochum.

## MILEAGE-

General
Increase mileage rate paid to jurors and witnesses. SF 184, Miller of Des Molnes-HF 339, Monroe. SF 184 approved 7-3-75.

## MILITARY-

 GeneralFlshing or hunting license, exempt certain military personnel. HF 59, Woods, et al.
Change date of World War II, Korean Confict, and Vietnam Conflict, coincide with federal government dates. HF 411, Wyckoff and Harper-SF 280.

Norpel (companion)-HF 587, Krause (similar subject matter). SF 280 withdrawn. HF 411 approved 6-6-75.
Educational tuition grants or cash allowance, establish, national guard, appropriation. SF 325, Briles and Coleman-HF 472, Crabb.
Citizens of Iowa in military service shall not serve outside territorial limits in an undeclared war. HF 512, Cusack.
Special registration (license) plates issued to national guardsmen. SF 377, Coleman.
State memorial for persons awarded congressional medal of honor, appropriation. HF 522, Harper and Wyckoff.
Retirement or disability retirement pay, armed forces, excluded from income tax. HF 531, Wyckoff.
Eliminate specific dates of service for veterans benefls, one year after December 7, 1941. HF 534, Stromer.
National guard members receive 4 year free tuition. HF 632, Bina.

## MILITARY SERVICE TAX CREDIT-

 GeneralMilitary service tax credit, veteran fle once. SF 79, Norpel, et al.
Homestead tax credit and military service tax exemption, extend time claims may be audited. HF 182, Ways and Means. Approved 4-16-75.
Veterans' property tax exemption, change dates of eligibllity. HF 277, Koog-ler-HF 593, Bina. SSM. HF 277 withdrawn.
Military service tax exemption, retroactive. HF 811, Ways and Means. Approved 7-14-75. Became law by pub. 7-25-75.

## MINING-MINERALS-

 GeneralSurface-mined land, rehabilitation of, fees, etc. HF 259, Higgins and Bina. Surface coal mining, regulation of, fees, and rehabilitation of. SF 314, Energy -HF 476, O'Halloran. SF 314 approved 5-15-75.

## MINORS——

General
Adoptions, parental rights, etc. SF 41, Shaw, et al.-HF 92, Oakley, et al. (companion)-HF 614, Human Resources (similar). HF 92 withdrawn. Child support paid out of assets of an estate, trusts. HF 70, Doyle and O'Hal-loran-SF 172, Doderer.
Juvenile court supervisory personnel, counties 250,000 or more population. HF 72, Bittle and Caffrey.
Child care centers, appropriation to social services. SF 112, Murray, et al.
Mandatory school attendance until 18 years of age, exceptions. HF 157 , Horn.
Juveniles, services for, community-based correctional programs. SF 143, Murray and Ramsey.
Minors may change name. HF 221, Tofte.
Delinquent children, definition of, delete certain provisions of. HF 241, Cusack and Bina.
Marriage licenses, age requirements, legitimacy of children. SF 192, DodererHF 367, Brandt, et al. SF 192 approved 7-14-75.
Health and medical services for minors, consent, emergencies, etc. SF 224, Doderer and Murray.
Dissolution of marriage. SF 238, Shaw-HF 352, Oakley. SF 238 withdrawn.
Detention of a child for more than 48 hours. SF 255 , DeKoster, et al.-HF 655, Middleton, et al.
Possession with intent to distribute, narcotics, increase penalties. HF 378, Hargrave.
Childhood development, continue governor's task force, appropriation. SJR 6, Doderer, et al. Approved 7-14-75.
Juvenile court, judges, referees, dependent, delinquent, and neglected children, changes. HF 439, Doyle, et al.
Contributing to the delinquency of a minor child, lessen penalty. HF 442. Doyle.
Change age of majority, Uniform Gifts to Minors Act. SF 340, Griffin.
Children in need of assistance, neglected, dependent, and definition of a delinquent child. HF 474, Lipsky, et al.-SF 358, Kelly, et al. SF 358 approved 7-19-75.
Obscenity, regulation of. HF 513, Wells, et al.
Termination of parental rights proceedings, quantity or amount of proof of. HF 574, Doyle.
Childhood development, office of and advisory council, establish. HF 583 , Lipsky, et al.
Minors, rights at transfer hearings, juvenile court to criminal court. HF 603, Human Resources.
Parentage of children, repeal chapter-paternity of children, etc., rights and obligations. SF 420, Doderer.
Juvenile court records made available to claimant for damages. SF 433, Shaw.
Prohibit storage of criminal history data, certain juveniles. HF 649, Doyle, et al.
Allow either parent to sign minor's application for driver's license. HF 667, Bittle.

Autistic (fantasy, communication and behavior disorders, etc.) children, define. HF 689, Bina and Cusack.
State juvenile justice system, continue study. HCR 41-H.J. 1227-1228.
Special education programs and services, requirement for. HF 801, Education. Approved 7-17-75.
Child care facilities, licensing and regulation of. SF 491, Human Resources. Approved 7-17-75.
State juvenile justice system, continue study. (Same as HCR 41) SCR 37S.J. 1144-1145, 1162, 1334.

Vietnamese children, placement and adoption. HF 877, Oakley. Approved 7-8-75.
Child support recovery unit within department of social services, create. SF 518, Human Resources. Approved 7-17-75.

## MISSISSIPPI PARKWAY PLANNING COMMISSION-

 GeneralHerbert Hoover Foundation, Mississippi River Parkway, Midwest Nuclear Compact, and Iowa American Revolution Bicentennial Commission, appropriation. HF 267, Approprlations. Approved 4-8-75.
Great River Road, appropriation to department of transportation for. SF 540. Junkins, et al.

## MISSOURI RIVER RIVERERONT PROJECT-

 GeneralMissourl River riverfront project, appropriation to conservation commission. SF 579, Appropriations. Approved 7-14-75.

## MOBILE EQUIPMENT-

 GeneralMobile dental unit program, appropriation, regents, board of. SF 144, GlubaHF 329, Patchett.

## moвlle номеs-

 GeneralMobile home tax, deductible on Iowa income tax returns. HF 89, Bortell.
Mobile homes, etc., movement of. HF 210, Woods, et al.-HF 479, Transportation (similar)-HF 235, Drake (similar subject matter). HF 479 approved 6-6-75.
Mobile home tiedowns, shelters, etc. HF 263, Patchett, et al.
Mobile home tiedowns. HF 617, Transportation.
Reimburse counties, additional property tax relief, owners of mobile homes, 65 or older or disabled, appropriation. HF 702, Miller of Buchanan.
MONEYS AND CREDITSGeneral
Intangible personal property, imposition of a tax. HF 876, Mennenga.
Moneys and credits replacement fund, appropriation. SF 560 , Appropriations. Approved 6-16-75.

MORTGAGESGeneral
Savings and loan associations, and banks pay interest on funds held in trust accounts (for insurance, taxes, etc. on home loans). HF 254, Small.
Loans on residential property by banks. HF 645, Newhard-SF 443, Rodgers, et al.
Valuation of property for tax purposes, consider mortgage. HF 854, Mennenga.

## MOTELS-See Hotels-Motels

## MOTOR VEHICLES-A1so see Transportation General

Vehicle accidents, reporting of. SF 6, Norpel—SF 18, Priebe. SSM. SF 6 withdrawn. SF 18 approved 7-19-75.
Magistrates, jurisdiction of. HF 2, Krause.
Accident records, delete if, motor vehicles. SF 11, Norpel. Withdrawn.
Motor vehicle accidents, sticker removed after repair. SF 17, Kelly.
Emergency vehicles, may drive to left of center of roadway. SF 45, Redmond, Withdrawn.
Operating a motor vehicle while intoxicated, penalties for. HF 52, Oakley.
Vehicle safety standards, department of transportation. SF 58, Norpel.
Turn signals, require use of. SF 69, Rodgers.
Road machinery, repeal certain sections re red signal lanterns or lights. SF 70, County Government-HF 102, County Government. HF 102 withdrawn. SF 70 approved 3-7-75.
Operating a motor vehicle while under the influence of alcohol, implied consent, penalties, etc. SF 76, Plymat, et al.-HF 245, Oakley, et al.
Persons convicted of driving while intoxicated pay costs of chemical test administered. SF 80 , Winkelman.
Emergency vehicles, may be driven left of center line, or wrong way on a oneway street. HF 90, Judiciary and Law Enforcement.
Flashing lights, ali emergency vehicles may use. HF 107, Doyle, et al.

Motor vehicle offenses, permit pleas of no contest, nonindictable charge. HF 125, Doyle.
Registration plates and fees, exempt churches from paying. HF 184, Wells.
Regulate modification of road clearance or center of gravity of motor vehicles. HF 150, Miller of Buchanan, et al.-HF 576, Transportation. SSM.
Ambulance service personnel authorized to use flashing blue lights on their vehicles. HF 154, Patchett, et al.
Abandoned vehicles need not be sold only to a dealer. HF 161, Schroeder135, Gluba.
Operating a motor vehicle while under influence of alcohol, redefine offense, etc. HF 168, Daggett.
Motor vehicles towing disabled vehicles, speed restrictions. HF 196, DoyleHF 753, Transportation. SSM.
Locking a wheel of a car, prohibit. HF 223, Patchett, et al.
Cars, restrict number used and operated by a household. HF 256, Horn.
Prohibit studded tires or ice grips, exceptions. SF 226, Transportation.
Abandoned vehicles, change definition, and time element. HF 324, Transportation.
Repair of consumer products, household appliances, motor vehicles, etc. HF 355, Horn.
Motor vehicles used by railroad companies, safety standards and equipment. SF 295, Miller of Des Moines, et al.
Confiscated motor vehicles, proceeds from sale of deposited in general fund. HF 446, Crabb.
False odometer statements, offense subject to penalty. HF 498, Transportation. Approved 6-6-75.
Prohibit hunting or fishing from a motor vehicle. HF 546, Daggett.
Uninsured motorist coverage for property damage to vehicle of insured. HF 555, Egenes.
Control of motor vehicles when approaching certain warning devices. SF 388; Miller of Des Moines.
Animal-drawn vehicles, flashing amber lights. SF 393, Schwengels-HF 635, Millen and Harper (companion)-HF 743, Transportation (same). SF 393 withdrawn. HF 743 approved 7-8-75.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing, appropriation to department of transportation. HF 594 , Hutchins, et al.
Motor vehicles, state, purchase and use of, use of private motor vehicles for state business. HF 602, Daggett, et al-HF 814, State Government. SSM. HF 602 withdrawn. HF 814 approved 6-29-75. Became law by pub. 7-11-75.
Escort fees for oversized vehicles, DOT establish. SF 417, Tieden.
Noise levels of motor vehicles, regulation of, local authorities. SF 467, Hill of Polk-SF 484, Cities. SSM.
Regulating open containers of alcoholic liquor, beer, or wine within a motor vehicle being operated on highways. HF 733, Hutchins.
Transportation of alcoholic liquors or beer, carriers or private individuals, prohibit open containers unless within a compartment, vehicles. HF 746, Tansportation.
No fault motor vehicle insurance. HF 759, Commerce.
Width of passenger buses and vehicles carrying modular building materials, increase. SF 489, Transportation.
Operators of motor vehicles, exceptions in licensing. HF 840, Tranaportation.
Agricultural implements excluded from width requirements re movement. HF 843, Agriculture.
Tri light safety signal system, authorize study of, appropriation. HF 853, Woods.
Vehicle registration fee structure, committee to study. HCR 48-H.J. 1615.
Traffic and/or motor vehicle offenses, uniform citations and charges, etc. SF 535 , Judiciary.
Exempt state motor vehicles used for venereal disease investigation from state sign and official registration plates. SF 546 , State Government.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing expenses, appropriation. HF 910, Appropriations. Approved 7-8-75.

## Ambulancen

Ambulance service, counties, all or portions, surcharge. SF 35, Shaff.
Ambulance service, standards for, levy taxes, etc. HF4 40, Drake, et al.
Emergency vehicles, may drive to left of center of roadway. SF 45, Redmond. Withdrawn.
Emergency vehicles, may be driven left of center line, or wrong way on a oneway street. HF 90, Judiciary and Law Enforcement.
Flashing lights, all emergency vehicles may use. HF 107, Doyle, et al.
Benefited fire districts may own and operate ambulances. HF 153, Patchett.
Ambulance service personnel authorized to use flashing blue lights on their vehicles. HF 154, Patchett, et al.
Ambulances may use amber flashing light. SF 398, Norpel, et al.
Ambulance service expense fund, county, create. HF 630, Brunow.
Buges-Also see Schools, Sub-Ref. Buges
Mufflers on city motor buses. SF 32, Robinson, et al.

School buses, require use of fashing signal lights and stop arms within city limits. HF 142, Bittle-HF 394, Transportation. Same. HF 142 withdrawn.
Seat belts, school buses. HF 233, Lipsky and Drake.
White light may be mounted on top of a school bus. SF 414, Norpel.

## Fees

Special trucks, registration fees. SF 24, Priebe, et al.
Allow motor vehicle fees and fuel taxes to accrue to the general fund. HJR 20. Small.
Motor vehicle registration fees, change, include mileage per gallon of fuel. HF 849, Brunow.

## Inspection

Exempt motor vehicles from inspection, dissolution of marriage. SF 287, Heying. Withdrawn.
Exempt motor vehicles from inspection if inspected in previous 60 days when transferring within a family. HF 432, Transportation. Approved 5-2-75.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Motor vehicle inspections, reciprocal agreements, etc. SF 462, Miller of Des Moines.

## Licenses

Special registration plates to owners of vehicles holding amateur radio licenses, also personalized registration plates. SF 13, Van Gilst. Approved 3-18-75.
Proof of motor vehicle financial responsibility, reinstated driving privileges. SF 187, Gallagher.
Motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel be used for highway purposes, repeal. SJR 3, Gluba-HJR 13, Small.
Motorized bicycles, motor vehicle license. HF 658, Hines.
Special license plates, automobiles, handicapped. SF 508, Human Resources. Motoreycles
Motorcycles, mufling devices. HF 110, Bittle, et al.
Protective headgear for motorcyclists. HF 133, Horn. Also see HF 421.
Protective headgear, and equipment, motorcyclists. HF 421, Transportation. Approved 6-16-75.
Operation of motorcycles by persons issued instruction permits. HE 704, Transportation.

## Registration

Special registration plates to owners of vehicles holding amateur radio licenses, also personalized registration plates. $S F$ 13, Van Gilst. Approved 3-18-75.
Farm trailers, registration. SF 44, Priebe, et al. Approved 6-5-75. Became law by pub. 6-13-75.
Registration plates and fees, exempt churches from paying. HF 134, Wells.
County treasurer may refuse to issue motor vehicle license if outstanding warrant against applicant. HF 137, Kreamer, et al.-SF 204, Palmer, et al.-SF 519, Cities (all similar subject matter).
Restoration of a suspended license and registration or nonresident's operating privilege. HF 146, Transportation. Approved 4-22-75.
Travel trallers, registration of, storage. HF 304, Doyle.
Motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel be used for highway purposes, repeal. SJR 3, Gluba-HJR 13, Small.
Motor vehicle registration, revise, increase certain fees; braking and hitching requirements for certain travel and semitraflers, width of vehicles, etc. HF 450, Transportation. Approved 7-17-75.
Church owned vehicles carry "Church Bus" registration plates, $\$ 5.00$ annual fee. SF 316, Gluba.
Disallow use of vowels on license plates. HF 683, Bina.
Registration of trailers and semitrailers for a 3 year period, trip permits, and registration apportionment agreements. HF 724, Transportation. Approved 7-14-75.
Travel trailers, registration of. HF 744, Transportation.
Motor vehicle registration fees, change, include mileage per gallon of fuel. HF 849, Brunow.

## Snowmobiles

Snowmobile registration fees, percentage credited to county conservation or general fund, and state conservation fund, $S F 170$, Priebe, et al.HF 315, Husak, et al.
Snowmobile operators, licenses, implied consent and financial responsibility requirements, etc. SF 349, Glenn-HF 548, Brunow.
Snowmobiles, operation of, time, etc. HF 480, Howell.
Snowmobile accidents, committee to study. HCR 53-H.J. 2011.

## Trailerm

Farm trailers, registration. SF 44, Priebe, et al. Approved 6-5-75. Became law by pub. 6-13-75.

Motor trucks or truck tractors pulling farm trailers, registration of. HF 53. Husak and Pellett. Withdrawn.
Travel trailers, registration of, storage. HF 304, Doyle.
Overall length of combinations of vehicles, 65 feet. HF 404, Woods, et al.HF 884, Transportation. $S$.
Travel and semitrailers, braking and hitching requirements. HF 688, Doyle. Withdrawn.
Registration of trailers and semitrailers for a 3 year period, trip permits, and registration apportionment agreements. HF 724, Transportation. Approved 7-14-75.
Travel trallers, registration of. HF 744, Transportation.

## Trucks

Special trucks, registration fees. SF 24, Priebe, et al.
Motor trucks or truck tractors pulling farm trallers, registration of. HF 53, Husak and Pellett. Withdrawn.
Maximum lengths of vehicles, repeal authority of the department of transportation. SF 66, Hill of Jasper.
Rubbish trucks may exceed axle gross weight. HF 301, Hines.
Overall length of combinations of vehicles, 65 feet. HF 404, Woods, et al.HF 884, Transportation. S.
Motor vehicles reduce speed approaching slow moving vehicles, garbage trucks may display reflective devices. SF 271, Willits.
Transportation commission may have up to 45 days after convening of the general assembly to submit rules re length limits of vehicles. SF 391, Norpel.
Increase maximum weight limits for motor vehicles. SF 415, Norpel-HF 686, Wyckoff.
Intrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.
Registation of trailers and semitrailers for a 3 year period, trip permits, and registration appropriation agreements. HF 724, Transportation. Approved 7-14-75.
Non-self-propelled implements of agriculture included in 60 foot length of vehicles, transporting. HF 763, Wulff.
Third plate, duphcate, for campers mounted on motor trucks. SF 486, Scott.

## MOTORCYCLES—See Motor Vehicles, Sub-Ref. Motorcyclen

## MOVING-

## General

Moving expenses, transportation, employees of highway division, DOT. HF 81. Transportation. Approved 3-14-75.

## MUSIC-

General
Congratulate Larry Graham for his outstanding success and musical accomplishments and best wishes for continued success. (Same as HR 47) SR 15-S.J. 2074, 2256-2257 adopted.
Congratulate Larry Graham for his outstanding success and musical accomplishments and best wishes for continued success. (Sarfe as SR 15) HR 47-H.J. 2506-2507, 2671.

## NAMES-

General
Surnames to be used after marriage. HF 21, Spear, et al.
Minors may change name. HF 221, Tofte.
Names of school districts, may change, election. HF 405, Evans and West.
Telephone companies publish in directories, if requested, names of both husband and wife. SF 320, Doderer, et al.
"Hawkeye State", official state titie. HF 496, Wells.
School districts 'may change name, election. SF 383, Burroughs-HF 779, Education. HF 779 withdrawn. SF 383 approved 5-12-75.

NARCOTICS—Also see Drugs and/or Medical-Professional and/or Pharmacy General
Narcotic drugs, distribution of, penalty. HF 78, Danker, et al.
Possession with intent to distribute, narcotics, increase penalties. HF 378. Hargrave.
Pharmacies, issuing of new licenses, labeling of certain prescription drugs, and regulation of controlled substances. HF 729, Judiciary and Law Enforcement.

## NATLONAL CONFERENCE OF STATE LEGISLATIVE LEADERSGeneral

That the I.R.C. of the National Conference of State Legislatures and the Midwestern Conference of the Council of State Governments appoint committees to develop proposals to aid farmers and ranchers for consideration by Congress and the states. SCR. 19 -S.J. 497, 535, 595.

Transfer of retirement benefits from one state to another, public employee plans, committee develop program and model legislation. ECR 80H.J. 530 .

## NATIONAL GUARD-See Military

## NATURAL RESOURCES AND COUNCIL-

 GeneralShelter belt program, appropriation. HF 31, Krause.
Abolish natural resources council, transfer powers and duties to environmental quality and geologist. SF 236, Gallagher-HF 609, O'Halloran.
Fairs, fair board, geological survey, and natural resources council, appropriation. HF 455, Appropriations. Approved 4-22-75. Item Vetoed.
Membership of the natural resources council. SF 338, Natural Resources. Vetoed 5-15-75.
Search warrant and bonding authority of natural resources council, investigations. SF 369, Culver.
Statewide water plan. HF 760, Appropriations. Approved 5-15-75.
Certain state agencies report quarterly to standing Senate and House natural resources committees. SF 512, Natural Resources.
NO FAULT INSURANCE-Also see Insurance General
No fault motor vehicle insurance. HF 759, Commerce.

## NOISE-

General
Noise pollution, prevention, abatement or control of. HF 713, Lipsky.
Noise levels of motor vehicles, regulation of, local authorities. SF 467 , Hill of Polk-SF 484, Cities. SSM.

## NOTICES-

General
Summons and notice by juvenile court, counsel. SF 273, Doderer, et al.-HF 489, Newhard, et al.
Summary of a proposed city budget with notice of public hearing published. SF 306, Rabedeaux-HF 554, Newhard.
Mechanics liens, changes to. SF 330, Shaw and Willits.
Forfeiture of real estate contracts, vendee pay costs. SF 537, Kelly.
NUCLEAR-Also see Energy and/or Midwest Nuclear Compact General
Nuclear power plants, construction of, waiting period of 5 years. HF 282, Cusack.
Urge Congress direct the Office of Technology Assessment study and investigate the entire nuclear cycle from mining through fuel reprocessing and waste management, safety, licensing, etc. SCR 23-S.J. 606607, 622, 664.
State nuclear power plant monitoring program, establish. HF 656, Hennessey.
Regulation of hazardous substances, committee to study. SCR 34-S.J. 10961097.

Regulation of nuclear reactors. SF 509, Energy.
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 16961697.

## NURSING-

General
Nursing and pharmacy included within the definition of professional. SF 123, Commerce. Approved 3-18-75.
Medical, nursing and pharmacy examiners, boards of, appropriation to. HF 333, Appropriations. Approved 4-8-75.
Nursing examiners, suspension and revocation of licenses, same hearing powers as medical examiners. HF 538, Cusack.
Schools of nursing, students included in tuition grant program. HF 579, Horn and Connors-SF 468, Nolting.
Part-time students and schools of nursing students included in tuition grant program. HF 762, Education. ( HF 331 -SF 385 companion) and (HF $79-\mathrm{SF} 468$ companion) combined are similar to HF 762).

## NURSING Homes-See Homes, Sub-Ref, Nursing

OBSCENITY-
General
Obsenity, defines, certain acts a crime, etc. SF 219, Andersen.
obscenity, regulation of. HF 513 , Wells, et al.
Obscene material, public offense. HF 888, Spencer, et al.

## OCCUPATIONAL SAFETY AND HEALTH—

General
Occupational safety and health act, amend. SF 92, Robinson-HF 204, Labor and Industria! Relations. HF 204 withdrawn. SF 92 approved 2-28-75.

Employment security commission, industrial commisisoner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also Increase certain fees. HF 890, Appropriations. Approved 7-11-75.

## ODOMETERS-

 GeneralFalse odometer statements, offense subject to penalty. HF 498, Transportation. Approved 6-6-75.

## OFFENDERS-Also mee Crime and/or Law Enforcement General

Operating a motor vehicle while intoxicated, penalties for HF 52, Oakley. Motor vehicle offenses, permit pleas of no contest, nonindictable charge. HF 125, Doyle.
Operating a motor vehicle while under influence of alcohol, redefine offense, etc. HF 168, Daggett.
Prostitution, and other offenses, define. HF 417, Wulff.

## OFFICERS-Also see Police

 GeneralPeace officers' retirement system, qualifications. SF 9, Hultman and Tieden.
Retirement age for policemen and firemen. SF 10, Hultman and Tieden.
Assaulting and obstructing a law enforcement officer, penalties. HF 103, Nealson of Muscatine.
Disabled persons, reasonable search for medical information, etc. HF 244, Patchett, et al.-HF 845, Judiciary and Law Enforcement. SSM.
Increase salaries of highway patrolmen and contribution to peace officers' retirement system, appropriation from primary road fund. HF 319, Harvey.
Conservation peace officers, establish monthly retirement allowance, IPERS. SF 305, Nystrom, et al.-HF 605, Connors, et al. (companion)-HF 768, State Government (same).
Disability benefits paid to policemen and firemen deducted from salary and allowances. SF 319, Andersen and Shaw -HF 519, Junker.
Peace officers' retirement, accident and disability system, improve certain benefits. SF 332, Nystrom, et al.-HF 622, Connors, et al. (companion) -HF 772, State Government (same)—SF 473, State Government (similar subject matter).
Retirement qualifications for peace officers, change to 25 years of service. SF 379, Junkins, et al.
Transfer special agents of the fraud, arson and explosives unit of the div. of fire protection of public safety from IPERS to public safety peace officers' retírement system. HF 624, Connors, et al.
Peace officers employed by department of public safety may administer oaths, acknowledge signatures, etc. HF 820, Transportation. Approved 6-30-75.
Fees collected by sheriffs and certain other police authorities. HF 891, Ways and Means. Approved 6-29-75.
Retirement benefits for peace officers, police and firemen, changes. HF 914, Appropriations.
Pension and retirement needs of peace officers and corrections officers, committee to study. HCR 76-H.J. 2570.
OLD AGE ASSISTANCEGeneral
Clalms against estates of decedents having received old age assistance, void. SF 233, DeKoster. Approved 4-28-75. Became law by pub. 5-6-75.

## OMBUDSMAN-See Citizens' Aide

## ORGANIZATIONS—

 GeneralOrganizations, institutions, or charities (churches excluded) soliciting and receiving public donations, require accurate statements, increase penalties. HF 138, Doyle.
Organizations doing business with the state or political subdivisions disclose ownership interests. HF 280, Hargrave.
Civil immunity to persons serving on peer review committees. SF 235, Miller of Des Moines and Hultman-HF 369, Byerly, et al. (companion)-HF 790, Judiciary and Law Enforcement (same). HF 369 withdrawn.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing, appropriation to department of transportation. HF 594, Hutching, et al.
Permissible locations of games of skill, chance and raffles, qualifled organizations. SF 441, Gluba.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing expenses, appropriation. HF 910, Appropriations. Approved 7-8-75.

## OXYGENC-

General
Oxygen, prescribed, exempt from sales and use tax. HF 38, Lipsky. Approved 7-15-75.

PACKAGING-

General
Packaging of meat, poultry, eggs, and milk, date first packaged and removal date. HF 308, Patchett, et al.
Packaged meat, sold to public, must be in a transparent package. SF 229. Hill of Polk-HF 365, Brockett.

## PARL-MUTUEL-

 GeneralPermit pari-mutuel betting, create racing commission, one track. SF 152, Kinley-HF 198, Caffrey.
Pari-mutuel betting as it affects the citizens, economy and political eubdivisions of the state, committee to study. HCR 64-H.J. 8517.

## PARKINGGeneral

Fines for parking violations, payment of to city clerk or his designee. HF 634, Crawford-HF 800, Cíties and Towns. Same.
PARKING METMERGGeneral
Exempt jurors from parking meter regulation. FHF 666, Bittie and JeageHF 874, Cities and Towns (includes boards of review). S8M.

## PARKS.

 GeneralState park roads, and other, maintenance and repair of, conservation commission jurisdiction. HF 68, Small, et al.
State park advisory committees, create. HF 152, Patchett, et al.-SF 290, Doderer.
Recreational areas, impose fee for restricted areas. SF 260 , Bergman, et al.
Parks, certain trees and rocks removed by conservation commission for safety and timber resource reasons. HF 488, Middleswart. Approved 6-3-75. Became law by pub. 6-10-75.
Recreational facilities under conservation commission, flnancing of. HF 707, Brunow.
Ledges State Park, flooding of, agreements, conservation commission and other governmental agencies. SF 336, Nystrom-HF 717, Crawford and Hines.

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PAROLE-See Social Servicem, Sub-Ref. Parole, Board of
PARTNERSHIPSGeneral
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Exclude sole proprietorships and partnerships from interest limitations. SF 392, Norpel.

## PATERNITYGeneral

Parentage of children, repeal chapter-paternity of children, etc., righta and obligations. SF 420, Doderer.

## PEACE OFFICERS-See Ofincers and/or Police

PENAL INSTITTUTIONSGeneral
Benefits for employees, and their dependents, of adult penal and correctional institutions, appropriation. HF 499, Doyle, et al.-HF 771, Judiciary and Law Enforcement. Same.
Penal institution employees paid overtime after 40 hours. SF 382, Schwengels, et al.
Conditional release for inmates of correctional institutions. SF 538, Kelly and Doderer.
Services by county medical examiner rendered to a state institution paid by that institution. SF 552, Junkins, et al. Prisoners
Parole, eligibility for, and suspended sentences, persons displaying firearms, felony-life sentences. HF 145, Nealson of Muscatine.
Exchange of inmates with federal bureau of prisons. SF 253, DeKoster, et al.
Autopsy on deceased persons confined in prisons, jails or correctional institutions, require. HF 430, Lipsky, et al.
Inmates and prisoners injured, employment duties, compensation. HF 485, Newhard, et al.
Furlough programs for inmates. HF 456, Doyle, et al.
Work release programs for inmates of instítutions. HF 458, Lipsky, et al.
Persons serving life terms, parole board review after 5 years. HF 481, Doyle, et al.

Transfer of prisoners from an adult correctional institution to another institution, social services. HF 503, Human Resources.
Legal fees for inmates and patients of state institutions, payment of. SF 533, Junkins, et al.

## Prisons

Prison industry depreciation fund, establish. SF 254, DeKoster and Kelly.
Adult penal and correctional system, state, study committee to further investigate and study. HCR 22-H.J. 531-532.
Wardens shall not receive dwelling nor inmate domestic service. HF 657, Middleton, et al.-SF 451, Kelly and Doderer. S.

## Reformatories

Discharged inmates of penal institutions furnished clothing, transportation, and money. SF 169, Doderer and Kelly-SF 456, Judiciary. SSM. SF 169 withdrawn. SF 456 approved 7-14-75.
Adult penal and correctional system, state, study committee to further investigate and study, HCR 22-H.J. $531-532$.
Autopsy on deceased persons conflned in prisons, jails or correctional institutions, require. HF 430, Lipsky, et al.

## PENSIONS-See Retirement Systems

## PERMITS-

 GeneralHours alcoholic beverages and beer may be sold, fees required. SF 22, Griffin, et al.-HF 100, Cusack.
Beer permits, may obtain any or all. SF 28 , Griffin, et al.
Mobile homes, etc., movement of. HF 210, Woods, et al.-HF 479, Transportation (similar)-HF 235, Drake (similar subject matter). HF 479 approved 6-6-75.
Intrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.
Cigarette permits, issuance of. HF 725, Ways and Means. Approved 7-8-75.
Increase gross weight for hauling livestock, grain, fuel, and agricultural materials, permits issued, DOT. SF 480, Taylor, et al.
Sunday beer and liquor sales. HF 761, Judiciary and Law Einforcement.
Rubbish trucks, annual special permit for operation of, excess weight. HF 906, Ways and Means.
PERSONNEL—See Merit System and/or Employment
PESTICIDES-A1so see Agricuiture, Sub-Ref. Penticiden General
Airmen, instructors, and aircraft, application of herbicides and pesticides, increase fees. HF 105, Transportation. Approved 4-8-75.

## PETROLEUM-

 GeneralProducers, refiners, and distributors of motor fuel register with secretary of agriculture, prohibit operation of service stations, prohibit discrimination re stations, etc. HF 550, Patchett, et al.-SF 408, Redmond.
Petroleum products, marketing, distribution, and pricing of, committee to study. SCR 39 -S.J. 1310 .
Petroleum products, marketing, distribution, and pricing of, committee to study. (Same as SCR 39) HCR 52-H.J. 1914-1915.

PHARMACY_Also mee Drugm and/or Narcotics and/or Medical—Profensional General
Nursing and pharmacy included within the definition of professional. SF 123, Commerce. Approved 3-18-75.
Prescription drugs, labeling, certain information avallable to pharmacy examiners, pharmacists and practitioners, etc. HF 200, Patchett, et al.SF 268, Redmond and Gluba.
Regulation of prescription drugs, defining wholesalers. HF 310, Cusack, et al.
Medical, nursing and pharmacy examiners, boards of, appropriation to. HF 333, Appropriations. Approved 4-8-75.
Distribution of free samples of prescription drugs to medical practitioners by drug salesmen. HF 547, Cusack.
Prescription drugs, retail price posted in every pharmacy, advertising. HF 636, Bina, et al.
Pharmacies, issuing of new licenses, labeling of certain prescription drugs, and regulation of controlled substances. HF 729, Judiciary and Law Enforcement.

## PHOTOGRAPER-

 GeneralPhotograph, operators' and chauffeurs' licenses. SF 1, Grifin.

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## PHYSICIANS—See Medical-Profensional, Sub-Ref. Physicians

PICKETING-Also see Civil Disorders, Riots and/or Strikes General
Prohibit persons not involved in a particular labor dispute from picketing. HF 445 , Branstad.

## PIONEER LAWMAKERRS-

 GeneralJoint session Thursday, April 10, 1975 , at 2.00 p.m., Pioneer Lawmakers present program. SCR 18-S.J. 459, 476 adopted-H.J. 441, 613 adopted.
Code editor, legislative research bureau, legislative fiscal bureau, pioneer lawmakers, and commission on uniform state laws, appropriation. SF 523, Appropriations. Approved 6-16-75.

## PIPELINES-

General
Annual rental charges to landowner, other damages, eminent domain, pipelines. SF 65, Gallagher, et al.-HE 309, Avenson, et al.-HF 754, Agriculture. S.
Public utilities acquiring easements, terms negotiable. SF 175 , Heying and Taylor.

## PLANNING AND PROGRAMMING-

 GeneralWinterize homes of elderly and low-income families, appropriation to planning and programming. HF 271, Cusack, et al.
Development commission, abolish. SF 469, Gluba.
Governor, lieutenant governor, office for planning and programming and counctl of state governments, appropriation. सF 889, Appropriations. Approved 7-9-75.

## PLATMNNG—Alao see Property anisor Real Estate

 GeneralRecording of subdivisions, platting, surveying, etc. HF 388, Bittle.
Platting of land, changes to. HF 909 , Ways and Means.

## POLICE-Also mee Ofifers <br> General

Peace officers' retirement system, qualifications. SF 9, Hultman and Tieden.
Retirement age for policemen and firemen. SF 10, Hultman and Tieden.
Assaulting and obstructing a law enforcement officer, penalties. HF 103, Nealson of Muscatine.
Law enforcement communications with local law enforcement agencies. SF 156, Gallagher and Winkelman-HF 202, Doyle, et al. SF 156 withdrawn. HF 202 approved 4-14-75. Became law by pub. 5-8-75.
Disabled persons, reasonable search for medical information, etc, HF 244, Patchett, et al.-HF 845 , Judiciary and Law Enforcement. SSM.
Abandoned vehicles, change definition, and time element. HF 324, Transportation.
Civil service systems of cities, change. HF 395, Cities and Towns. Approved 6-3-75.
Disability benefits paid to policemen and firemen deducted from salary and allowances. SF 319, Andersen and Shaw-HF 519, Junker.
Police and fire retirement systems, improve certain benefits. SF 334, Nystrom, et al.-HF626, Byerly (companion)-MF 804, State Government (same) -SF 490 , State Government (similar subject matter).
Retirement qualifications for policemen and firemen, change to 25 years of service. SF' 361, Junkins, et al.
Postsecondary education program for city police officers, establish. EIF 571, Cusack.
Change method of computing pension increases for retired firemen and policemen. SF 410, Carr.
Hazardous materials, transportation of, reporting accidents. HF 736, Energy.
Police districts, county, establish public safety commissions for, property tax levy. SF 492, Schwengels, et al.
Iowa police radio system, separate division, public safety. SF 514 , Schwengels.
Fees collected by sheriffs and certain other police authorities. HF 891, Ways and Means. Approved 6-29-75.
Retirement benefits for peace officers, police and firemen, changes. Hp 914, Appropriations.
Pension and retirement needs of peace officers and corrections officers, committee to study. HCR 76 -H.J. 2570.

## POLITICAL CAMPAIGNS-See Campaigng

POLITICAL CANDHDATES-See Candidates

## POLITICAL ORGANIZATIONS-

 GeneralPrimary elections, disregard political affiliation, etc. HF 381, Wyckoff.

## POLITICS-

General
Highway patrol personnel, exclude political affliations. HF 6, Monroe. Approved 4-8-75.
Campaign finance and disclosure recommendations. SF 164, Hansen, et al.HF 246, Norland and West.
Boards, commissions, and councils, state, political affiliation of persons on. SF 488, State Government.

## POLLUTION-Also nee Environmental Preservation

 GeneralAir or water pollution, repeal limited property tax exemption. SF 87, Gluba, et al.-HF 119, Brandt, et al.
Air and water pollution, reduce length of time for property tax exemption. HF 143, Cusack.
Environmental impact statements issued when planning construction or operation of development projects. HF 274, Cusack.
Simple and aggravated littering, defining, penalties. SF 405 , Kelly.
Noise pollution, prevention, abatement or control of. HF 713, Lipsky.
Regulation of hazardous substances, committee to study. SCR 34-S.J. 10961097.

Indirect sources of air pollution, department of environmental quality. HF 862, Varley.
Rubbish trucks, annual special permit for operation of, excess weight. HF 906, Ways and Means.

## POLYGRAPHS—See Lie Detectors

## PREGNANCY-

## General

Public employees' absences because of pregnancy and recovery may use sick leave. HF 243, Patchett, et al.

## PRESIDENT and/or VICE-PRESIDENT-UNITED STATES-

 GeneralPresidential preferential primary election. HF 209, Patchett, et al.
Presidential electors, expenses paid from funds other than those appropriated from general fund. HF 229, Appropriations. Approved 4-8-75.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801, 963-964 adopted-S.J. 997 adopted.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610-611, HCR 18 substituted 680 , withdrawn 681.
Presidential electors, election of. SF 265, Miller of Marshall-HF 427, West, et al.

## PRESS-

General
Current Codes and Session Laws furnished legislators, staff and press. SCR 4 -S.J. 47, 61 adopted-H.J. 37-38 adopted.

## PRINTING-PUBLISHING-

 GeneralDelinquent tax lists, published, require publication of corrections. HF 237, Patchett, et al.
College textbooks may be deducted on income tax returns. HF 250, Patchett, et al.-SF 407, Redmond.
Summary of a proposed city budget with notice of public hearing published. SF 306, Rabedeaux-HF 554, Newhard.
Telephone companies publish in directories, if requested, names of both husband and wife. SF 320 , Doderer, et al.
Proceedings of city councils and boards of supervisors, require publication of. HF 493, Brunow.
Depository library center, establish, state publications. HF 589, Small, et al.
Index books, county recorder may combine. SF 494, County Government. Approved 7-3-75.
Revise and print additional copies of The Golden Dome. SR 10-S.J. 1178, 1186 adopted.
Chief Clerk authorized to print fourteenth edition of "How a Bill Becomes a Law'. HR 34-H.J. 1666, 1697, 1795, 2163-2164 adopted.

PRINTING DIVISION-G.S.— General
Centralized printing, purchasing, and vehicle dispatcher, appropriation. HF 424, Appropriations. Approved 5-15-75.

General services, capitol planning commission, executive council, merit employment, and printing, appropriation. SF 425, Appropriations. Approved 5-6-75.

PRISONERS_See Penal Ingtitutions, Sub-Ref. Prisoners and/or County, Sub-Ref. Jaila

PRISONS—See Penal Institutions, Sub-Ref. Prisons
PROBATE CODE-
General
Conduct study of Uniform Probate Code. SCR 17-S.J. 346-347, 375, 511.
Repeal Probate Code, enact Uniform Probate Code. HF 314, Lipsky.
Probate Code, changes in-fiduciary returns, sale of property, power of attorney, setting aside wills, dependent allowances. SF 541, Judiciary. Approved 7-14-75.

## PROBATION-

General
Chief probation officer allowed to supervise parolees and probationers. SF 252, DeKoster, et al.-HF 436, Newhard, et al.
Probation of an individual after commitment, allow court 90 days to review. HF 440, Doyle, et al.
Probation, length of set by court. HF 475, Newhard, et al.-SF 450, Kelly and Doderer.

## PROBATION OFFICERS-

 GeneralChief probation officer, allowed to supervise parolees and probationers. SF 252, DeKoster, et al.-HF 436, Newhard, et al.
Probation officers and other officers, percentage basis for setting salaries. SF 277, DeKoster.

## PRODUCTS-

General
Repair of consumer products, household appliances, motor vehicles, etc. HF 355 , Horn.

PROFESSIONAL AND OCCUPATIONAL LICENSESGeneral
Professional or occupational license renewal, continuing education requirements, legislative review of examining board activities, etc. HF 410. Egenes, et al.—SF 321, Junkins, et al.

## PROFESSIONAL STANDARDS BOARD-

 GeneralEducational examiners, board of, replaced by professional standards board. HF 269, Patchett.

## PROFESSIONAL TEAOHING PRACTICES COMMISSION-

 GeneralEducational examiners, board of, replaced by professional standards board. HF 269, Patchett.

## PROPERTY-Also see Land and/or Real Estate

 GeneralBoard of review, 5 members. SF 5, Curtis.
Dwellings on land owned by the state, conservation commission develop program for vacating, lease agreement, etc. HF 60, Halvorson, et al.SF 73, Tieden.
Purchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56 , Norpel.
Annual rental charges to landowner, other damages, eminent domain, pipelines. SF 65, Gallagher, et al.-HF 309, Avenson, et al.-HF 754 , Agriculture. S.
Valuation of property, change date, notification of changes. SF 75, Ways and Means-HF 82, Ways and Means. HF 82 withdrawn. SF 75 approved 2-28-75.
Leasing of county owned property. HF 97, Monroe.
School property, only certain persons allowed on. HF 109, Horn.
Property exempt from execution and surrender in bankruptey. SF 120, Gallagher.
Description of assessed property, may be greater than 40 acres. HF 148, Menke.
Eminent domain procedures, amend. HF 207, Transportation.
Sales price of real estate, iull disclosure, real estate transfers, etc. HF 231. Ways and Means-HF 504, Ways and Means-SF 539, Ways and Means. SSM.
Valuation of agricultural property for tax purposes, average mortgage loan rate for previous year. SF 183, Shaff, et al.

Property exempt from execution, revise, bankruptcy, HF 281, Middieton-SF 399, Kelly. S.
Fences on another's land, relocation, and payment of. HF 345, Jordan, et al.SF 430, Sovern.
Easement acquired for a public purpose, require an offer every 5 years to renegotiate. SF 259, Gallagher.
Market value of agricultural property for tax purposes, determining. SF 279, Priebe, et al.
Conveyed property, require disclosure of the ownership. HF 419, Hennessey, et al.
Real estate contracts, etc. shall not contain discriminating clauses. SF 284, Murray.
Solar energy systems of heating and cooling residential, commercial or public buildings, exemption from taxation for property used for HF 468, Cusack.
Improvement, repair, and maintenance of residential property, provide limited tax incentives. HF 557, Cusack-FF 607, Small-SF 576, Gluba. SSM.
Partition fences, responsibility for. SF 401, Winkelman.
Flood control project funds, distribution of excess, fences, etc. HF 647, Brunow.
Loans on residential property by banks. HF 645, Newhard-SF 443, Rodgers, et al.
Abandoned railroad right-of-way, reversion or sale of to adjoining property owner. HF 684, Wyckoff.
Valuation of property for tax purposes, consider mortgage. HF 854, Mennenga.
Assessment and equalization of certain industrial property. SF 501, Ways and Means.
Real property, definition of, held for sale, lease, or rent, business. HF 867, Ways and Means.
Exempt equalization of property from provisions of the Administrative Procedure Act. HF 885, Ways and Means-SF 553, Judiciary. SF 553 withdrawn. HF 885 approved 6-16-75.
Property, improvements to, committee to study feasibility of providing a tax moratorium. SCR 56-S.J. 2077, 2086.

## Personal

Property exempt from execution and surrender in bankruptey. SF 120 . Gallagher.
Property exempt from execution, revise, bankruptcy. HF 281, MiddletonSF 399, Kelly. S.
Money and other property of residents of county care facilities, safeguarding and accounting of. HF 426 , West-HF 855 , County Government.
Real property, definition of, held for sale, lease, or rent, business. HF 867, Ways and Means.
Taxes-See Tax, Sub-Ref. Property

## PROPRIETORSHIPS-

General
Exclude sole proprietorships and partnerships from interest limitations. SF 392, Norpel.

## PROSECUTORS-

 GeneralPublic prosecutors may be employed in certain counties. HF 826, Judiciary and Law Enforcement. Approved 7-8-75.

## PROSTITUTION-

General
Prostitution, and other offenses, define. HF 417, Wulff.

## PUBLIC AGENCIES-

 GeneralMeetings of public agencies in closed sessions, further eliminate exceptions, and actions that may be taken. HF 214 , Griffee, et al.
Open meetings of public agencies. HF 285, Patchett.
Public agency meetings in closed session, detailed minutes, voiding, attorney fees and court costs. SF 217, Willits, et al.
Contracts among public agencies, may also include financial assistance. HF 464, State Government.

PUBLIC BUILDINGS AND GROUNDS-See Buildings, and/or Buildinge Gronnds, State
PURLIC DEFENDERGeneral
Public defender, office of, establish. SF 264, DeKoster and Hill of Polk-HE 567, Higgins.

## PUBLIC DEFENSE-AIso see Civil Defense

 GeneralCommerce commission and public defense, appropriation. HF 334, Appropriations. Approved 4-28-75. Item Vetoed.

State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## PUBLIC EMPLOYMENT-

 GeneralEmployment security commission, industrial commissioner, bureau of labor, occupational safety and health review commission and public employment relations board, appropriation for financing programs, also increase certain fees. HF 890, Appropriations. Approved 7-11-75.

## PUBLIC HEALTH-See Health, Sub-Ref. General

PUBLIC HEARINGS—A1so see Hearings General
Public hearings, budget, area education agency. HF 96, Daggett, et al.
Summary of a proposed city budget with notice of public hearing published. SF 306, Rabedeaux-HF 554, Newhard.

## PUBLIC IMPROVEMENTS-

 GeneralPublic improvements, committee to study feasibility of financing without special assessments. SCR 53-S.J. 2074-2075, 2085.

PUBLIC INSTRUCTION, DIGPARTMENT OF-Also see Schools, Sub-Ref. Public Ingtruction, Department of

## General

State educational boards, method of determining the composition of. HF 11, Crabb.
School desegregation, policies of public instruction. HF 13, Junker, et al.
Prohibit forced bussing. HF 33, Woods and Bortell.
Public hearings, budget, area education agency. HF 96, Daggett, et al.
Diplomas, issuance of high school equivalency, fees. HF 191, Daggett-HF 386, Education. S. HF 191 withdrawn. HF 386 approved 6-29-75.
Public instruction conduct study to evaluate the average state program costs per student, etc. HCR 15-H.J. 293-294, 327 adopted-S.J. 337-338, 375, 437, 469, 496 adopted-H.J. 453, 454 adopted.
Seat belts, school buses. HF 233, Lipsky and Drake.
Enrollment of senior citizens, certain courses, area schools, reimbursement, appropriation. HF 236 , Byerly, et al.
Board of public instruction, change date of first regular meeting. HF 275, Education. Approved 5-2-75.
Environmental education program, establish. HF 407, Pellett, et al. Withdrawn.
School days, inclement weather, make up days, superintendent of public instruction may excuse. HF 482, Crabb, et al.-HF 720, Education. $S$.
School foundation bill. HF 558, Education. Approved 6-3-75. Became law by pub. 6-11-75.
White light may be mounted on top of a school bus. SF 414, Norpel.
That an environmental education advisory council be created within the department of public instruction for planning and developing an environmental education program. HCR 34-H.J. 996-997, 1136 adopted --S.J. 1039-1040, 1098, 1200, 1366, 1968-1969 adopted.
Heligious groups exempted from education standards and laws. HF 671, Dunton.
Air conditioner chilling unit, purchase and install, Area VII, appropriation. HF 680, Brandt.
Tuition reciprocity agreements, by board of regents and public instruction. SF 470, Murray, et al.-HF 856, Crawford, et al.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
Driver education courses, administration of, public instruction, appropriation. SF 559, Appropriations. Approved 6-16-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.

## PUBLIC OFFICES-

 GeneralDismissal from regular employment, persons candidates for public office or elected to public office, campaign finance disclosure commission determine disputes. HF 321, Cusack, et al.

## PUBLIC PROJECTS-

 GeneralEmergency employment for public projects, appropriation. HF 834, Egenes, et al.

## PUBLIC RETIREMENT SYSTEMS-See Retirement Sygtems

## PUBLIC SAFETY, DEPARTMENT OF-Also see Snfety nnd/or Highway Patrol <br> General

Vehicle accidents, reporting of. SF 6, Norpel-SF 18, Priebe. SSM. SF 6 withdrawn. SF 18 approved 7-19-75.
Bicycles, use of reflectorized materials. SF 7, Norpel-HF 3, Hennessey.
Accident records, delete if, motor vehicles. SF 11, Norpel. Withdrawn.
Highway patrol personnel, exclude political affiliations. HF 6, Monroe. Approved 4-8-75.
Fifty-five (55) mph speed limit. HF 46, Drake, et al.-HF 66, Transportation (same)-SF 574, Transportation (similar subject matter). HF 46 and SF 574 withdrawn. HF 66 approved 6-28-75.
Brass and copper material, theft of. SF 43, Rabedeaux.
Vehicle safety standards, department of transportation. SF 58, Norpel.
Highway patrolmen, licensing drivers, remove from DOT. HF 106, Transportation. Approved 4-22-75.
Speed limit in a school district. HF 117, Kreamer.
Protective headgear for motorcyclists. HF 133, Horn. Also see HF 421.
Restoration of a suspended license and registration or nonresident's operating privilege. HF 146, Transportation. Approved 4-22-75.
Regulate modification of road clearance or center of gravity of motor vehicles. HF 150, Miller of Buchanan, et al.-HF 576, Transportation. SSM.
Abandoned vehicles need not be sold only to a dealer. HF. 161, SchroederSF 135, Gluba.
Proof of motor vehicle financial responsibility, reinstated driving privileges. SF 187, Gallagher.
Increase salaries of highway patrolmen and contribution to peace officers' retirement system, appropriation from primary road fund. HF 319, Harvey.
Firearms, use of, training program by public safety. HF 412, Monroe, et al.
Protective headgear, and equipment, motorcyclists. HF 421, Transportation. Approved 6-16-75.
Drunk-driving enforcement programs, public safety, appropriation. SF 337, Murray.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Ambulances may use amber flashing light. SF 398, Norpel, et al.
Transfer special agents of the fraud, arson and explosives unit of the div. of fire protection of public safety from IPERS to public safety peace officers' retirement system. HF 624, Connors, et al.
Sale of lists of motor vehicle licensees by public safety be approved by confidential records council. HF 665, Higgins.
Credit cards may be used in payment of certain traffic fines. HF 673, Doyle.
Hazardous materials, transportation of, reporting accidents. HF 736, Energy.
Peace officers employed by department of public safety may administer oaths, acknowledge signatures, etc. HF 820, Transportation. Approved 6-30-75.
Crime commission and public safety, appropriation, traffic records of individuals, also additional employees of highway patrol. HF 848, Appropriations. Approved 7-15-75. Item Vetoed.
Iowa police radio system, separate division, public safety. SF 514, Schwengels.
Traffic and/or motor vehicle offenses, unfform citations and charges, etc. SF 535, Judiciary.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.
Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, committee to study. HCR 77-H.J. 2571.

## PUBLIC UTILITIES——See Utilities, Sub-Ref. Public

## PUBLICATIONS-See Printing-Pablishing

RABIES-Aiso see Animals, Sub-Ref. Diseases and/or Diseame General
Regulation and vaccination of dogs, rabies, repeal licensing provision. SF 197, Griffin.

## RACING-

## General

Permit pari-mutuel betting, create racing commission, one track. SF 152, Kinley-HF 198, Caffrey.

## RADIATION-

General
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 1696 1697.

Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.

RADIO-See Commanications and/or Schoola, sub-Ref. Radio and TV
RAILROADS—Also see Transportation and/or DOT General
Railroad laws, revise and repeal obsolete provisions. HF 127, Transportation. Approved 5-15-75.
Railroads, persons operating must construct and maintain catwalks and handrails. HF 205, Labor and Industrial Relations. Approved 3-14-75.
Railroad passenger service, Clinton to Councl Bluffs, Iowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patchett, et al.
Firearms, prohibit discharging over public waters and highways. HF 268, Patchett-SF 208, Ramsey and Redmond-HF 627, Lipsky and Monroe (all similar subject matter). SF 208 withdrawn.
Railroad rights-of-way acquired by conservation commission and political subdivisions, maintain. HF 313, Agriculture.
East-west railroad passenger service across the state, appropriation. SF 237, Gallagher-HF 588, O'Halloran.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801, 963964 adopted-S.J. 997 adopted.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610-611, HCR 18 substituted 680, withdrawn 681.
Railroad passenger service, Davenport to Council Bluffs and Dubuque to Council Bluffs, appropriation. SF 281, Gluba, et al.-HF 578, Higgins.
Railroad assistance fund, improvement of branch line railroad roadbeds, track, etc. SF 286, Energy-HF 433, Energy. S. SF 286 withdrawn. HF 433 approved 4-8-75.
Motor vehicles used by railroad companies, safety standards and equipment. SF 295, Miller of Des Moines, et al.
Railroad passenger service, contract with national railroad passenger corporation for, purchase of depots, appropriation. HF 491, Patchett, et al.
Use of abandoned railroad right-of-way for bikeways. HF 528, Lipsky.
Rallway passenger service from Chicago to the Missouri River, appropriation. HF 565, Higgins.
Railroad cars must be equipped with reflectors. HF 615, Monroe, et al.
Trains, ordinances regulating speed of referred to commerce commission for approval. HF 623, Transportation-SF 472, Transportation. SF 472 withdrawn. HF 623 approved 6-29-75.
Repair of railway crossings, agreements between a railway company and a highway authority. HF 641, Bortell.
Grain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.
Abandoned railroad right-of-way, reversion or sale of to adjoining property owner. HF 684, Wyckoff.
Abandoned railroad right-of-way, department of transportation adopt a public use plan for. HF 709, Small-HF 837, Transportation. SSM.
Rail transportation services in Iowa, committee to study. FICR $36-H . J$. 1125-1126.
Rail problems in Iowa, roadbeds and trackage, committee to study. SCR 32S.J. 1008.

Highway rallroad crossings repairs. HF 831, Agriculture.
Railroad grade crossings on public highways, increase funds allocated. HF 838. Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.

RAPE-
General
Desex rape laws, replace certain terminology. HF 108, Small.
REAL ESTATE—AAso see Land and/or Licenses, Sub-Ref. Real Estate and/or Property
General
Board of review, 5 members. SF 5, Curtis.
Real estate transfers, taxation of. HF 49, Oakley.
Real estate apprentice salesmen, establish license and qualifications. SF 53, Gluba, et al.-HF 124, Cusack, et al.

Purchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56, Norpel.
Corporation farming. HF 215, Husak, et al.-SF 171, Rodgers, et al. SF 171 withdrawn. HF 215 approved 7-11-75.
Sales price of real estate, full disclosure, real estate transfers, etc. HF 231, Ways and Means-HF 504, Ways and Means-SF 539, Ways and Means. SSM.
Conveyed property, require disclosure of the ownership. HF 419, Hennessey, et al.
Real estate contracts, etc. shall not contain discriminating clauses. SF 284, Murray.
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Trust accounts by real estate brokers may also be maintained in a savings and loan association. SF 376, Hill of Polk.
Improvement, repair, and maintenance of residential property, provide limited tax incentives. HF 557, Cusack-HF 607, Small-SF 576, Gluba. SSM.
Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF 569 , Miller of Buchanan.
Land trusts, prohibit secrecy of beneficial interests in. HF 590, HargraveHF 813, State Government. Same.
Revenue from real estate transfers, 50 percent to counties, 50 percent to state. HF 600, Monroe, et al.
Recording of an instrument and a lien affecting real estate. HF 706, Oakley.
Forfeiture of real estate contracts, vendee pay costs. SF 537 , Kelly.

## REAPPORTIONMENT OF LEGISLATUREGeneral

Reapportionment of the general assembly. HJR 10, Crabb, et al.-SJR 5, Shaw and Hill of Polk.

## RECIPROCITY-

## General

Trapping licenses to nonresidents. SF 14, Tieden-HF 19, Halvorson. HF 19 withdrawn. SF 14 approved 3-18-75. Became law by pub. 3-28-75.
Real estate apprentice salesmen, establish license and qualifications. SF 53 , Gluba, et al.-HF 124, Cusack, et al.
Motor vehicle inspections, reciprocal agreements, etc. SF 462, Miller of Des Moines.
Tuition reciprocity agreements, by board of regents and public instruction. SF 470, Murray, et al.-HF 856, Crawford, et al.

## RECORDS- <br> \section*{General}

Accident records, delete if, motor vehicles. SF 11, Norpel. Withdrawn.
Vital statistics, access to. HF 8, Crabb.
Property or land having no access to a road, 10 year route, or other; may be used. HF 86, W yckoff.
Copying of public records, allowed if equipment available. SF 244, Doderer.
State records, general services, appropriation. SF 285, Appropriations. Vetoed 6-16-75.
School records, comply with federal law. HF 541, Patchett-HF 783, Education. SSM.
Rights of parents and guardians of school children. HF 545, Daggett.
Records, public and other, restrictions on use of and access to. SF 497, Hill of Polk.

## RECREATION-

General
Carnival owners, file financial statements or appearance bonds. SF 206, Ramsey.
Recreational areas, impose fee for restricted areas. SF 260, Bergman, et al. Recreational facilities under conservation commission, financing of. HF 707, Brunow.

## REFLECTORS—Also see Safety

 GemeralRailroad cars must be equipped with reflectors. HF 615, Monroe, et al.

## REFORMATORIES-See Penal Institutions, Sub-Ref. Reformatories

## REFUNDSGeneral

Rate refunds by public utilities, also pay interest. SF 88, Gluba-HF 283, Small. SSM.
Refund on beverage containers, prohibit sale of snap top cans, redemption centers. SF 275, Miller of Marshall, et al.-HF 413, O'Halloran, et al. (companion)-HF 797, Energy (same).

## REGENTS, BOARD OF-

General
Midwestern College campus site at Denison, acquisition and use of. HF $\mathbf{1 0}$, Crabb.
State educational boards, method of determining the composition of. HF 11. Crabb.
Regents, board of, power to issue revenue bonds, repeal certain provisions, appropriation. SF 103, Hill of Jasper.
Tuition fees, prohibit increases, higher education. HF 183, Hines.
Mobile dental unit program, appropriation, regents, board of. SF 144, GlubaHF 329, Patchett.
Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Tuition reciprocity agreements, by board of regents and public instruction. SF 470, Murray, et al.-HF 856, Crawford, et al.
Faculty compensation at universities administered by board of regents. SF 498, Hansen-MF 858, O'Halloran, et al.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Similar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
State agencies, appropriation for capital improvements, education institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF' 898, Appropriations. Approved 7-18-75. Item Vetoed.

## REGIONAL-

General
Substate regional agencies and districts, committee to study. HCR 47H.J. 1485-1486.

## REGISTRATION-Also see Motor Vehicles, Sub-Ref. Registration

 GeneralSpecial registration plates to owners of vehicles holding amateur radio licenses, also personalized registration plates. SF 13, Van Gilst. Approved 3-18-75.
Special trucks, registration fees. SF 24, Priebe, et al.
Farm trailers, registration. SF 44, Priebe, et al. Approved 6-5-75. Became law by pub. 6-13-75.
Airmen, instructors, and aircraft, application of herbicides and pesticides, increase fees. HF 105, Transportation. Approved 4-8-75.
Registration plates and fees, exempt churches from paying. HF 134, Wells.
County treasurer may refuse to issue motor vehicle license if outstanding warrant against applicant. HF 137, Kreamer, et al.-SF 204, Palmer, et al.-SF 519, Cities (all similar subject matter).
Restoration of a suspended license and registration or nonresident's operating privilege. HF 146, Transportation. Approved 4-22-75.
Exempt nonmotorized watercraft from registration. HF 197, Avenson.
Exempt beach or water toys and water safety devices from registration. SF 161, Shaw.
Travel trailers, registration of, storage. HF 304, Doyle.
Motor vehicle registration, revise, increase certain fees; braking and hitching requirements for certain travel and semitrailers, width of vehicles, etc. HF 450, Transportation. Approved 7-17-75.
Church owned vehicles carry "Church Bus" registration plates, $\$ 5.00$ annual fee. SF 316, Gluba.
Registration of voters, permit by mail or at polls on day of election. HF 471, Brandt.
Special registration (license) plates issued to national guardsmen. SF 377, Coleman.
Disallow use of vowels on license plates. HF 683, Bina.
Registration of trailers and semitrailers for a 3 year period, trip permits, and registration apportionment agreements. HF 724, Transportation. Approved 7-14-75.
Travel trailers, registration of. HF 744, Transportation.
Third plate, duplicate, for campers mounted on motor trucks. SF 486, Scott.
Securities, regulation of. HF 825, Commerce. Approved 7-19-75.
Watercraft, storage of, registration of, certificate of origin, etc., exempt beach or water toys, etc. SF 511, Natural Resources. Approved 7-3-75.
Vehicle registration fee structure, committee to study. HCR 48-H.J. 1615.

## RHELGIOUS INSTITUTIONS-

 GeneralGuidelines for the management and use of investments held by educational. religious, or charitable institutions. SF 381, Schwengels.
Religious groups exempted from education standards and laws. HF 671, Danton.
Exempt a house of worship and a residence for each house from property tax. HF 682, Nealson of Muscatine.

## REPAIRS——

## Gemeral

Repair of consumer products, household appliances, motor vehicles, etc. HF 355, Horn.
Improvement, repair, and maintenance of residential property, provide limited tax incentives. HF 557, Cusack-HF 607, Small-SF 576, Gluba. SSM.

## REPOSSESSION-

 GeneralConsumer credit transactions, repossession of goods, and/or judgment, depends. HF 708, Walter.

## RESEARCH-

General
Vital statistics, access to. HF 8, Crabb.
Research foundation, Iowa, establish, appropriation. SF 84, Murray.

## RESOLUTIONS-

 GeneralRalph R. Brown, special consultant, compensation and vacation. SCR 1-S.J. 7-8 adopted-H.J. 17-18, 107 adopted.
Additional joint employees, foint committee appointed. SCR 2-S.J. 46, 128 adopted-H.J. 89-90 adopted.
Joint committee to arrange for inauguration. SCR 3-S.J. 47, 61 adoptedH.J. 37 adopted.

Current Codes and Session Laws furnished legislators, staff and press. SCR 4-S.J. 47, 61 adopted-H.J. 37-38 adopted.
Journals, bills and binders to be furnished free to county auditors-also to Iowa's United States Senators and Congressmen. SCR 5-S.J. 47-48, 61 adopted-H.J. 38-39 adopted.
Joint Rules of the Senate and House. SCR 6-S.J. 48-54, 59, 123, 210-211, 214215 adopted-H.J. 177-183, 250, 252, 254-260 adopted, 287-288-S.J. 298, 553-554 refused to concur-H.J. 594 insists, 600 conference committee appointed-S.J. 616 conference committee appointed-H.J. 2017 -S.J. 1825 report, second conference committee appointed-H.J. 2272 report, $2 \cdot 273$ second conference committee appointed.
Adjournment Thursday, January 16, 1975-reconvene Monday, January 20, 1975 at 10:00 a.m. -also adjournment Friday, March 14, 1975-reconvene Monday, March 24, 1975 at 10:00 a.m. SCR 7-S.J. 54, 61 adopted-H.J. 39 adopted.
Honor the memory of Reverend Martin Luther King, Jr. SCR 8-S.J. 54, 130, 217.

Designate northwest Iowa as a disaster area, provide aid. SCR 9—S.J. 73-74, 130.

Congratulate Lisbon, Iowa on its 100 th anniversary. (Same as HCR 2) SCR 10-S.J. 151, 160.
Include highway 520 in five year plan. SCR 11-S.J. 190-191, 198, 255.
Ralph $R$. Brown be employed as special consultant. $S R$ 1-S.J. 7 adopted.
Appointment of secretaries. SR $2-$ S.J. 22, 61 adopted.
Rules of the Senate. SR 3-S.J. 22-39, 57-58, 88-90, 100-114 adopted.
Extend appreciation and thanks to Ralph R. Brown. SR 4-S.J. 8 adopted.
Code of Ethics, Senate. SR 5-S.J. 39-41, 147-148 adopted.
Lobbyists, Senate rules governing. SR 6-S.J. 41-46, 144, 148-151, 152-153, 155159 adopted.
Joint convention, January 13, 1975, 1:30 p.m.-Governor Ray's State of the State Message, January 14, 1975, 11:00 a.m., canvas of votes. HCR 1H.J. 12 adopted-S.J. 9 adopted.

Congratulate Lisbon, Iowa on its 100 th anniversary. (Same as SCR 10) HCR 2-H.J. 75, 88-89 adopted-S.J. 142, 160.
Joint convention, Governor Ray's Budget Message, Friday, January 24, 1975, at 9:30 a.m. HCR 3-H.J. 94, 96 adopted-S.J. 154-155, 162 adopted.
Joint rules of House and Senate be adopted as temporary joint rules of 1975 session. HCR 4-H.J. 96-97, 105 adopted-S.J. 162-163.
Compensation of chaplains, officers and employees. HCR 5-H.J. 97-103, 106107 adopted-S.J. 163-171 adopted.
Request Iowa Congressional delegation further investigate bankruptcy petition by American Beef Packers, Inc., etc. HCR 6-H.J. 135, 147 adopted-S.J. 208, 228, 255, 284, 307-308 adopted-H.J. 327, 378 adopted.
Urge Iowa Congressional delegation secure federal assistance for beef producers for loss of livestock (blizzard). HCR 7-H.J. 135-136, 147 adopted-S.J. 209, 228, 255, 284, 308-309 adopted-H.J. 327, 378-379 adopted.
Committee to arrange with ministers for opening sessions with prayer. HR
Appointment of clerks, secretaries and pages. HR 2-H.J. 14 adopted.
Expression of gratitude to the Honorable William H. Harbor. HR 3-H.J. 15 adopted.
Congratulate Anita, Iowa on its 100 th anniversary. HR 4-H.J. 140-141, 421 adopted.
Congratulate Marne, Iowa on its 100 th anniversary. HR 5-H.J. 141, 41 adopted.

Procedure for adjournment. HCR 8-H.J. 158-159.
Cominend Adjutant General Joseph G. May, Colonel Eric P. Berner, the 186th Military Police Company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. SCR 12-S.J. 216, 228, 255.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as SCR 13) HCR $10-\mathrm{H} . \mathrm{J} .187,220$ adopted-S.J. $260,282,437$, 485, 575 adopted.
Commend ISU of science and technology re challenge of world food problems and endorse the World Food Conference of 1976 as a bicentennial project. HCR 11-H.J. 188, 220 adopted—S.J. $260-261,282,399,437,525$, 561 adopted.
Urge Congress and President establish program for making loans to farmers unable to collect money due from American Beef Packers, Inc. (Same as HCR 10) SCR 13-S.J. 235, 243, 255.
National network of youth advisory boards, encourage Congress enact legislation to implement this proposal. SCR 14-S.J. 235-236, 243, 320.
Joint convention Wednesday, February 12, 1975 at 1:00 p.m. observance of Lincoln's Birthday. HCR 9-H.J. 184 adopted—S.J. 231-232, 238 adopted.
House Information Office expenditures be kept to $\$ 1,500$ per month. HR 6H.J. 194.

Urge United States Corps of Engineers provide full funding and cooperation to conservation commission for restocking game fish in Coralville Reservoir. HCR 12-H.J. 230-231, 341, 421-422 adopted-S.J. 458, 484, 579, 595 683-684 adopted.
National Black History Week, February 9th thru February 14th, 1975. (Same as HCR 13) SCR 15-S.J. 267, 282, 436.
National Black History Week, February 9 th thru February 14th, 1975. (Same as SCR 15) HCR 13-H.J. 249, 254 adopted-S.J. 277-278, $292,437$.
Iowa Congressional delegation scheduled to meet with the lowa Legislature, Friday, February 14, 1975. SR 7-S.J. 291, 292, 436, 485, 563-566.
National health insurance program urge Congress to establish. HCR 14H.J. 293.

Public instruction conduct study to evaluate the average state program costs per student, etc. HCR 15-H.J. 293-294, 327 adopted-S.J. 337-338, 375, 437, 469, 496 adopted-H.J. 453, 454 adopted.
Include highway 520 in five year plan. (Same as SCR 11) HCR 16-H.J. 294-295.
Extend best wishes for speedy recovery to Steve Carney. HR 7-H.J. 341.
Conduct study of availability, cost and terms of professional liability insurance. SCR 16 -S.J. 346, 375, 511.
Conduct study of Uniform Probate Code. SCR 17-S.J. 346-347, 375, 511.
Joint session Thursday, April 10, 1975, at 2:00 p.m., Pioneer Lawmakers present program. SCR 18-S.J. 459, 476 adopted-H.J. 441, 613 adopted.
Congratulate students of Williams Junior High School, Davenport, Iowa, for their excellence in school athletics. HR 8-H.J. 430, 1968, 2132.
That the I.R.C. of the National Conference of State Legislatures and the Midwestern Conference of the Council of State Governments appoint committees to develop proposals to aid farmers and ranchers for consideration by Congress and the states. SCR 19-S.J. 497, 535, 595.
Congratulate Calmar, Iowa on its 125th anniversary. HR 9-H.J. 461.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad and that the President and Congress give high priority to the reform of the transportation Industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801, 963964 adopted-S.J. 997 adopted.
Family court system, committee to study. HCR 17-H.J. 480.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610-611, HCR 18 substituted 680, withdrawn 681.
Congratulate Polk City, Iowa on its 100 th anniversary of incorporation. HCR 19-H.J. 504,676 adopted.
Congratulate Emmetsburg, Iowa on its 15 th year of observance of St. Patrick's Day. HR $10-\mathrm{H} . \mathrm{J}$. 504, 532,665 adopted.
Iowa bicentennial commission organize and implement a "World Youth Festival", education. (Same as SCR 22) HCR 21-H.J. 531, 540, 671.
Adult penal and correctional system, state, study committee to further investigate and study. HCR 22-H.J. 531-532.
Transfer of retirement benefits from one state to another, public employee plans, committee develop progam and model legislation. HCR 20-H.J. 530.

International Women's Day, March 8, 1975, general assembly recognize. SCR 21-S.J. 592, 608, 664.
Iowa bicentennial commission organize and implement a "World Youth Festival", education. (Same as HCR 21) SCR 22-S.J. 592-593, 608, 664.
Urge Congress direct the Office of Technology Assessment study and investigate the entire nuclear cycle from mining through fuel re-
processing and waste management, safety, licensing, etc. SCR 23S.J. 606-607, 622, 664.

That 1975 be proclaimed International Women's Year in Iowa. HCR 23-H.J. 598-599, 696, 807 adopted-S.J. 794-795, 821, 1010.
Congratuate Bussey, Iowa on its 100 th anniversary. HR 11-H.J. 599, 617, 749 adopted.
Congratulate Tracy, Iowa on its 100th anniversary. HR 12-H.J. 599-600, 617, 750 adopted.
Comprehensive energy program to inform public need for energy conservation, governor and energy policy council evaluate programs, etc., and initiate measures to achieve zero energy growth rate, SCR 24 -S.J. 647, 663, 739, 898-899, 901, 1332-1333 adopted-H.J. 1729-1730.
Memorial session, Thursday evening, April 24, 1975 at $7: 30 \mathrm{p} . \mathrm{m}$. HCR 24-H.J. 663, 824 adopted--S.J. 795, 798 adopted.
State juvenile system, appoint interim study committee to further investigate problems. HCR 25-H.J. 696-697.
Inspection and replacement of bridges, urge Congress appropriate funds. HCR 26-H.J. 697, 755-756, 824 adopted-S.J. 795-796, 821, 1334.
Congratulate Drake University, coach Bob Ortegal and basketball team for being true champions and bringing honor and victory to their school and the state of Iowa. HR 13-H.J. 706, 744, 808 adopted.
Legislators sponsoring or cosponsoring resolutions calling for a study committee shall not be appointed to the study committee. HCR 27-H.J. 724.

Adjourn Thursday, March 27, 1975; reconvene Monday, March 31, 1975, Good Friday. HCR 28-H.J. 742 adopted-S.J. 710-711 adopted.
Congratulate Sisters of Mercy, Cedar Rapids, Iowa, on their 100 th anniversary. HCR 29-H.J. 724.
Congratulate Lincoln Railsplitters, their coaches, cheerleaders, etc., for their sportsmanship, etc., in winning the Class AAA basketball championship. HR $14-\mathrm{H} . J .725,755,825$ adopted.
Compliment Missouri Valley, Iowa, as sponsors and participants of the 21st Annual World's Championship Goose Calling Contest. (Same as SR 9) SCR 25-S.J. 714, 737, 1010.
Congratulate Minden, Iowa on its 100th anniversary. HR 15-H.J. 750.
Congratulate Lynnville, Iowa on its 100 th anniversary. HR 16-H.J. 750. 2120, 2382 adopted.
Congratulate Ossian, Iowa on its 125th anniversary HR 17-H.J. 750-751.
Adjourn May 1, 1975; reconvene Monday, January 12, 1976. SCR 26-S.J. 756, $783,1010$.
Ladybug, state insect. HCR 30-H.J. 843-844.
Red Rock and Coralville Reservoirs, committee to study damages to property, etc. SCR 27-S.J. 796-797, 821, 1010.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in Winning the Class AA basketball championship. (Same as HR 19) SR 8-S.J. 782-783, 806, 1010.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in winning the Class AA basketball championship. (Same as SR 8) HR 19 -H.J. 812, 1006, 1135 adopted.
Extend thanks and appreciation to House Pages serving first fifty-three legislative days. HR $18-\mathrm{H} . J .807$ adopted.
Compliment Missouri Valley, Iowa as sponsors and participants of the 21 st Annual World's Championship Goose Calling Contest. (Same as SCR 25) SR 9-S.J. 797, 821, 1010.

Community correction facilities, location of, consult residents of neighborhoods. HCR 33-H.J. 911.
Iowa Legislature strongly objects to USDA calling for greater productivity from Iowa land while cutting funds for soil conservation. HCR 31H.J. 910-911.

Extend appreciation to W. W. Molsberry, Sigourney, Iowa, having the longest public school teaching record in Iowa, retíring July 1, 1975. HR $20-$ H.J. 911-912, 1084, 1225 adopted.

Petition Congress to refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees. HCR 32-H.J. 961-962, 1086.
Congratulate St. Mary's Irish, their coaches, cheerleaders, etc., in winning the Class A basketball championship. HR 21-H.J. 962, 1006, 1135 adopted.
That an environmental education advisory council be created within the department of public instruction for planning and developing an environmental education program. HCR 34-H.J. 996-997, 1136 adoptedS.J. 1039-1040, 1098, 1200, 1366, 1968-1969 adopted.

Robert's Rules of Order first published 100 years ago urge Postmaster General of the U. S. issue a commemorative stamp. HR 22-H.J. 997-998, 1038, 1179 adopted.
Congratulate Sheffield, Iowa on its 100 th anniversary. HR 23-H.J. 1038, 1066, 1199 adopted.
Dogs, proper care and regulation of, committee to study. HCR 35-H.J. 10481049.

Rail transportation services In Iowa, committee to study. HCR 36-H.J. 11251126.

Urge U. S. Department of Agriculture take necessary regulatory steps, if unwilling or unable then Congress. to require any purchaser of meat and meat products to pay for these commodities within 48 hours. HCR 37-H.J. 1156-1157.
Congratulate Palmer, Iowa on its 75 th anniversary. HR 24-H.F. 1157-1158, 2418, 2671 adopted.
That the Iowa General Assembly make application to Congress to submit to the states for ratification an amendment to the U. S. Constitution that the President submit, at beginning of each new Congress, an annual budget, expenditures and estimated revenue, etc. SCR 28-S.J. 962$963,1008,1334$.
Urge all citizens and citizen groups boost lowa home communities and to build communities better, as good neighbors. SCR 29-S.J. 975, 1009, 1334.
Membership and qualifications of members of boards, councils, and commissions, their purposes and need for retaining, committee to study. SCR $30-$ S.J. $975-976,1009,1334$.
That the general assembly continue to support bicentennial efforts, authorize funds for local and state celebrations and projects, and that the 66 th General Assembly be named Iowa American Revolutionary Bicentential General Assembly. SCR 31—S.J. 1007-1008, 1053, 1334.
Rail problems in lowa, roadbeds and trackage, committee to study. SCR 32S.J. 1008.

Urge Congress to continue adequate funding of "priority primary" highway programs, highway 520. HCR 38-H.J. 1191, 1250, 1346, 1404 adoptedS.J. 1154-1155, 1163, 1180, 1200.

Request Congress call a convention amending the U. S. Constitution re usurping powers of the states, ratification. HCR 39 -H.J. 1191-1192, 17391740 adopted, 1766-S.J. 1398, 1434, 1467-1468, 1572.
State catastrophic illness program, expand and complete study of. (Same as SCR 36) HCR $40-$ H.J. 1227.
State juvenile justice system, continue study. HCR 41—H.J. 1227-1228.
Mental health services, administration of, need for consolidation, etc. (Same as SCR 35) HCR 42-H.J. 1228-1229.
Closing of highways for cities having local celebrations, department of transportation amend its policy to allow. HCR 43-H.J. 1304-1305.
Regulation of hazardous substances, committee to study. SCR 34-S.J. 10961097.

Urge federal government not delay in construction of the new Alton Lock and Dam. SCR 33-S.J. 1095-1096, 1331-1332 adopted-H.J. 1730-1731.
Congratulate Gifford, Iowa on its 100 th anniversary. HR 25-H.J. 1377, 1441, 1654 adopted.
Mental health services, administration of, need for consolidation, etc. (Same as HCR 42) SCR 35-S.J. 1143, $1162,1334$.
State catastrophic illness program, expand and complete study of. (Same as HCR 40) SCR 36-S.J. 1144, 1162, 1334.
State juvenile justice system, continue study. (Same as HCR 41) SCR 37S.J. 1144-1145, 1162, 1334.

Productive employment by unemployed, condition of unemployment compensation or welfare benefits, committee to study. SCR 38-S.J. 1177, 1198, 1571.
Unified trial court, expenses and cost of, committee to study. HCR 44-H.J. 1484.

Crime, causes of, reduction of, committee to study. HCR 45-H.J. 1484-1485.
Emergency medical technicians, department of health discontinue requirement of basic training course the 5 emergency ambulance runs. HCR 46 H.J. 1485.

Substate regional agencies and districts, committee to study. HCR 47-H.J. 1485-1486.
Congratulate Nora Springs, Iowa on its 100 th anniversary. HR 26-H.J. 14861487.

Revise and print additional copies of The Golden Dome. SR $10-$ S.J. 1178, 1186 adopted.
Congratulate Colo, Iowa Future Farmers of America for having received the Governor's Citation for project "Colo Pride", HR 27-H.J. 1514-1515, 2727-2729 adopted.
Interim study committees, each member of House appointed to one before second appointments. HR 28-H.J. 1534.
Congratulate Cincinnati, Iowa on its 100th anniversary. HR 29-H.J. 1534 1535, 1691, 1831 adopted.
Urge Congresss take necessary steps to assist Vietnamese refugees. HR 30H.J. 1566-1567.

Congratulate Edgewood, Iowa on being named an official bicentennial community. HR 31-H.J. 1567, 1697, 1831 adopted.
Vehicle registration fee structure, committee to study. HCR 48-H.J. 1615.
Congratulate Ankeny, Iowa on its 100 th anniversary. HR 32-H.J. 1615-1616, 1697, 1831 adopted.
Congratulate Royal, Iowa on its 75 th anniversary. HR 33-H.J. 1616, 1691, 1831 adopted.
Petroleum products, marketing, distribution, and pricing of, committee to study. SCR $39-$ S.J. 1310.

Property taxes, committee to study. (Similar subject matter as HCR 54 and SCR 44) HCR 49-H.J. 1653-1654.
Chief Clerk authorized to print fourteenth edition of "How a Bill Becomes a Law'. HR 34-H.J. 1666, 1697, 1795, 2163-2164 adopted.
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 16961697.

Congratulate Clutier, Lowa on its 75 th anniversary. HR 35-H.J. 1726, 1811, 1939 adopted.
Congratulate Mechanicsville, Lowa on its 120th anniversary. HR 36-H.J. 1726-1727.
Social services, committee to study functions, duties, and operation of also need for reorganization. SCR 40-S.J. 1466-1467, 1487.
Address system of Senate, request Secretary of Senate have necessary repairs made for proper function. SR 11-S.J. 1466, 1487.
Contested elections, committee to study. HCR 51-H.J. 1810-1811.
Commissioners of elections thoroughly acquaint themselves with all election laws, also new ones, and strictly comply with them. HR 37-H.J. 1809-1810, 1968, 2096, 2671.
Congratulate Lytton, Lowa on its 75 th anniversary. HR 38-H.J. 1829, 2154, 2441 adopted.
Congratulate Rake, Iowa on its 75 th anniversary. HR 39-H:J. 1898, 1968, 2164 adopted.
Civil defense and disaster assistance, committee to study. SCR 41-S.J. 1536, 1571.

Petroleum products, marketing, distribution, and pricing of, committee to study. (Same as SCR 39) HCR 52-H.J. 1914-191\%.
Congratulate woodbine Tigerettes, coaches and managers on third consecutive track win. HR 41-H.J. 1915-1916, 1939, 2120 adopted.
Livestock producers selling livestock for slaughter, liens and other safeguards for, committee to study. HR $40-\mathrm{H} . \mathrm{J} .1915$.
Congratulate Lisbon, Iowa on its 100 th anniversary. HR 42-H.J. 1939, 1968, 2164 adopted.
Air conditioning for legislative lounges. SCR 42-S.J. 1613, 1637.
Snowmobile accidents, committee to study. HCR 53-H.J. 2011.
Property taxes, committee to study. (Similar subject matter as HCR 49 and SCR 44) HCR 54-H.J. 2042-2043.
Congratulations and expression of support to Davenport Municipal Art Gallery and the Davenport Community re Gallery's Golden Anniversary. HR 43-H.J. 2066-2067, 2097, 2273, 2727-2729 adopted.
Congratulate Calmar, Iowa on its 125th anniversary. SR 13-S.J. $1704,1754$.
Congratulate Ossian, Iowa on its 125th anniversary. SR 12-S.J. 1703-1704. 1754.

Fifty-five mile per hour speed limit, committee to study disparities and inequities. HCR 56-H.J. 2131-2132.
Legislative sessions, handing of bills, and adjournment procedures, committee to study. (Same as SCR 54) HCR 55-H.J. 2131.
Energy facilities, committee to study. SCR 43-S.J. 1753-1754.
Property tax freeze, and revising method of valuing agricultural property, committee to study. (Similar subject matter as HCR 49 and HCR 54) SCR 44-S.J. 1791.
Insurance, unfair and discriminatory practices based on a person's sex or marital status, committee to study. SCR 45-S.J. 1791-1972.
Multistate Tax Commission, approve Iowa's participation as an associate member, etc. SCR 46-S.J. 1837, 1885.
Grain, grading and molsture testing of, committee to study. (Same as HGR 59) SCR 47-S.J. 1837-1838, 1885.

Drainage and levee districts, updating and needed corrections in law governing, committee to study. (Same as SCR 50) HCR 57 -H.J. 2235.
Final adjournment, Friday, June 13, 1975 at 5:00 p.m. HCR 58-H.J. 2235.
Grain, grading and moisture testing of, committee to study. (Same as SCR 47) HCR 59-H.J. 2235-2236.

Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as HCR 61) SCR 48-S.J. 1883.
Congratulate Sheffield, Iowa on its 100 th anniversary. SR 14-S.J. 1858, 1936.
Financial institutions, create a separate state agency to regulate, committee to study. HCR 60-H.J. 2283-2284.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as SCR 48) HCR 61-H.J. 2284-2285.
Optometry, feasibility of establishing a college, committee to study. SCR 49S.J. 1883-1884, 1936.

Electronic funds transfer systems, development and use of, regulation of, committee to study. HCR 63-H.J. 2322-2323.
Express personal sympathy to Representative Den Herder, Mrs. Den Herder and members of their family in the loss of their son, Roger. HR 44 H.J. 2323.

Land use bill, HF 505, plan a legislative sponsored public forum for analysis, etc. of. (Same as SCR 51) HCR 62-H.J. 2321-2322.
Land use bill, HF 505, plan a legislative sponsored public forum for analysis, etc., of. (Same as HCR 62) SCR 51-S.J. 1933-1934, 1936.

Drainage districts, updating and needed corrections in law governing, committee to study. (Similar as HCR 57) SCR 50-S.J. 1932-1933, 1936.
County home rule and needed county governmental services, committee to study. SCR $52-$ S.J. 2001.
Congratulate Larry Graham for his outstanding success and musical accomplishments and best wishes for continued success. (Same as HR 47) SR 15 -S.J. 2074, 2256-2257 adopted.

Public improvements, committee to study feasibility of financing without special assessments. SCR 53-S.J. 2074-2075, 2085.
Legislative sessions, handling of bills, and adjournment procedures, committee to study. (Same as HCR 55) SCR 54-S.J. 2075-2076, 2085.
Iowa family farmers, committee to study, available capitai, etc. SCR $55-\mathrm{S} . \mathrm{J}$. 2076, 2085.
Property, improvements to, committee to study feasibility of providing a tax moratorium. SCR 56 -S.J. 2077, 2086.
Legislative internships, establish a joint committee to organize and supervise the program. SCR 57-S.J. 2077-2078.
Final adjournment, Saturday, June 14, 1975. SCR 58-S.J. 2078.
Expenses of committee members attending meetings be paid upon flling of their expense accounts. SCR 59-S.J. 2078-2079.
Claims rejected by joint claims committee, action be approved. SCR 60-S.J. 2079-2085, 2096 adopted-H.J. 2560, 2614-2621, 2650 adopted.
Resolutions calling for interim studies not adopted by both houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. HCR 65-H.J. 2497-2498, 2727 adopted-S.J. 2241-2422, 2250 adopted.
Iowa family farmers, available capital, etc., committee to study. (Same as SCR 55) HCR 66-H.J. 2498-2499.
Optometry, feasibility of establishing a college, committee to study. (Same as SCR 49) HCR 67-H.J. 2499-2500.
Details of closing the 1975 , First Regular Session of the 66 th General Assembly, interim staff and work, reconvening 1976, Second Regular Session, etc. HCR 68-H.J. 2500-2501, 2727 adopted-S.J. $2242-2243$.
County home rule and needed county governmental services, committee to study. (Same as SCR 52) HCR 70-H.J. 2501.
Municipal financing, individual needs, aid to cities, committee to study. (Same as SCR 65) HCR 71-H.J. 2501-2502, 2579.
Architectural services, various state agencies, committee to study need for consolidation, coordination, elimination or placed within one agency. HCR 72 -H.J. 2502.
Transportation policy submitted by the department of transportation be adopted by the general assembly. HCR 73-H.J. 2503-2504, 2576, 2667-2668 adopted-S.J. 2180-2182, 2207 adopted.
Tuition payments for public school districts, inequities, etc., committee to study. HCR 74-H.J. 2504-2505.
Congratulate Lake View Hawkettes High School basketball team, coaches, etc., for sportsmanship etc., in winning the Iowa Girls High School basketball championship. HR 45-H.J. 2505, 2727-2729 adopted.
Congratulate Larry Graham for his outstanding success and musical accomplishments and best wishes for continued success. (Same as SR 15) HR 47-H.J. 2506-2507, 2671.
Pari-mutuel betting as it affects the citizens, economy and political subdivisions of the state, committee to study. HCR 64-H.J. 2517.
Legal services for indigent and low-income persons, committee to study. HCR 75-H.J. 2569-2570.
Pension and retirement needs of peace officers and corrections officers, committee to study. HCR $76-\mathrm{H} . \mathrm{J} .2570$.
Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, committee to study. HCR 77-H.J. 2571.
Final adjournment Thursday, June 19, 1975. HCR 69-H.J. 2612, 2749 -2750 adopted-S.J. 2243, 2257 adopted.
Joint rules, committee to study. HCR 78-H.J. 2613.
Campaign disclosure law, public financing of political campaigns, Income tax check-off, committee to study. HCR 79-H.J. 2613.
Employment security law, committee to study. HCR $80-\mathrm{H} . J .2614$.
Congratulate Hawarden, Lowa on being the starting point for the Register's Annual Great Bike Ride Across Iowa on August 3, 1975. HR 49H.J. 2614, 2727-2729 adopted.

Congratulate Lime Springs, Towa on being designated an American revolution bicentennial town. HR 48-H.J. 2579-2580, 2727-2729 adopted.
Elderly and handicapped, committee to study problems of, etc. SCR 61S.J. 2184-2186, 2206.

Radiation safety, designated state agencies concerned with environment, health and energy needs establish an ad hoc committee to study. HR 46-H.J. 2505-2506, 2667 adopted.
Municipal financing, individual needs, aid to clties, committee to study. (Same as HCR 71) SCR $65-5 . J .2828$, 2848.
Inspection laws, bulldings and housing, overlapping, subcommittees of Senate committee on cities and House committee on cities and towns, Legislative Council make appointments to for study. SCR 64-S.J. 2222, 2243.

Salary increase for officers and employees of the House and Senate. SCR 63S.J. 2222, $2224-2225$ adopted-H.J. 2698, 2745-2748 adopted.

Nursing home costs and reimbursement for care of medical assistance patients, human resources committees appoint joint interim subcommittee to hold hearings and review. SCR $62-$ S.J. 2204-2205, 2243.
Volga River project, if conservation commission decides against, disbursement of funds appropriated. SR 16-S.J. $2224,2243$.
Correction of SF 536. SCR 66-S.J. 2223-2224, 2225 adopted.-H.J. 2698-2699, 2726-2727 adopted.
ADC program, human resources committees appoint joint interim subcommittee to determine if program may be restructured, etc. SCR 67-S.J. 22282229, 2243 .
Department of youth services, juvenile justice system, human resources committees appoint joint subcommittee to study. SCR 68-S.J. 2229-2230, 2243.

Bovine and swine brucellosis, committee to study. HCR 82-H.J. 2731-2732.
Property taxes, committee to study. HCR 83-H.J. 2732-2733.
Livestock, marketing of, implied warranty provisions, etc., committee to study. HCR 81-H.J. 2731.
Public mass transit, committee to study. HCR 86-H.J. 2753.
Transportation funds, new formula for allocating and increasing, committee to study. HCR 85-H.J. 2752-2753.
Equal opportunity in hiring, advancement and pay, committee to study or review compliance. HCR 84 -H.J. 2752 .

## RESTAURANTS-Also see Food

 GeneralRestaurants and food establishments, licensing and regulation of. SF 167, Grifin. Approved 7-14-75.
Prohibit addition of a "tip" on a guest check in restaurants, etc. HF 601,
Food establishments, hotels, and restaurants, establishment and maintenance of. HF 785, Agriculture.

## RETAILERGeneral

Sales tax collections, allow retailer a credit or discount. HF 4, Stromer (similar subject matter to)-SF 62, Hultman and Tieden-HF 716, Harper, et al. (companion).
Beer, retail sale of, minimum prices for. SF 20, Griffin, et al.
Fair trade practices, repeal law. SF 40, Shaw. Approved 2-28-75.
Credit sales, permit discounts for early payment. SF 95, Tieden, et al.HF 132, Nielsen of Polk and Welden.
Competition between business, commercial, or professional entities. HF 248 , Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.
Price increases of merchandise, retall. HF 247, Patchett, et al.
Price increases of food products, retail. HF 249, Patchett, et al.
Sale of items by banks and savings and loan associations. SF 194, RedmondHF 830, Commerce. SSM.
Unit and total pricing of food for sale to consumers. HF 342, Patchett, et al.
Retailer may recover part of price of farm machinery, other costs, cancellation of contract with manufacturer. HF 377, Hutchins.
Finance charges, definition of, consumer credit transactions, cash discounts. SF 308, Commerce. Approved 7-3-75.

## RETIREMENT SYSTEMS-

## General

Programs for elderly, commission on aging, elderly participate. HJR 7, Cusack, et al.
Increase salaries of highway patrolmen and contribution to peace officers' retirement system, appropriation from primary road fund. HF 319, Harvey.
Disallow sex discrimination in retirement programs. HF 337, Patchett, et al.SF 312, Gluba.
Retirement or disability retirement pay, armed forces, excluded from income tax. HF 531, Wyckoff.
Retired Iowan employment program, appropriation. HF 566, Cusagk.
Mandatory retirement due to age, prohibit, exceptions. HF ${ }_{459}$, Cusack.
Individual retirement annuity premiums exempt from taxation. SF 543 , Ways and Means-HF 881, Ways and Means. SF 543 withdrawn. HF 881 approved 6-6-75.
Benefits for public employees and retired public employees, salary adjustments, etc., appropriations. SF 555, State Government. Approved 7-13-75.
Pension and retirement needs of peace officers and corrections officers, committee to study. HCR 76-H.J. 2570. Public
Peace officers' retirement system, qualifications. SF 9, Hultman and Tleden. Retirement age for policemen and firemen. SF 10 , Hultman and Tieden.
Income tax exemption, civil service retirement and disability annuities. HF 71, Junker, et al.-SF 104, Gluba, et al.

Extend retirement age for state employees. HF 293, Hargrave, et al.-SF 232, Gluba, et al. (companion)-HF 752, State Government (same).
Prohibit mandatory retirement policies for public employees. HF 338, Patchett, et al.
Transfer of retirement benefits from one state to another, public employee plans, committee develop program and model legislation. HCR 20H.J. 530 .

Conservation peace officers, establish monthly retirement allowance, IPERS. SF 305, Nystrom, et al.-HF 605, Connors, et al. (companion)-HF 768, State Government (same).
Peace officers' retirement, accident and disability system, improve certain benefits. SF 332, Nystrom, et al.-HF 622, Connors, et al. (companion) -HF 772, State Government (same)-SF 473, State Government (similar subject matter).
IPERS, change rates of contribution, benefits, payment, appropriation. SF 333, Nystrom, et al.
Police and fire retirement systems, improve certain benefits. SF 334, Nystrom, et al.-HF 626, Byerly (companion)-HF 804, State Government (same)-SF 490, State Government (Similar subject matter).
Consolidation of various state and local retirement systems for investment of funds. SF 354, Coleman-HF 552, Connors, et al.
Salaries paid to rehired retired state employees. HF 477, Hargrave.
Retirement qualifications for policemen and fremen, change to 25 years of service. SF 361, Junkins, et al.
Increase of retirement benefits to certain retired public employees, appropriation. SF 365 , Nystrom, et al.
Insurance company premium tax, use and distribution of. HF 508, Connors.
Retirement qualifications for peace officers, change to 25 years of service. SF 379, Junkins, et al.
Change method of computing pension increases for retired firemen and policemen. SF 410, Carr.
Transfer special agents of the fraud, arson and explosives unit of the div. of fire protection of public safety from IPERS to public safety peace officers' retirement system. HF 624, Connors, et al.
Retirement benefits for peace officers, police and firemen, changes. NF 914, Appropriations.

## REVENUE, DEPARTMENT OF-

 GeneralState income tax returns, use of the optional standard deduction. HF 23, Spear.
Prohibit social gambling, or other, on premises where a liquor license or beer permit has been issued. SF 31, Glenn, et al. Withdrawn.
Military service tax credit, veteran file once. SF 79, Norpel, et al.
Livestock, and property subject to moneys and credits tax be eliminated on assessments to department of revenue. HF 104, Ways and MeansSF 109, Ways and Means. HF 104 withdrawn. SF' 109 approved 2-28-75.
Homestead tax credit and military service tax exemption, extend time claims may be audited. HF 182, Ways and Means. Approved 4-16-75.
Appeal procedures, department of revenue and board of tax review. SF 142, Redmond.
Confiscated cigarettes, change disposition of. SF 153, Ways and Means-HP 318, Ways and Means. HF 318 withdrawn. SF 153 approved 3-18-75.
Sales price of real estate, full disclosure, real estate transfers, etc. HF 231. Ways and Means-HF 504, Ways and Means-SF 539, Ways and Means. SSM.
Cigarettes and little cigars, increase tax on. HF 253, Monroe-HF 629, Poncy. SSM.
Valuation of agricultural property for tax purposes, average mortgage loan rate for previous year. SF 183, Shaff, et al.
Market value of agricultural property for tax purposes, determining. SF 279 , Priebe, et al.
Payment and final returns of inheritance tax. SF 418, Ways and Means. Approved 4-28-75.
Bonding of nonresident employers and withholding agents, payment of income taxes withheld. SF 483, Ways and Means.
Military service tax exemption, retroactive. HF 811, Ways and Means. Approved 7-14-75. Became law by pub. 7-25-75.
Exempt equalization of property from provisions of the Administrative lerocedure Act. HF 885, Ways and Means-SF 553, Judiciary. SF 553 withdrawn. HF 885 approved 6-16-75.
Property assessments (valuation), effective date of equalization orders issued by director of revenue; appropriation for Iowa consumer price index. SF 545, Ways and Means. Approved 7-14-75.
Administration of the motor fuel tax program, appropriation to department of revenue. SF 565, Appropriations. Approved 7-9-75.
Auditor of state, treasurer, comptroller, and department of revenue, appropriation; exclude agricultural aerial application services and aerial commercial and charter transportation services from service tax. SF 566, Appropriations. Approved 7-11-75.

## Director

Certain actions commenced by director of revenue may be held in any county. HF 266, Hullinger, et al.
Insulation of buildings, income tax credit. SF 440, Nystrom.
Inheritance tax, final return, payment and refund, appeal procedures. HF 679, Ways and Means. Approved 6-3-75.
Transient guest tax (hotels, motels, etc.) by cities and counties, authorize. SF 502, Cities-HF 873, Cities and Towns.
Salary range for certain state officials, designated employees of the state, governor set salaries. SF 568, Appropriations.
Cigarette and little cigar tax stamps, printing and custody of. HF 899, Appropriations. Approved 7-8-75.

## REVIEW, BOARD OF-See Assessments and/or Property

RIGHT OF WAYGeneral
Firearms, prohibit discharging over public waters and highways. HF 268, Patchett-SF 208, Ramsey and Redmond-HF 627, Lipsky and Monroe (all similar subject matter). SF 208 withdrawn.

## RIGHT TO WORK—Also see Labor

 GeneralRight to work law, violation of, specific penalty. HF 444, Branstad.
Prohibit persons not involved in a particular labor dispute from picketing. HF 445, Branstad.

## RIVERFRONTS-

## General

Missouri River riverfront project, appropriation to conservation commission. SF 579, Appropriations. Approved 7-14-75.

## RIVERS-Also see Water

 GeneralSale of certain islands and abandoned river channels, repeal chapter 568 . HF 112, Appropriations.
Trotlines or throw lines may be used in the Cedar and Lowa Rivers. HF 387. Horn, et al.-SF 267, Redmond.
Volga River project, if conservation commission decides against, disbursement of funds appropriated. SR 16-S.J. 2224, 2243.

## ROAD MACHINERY-

 GeneralRoad machinery, repeal certain sections re red signal lanterns or lights. SF 70 , County Government-HF 102, County Government. HF 102 withdrawn. SF 70 approved 3-7-75.

## ROAD USE TAX FUND

 GeneralRoad use tax fund, appropriation to. SF 57, Norpel ( $\$ 20,000,000$ )—SF 168, Norpel, et al. $(\$ 39,200,000)$.
Sales tax revenue, allocate portion to road use tax fund. $S F$ 182, Andersen and Norpel-HF 358, Branstad. SSM.

## ROADS AND HIGHWAYS-

 GeneralFifty-five (55) mph speed limit. HF 46, Drake, et al.-HF 66, Transportation (same)-SF 574, Transportation (similar subject matter). HF 46 and SF 574 withdrawn. HF 66 approved 6-28-75.
Road use tax fund, appropriation to. SF 57, Norpel ( $\$ 20,000,000$ )-SF 168 , Norpel, et al. ( $\$ 39,200,000$ ).
Road machinery, repeal certain sections re red signal lanterns or lights. SF 70, County Government-HF 102, County Government. HF 102 withdrawn. SF 70 approved 3-7-75.
State park roads, and other, maintenance and repair of, conservation commission jurisdiction. HF 68, Small, et al.
Include highway 520 in five year plan. SCR 11-S.J. 130-191, 198, 255.
Property or land having no access to a road, 10 year route, or other, may be used. HF 86, Wyckoff.
Highways, temporary closing of. HF 99, County Government-SF 101, County Government. SF 101 withdrawn. HF 99 approved 5-12-75.
Secondary road contracts, increase amount before advertising. letting, and approval. SF 100, County Government. Approved 7-16-75.
Contracts may be let by counties for secondary roads, funds available 7-1-75 thru 12-31-75. SF 130, County Government-HF 173, County Government. SF 130 withdrawn. HF 173 approved 2-28-75. Became law by pub. 3-11-75.
Hard surface present granular surfaced primary highways, appropriation. HF 186, Daggett-SF 140, Briles.
Include highway 520 in five year plan. (Same as SCR 11) HCR 16-H.J. 294295.

Firearms, prohibit discharging over public waters and highways. HF 268, Patchett-SF 208, Ramsey and Redmond-HF 627, Lipsky and Monroe (all similar subject matter). SF 208 withdrawn.
Duties and responsibilities, DOT and counties, secondary roads. HF 286. Transportation. Approved 4-16-75. Became law by pub. 4-25-75.
Contracts for haying on medians of interstate highways, DOT, conservation commission. HF 303, Scheelhaase.
Guns, carrying of, closed case or as permitted by law. HF 312, Baker, et al.
Motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel be used for highway purposes, repeal. SJR 3, Gluba-HJR 13, Small.
Highway grade crossing safety fund, appropriation. HF 357, Daggett, et al.
Destruction of weeds along roads and highways, limit spraying. HF 443, Avenson.
Roads through rural farm land, consider placement of. HF 580, Bortell.
Freeway-expressway system between Dubuque and Sioux City, appropriation. SF 402. Norpel-HF 718, Gilloon, et al.
Secondary road assessment districts, repeal. HF 619, Hullinger, et al.
School buses, eliminate requirement bus may not leave public highway to recelve or discharge pupils. SF 435, Doderer-HF 633, Hennessey, et al. (any road used for daily mail delivery). SSM.
Repair of railway crossings, agreements between a rallway company and a highway authority. HF 641, Bortell.
Priority of secondary road assessment district projects, construction program. HF 739, Transportation.
Urge Congress to continue adequate funding of "priority primary" highway programs, highway 520. HCR 38-H.J. 1191, 1250, 1346, 1404 adoptedS.J. 1154-1155, 1163, 1180, 1200.

Closing of highways for cities having local celebrations, department of transportation amend its policy to allow. HCR 43-H.J. 1304-1305.
Highway railroad crossing repairs. HF 831, Agriculture.
Agricultural implements excluded from width requirements re movement. HF 843, Agriculture.
Study of certain roads in the state, department of transportation. HF 851, Glloon, et al.
Repair and maintenance of private roads regularly used by school buses, counties may. SF 517, County Government.
Great River Road, appropriation to department of transportation for. SF 540, Junkins, et al.
Railroad grade crossings on public highways, increase funds allocated. HF 838, Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.

## ROTUNDA-

 GeneralRotunda covering, appropriation for. HF 42, Brockett.

## REBBISE-

General
Rubbish trucks may exceed axle gross welght. HF 301, Hines.

## RULES-

 GeneralJoint Rules of the Senate and House. SCR 6-S.J. 48-54, 59, 123, 210-211, 214215 adopted-H.J. 177-183, 250, 252, 254-260 adopted, 287-288-S.J. 298, 553-554 refused to concur-H.J. 594 insists, 600 conference committee appointed-S.J. 616 conference committee appointed-H.J. 2017 S.J. 1825 report, second conference committee appointed-H.J. 2272 report, 2273 second conference committee appointed.
Rules of the Senate. SR 3-S.J. 22-39, 57-58, 88-90, 100-114 adopted.
Joint Rules of House and Senate be adopted as temporary joint rules of 1975 session. HCR 4-H.J. 96-97, 105 adopted-S.J. 162-163.
Robert's Rules of Order first published 100 years ago, urge Postmaster General of the U. S. issue a commemorative stamp. HR 22-H.J. 997-998, 1038,1179 adopted.
Joint rules, committee to study. HCR 78-H.J. 2613.

## RULES OF CIVEL PROCEDUREGeneral

Rules of civil procedure, amend. SF 583, Judiciary. Approved 7-3-75.

## RURAL DEVELOPMENT COMMISSION-

 GeneralRural development commission, establish, appropriation. HF 84, Poncy-SF 269, Miller of Des Moines, et al.

## SAEETY-

General
Vehicle safety standards, department of transportation. SF 58, Norpel.
Safety requirements for bicycles. SF 228, Murray, et al.-HF 346, LipskyHF 425, Transportation. SSM.

Safety glazing material (wire glass, rigid plastic, etc.) used in commercial, residential, and public buildings. SF 261, Kelly.
Motor vehicles used by railroad companies, safety standards and equipment. SF 295 , Miller of Des Moines, et al.
Tri light safety signal system, authorize study of, appropriation. HF 853, Woods.

## SALARIES-

 GeneralCompensation of chaplains, officers and employees. HCR 5-H.J. 97-103, 106107 adopted-S.J. 163-171 adopted.
Clerk of grand Jury, compensation of. HF 61, Higgins-SF 121, Shaw. HF 61 withdrawn. SF 121 approved 5-15-75.
Beer and liquor control council, membership and compensation of. HF 80, Drake and Monroe-HF 781, State Government. Same.
Salaries and expenses of lieutenant governor's office paid from funds appropriated for same. SF 115, Appropriations. Approved 3-7-75.
State salary book, information required, charges for. SF 165, Appropriations. Approved 4-16-75.
Decrease salaries, designated state officials, members of general assembly, etc. SF 191, Schwengels, et al.
Sale of items by banks and savings and loan associations. SF 194, RedmondHF 830, Commerce. SSM.
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar)SF 225, Nystrom, et al.-HF 490, Lonergan and Hines (companion)HF 53訁, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
Longevity pay for certain employees of the state. SF 227, Robinson, et al.HF 418, Newhard, et al. (companion)-HF 827, State Government (same).
Payment of salaries, vacation, and sick leave for state employees. HF 356, O'Halloran, et al.-SF' 272, Willits, et al. (companion)-HF 809, State Government (similar).
Area school superintendents, setting salary for. SF 251, Griffin (similar subject matter to) SF 362 , Robinson-HF 524 , Wells (companion)-HF 806, Education-HF 897, Appropriations (all similar subject matter in part). HF 897 approved 6-29-75.
Public employees, 7 percent salary increase. HF 406, Hennessey, et al.
Probation officers and other officers, percentage basis for setting salaries. SF 277, DeKoster.
Salaries paid to rehired retired state employees. HF 477, Hargrave.
Juvenile court employees, judges may establish salaries. SF 428, DeKoster and Willits.
Districe court judges set salaries of clerks, their deputies and clerks, and amount of help needed. HF 644, Poncy and Newhard.
Eliminate statutory limitations on salaries of juvenile court employees, district judges set. HF 670, Judiciary and Law Enforcement. Also see SF 428. HF 670 approved 6-16-75.
Salary rates, judicial branch of government, public employment relations board. SF 564, Appropriations. Approved 6-30-75.
Salary schedule for certain state officials and designated employees, governor may set salaries within such ranges, etc. SF 568, Appropriations. Approved 6-30-75.
Salary increase for officers and employees of the House and Senate. SCR 63S.J. 2222, 2224-2225 adopted-H. J. 2698, 2745-2748 adopted.

## Wages

Payment of wages to employees, penalties. HF 165, Lipsky-SF 210, Nystrom, et al. HF 165 withdrawn.
State minimum wage, create. SF 139, Redmond.
Garnishment of wages, employer give employee 15 days notice. HF 290 , Middleton.
Payment of wages and expenses by an employer, "Iowa Wage Payment Collection Law". HF 351, Labor and Industrial Relations. Approved 6-3-75.

## SALES-

General
Beer, retail sale of, minimum prices for. SF 20, Griffin, et al.
Fair trade practices, repeal law. SF 40, Shaw. Approved 2-28-75.
Credit sales, permit discounts for early payment. SF 95, Tieden, et al.-HF 132, Nielsen of Polk and Welden.
Flammable interior furnishings, prohibit sale, distribution, and importation. SF 111, Taylor.
Price increases of merchandise, retail. HF 247, Patchett, et al.
Price increases of food products, retail. HF 249, Patchett, et al.
Exempt sales to voluntary nonprofit hospitals from sales and use tax. SF 210. Nolin, et al.
Packaging of meat, poultry, eggs, and milk, date first packaged and removal date. HF 308, Patchett, et al.

Unit and total pricing of food for sale to consumers. HF 342, Patchett, et al.
Exclude banks from membership sales licensing requirements. HF 362, Jesse -SF 302, Lamborn, et al.
Finance charges, definition of, consumer credit transactions, cash discounts. SF 308, Commerce. Approved 7-3-75.
Sale of lists of motor vehicle licensees by public safety be approved by confidential records council. HF 665, Higgins.
Permit cash discounts in open and closed-end credit sales. HF 711, Howell and Walter.
Cigarette permits, issuance of. HF 725, Ways and Means. Approved 7-8-75.
Sales delivered within the state for corporation tax purposes. HF 748, Ways and Means. Approved 6-3-75.
Sunday beer and liquor sales. HF 761, Judiciary and Law Enforcement.
Actions in attachment by creditors after default in consumer credit transactions. HF 832, Commerce.

## SALES TAX-See Tax, Sub-Ref. Sales

## SANITARY DISPOSALS-

 GeneralSanitary disposal bonds, increase interest rate. SF 33, Murray-HF 47, Crawford and Hines. HF 47 withdrawn. SF 33 approved 2-15-75. Became law by pub. 2-15-75.
Sanitary disposal projects, effective date for operation of. HF 360, Miller of Buchanan, et al.-SF 493, Energy. S.
Sanitary disposal projects, establishment and operation of. HF 747, County Government-SF 5if, County Government. S.

## SANITARY DISTRICTS-

 GeneralTerritory annexed to a municipal corporation included in same sanitary district. SF 108, Bergman and Scott.

## SAVINGS-Also see Banking and/or Savings and Loan Aspociations

 GeneralSavings, programs or procedures established by the general assembly, effects of, report to committee chairmen. HF 9, Crabb.
Savings club plans, regulate interest rate. HF 261, Small.
SAVINGS AND LOAN ASSOCIATIONSGeneral
Certificates of deposit, savings and loan associations give 10 days advance notice to holders of. HF 118, Krause. Also see HF 414. HF 118 withdrawn.
Public funds may be deposited in savings and loan associations. SF 146, Rodgers.
Savings and loan associations, and banks pay interest on funds held in trust accounts (for insurance, taxes, etc. on home loans). HF 254, Small.
Savings club plans, regulate interest rate. HF 261 , Small.
Sale of titems by banks and savings and loan associations. SF 194, RedmondHF 830, Commerce. SSM.
Certificates of deposit, banks, savings and loan associations, and industrial loan companies give 10 days advance notice to holders of. HF 414, Commerce. Also see HF 118.
Trust accounts by real estate brokers may also be maintained in a savings and loan association. SF 376 , Hill of Polk.
Days and hours of operation of banks and savings and loan associations. SF 386, Lamborn, et al.-HF 586, Newhard.
Banks (HF 618 includes credit unions and savings and loan associations) required to furnish record of deposit at time of. HF 379, Egenes, et al.-HF 618, Commerce. SSM.
Savings and loan associations, regulation of, numerous changes. SF 487, Commerce.
Electronic facilities and transfer of funds by banks, credit unions and savings and loan associations, SF 536, Commerce. Approved 6-27-75.
Financial institutions, create a separate state agency to regulate, committee to study. HCR 60-H.J. $2283-2284$.

## SCHOLARSHIPS-

 GeneralRural physicians associate program, establish, appropriation. SF 263, Winkelman.

## SCHOOLS-

General
School desegregation, pollcies of public instruction. HF 13, Junker, et al.
Units of credit offered by approved high schools. HF 14, Spear.
Units of credit required, minimum program, 9th through 12 th. HF 29 , spear. Prohibit forced bussing. HF 33, Woods and Bortell.
Admission tickets, schools, exempt from sales and use tax. HF 39, Juniker.

Education, any type, prohibit discrimination. SF 34, Kelly-HF 122, Cusack, et al.
Purchase of real estate by cities, towns, counties, schools, etc., may be by contract. SF 56, Norpel.
Prekindergarten pupils not counted in enrollment for purposes of school foundation program. HF 98, Education. Withdrawn.
Speed limit in a school district. HF 117, Kreamer.
School elections, run-off elections, if necessary. HF 120, Kreamer.
Mandatory school attendance until 18 years of age, exceptions. HF 157, Horn.
Diplomas, issuance of high school equivalency, fees. HF 191, Daggett-HF 386, Education. S. HF 191 Withdrawn, HF 386 approved $6-29-75$.
School principals, employment and duties of. SF 154, Sovern, et al.-HF 257, Horn, et al. (companion)-HF 784, Education (glmilar). HF 257 and HF 784 withdrawn. SF 154 approved 7-14-75.
Public instruction conduct study to evaluate the average state program costa per student, etc. HCR 15-H.J. 293-294, 327 adopted-S.J. 337-338, 375, 437, 469, 496 adopted-H.J. 453, 454 adopted.
Educational examiners, board of, replaced by professional standards board. HF 269, Patchett.
School buildings, use for community purposes. SF 299, Andersen.
School building construction plans, public instruction building consultant make recommendations within 30 days. HF 467 , Education.
School board treasurers, permit compensation of. SF 350 , Glenn.
Band and vocal music uniforms purchased with funds from general fund of the school district. HF 492, Horn.
Deaf, school for, requirements for admission to. HF 501, Education. Approved 5-15-75.
Guidelines for the management and use of investments held by educational, religious, or charitable institutions. SF 381, Schwengels.
School records, comply with federal law. HF 541, Patchett, et al.-HF 783, Education. SSM.
Rights of parents and guardians of school children. HF 545, Daggett.
Postsecondary education, commission for, establish; replace higher education facilities, transfer appropriations. SF 389, Schwengels, et al.-HF 659, Welden, et al.
Married persons shali not be denied admittance, attendance, etc. to a public school. HF 604, Education.
Extend appreciation to W. W. Molsberry, Sigourney, Iowa, having the longest public school teaching record in Iowa, retiring July 1, 1975. HR 20-H.J. 911-912, 1084, 1225 adopted.
Religious groups exempted from education standards and laws. HF 671, Dunton.
Special education programs and services, requirement for. HF 801, Education. Approved 7-17-75.

## Add-See State-Federal Aid, thin mubject

Area-Area Vocational
Area research centers, state historical board, also include area schools. HF 5, Krause.
Area vocational schools and community colleges, prohibit expansion of certain curricula. HF 180, Kreamer.
Trade or vocational schools file with public instruction accreditation, advertising, selling courses, etc. HF 234, Harvey.
Enrollment of senior citizens, certain courses, area schools, reimbursement, appropriation. HF 236, Byerly, et al.
Area school superintendents, setting salary for. SF 251, Griffin (similar subject matter to) SF 362, Robinson-HF 524, Wells (companion)-HF 806, Education-HF 897, Appropriations (all similar subject matter in part). HF 897 approved 6-29-75.
Area schools having recelved interest grant funde may extend the maturation date of loans. HF 401, Jesse and Mennenga. Withdrawn.
Vocational youth organization fund, create, appropriation. HF 478, Kreamer.
Area schools acquire and operate dormitories, student centers and parking facilities, revenue bonds. SF 438, Coleman-HF 705, Scheelhaase, et al.
Air conditioner chilling unit, purchase and install, Area VII, appropriation. HF 680, Brandt.
Programs under higher education, appropriation for, also changes within programs. SF 463, Appropriations-HF 864, Appropriations. Simllar subject matter in part. SF 463 withdrawn. HF 864 approved 6-3-75. Item Vetoed.
Rules of the board of directors of an area school, tobacco, liquor or beer, use of. SF 534, Shaw.
Abolish state advisory committee on area schools. SF 544, Education. Approved 7-3-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.

## Athletics

Congratulate students of Williams Junior High School, Davenport, Iowa, for their excellence in school athletics. HR 8-H.J. 430, 1968, 2132.

Congratulate Lincoln Railsplitters, their coaches, cheerleaders, etc., for their sportsmanship, etc, in winning the Class AAA basketball championship. HR 14-H.J. 725, 755, 825 adopted.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in winning the Class AA basketball championship. (Same as HR 19) SR 8-S.J.782-783, 806, 1010.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in winning the Class AA basketball championshlp. (Same as SR 8) HR 19-H.J. 812, 1006, 1135 adopted.
Congratulate St. Mary's Irish, their coaches, cheerleaders, etc, in winning the class A basketbail championship. HR 21-H.J. 962, 1006, 1135 adopted.
Congratulate Lake View Hawkettes High School basketball team, coaches, etc., for sportsmanship, etc., in winning the Iowa Girls High School basketball championship. HR 45-H.J. 2505, 2727-2729 adopted.

## Boards

Meetings of the boards of school corporations, change date end of year meeting for settlement of business. HF 287, Education. Approved 5-2-75.
Members of school boards allowed compensation. HF 340, Stromer.
Smoking, school boards may regulate, prohibit use of alcohol, and controlled - substances. HF 452, Horn.

School board treasurers, permit compensation of. SF 350, Glenn.

## Bonds

School bond issues, elections, simple majority vote. SF 37, Griffin.
Public bonds, sale of, lower percentage of votes needed to authorize. HF 469, Gentleman, et al.

## Buses-Transportation

School buses, require use of flashing signal lights and stop arms within city limits. HF 142, Bittle-HF 394, Transportation. Same. HF 142 withdrawn.
Seat belts, school buses. HF 233, Lipsky and Drake.
Transportation of nonpublic school pupils outside boundary lines of the school district of residence. HF 465, Education. Approved 6-6-75.
White light may be mounted on top of a school bus. SF 414, Norpel.
school bus transportation, only school buses yellow, common carriers, and other changes. HF 628, Education.
School buses, eliminate requirement bus may not leave public highway to receive or discharge pupils. SF 435, Doderer-HF 633, Hennessey. et al. (any road used for daily mail delivery). SSM.
Repair and maintenance of private roads regularly used by school buses, counties may. SF 517, County Government.

## Districts

School district directors, election of. HF 20, Doyle, et al.
Schoolhouse sites, purchase and improvement of, use of tax money for. HF 57. Daggett-SF 74, Briles (companion)-HF 297, Byerly, et al. (similar subject matter).
Public hearings, budget, area education agency. HF 96, Daggett, et al.
School directors, election of, subdistricts equal in population. HF 115, Bittle.
Schoolhouse sites, appraisal before purchase. HF 171, Horn.
School principals, employment and duties of. SF 154, Sovern, et al.-HF 257, Horn, et al. (companion)-HF 784, Education (similar). HF 257 and HF 784 withdrawn. SF 154 approved 7-14-75.
Members of school boards allowed compensation. HF 340, Stromer.
Change budget certification date for school districts. HF 341, Daggett. Withdrawn.
Names of school districts, may change, election. HF 405, Evans and West.
Extend to 10 years, voters may authorize a tax for bulldings and sites in merged areas. HF 422, Education-SF 370, Taylor and Hill of PolkSF 453, Education.
Transportation of nonpublic school pupils outside boundary lines of the school district of residence. HF 465, Education. Approved 6-6-75.
School days, inclement weather, make up days, superintendent of public instruction may excuse. HF 482, Crabb, et al.-HF 720, Education. S.
Band and vocal music uniforms purchased with funds from general fund of the school district. HF 492, Horn.
School districts may change name, election. SF 383, Burroughs-HF 779, Education. HF 779 withdrawn. SF 383 approved $5-12-75$.
School foundation bill. HF 558, Education. Approved 6-3-75. Became law by pub. 6-11-75.
Disaster services and county-municipal disaster services and emergency planning administrations, create office of. HF 620, Harvey and Rinas -HF 808, State Government. Same.
Relmbursement to school districts for certain tax free lands, appropriation. SF 446, Tieden.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Tuition payments for public school districts, inequities, etc., committee to study. HCR 74-H.J. 2504-2505.

## Driver Education

Drivers' education courses, persons under 18 complete. HF 178 , Bittle, et al.HF 735, Education. Same.
Probationary motor vehicle operator's license shall not be suspended or revoked if person re-enters a public or private school. SF 416, Shaw.
Driver education courses, administration of, public instruction, appropriation. SF 559, Appropriations. Approved 6-16-75.

## Employees

Public school employees may not draw sick leave and workmen's compensation at the same time. HF 63, Brockett, et al.-SF 72, Miller of Marshall. HF 63 withdrawn.
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar)SF 225, Nystrom, et al. -HF 490, Lonergan and Hines (companion)HF 535, Crabb, ét al.-HF 767, State Government (same) (all similar subject matter).
First aid courses required by certain school employees. HF 175, Avenson.
Public school employees (teachers), termination of employment, paid accumulated sick leave. HF 525, Mennenga.

## Funds-Taxes

Extend to 10 years, voters may authorize a tax for buildings and sites in merged areas. HF 422, Education-SF 370, Taylor and Hill of PolkSF 453, Education.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.

## Private-Parochial

Transportation of nonpublic school pupils outside boundary lines of the school district of residence. HF 465, Education. Approved 6-6-75. Property
School property, only certain persons allowed on. HF 109, Horn.
Public Instruction, Dept. of and Supt. of
State educational boards, method of determining the composition of. HF 11, Crabb.
Diplomas, issuance of high school equivalency, fees. HF 191, Daggett-HF 386. Education. S. HF 191 withdrawn. HF 386 approved 6-29-75.
Public instruction conduct study to evaluate the average state program costs per student, etc. HCR 15-H.J. 293-294, 327 adopted-S.J. 337-338, 375, 437, 469, 496 adopted-H.J. 453, 454 adopted.
School building construction plans, public instruction building consultant make recommendations within 30 days. HF 467, Education.
School days, inclement weather, make up days, superintendent of public instruction may excuse. HF 482, Crabb, et al.-HF 720, Education. S. Radio and TV
Classes offered on educational radio and TV, degree in liberal arts. HF 494, Poncy.

## Requirements-Curriculum-Courses-Subjects

Units of credit offered by approved high schools. HF 14, Spear.
Units of credit required, minimum program, 9 th through 12th. HF 29, Spear.
Area vocational schools and community colleges, prohibit expansion of certain curricula. HF 180 , Kreamer.
Humankind, schools teaching origin of must also teach creation theory. HF 608, Daggett.

## Sports-See Athleticm, this subject

State-Federal Add
Prekindergarten pupils not counted in enrollment for purposes of school foundation program. HF' 98, Education. Withdrawn.
Iowa consumer price index, school aid program, computed by legislative fiscal director, appropriation. HF 912, Appropriations.
Students
Smoking, school boards may regulate, prohibit use of alcohol, and controlled substances. HF 452, Horn.
Rights of parents and guardians of school children. HF 545, Daggett. Superintendent of
School superintendents, exempt from continuing contracts law. HF 194, Avenson.
Teachers
Teachers' contracts, issuance, continuation, and termination of. SF 205, Carr, et al.
Teachers, sabbatical or educational leaves. HF 359, Mennenga-HF 796, Education. SSM.
Public school employees (teachers), termination of employment, paid accumulated sick loave. HF 525, Mennenga.

## Trade

Trade or vocational schools file with public instruction accreditation, advertising, selling courses, etc. HF 234, Harvey.

## Tuition

Simplify computation of maximum tuition rates for schools. HF 288, MenkeHF 795, Education. Same.

## SCIENCE-

General
Historical department, library department, arts council and academy of science, and establish a military library division, appropriation. HF 880, Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Grain dust explosions, appropriation to ISU of science and technology for research. SF 582, Appropriations. Approved 7-3-75.

## SEARCH WARRANTS-

 GeneralSearch warrant and bonding authority of natural resources council, investigations. SF 369, Culver.

## SECRETARY OF AGRICULTURE-See Agriculture, Sub-Ref. Secretary of

 SECRETARY OF THE SENATEGeneralRevise and print additional copies of The Golden Dome. SF 10-S.J. 1178, 1186 adopted.
Address system of Senate, request Secretary of Senate have necessary repairs made for proper function. SR 11-S.J. 1466, 1487.
Resolutions calling for interim studies not adopted by both houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. HCR 65-H.J. 2497-2498, 2727 adopted-S.J. 2241-2242, 2250 adopted.

## SECRETARY OF STATE-

 GeneralCode editor, publication of Code of Iowa and Administrative Code. SF 23, Redmond.
Executive officers of the state, change method of selection. HJR 6-Brandt, et al.
Organizations, institutions, or charities (churches excluded) soliciting and receiving public donations, require accurate statements, increase penalties. HF 138, Doyle.
Presidential preferential primary election. HF 209, Patchett, et al.
Farming by domestic and foreign corporations, cooperative corporations, reports. HF 240, Wyckoff, et al.
Prohibit foreign corporations from farming, certain domestic corporations may, divestment of land, reports. SF 262, Taylor, et al.
Banking, beer and liquor control, insurance, real estate, secretary of state, and campaign finance disclosure commission, appropriation; also amending laws re administration of the campaign finance laws. HF 431, Appropriations. Approved 7-15-75. Item Vetoed.
Administration of HF 215, corporation farm bill, appropriation to secretary of state to finance. HF 917, Appropriations.

## SECURITIES-

 GeneralSecurities, regulation of. HF 825, Commerce. Approved 7-19-75.
Remove 9 percent maximum interest rate, securities purchased on credit. SF 503. Commerce.

## SECURITY -

 GeneralAmend Uniform Commercial Code, place of filing to perfect a security interest, farm equipment, products, etc., collateral. HF 529, Bortell and Daggett.
Prohibit the taking of a security interest, other than purchase money, in personal effects, consumer loan. HF 690, Walter.

## SEED-See Agricultural, Sub-Ref. Seed

## SENIOR CITMZENS-Also see Elderly and/or Aging General

Persons 65 or older fish without license. SF 15, Norpel. Withdrawn.
Aging, area agencies, establish, appropriation. SF 36, Andersen. Withdrawn.
Fishing and hunting licenses, lifetime, senior citizens. HF 48, Avenson, et al.SF 47, Gluba, et al. SF 47 withdrawn. HF 48 approved 4-8-75.
Fishing license for senior citizens, provide lifetime. SF 29 , Palmer, et al. Withdrawn.
Property taxes paid and rent, reimbursement for. SF 71, Hansen-HF 226, Cusack, et al. (companion)-SF 186, Shaff, et al.-HF 869, Brandt-

SF 556, Gluba, et al-HF 893, Brandt et al-SF 571, Ways and Means (all similar subject matter). SF 566 withdrawn. SF 571 approved 6-30-75.
Claims for reimbursement of property taxes, 65 or older, checks. 'SF 78, County Government. Approved 2-28-75.
Aging, commission on, appropriation for nutrition programs. HF 130, Cusack. Enrollment of senior citizens, certain courses, area schools, reimbursement, appropriation. HF 236, Byerly, et al.
Winterize homes of elderly and low-income families, appropriation to planning and programming. HF 271, Cusack, et al.
Fishing licenses for senior citizens, reciprocity, HF 363, Howell.
Reduce from 65 to 62 (HF 532 age 60 ) age limit, claims for relmbursement for property taxes paid and rent. HF 383, Caffrey and HigginsHF 532, Caffrey, et al.
Clamis for reimbursement for property taxes paid, include surviving spouse, 55 years of age or older. HF 428, Egenes, et al.
Freeze property taxes, 65 or older. HF 437, Crabb.
Utility services stamp program for senior citizens, establish, social services. HF 449, Cusack, et a1.
"Green Thumb", outdoor summer programs, employ elderly, appropriation. SF 3'26, Natural Resources-HF 685, Avenson. Similar subject matter in part to SF 573.
Retired Iowan employment program, appropriation. HF 566, Cusack.
Aging, establish area or regional agencies, advisory boards. HF 654, Human Resources.
Tax levy to promote, establish and maintain recreational, educational, etc., activities for senior citizens, authorize cities and counties. HF 857, Cusack.
"Green Thumb" (employment) program for elderly, handicapped, and lower income persons, appropriation. SF 573, Appropriations. Approved 7-14-75.

## SERVECE STATYONS-

 GeneralService stations, abandoned, maintenance of. HF 203, Patchett.
Producers, refiners, and distributors of motor fuel register with secretary of agriculture, prohibit operation of service stations, prohibit discrimination re stations, etc. HF 550, Patchett, et al.-SF 408, Redmond.
SERYICES-Also see Tax, Sub-Ref. Service General
Handicapped persons, counties provide facilities and services for, SF 4, Shaw-HF 16, Higgins. SF 4 withdrawn. HF 16 approved 3-14-75. Became law by pub. 3-20-75.

## SESSIONS-See General Amombly

SEWAGE—Gee Environmental Pregervation and/or Pollution and/or Solid Watite Disposal Groundis

SEWVER SYSTREMEALso mee Environmental Preservation and/or Pollution and/or Solfd Waste Dispomal Grounds

## General

Sewage works construction fund, appropriation. SF 105, Carr and NorpelHF 163, Tauke (companion)-HF 184, Cities and Towns-SF 149 , Cities (companion)—(SF 105-HF 163 and HF $184-S F 149$ are similar subject matter). HF 184 withdrawn. SF 149 approved 2-28-75. Became law by pub. 3-7-75.
Storm sewer grates, construction of new ones, paint on old ones. HF 155, Small-HF 745, Transportation. SSM.
Main sewers and street improvements, special assessments by cities for. SF $532, G l u b a$, et al.

## SEX-

Gemeral
Desex rape laws, replace certain terminology. HF 108 , Small.
Disallow sex discrimination in retirement programs. HF 337, Patchett, et al. -SF 312, Gluba.
Prosititution, and other offenses, define. HF 417, Wulf.
Criminal sexual psychopath law, repeal. HF 651, Middleton, et al.
Sexual contact defined, and for a fee. SF 454, State Government.
Sex may be changed on birth certiflcates. HF 798 , Human Resources.
Sex or marital discrimination in insurance, eliminate. SF 500 , Doderer.
SHELTIER BELT-
General
Shelter belt program, appropriation. HF 31, Krause.

## SHELTERS-

General
Mobile home tiedowns, shelters, etc. HF 263, Patchett, et al.

## SHERIFFS-Also see Officers nnd/or Police

General
Sherifis' salaries and office expenses, court expense fund. HF 41, Danker.
County sheriffs provide law enforcement to cities of less than 1,500 population, If requested, to cittes over 1,500. HF 258, Doyle, et al.
Code of Iowa provided to each separate office of a sheriff. HF 573, DoyleHF 782 , State Government. Same. HF 573 withdrawn.
Fees collected by sheriffs and certain other police authorities. HF 891, Ways and Means. Approved 6-29-75.
Pension and retirement needs of peace officers and corrections officers, committee to study. HCR 76-H.J. 2570.

## SICK LEAVE-

 GeneralPublic school employees may not draw sick leave and workmen's compensation at the same time. HF 63, Brockett, et al.—SF 72, Miller of Marshall. HF 63 withdrawn.
Public employees' absences because of pregnancy and recovery may use sick leave. HF 243, Patchett, et al.
Leave of absence, sickness or injury, 60 additional days retained in a bank. SF 200, Nystrom, et al.-HF 483, Lonergan, et al.
Payment of salaries, vacation, and sick leave for state employees. HF 356, O'Halloran, et al.-SF'272, Willits, et al. (companion)-HF 809, State Government (similar).
Public school employees (teachers), termination of employment, paid accumulated sick leave. HF 525, Mennenga.
Retiring state employees may use up accumulated sick leave. HF 527, Miller of Buchanan.
Leave of absence time, or sick leave, state employees may surrender accumu lated time for compensation. HF 712, Kreamer and Stromer.

SIGNALS-
General
Turn signals, require use of. SF 69, Rodgers.
Tri light safety signal system, authorize study of, appropriation. HF 853. Woods.

SIGNATUREESGeneral
Signature of persons with physical disabilities. SF 60, Redmond-HF 76, Wells. SF 60 withdrawn. HF 76 approved 6-3-75.

## SIGNS—See Advertising, Sub-Ref. Signs

## SLAUGHTER-See Animals, Sub-Ref. General

## SMOKING-

## General

Smoking, certain public areas, prohibit. HF 32, Wells-SF 106, Scott, et al. (companion)-HF 193, Cusack (similar).
Smoking, school boards may regulate, prohibit use of alcohol, and controlled substances. HF 452, Horn.

SNOWMOBILES—See Motor Vehiclen, Sub-Ref. Snowmobilen

## SOCIAL SECURITY-

 GeneralExtend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Exclude social security benefits from income for property tax relief purposes. 65 or older. HF 343, Hines.

## SOCLAL SERYICES-

 CeneralAdoptions, parental rights, etc. SF 41, Shaw, et al.-HF 92, Oakley, et ar_ (companion)-HF 614, Human Resources (similar). HF 92 withdrawn.
ADC recipients, withholding of money, certain costs. SF 42, Andersen. Withdrawn.
Child care centers, appropriation to social services. SF 112, Murray, et al.
Health care facilities, citizens' aide may investigate complaints. SF 126, Gluba. et al.-HF 220, Higgins, et al.
Small claims, payment of, social services. HF 176, Human Resources. Approved 4-22-75.
Jails, social services make annual inspections, may correct violations and charge. HF 255, Higgins, et al.-SF 195, Gluba.
Famlly social plan, develop, social services. HF 328, Patchett, et al.
Exchange of inmates with federal bureau of prisons. SF 253, Dekoster, et ar.
Utility services stamp program for senior citizens, establish, social services. HF 449, Cusack, et al.
Furlough programs for inmates. HF 456, Doyle, et al.

Work release programs for inmates of institutions. HF 458, Lipsky, ot al.
Remedial eye care program, social services continue. HF 463, Human Resources. Approved 5-12-75.
Persons serving life terms, parole board review after 5 years. HF 481, Doyle, et al.
Transfer of prisoners from an adult correctional institution to another institution, social services. HF 503, Human Resources.
Wardens shall not receive dwelling nor inmate domestic service. HF 657. Middleton, et al.-SF 451, Kelly and Doderer. S.
Mental health services, administration of need for consolidation, etc. (Same as SCR 35) HCR 42-H.J. 1228-1229.
Sewage lines, Anamosa, social services grant easement for. HF 776, Judiciary and Law Enforcement. Approved 7-14-75. Became law by pub, 7-23-75.
Child care facilities, licensing and regulation of. SF 491, Human Resources. Approve 7-17-75.
Mental health services, administration of, need for consolidation, etc. (Same as HCR 42) SCR 35-S.J. 1143, 1162, 1334.
ADC, changes. HF 841, Human Resources.
Aging, commission on, transfer to social services. HF 852, Cusack.
Child support recovery unit within department of social services, create. SF 518. Human Resources. Approved 7-17-75.

Social services, committee to study functions, duties, and operation of also need for reorganization. SCR 40-S.J. 1466-1467, 1487.
Social services, committee to study structure and functioning of. SJR 13, Appropriations. Approved 7-19-75.
Social services, appropriation. HF 895, Appropriations. Approved 7-11-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF' 898, Appropriations. Approved 7-18-75. Item Vetoed.

## Parole, Board of

Parole, eligibility for, and suspended sentences, persons displaying firearms, felony-life sentences. HF 145, Nealson of Muscatine.
Interstate probation and parole compact, place full text into the Code. SF 150, Human Resources. Approved 4-28-75.
Chief probation officer, allowed to supervise parolees and probationers. SF 252, DeKoster, et al.-HF 436, Newhard, et al.
Women, commission on the status of and board of parole, appropriation; also create parolee security fund. SF 282, Appropriations. Approved 7-9-75.
Probation, length of set by court. HF 475, Newhard, et al.-SF 450, Kelly and Doderer.
Rules of board of parole subject to Administrative Procedures Act. SF 404, Kelly.
Conditional release for inmates of correctional institutions. SF 538, Kelly and Doderer.

## Social Welfare

Welfare benefits, eligibility, strikes. HF 113, Kreamer.
Productive employment by unemployed, condition of unemployment compensation or welfare benefits, committee to study. SCR 38-S.J. 1177, 1198, 1571.

## SOCIAL WELFARE-See Social Services, Sub-Ref. General or Social Welfare

## SOCIAL WORKER- <br> General

Social workers, licensing and regulation of. HF 83, Miller of Cerro Gordo, et al.-SF 185, Miller of Des Moines, et al. (companion)-SF 297, Miller of Des Moines, et al.-HF 484, State Government (similar subject matter). SF 185 withdrawn.

## SOIL CONSERVATIONGeneral

Soil conservation district commissioners, election of. SF 8, Hill of Polk HF 54, Pellett, et al. SSM. SF 8 withdrawn. HF 54 approved 4-28-75. Shelter belt program, appropriation. HF 31, Krause.
State land use policy. HF 58, Middeswart, et al.—SF 127, Winkelman, et al. (companion)-HF 505, Natural Resources. S.
Surface-mined land, rehabilitation of, fees, etc. HF 259, Higgins and Bina.
Surface coal mining, regulation of, fees, and rehabilitation of. SF 314, Energy -HF 476, O'Halloran. SF 314 approved 5-15-75.
Impose tax on coal, establish fund for rehabilitation of surface-mined land. SF 327, Van Gilst.
Soll and water conservation revolving fund, create, appropriation. HF 506, Middleswart-HF 773, Natural Resources. Same.
Iowa Legislature strongly objects to USDA calling for greater productivity from Iowa land while cutting funds for soll conservation. HCR 31H.J. 910-911.

Statewide water plan. HF 760, Appropriations. Approved 5-15-75.

Agriculture, department of, and soil conservation, appropriation. HF 780, Appropriations. Approved 6-3-75.
Soll classifiers examiners, board of, create. HF 882, Pellett.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients, and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.

## SOLAR ENERGY-

## General

Solar energy unit, state, appropriation. HF 65, Brockett, et al.-HF 722, Energy. Same.
Limited property tax exemption for property used to convert solar energy, wind or water to any type energy. (HF 533-property used to conserve fuel). HF 409, Evans-HF 507, Svoboda, et al.-HF 533, Horn-HF 719, Energy (all similar subject matter).
Solar energy systems of heating and cooling residential, commercial or public buildings, exemption from taxation for property used for. HF 468 , Cusack.

## SOLDIERS HOME, IOWA-

 GeneralIowa soldiers home, change name, also eligibility requirements. HF 69, West, et al. Approved 5-15-75.
Iowa soldiers home, change name. SF 96, Miller of Marshall-HF 123, West and Brockett. SF 96 withdrawn.

## SOLID WASTE DISPOSAL, GROUNDS-

 GeneralRubbish trucks may exceed axle gross weight. HF 301, Hines.
Motor vehicles reduce speed approaching slow moving vehicles, garbage trucks may display reflective devices. SF 271, Willits.
Resource recovery systems, separation of metals, glass, and other waste products which may be used in production of fuel and/or energy. SF 419, Energy. Approved 6-3-75.
State agencies, appropriation for capital improvements, educational institutions, leasing of data processing equipment, purchase of certain equipment, sewage works projects, hospital schools revolving fund, land acquisition, memorial for medal of honor recipients and reversion of funds. HF 898, Appropriations. Approved 7-18-75. Item Vetoed.
Rubbish trucks, annual special permit for operation of, excess weight. HY 906, Ways and Means.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as HCR 61) SCR 48-S.J. 1883.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as SCR 48) HCR 61-H.J. 2284-2285.

## SOUND RECORDINGS-

 GeneralProhibit reproduction and duplication of sound recordings without consent. SF 309, Willits-HF 568, Connors, et al. HF 568 withdrawn. SF 309 approved 6-5-75.

## SPANISH-

General
Spanish-speaking persons, appropriation to continue study of problems. SF 241, Gluba-HF 382, Caffrey and Cusack (companion)-SF 504, Appropriations (similar subject matter). SF 241 withdrawn. SF' 504 approved 7-9-75.

SPANISH-AMERICAN WAR VETERANS— General
Spanish-American war veterans, and employment of the handicapped, appropriations. SF 283, Appropriations. Approved 4-16-75.

## SPEECH-

General
Speech pathologists and audiologists, licensing of, examining board. HF 642, Harper, et al-HF 695, State Government (same)-SF 476, State Government (similar).

## SPEED LIMITT-

 GeneralFifty-five (55) mph speed limit. HF 46, Drake, et al.-HF 66, Transportation (same)-SF 574, Transportation (similar subject matter). HF 46 and SF 574 withdrawn. HF 66 approved 6-28-75.
Speed limit in a school district. HF 117, Kreamer.

Fifty-five mile per hour speed limit, committee to study disparities and inequities. HCR 56-H.J. 2131-2132.
SPEED RESTRICTIONS—

## General

Motor vehicles towing disabled vehicles, speed restrictions. HF 196, DoyleHF 753, Transportation. SSM.
SPORTS—Also see Athletics and/or Schooln, Sub-Ref. Athletics General
Congratulate Drake University, coach Bob Ortegal and basketball team for being true champions and bringing honor and victory to their school and the state of lowa. HR 13-H.J. 706, 744, 808 adopted.
Congratulate Lincoln Railsplitters, their coaches, cheerleaders, etc., for their sportsmanship etc., in winning the Class AAA basketball championship. HR 14-H.J. $725,755,825$ adopted.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in Winning the Class AA basketball championship. (Same as HR 19) SR 8-S.J. 782-783, 806, 1010.
Congratulate the St. Alberts Falcons, their coaches, cheerleaders, etc., in winning the Class AA basketball championship. (Same as SR 8) HR 19-H.J. 812, 1006; 1135 adopted.
Congratulate St. Mary's Irish, their coaches, cheerleaders, etc., in winning the Class A basketball championship. HR 21-H.J. 962, 1006,1135 adopted.
Congratulate Lake View Hawkettes High School basketball team, coaches, etc., for sportsmanship, etc., in winning the Iowa Girls High School basketball championship. HR 45-H.J. 2505, 2727-2729 adopted.

## STAMPS-

## General

Migratory waterfowl stamps, issuance of, penalty. SF 371, Miller of Des Moines and Junkins-HF 598, Monroe and Spear (companion)-HF 778 , Natural Resources (same). HF 778 withdrawn. SF 371 appróved 5-15-75.
Robert's Rules of Order first published 100 years ago, urge Postmaster General of the U. S. issue a commemorative stamp. HR 22-H.J. 997-998, 1038, 1179 adopted.
Cigarette and little cigar tax stamps, printing and custody of. HF 899, Appropriations. Approved 7-8-75.

## STATE AID-Also mee Schools, Sub-Ref. State-Federal Aid General

Municipal financing, individual needs, aid to cities, committee to study.
(Same as SCR 65) HCR 71-H.J. 2501-2502. 2579.
Municipal financing, individual needs, aid to cities, committee to study. (Same as HCR 71) SCR 65-S.J. 2223, 2243.

## STATE FAIR-See Fairy

## STATE GOVERNMENT- <br> General

Credit unions, establish state department for regulation of. SF 54, Robinson and Rabedeaux.
Solar energy unit, state, appropriation. HF 65, Brockett, et al.-HF 722, Energy. Same.
Maximum limits of tort liability, state. SF 83, Winkelman.
Gifts to officials, employees, etc., increase amount may be accepted. SF 131, Glenn.
State salary book, information required, charges for. SF 165, Appropriations. Approved 4-16-75.
Powers of initiative, referendum, and recall, constitutional amendment to create. HJR 8, Patchett, et al. Also see HJR 11.
Organizations doing business with the state or political subdivisions disclose ownership interest. HF 280, Hargrave.
Reparations to victims of criminally injurlous conduct. SF 220, Doderer.
Family social plan, develop, social services. HF 328, Patchett, et al.
Power of initiative, people may propose and enact legislation. HJR 11, Krause. Also see HJR 8.
Leaves of absence, persons elected to a municipal, county, state or federal office. SF 266, Robinson.
Retiring state employees may use up accumulated sick leave. HF 527, Miller of Buchanan.
Part-time employment of persons by state agencies. HJR 16, Cusack, et al.
Powers of referendum, reject or approve laws, constitutional amendment to create. HJR 17, Evans, et al. Also see HJR 8 and HJR 11.
Liability protection for state employees. SF 406, Plymat, et al.-HF 799, State Government. S. HF 799 approved 6-30-75.
Request Congress call a convention amending the U.S. Constitution re usurping powers of the states, ratification. HCR 39-H.J. 1191-1192, 17391740 adopted, 1766-S.J. 1398, 1434, 1467-1468, 1572.

Increase court costs, nonindictable misdemeanors, distribution of costs. HF 868, Cities and Towns-HF 879, Cities and Towns. SSM. HF 868 withdrawn.
Certain state agencies report quarterly to standing Senate and House natural resources committees. SF 512, Natural Resources.
Governor, lieutenant governor, office for planning and programming and council of state governments, appropriation. HF 889, Appropriations. Approved 7-9-75.
IPERS, increased employer contributions; public instruction, transportation, etc., appropriation. SF 575, Approprlations. Approved 7-13-75.
Employment opportunity board, create, appropriation. HF 913, Appropriations. Approved 7-14-75.
Corrections, department of, create; powers and duties, and penalties. SF 578, State Government.
Appropriation to provide funds to certain state agencies for increased employer contributions, IPERS. SF 581, Appropriations. Approved 7-13-75.
Salary schedule for certain state offlials and designated employees, governor may set salaries within such ranges, etc. SF 568, Appropriations. Approved 6-30-75.

## Departmenta

Savings, programs or procedures established by the general assembly, effects of, report to committee chairmen. HF 9, Crabb. Employees
Unemployment compensation coverage, remove certain state employees from. SF 3, Shaw.
Leaves of absence, state officers and employees, candidates. HF 7, Crabb.
Employees, state or political subdivisions, dismissal, appearance, etc. HF 170 , Horn.
State employees working on holidays, compensation, options, and holidays. SF 162, Nystrom-HF 291, Griffee (companion)-SF 239, Redmond, et al.-HF 466, Hargrave, et al. (similar) (all similar subject matter).
Extend retirement age for state employees. HF 293, Hargrave, et al-SF 232, Gluba, et al. (companion)-HF 752, State Government (same).
Cost of living adjustments for public employees, appropriation. HF 94, Crabb, et al.-SF 216, Willits and Robinson-HF 434, Wells, et al. (similar) -SF 225, Nystrom, et al.-HF 490, Lonergan and Hines (companion)HF 535, Crabb, et al.-HF 767, State Government (same) (all similar subject matter).
Longevity pay for certain employees of the state. SF 227, Robinson, et al.-HF 418, Newhard, et al. (companion)-HF 827, State Government (same).
Boards and commissions, merit system, employees not exempt from. HF 335, Appropriations. Approved 6-3-75.
State employee, employment terminated, paid vacation allowance. SF 246, Doderer.
Payment of salaries, vacation, and sick leave for state employees. HF 356 , O'Falloran, et al.-SF' 272, Willits, et al. (companion)-HF 809, Staté Government (similar).
Public employees, 7 percent salary Increase. HF 406, Hennessey, et al.
Bonding of governmental employees. SF 341, Palmer, et al.-HF 564, Small. et al.
Salaries paid to rehired retired state employees. HF 477, Hargrave.
Benefts for employees, and their dependents, of adult penal and correctional institutions, appropriation. HF 499, Doyle, et al.-HF 771, Judiciary and Law Enforcement. Same.
Penal institution employees paid overtime after 40 hours. SF 382, Schwengels, et al.
Part-time employment of persons by state agencies. HJR 16, Cusack, et al.
Merit employment commission may reimburse prospective professional employees for interview expenses, and if hired, moving expenses. SF 394 , Junkins, et al.
Petition Congress to refrain from approving any measure which would require states and political subdivisions to recognize and bargain with unions representing public employees. HCR 32-H.J. 961-962, 1086.
Open collective bargaining negotiating sessions to the public. HF 681, Kreamer.
Leave of absence time, or sick leave, state employees may surrender accumulated time for compensation. HF 712, Kreamer and Stromer.
Professional people seeking and/or employed by the state may be paid expenses and/or moving costs. SF 521, Appropriations. Approved 6-16-75.
Benefits for public employees and retired public employees, salary adjustments, etc., appropriations. SF 555, State Government. Approved 7-13-75.
Contributions for qualliying charitable organizations may be deducted from state employee's salary. SF 557, Taylor, et al.

## Executive Branch

Leaves of absence, state officers and employees, candidates. HF 7, Crabb.
Elected state officials, terms of office. SJR 1, Redmond.
Allow persons eighteen (18) years of age to hold state elective office. HJR 4, Spear, et al.

Executive officers of the state, change method of selection. HJR 6, Brandt, et al.
Extend social security benefits to members of general assembly, also insurance benefits, and deferred compensation to elected state officials. HF 164, Lipsky, et al.
Decrease salaries, designated state officials, members of general assembly, etc. SF 191, Schwengels, et al.
Real Eistate-Property
Dwellings, on land by the state, conservation commission develop program for vacating, lease agreement, etc. HF 60, Halvorson, et al.-SF 73, Tieden.

## STATE OF LOWA-See State Government, all Sub-Refs.

STATE OFFICES-See State Government, all Sub-Refs.
STATUTE OF LIMITATIONS—

## General

Six-year statute of limitations, certain damage actions, architects, contractors, engineers and surveyors. SF 352, Coleman and Lamborn-HF 616, Harper and Gentleman.
Liens for support of medically ill, state and county, not subject to statute of limitations. SF 471, Winkelman.

## STEEL-

Illegal steel trade practices, repeal section, covered by federal. HF 131, Caffrey. Approved 4-16-75.

## STORAGE- <br> General

Underground storage of gas, prohibit, cities. SF 2, Rodgers.
Watercraft, storage for. HF 1, Monroe.
Warehouse storage, remove service tax. SF 396, Junkins, et al.
Watercraft, storage of, registration of, certiflcate of origin, etc., exempt beach or water toys, etc. SF 511, Natural Resources. Approved 7-3-75.

## STREETS-Also wee Cities and Towns, Sub-Ref. Streets

 GeneralBenefited street lighting districts, remove requirement that petitioners must own 25 percent of resident property. SF 397, Willits and Palmer-HF 791, County Government. SSM. HF 791 withdrawn. SF 397 approved 6-5-75.
Main sewers and street improvements, special assessments by cities for. SF 532, Gluba, et al.

## STRIKES—Also see Civil Disorders and/or Riots

 GeneralUse of force, violence, etc., preventing a person from working, criminal offense. HF 441 , Branstad.

## STUDY COMMITYRESS-

 GeneralConduet study of availability, cost and terms of professional liability insurance. SCR 16-S.J. 346, 375, 511.
Conduct study of Uniform Probate Code. SCR 17-S.J. 346-347, 375, 511.
Family court system, committee to study. HCR $17-\mathrm{H} . \mathrm{J} .480$.
Adult penal and correctional system, state, study committee to further investigate and study. HCR 22-H.J. 531-532.
State juvenile system, appoint interim study committee to further investigate problems. HCR 25-H.J. 696-697.
Leglslators sponsoring or cosponsoring resolutions calling for a study committee shall not be appointed to the study committee. HCR 27H.J. 724.

Red Rock and Coralville Reservoirs, committee to study damages to property, etc. SCR 27-S.J. 796-797, 821, 1010.
Dogs, proper care and regulation of, committee to study. HCR 35-H.J. 10481049.

Rall transportation services in Iowa, committee to study. HCR 36-H.J. 11251126.

Membership and qualifications of members of boards, councils, and commissions, their purposes and need for retaining, committee to study. SCR $30-$ S.J. $975-976,1009,1334$.
Rall problems in Iowa, roadbeds and trackage, committee to study. SCR 32S.J. 1008.

State catastrophic illness program, expand and complete study of. (Same as SCR 36 ) $\mathrm{HCR} 40-\mathrm{H} . \mathrm{J} .1227$.
State juvenile justice system, continue study. HCR 41-H.J. 1227-1228.
Mental health services, administration of need for consolidation, etc. (Same as SCR 35) HCR 42-H.J. 1228-1229.

Medical malpractice insurance, interim study committee, appropriation. SJR 12, Commerce. Approved 6-16-75.
Mental health services, administration of, need for consolidation, etc. (Same as HCR 42) SCR 35-S.J. 1143, 1162, 1334.
State catastrophic illness program, expand and complete study of. (Same as HCR 40) SCR 36 -S.J. 1144, $1162,1334$.
State juvenile justice system, continue study. (Same as HCR 41) SCR 37S.J. 1144-1145, 1162, 1334.

Productive employment by unemployed, condition of unemployment compensation or welfare benefits, committee to study. SCR 38-S.J. 1177, 1198, 1571.
Unified trial court, expenses and cost of, committee to study. HCR 44-H.J. 1484.

Crime, causes of, reduction of, committee to study. HCR 45-H.J. 1484-1485.
Substate regional agencies and districts, committee to study. HCR 47-H.J. 1485-1486.
Interim study committees, each member of House appointed to one before second appointments. HR 28-H.J. 1534.
Vehicle registration fee structure, committee to study. HCR 48-H.J. 1615.
Petroleum products, marketing, distribution, and pricing of, committee to study. SCR $39-$ S.J. 1310.
Property taxes, committee to study, (Similar subject matter as HCR 54 and SCR 44) HCR 49-H.J. 1653-1654.
Hazardous substances, regulation of, committee to study. HCR 50-H.J. 16961697.

Social services, committee to study functions, duties, and operation of; also need for reorganization. SCR 40-S.J. 1466-1467, 1487.
Contested elections, committee to study. HCR $51-$ H.J. $1810-1811$.
Civil defense and disaster assistance, committee to study. SCR 41-S.J. 1536, 1571.

Petroleum products, marketing, distribution, and pricing of, committee to study. (Same as SCR 39) HCR 52-H.J. 1914-1915.
Livestock producers selling livestock for slaughter, liens and other safeguards for, committee to study. HR 40-H.J. 1915.
Snowmobile accidents, committee to study. HCR 53-H.J. 2011.
Property taxes, committee to study. (Similar subject matter as HCR 49 and SCR 44) HCR 54-H.J. 2042-2043.
Social services, committee to study structure and functioning of. SJR 13, Appropriations. Approved 7-19-75.
Fifty-five mile per hour speed limit, committee to study disparities and inequities. HCR $56-$ H.J. 2131-2132.
Legislative sessions, handling of bills, and adjournment procedures, committee to study. (Same as SCR 54) HCR 55-H.J. 2131.
Energy facilities, committee to study. SCR 43-S.J. 1753-1754.
Property tax freeze, and revising method of valuing agricultural property, committee to study. (Similar subject matter as HCR 49 and HCR 54) SCR 44-S.J. 1791.
Insurance, unfair and discriminatory practices based on a person's sex or marital status, committee to study. SCR 45-S.J. 1791-1792.
Grain, grading and moisture testing of, committee to study. (Same as HCR 59) SCR 47-S.J. 1837-1838, 1885.

Drainage and levee districts, updating and needed corrections in law governing, committee to study. (Similar to SCR 50) HCR 57-H.J. 2235.
Grain, grading and moisture testing of, committee to study. (Same as SCR 47) HCR 59-H.J. 2235-2236.

Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as HCR 61) SCR 48-S.J, 1883.
Financial institutions, create a separate state agency to regulate, committee to study. HCR 60-H.J. 2283-2284.
Energy needs, feasibility of resource recovery systems, waste disposal problems, and solid waste management, committee to study. (Same as SCR 48) HCR 61-H.J. 2284-2285.
Optometry, feasibility of establishing a college, committee to study. SCR 49 -S.J. 1883-1884, 1936.
Electronic funds transfer systems, development and use of, regulation of committee to study. HCR 63--H.J. 2322-2323.
Drainage districts, updating and needed corrections in law governing, com-
mittee to study. (Similar as HCR 57) SCR 50-S.J. 1932-1933, 1936.
County home rule and needed county governmental services, committee to study. SCR 52-S.J. 2001.
Legislative council, fiscal committee, interim study committees, and supplies and expenses of the service bureau, appropriation. SF 584, Appro-priations-HF 915 , Appropriations. HF 915 withdrawn. SF' 584 approved 7-9-75.
Public improvements, committee to study feasibility of financing without special assessments. SCR 53-S.J. 2074-2075, 2085.
Legislative sessions, handling of bills, and adjournment procedures, committee to study. (Same as HCR 55) SCR 54-S.J. 2075-2076, 2085.
Iowa family farmers, committee to study, available capital, etc. SCR 55S.J. 2076, 2085.

Property, improvements to, committee to study feasibility of providing a tax moratorium. SCR 56-S.J. 2077, 2086.
Resolutions calling for interim studies not adopted by both houses be delivered to Chief Clerk and Secretary of the Senate for consideration by Legislative Council. HCR 65-H.J. 2497-2498, 2727 adopted-S.J. 2241-2242, 2250 adopted.
Iowa family farmers, available capital, etc., committee to study. (Same as SCR 55) HCR 66-H.J. 2498-2499.
Optometry, feasibility of establishing a college, committee to study. (Same as SCR 49) HCR 67-H.J. 2499-2500.
County home rule and needed county governmental services, committee to study. (Same as SCR 52) HCR 70-H.J. 2501.
Munlcipal financing, individual needs, aid to cities, committee to study. (Same as SCR 65) HCR 71 -H.J. $2501-2502$, 2579.
Architectural services, various state agencies, committee to study need for consolidation, coordination, elimination or placed within one agency. HCR $72-\mathrm{H} . \mathrm{J} .2502$.
Tuition payments for public school districts, inequities, etc, committee to study. HCR 74-H.J. 2504-2505.
Pari-mutuel betting as it affects the citizens, economy and political subdivisions of the state, committee to study. HCR 64-耳. $\mathbf{H} 2517$.
Legal services for indigent and low-income persons, committee to study. HCR 75-H.J. $2569-2570$.
Pension and retirement needs of peace officers and corrections officers, committee to stuay. HCR 76-H.J. 2570.
Emergency planning and coordination of emergency services, disasters; create an office of civil preparedness, commlttee to study. HCR 77-H.J. 2571.

Joint rules, committee to study. HCR 78-H.J. 2613.
Campaign disclosure law, public financing of political campalgns, income tax check-off, committee to study. HCR $79-H$. J. 2613.
Employment security law, committee to study. HCR $80-$ H.J. 2614.
Elderly and handicapped, committee to study problems of, etc. SCR 61-S.J. 2184-2186, 2206.
Municipal financing, Individual needs, aid to clties, committee to study. (Same as HCR 71) SCR 65-S.J. 2223. 2248.
Inspection laws, buildings and housing, overlapping, subcommittees of Senate committee on cities and House committee on cities and towns, Legislative Council make appointments to for study. SCR 64-S.J. 2222, 2243.

Nursing home costs and reimbursement for care of medical assistance patients, human resources committees appoint joint interim subcommittee to hold hearings and review. SCR 62-S.J. 2204-2205, 2243.
ADC program, human resources committees appoint joint interim subcommittee to determine if program may be restructured, etc. SCR 67-S.J. 2228-2229, 2243.
Department of youth services, juvenile justice system, human resources committees, appoint joint subcommittee to study. SCR 68-S.J. 22292230, 2243.
Bovine and swine brucellosis, committee to study. HCR 82-H.J. 2731-2732.
Property taxes, committee to study. HCR 83-H.J. 2732-2733.
Livestock, marketing of, implied warranty provisions, etc, committee to study. HCR $81-\mathrm{H} . \mathrm{J} .2731$.
Public mass transit, committee to study. HCR 86-H.J. 2753.
Transportation funds, new formula for allocating and increasing, committee to study. HCR 85-H.J. 2752-2753.
Equal opportunity in hiring, advancement and pay, committee to study or review compliance. HCR 84-H.J. 2752.

## SUBDIVISIONSGeneral

Recording of subdivisions, platting, surveying, etc. HF 388, Bittle.

## SUNDAY SALES—See Sales

SUPERVISORS-See County, Sub-Ref. Supervimorm, Board of

## SUPPORT——Also see Divorce and/or Minorw General

Child support paid out of assets of an estate, trusts. HF 70, Doyle and O'Halloran-SF 172, Doderer.
Support decrees, enforcement of, reciprocity, procedures. HF 678, Connors and Hargrave.
Child support recovery unit within department of social services, create. SF 518, Human Resources. Approved 7-17-75.

## SUPREME COURT-See Court, Sab-Ref. Supreme

SURVEYING-
General
Recording of subdivisions, platting, surveying, etc. HF 388, Bittle.

Six-year statute of limitations, certain damage actions, architects, contractors, engineers and surveyors. SF 352, Coleman and Lamborn-HF 616, Harper and Gentleman.

## SWINE--See Animals, Sub-Ref. Farm

## TAX-

 GeneralReal estate transfers, taxation of. HF 49, Oakley.
Schoolhouse sites, purchase and improvement of, use of tax money for. HF 57, Daggett-SF 74, Briles (companion)-HF 297, Byerly, et al. (similar subject matter).
Tax list, dates for completion and delivery. HF 75, Bittle.
Military service tax credit, veteran file once. SF 79, Norpel, et al.
Cities and counties may impose a local tax. SF 89, Andersen-HF 878, Cities and Towns. SSM.
Every insurance company or association must pay premium taxes. SF 117, DeKoster-HF 391, Miller of Buchanan.
Accident and health insurance companies exempt from paying premium tax. HF 158, Stromer.
Appeal procedures, department of revenue and board of tax review. SF 142, Redmond.
Delinquent tax lists, published, require publication of corrections. HF 237, Patchett, et al.
Sale of alcoholic liquor by packaged liquor retailer (stores), license, fees, and tax. HF 389, Hargrave.
Impose tax on coal, establish fund for rehabilitation of surface-mined land. SF 327, Van Gilst.
Insurance company premium tax, use and distribution of. HF 508, Connors.
Historic preservation, local, tax for. HF 516, Tofte.
County health centers, increase tax levy. HF 596, Middleton, et al.
Sales delivered within the state for corporation tax purposes. HF 748, Ways and Means. Approved 6-3-75.
Military service tax exemption, retroactive. HF 811, Ways and Means. Approved 7-14-75. Became law by pub. 7-25-75.
Transient guest tax (hotels, motels, etc.) by cities and counties, authorize. SF 502, Cities-HF 873, Cities and Towns.
Individual retirement annuity premiums exempt from taxation. SF 543, Ways and Means-HF 881, Ways and Means. SF 543 withdrawn. HF 881 approved 6-6-75.
Multistate Tax Commission, approve Iowa's participation as an associate member, etc. SCR 46-S.J. 1837, 1885.
Beer barrel tax rebate, eliminate; replace with reduction in tax collected. SF 577, Ways and Means.

## Cigarettes-Tobacco

Clgarettes and little cigars, increase tax on. HF 253, Monroe-HF 629, Poncy. SSM.
Income tax credit for voting, increase clgarette taxes to fund credit, appropriation. SF 466, Orr. Excise
Excise tax on motor fuel, cities (and counties) exempt from paying. HF 169 , Cusack, et al.-HF 265, Gilloon-HF 300, Hennessey, et al. SSM.
Five percent of funds collected from excise tax on cattle be remitted to Iowa livestock auction market association. SF 141, Briles and Scott.
Exempt sales to voluntary nonprofit hospitals from sales and use tax. SF 210, Nolin, et al.
Motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel be used for highway purposes, repeal. SJR 3, Gluba-HJR 13, Small.

## Exemptions

Air or water pollution, repeal limited property tax exemption. SF 87, Gluba, et al.-HF 119, Brandt, et al.
Air and water pollution, reduce length of time for property tax exemption. HF 143, Cusack.
Cemetery associations, property tax exemption for, retroactive. HF 416, Kreamer.
Correcting the amount of the farm equipment tax exemption. SF 313, Ways and Means. Approved 4-22-75.
Increase property tax exemptions for veterans. SF 375, Miller of Des MoinesHF 599, Monroe.
Fruit-tree and forest reservation which may qualify for a tax exemption. HF 907, Ways and Means. Approved 7-8-75.
Federal Internal Revenue-Also see Federal Internal Revenne
State income tax returns, use of optional standard deduction. HF 23, Spear.
Individual and corporate income tax and franchise tax, references to Internal Revenue Code, computation of, Iowa-federal. HF 56, Ways and Means-SF 68, Ways and Means. SF 68 withdrawn. HF' 56 approved 2-14-75. Became law by pub. 2-21-75.

## Franchise <br> Individual and corporate income tax and franchise tax, references to Internal Revenue Code, computation of, Iowa-federal. HF 56, Ways and Means-SF 68, Ways and Means. SF 68 withdrawn. HF' 56 approved 2-14-75. Became law by pub. 2-21-75. Fuel <br> Taxation of motor fuel used in aircraft, separate fund, returned for airport improvement. SF 409, Redmond and Kelly. <br> Allow motor vehicle fees and fuel taxes to accrue to the general fund. HJR 20, Small. <br> Administration of the motor fuel tax program, appropriation to department of revenue. SF 565, Appropriations. Approved 7-9-75. <br> Income

State income tax returns, use of optional standard deduction. HF 23, Spear.
State income tax returns, fling requirements. SF 52, Norpel.
Individual and corporate income tax and franchise tax, references to Internal Revenue Code, computation of, Iowa-federal. HF 56, Ways and Means-SF 68, Ways and Means. SF 68 withdrawn. HF 56 approved 2-14-75. Became law by pub. 2-21-75.
Income tax exemption, civil service retirement and disability annuities. HF 71, Junker, et al.-SF 104, Gluba, et al.
Mobile home tax, deductible on Iowa income tax returns. HF 89, Bortell.
Campaign finance income tax checkoff, changes. HF 224, Patchett, et al.HF 701, Miller of Buchanan, et al. SSM.
Increase optional standard deduction from net income for state income tax purposes. SF 209, Rodgers and Curtis.
Exclude social security benefits from income for property tax relief purposes, 65 or older. HF 343, Hines.
Income tax returns, fling date. HF 392, Ways and Means.
Increase standard deduction and minimum net income level below which no tax is imposed, individuals. SF 363, DeKoster, et al.
Retirement or disability retirement pay, armed forces, excluded from income tax. HF 531, W yckoff.
Income tax deduction for voluntary work for a charitable organization. HF 563, Kreamer.
Insulation of buildings, income tax credit. SF 440, Nystrom.
Income tax credit for voting, increase cigarette taxes to fund credit, appropriation. SF 466, Orr.
Retail sales and income taxes, increase interest payments, and interest penalties, etc. HF 749, Ways and Means.
Income tax rates and deductions, individual. HF 764, Ways and Means. Approved 7-16-75.
Bonding of nonresident employers and withholding agents, payment of income taxes withheld. SF 483, Ways and Means.
Corporation income tax, filing of consolidated returns. HF 844, Ways and Means. Approved 7-14-75.
Inheritance
Remove inheritance tax on property passing to a surviving spouse. SF 158 , Andersen.
Inheritance tax, temporary full allowance for spouse and minor children. HF 206, Doyle. Approved 6-16-75.
Inheritance and estate tax laws, uniformity of time limits. HF 230, Ways and Means. Approved 4-22-75.
Exempt household goods and personal effects (\$2,500) from inheritance tax. SF 212, Winkelman.
Increase inheritance tax exemption for sons, daughters and other descendants. HF 582, Branstad.
Allowable deductions from gross value of an estate for inheritance tax purposes. SF 384, DeKoster.
Payment and final returns of inheritance tax. SF 418, Ways and Means. Approved 4-28-75.
Inheritance tax, final return, payment and refund, appeal procedures. HF 679, Ways and Means. Approved 6-3-75. Personal Property
Intangible personal property, imposition of a tax. HF 876, Mennenga.

## Property

Cemeteries, maintenance and improvement of, permit levy of a tax. SF 38 , Lamborn. Approved 7-3-75.
Property taxes paid and rent, reimbursement for. SF 71, Hansen-HF 226 , Cusack, et al. (companion)-SF 186, Shaff, et al.-HF 869, BrandtSF 556, Gluba, et. al-HF 893, Brandt, et al.-SF 571, Ways and Means (all similar subject matter). SF 556 withdrawn. SF 571 approved 6-30-75.
Claims for reimbursement of property taxes, 65 or older, checks. SF 78, County Government. Approved 2-28-75.
Air or water pollution, repeal limited property tax exemption. SF 87, Gluba, et al.-HF 119, Brandt, et al.
Air and water pollution, reduce length of time for property tax exemption. HF 143, Cusack.

Valuation of agricultural property for tax purposes, average mortgage loan rate for previous year. SF 183, Shaff, et al.
Veterans' property tax exemption, change dates of eligibility. HF 277, Koogler-HF 593, Bina. SSM. HF 277 withdrawn.
Exclude social security benefits from income for property tax relief purposes, 65 or older. HF 343, Hines.
Exempt corn cribs used to store corn from property taxes. HF 364, Horn.
Tax levy for purchase of land, county conservation board, one-fourth mill. HF 372, Hinkhouse.
Reduce from 65 to 62 (HF 532 age 60) age limit, claims for reimbursement for property taxes paid and rent. HF 383, Caffrey and Higgins-HF 532, Caffrey, et al.
Limited property tax exemption for property used to convert solar energy, wind or water to any type energy (HF 533-property used to conserve fuel). HF 409, Evans-HF 507, Svoboda, et al.-HF 533, HornHF 719, Energy (all similar subject matter).
Market value of agricultural property for tax purposes, determining. SF 279, Priebe, et al.
Cemetery associations, property tax exemption for, retroactive. HF 416, Kreamer.
Claims for reimbursement for property taxes paid, include surviving spouse, 55 years of age or older. HF 428 , Egenes, et al.
Freeze property taxes, 65 or older. HF 437, Crabb.
Increase property tax exemptions for veterans. SF 375, Miller of Des MoinesHF 599, Monroe.
Improvement, repair, and maintenance of residential property, provide limited tax incentives. HF 557, Cusack-HF 607, Small-SF 576, Gluba. SSM.
Holders of escrow accounts to pay property taxes, insurance, etc. on real estate, pay interest on funds. HF 569, Miller of Buchanan.
Insulation of builaings, income tax credit. SF 440 , Nystrom.
Exempt a house of worship and a residence for each house from property tax. HF 682, Nealson of Muscatine.
Reimburse counties, additional property tax relief, owners of mobile homes, 65 or older or disabled, appropriation. HF 702, Miller of Buchanan.
Valuation of property for tax purposes, consider mortgage. HF 854, Mennenga.
Assessment and equalization of certain industrial property. SF 501, Ways and Means.
Tax levy to promote, establish and maintain recreational, educational, etc., activities for senior citizens, authorize cities and counties. HF 857. Cusack.
Property taxes, committee to study. (Similar subject matter as HCR 54 and SCR 44) HCR 49-H.J. 1653-1654.
Historical societies, local, allow counties to levy a tax for. SF 551, Ways and Means.
Property taxes, committee to study. (Similar subject matter as HCR 49 and SCR 44) HCR 54-H.J. 2042-2043.
Property tax freeze, and revising method of valuing agricultural property, committee to study. (Similar subject matter as HCR 49 and HCR 54) SCR 44-S.J. 1791.
Property taxes, committee to study. HCR 83-H.J. 2732-2733.

## Salea

Sales tax collections, allow retailer a credit or discount. HF 4, Stromer (similar subject matter to)-SF 62, Hultman and Tieden-HF 716, Harper, et al. (companion).
Oxygen, prescribed, exempt from sales and use tax. HF 38, Lipsky. Approved 7-15-75.
Admission tickets, schools, exempt from sales and use tax. HF 39, Junker.
Carpentry repairs, exempt from sales and use tax. SF 138, Shaff.
Sales tax revenue, allocate portion to road use tax fund. SF 182, Andersen and Norpel-HF 358, Branstad. SSM.
Exempt sales to voluntary nonprofit hospitals from sales and use tax. SF 210, Nolin, et al.
Solar energy systems of heating and cooling residential, commercial or public buildings, exemption from taxation for property used for. HF 468, Cusack.
Industrial projects, municipalities, industrial equipment used, retall sales and use taxes applicable. HF 592, Harvey.
Retail sales and income taxes, increase interest payments, and interest penalties, etc. HF 749, Ways and Means. School
Schoolhouse sites, purchase and improvement of, use of tax money for. HF 57, Daggett-SF 74, Briles (companion)-HF 297, Byerly, et al. (similar subject matter).
Extend to 10 years, voters may authorize a tax for bulldings and sites in merged areas. HF 422, Education-SF 370, Taylor and Hill of PolkSF 453, Education. Service
Coin-operated laundries, repeal service tax on. HF 121, Harper, et al-SF 257, Heying, et al.
Warehouse storage, remove service tax. SF 396, Junkins, et al.

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## TIPPING—See Gratuities

## TIRES-

General
Snow tires, definition of, DOT. HF 50, Drake, et al. Approved 4-8-75.
Studded snow tires, may use from Dec. 15 through March 15. SF 196, Rodgers. Prohibit studded tires or ice grips, exceptions. SF 226, Traneportation.

## TITLES—

General
Allow sale of title insurance. HF 675, Pellett and Hennessey.

## TOBACCO-Also nee Tax, Sub-Ref. Cigarettew-Tohacco General

Smoking, certain public areas, prohibit. HF 32, Wells-SF 106, Scott, et al. (companion)-HF 193, Cusack (similar).
Confiscated cigarettes, change disposition of. SF 153, Ways and Means-HF 318, Ways and Means. HF 318 withdrawn. SF 153 approved 3-18-75.
Cigarettes, and cigarette stamps, sale and exchange of, taxation of, and definition of. SF 174, Ways and Means-HF 317, Ways and Means. SF 174 withdrawn. HF 317 approved 6-3-75.
Cigarettes and little cigars, increase tax on. HF 253 , Monroe-HF 629, Poncy. SSM.
Cigarette permits, issuance of. HF 725, Ways and Means. Approved 7-8-75.
Rules of the board of directors of an area school, tobacco, liquor or beer, use of. SF 534, Shaw.
Cigarette and little cigar tax stamps, printing and custody of. HF 899, Appropriations. Approved 7-8-75.

## TOIINT—

 GeneralPay toilets, prohibit charges. HF 24, Crabb-SF 180, Plymat, et al. SSM.

## TORT CLAIMS-

 GeneralMaximum limits of tort liabllity, state. SF 83, Winkelman.
Tort liability, directors, officers, employees, etc., nonprofit corporation. HF 136, Kreamer-HF 816, Judiciary and Law Enforcement. Same. HF 136 withdrawn. HF 816 approved 7-19-75.
Tort claims, limit attorney's fees. HF 473, Crabb.

## TOWING-

 GeneralMotor vehicles towing disabled vehicles, speed restrictions. HF 196, DoyleHF 753, Transportation. SSM.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing, appropriation to department of transportation. HF 594, Hutchins, et al.
 proved 7-8-75.

## TOWN EHIP: Gemeral

Fire protection, certain townships, increase tax levy for. SF 90, PalmerHF 139, Nielsen of Polk. HF 139 withdrawn. SF 90 approved 3-25-75. Became law by pub. 4-4-75.
Fire protection, townships, increase tax levy for. SF 91, Palmer-HF 140, Nielsen of Polk.
Fire protection, statewide. HF 195, Hutchins and Husak, Approved 6-3-75.
Detachment of land from a benefited fire district or township fire protection. SF 448, Rabedeaux.

## TRADE-

 GemeralCompetition between business, commercial, or professional entities. HF 248, Jesse, et al.-HF 584, Judiciary and Law Enforcement. S.

TRADE PRACTICESGeneral
Illegal steel trade practices, repeal section, covered by federal. HF 131, Caffirey. Approved 4-16-75.
TRAFMELC-
General
Traffic and/or motor vehicle offenses, uniform citations and charges, etc. SF 535, Judiciary.

TRAILERS—See Motor Vehicles, Sub-Ref. Trailerw
TRANSIT SYSTEMSGeneral
Mufflers on city motor buses. SF 32, Robinson, et al.
Municipal transportation assistance fund, establish. SF 413, Griffin.
Procedures and requirements for cities under City Code of Iowa, changes. HF 872, Cities and Towns-SF 526, Cities. SSM. SF 526 approved 7-19-75.
Public mass transit, committee to study. HCR 86-H.J. 2753.

## TRANSPORTATION-

 GeneralMufflers on city motor buses. SF 32, Robinson, et al.
Snow tires, definition of, DOT. HF 50, Drake, et al. Approved 4-8-75.
Maximum lengths of vehicles, repeal authority of the department of transportation. SF 66, Hill of Jasper.
Transportation regulation board and legal counsel, duties of. HF 73, Transportation. Approved 4-8-75.
Annexation, cities give notice of to department of transportation. HF 74, Transportation. Approved 4-28-75.
Include highway 520 in five year plan. SCR 11-S.J. 190-191, 198, 255.
Moving expenses, transportation, employees of highway division, DOT. HF 81, Transportation. Approved 3-14-75.
Business signs on informational panels along highways, increase fees and permits. HF 91, Transportation.
Highways, temporary closing of. HF 99 , County Government-SF 101, County Government. SF 101 withdrawn. HF 99 approved 5-12-75.
Highway patrolmen, licensing drivers, remove from DOT. HF 106. Transportation. Ápproved 4-22-75.
Railroad laws, revise and repeal obsolete provisions. HF 127, Transportation. Approved 5-15-75.
Transportation commission, membership on, no public officer of state or political subdivision. SF 128, Redmond and Gluba.
Appropriation included in auditor of state's budget for auditing department of transportation. SF 134, Appropriations. Approved 3-18-75.
Driver's education courses, persons under 18 complete. HF 178, Bittle, et al.HF 735, Education. Same.
Operator's license classification system, establish, also colored photograph. HF 179, Drake.
Livestock, transportation of, transportation certificate required. HF 185, Husak, et al. Approved 7-11-75.
Hard surface present granular surfaced primary highways, appropriation. HF 186, Daggett-SF 140, Briles.
Mobile homes, etc., movement of. HF 210, Woods, et al.-HF 479, Transportation (similar)-HF 235, Drake (similar subject matter). HF 479 approved 6-6-75.
Railroad passenger service, Clinton to Councll Bluffs, Iowa City to Cedar Rapids, Des Moines to Marshalltown. HF 213, Patchett, et al.
Include highway 520 in five year plan. (Same as SCR 11) HCR 16-H.J. 294295.

Duties and responsibilities, DOT and counties, secondary roads. HF 286, Transportation. Approved 4-16-75. Became law by pub. 4-25-75.
East-west railroad passenger service across the state, appropriation. SF 237, Gallagher-HF 588, O'Halloran.
Highway grade crossing safety fund, appropriation. HF 357, Daggett, et al.
Transportation, department of, appropriation, match federal funds. HF 368, Appropriations. Approved 4-8-75. Became law by pub. 4-18-75.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as SCR 20) HCR 18-H.J. 480-481, 495-496 adopted-S.J. 541-542, 613, 680-681 adopted-H.J. 749, 801, 963964 adopted-S.J. 997 adopted.
Urge United States Railway Association reconsider its decision and support operating and capital needs of Rock Island Railroad, and that the President and Congress give high priority to the reform of the transportation industry. (Same as HCR 18) SCR 20-S.J. 540-541, 610-611, HCR 18 substituted 680 , withdrawn 681.
Railroad passenger service, Davenport to Council Bluffs and Dubuque to Council Bluffs, appropriation. SF 281, Gluba, et al.-HF 578, Higgins.
Railroad assistance fund, improvement of branch line railroad roadbeds, track, etc. SF 286, Energy-HF 433, Energy. S. SF 286 withdrawn. HF 433 approved 4-8-75.
Motor vehicles used by railroad companies, safety standards and equipment. SF 295, Miller of Des Moines, et al.
Destruction of weeds along roads and highways, limit spraying. HF 443, Avenson.
Motor vehicle registration, revise, increase certain fees; braking and hitching requirements for certain travel and semitrailers, width of vehicles. etc. HF 450, Transportation. Approved 7-17-75.
Railroad passenger service, contract with national railroad passenger corporation for, purchase of depots, appropriation. HF 491, Patchett, et al.
Vehicle inspection, inspection orders, authorize employees. HF 502, Transportation. Approved 7-17-75.
Transporting cattle, swine, and grain, law enforcement. SF 366, Agriculture. Withdrawn.
Railroad passenger service from Chicago to the Missouri River, appropriation. HF 565, Higgins.
Roads through rural farm land, consider placement of. HF 580, Bortell.
Transportation commission may have up to 45 days after convening of the general assembly to submit rules re length limits of vehicles. SF 391, Norpel.
Animal-drawn vehicles, flashing amber lights. SF 393, Schwengels-HF 635, Millen and Harper (companion)--HF 743, Transportation (same). SF 393 withdrawn. HF 743 approved $7-8-75$.
Abandoned motor vehicles, reimburse nonprofit civic leagues or organizations for towing, appropriation to department of transportation. HF 594, Hutchins, et al.
Interstate carriers must register with department of transportation, penalties. HF 597, Doyle.
Freeway-expressway system between Dubuque and Sioux City, appropriation. SF 402, Norpel-HF 718, Gilloon, et al.
Municipal transportation assistance fund, establish. SF 413, Griffin.
Probationary motor vehicle operator's license shall not be suspended or revoked if person re-enters a public or private school. SF 416, Shaw.
Escort fees for oversized vehicles, DOT establish. SF 417, Tieden.
Trains, ordinances regulating speed of referred to commerce commission for approval. HF 623, Transportation-SF 472, Transportation. SF 472 withdrawn. HF 623 approved 6-29-75.
School bus transportation, only school buses yellow, common carriers, and other changes. HF 628, Education.
Intrastate truck operators and contract carriers, issuance of permits. SF 437, Coleman.
Motorized bicycles, motor vehicle license. HF 658, Hines.
State transportation fund, create, appropriation. HF 663, Small.
Grain purchased by warehouses, assessment on, railroad branch line improvement. HF 677, Evans, et al.-HF 789, Agriculture. S.
Travel and semitrallers, braking and hitching requirements. HF 688, Doyle. Withdrawn.
Environmental quality, department of, include director of transportation as member of executive committee. HF 698, Natural Resources.
Abandoned railroad right-of-way, department of transportation adopt a public use plan for. HF 709, Small-HF 837, Transportation. SSM.
Registration of trailers and semitrailers for a 3 year period, trip permits, and registration apportionment agreements. HF 724, Transportation. Approved 7-14-75.
Motor vehicle inspections, reciprocal agreements, etc. SF 462, Miller of Des Moines.
Hazardous materials, transportation of, reporting accidents. HF 736, Energy.

Rail problems in Iowa, roadbeds and trackage, committee to study. SCR 32S.J. 1008.

Increase gross weight for hauling livestock, grain, fuel, and agricultural materials, permits issued, DOT. SF 480, Taylor, et al.
Closing of highways for cities having local celebrations, department of transportation amend its policy to allow. HCR 43 -H.J. 1304-1305.
Periodic retesting of operators of motor vehicles. HF 817, Transportation.
Urge federal government not delay in construction of the new Alton Lock and Dam. SCR 33-S.J. 1095-1096, 1331-1332 adopted-H.J. 1730-1731.
Railroad grade crossings on public highways, increase funds allocated. HF 838, Transportation-HF 904, Appropriations. SSM. HF 838 withdrawn. HF 904 approved 7-14-75.
Operators of motor vehicles, exceptions in licensing. HF 840, Transportation.
Movement of mobile agricultural equipment, eliminate necessity for a special plate for each vehicle. SF 495, DeKoster.
Study of certain roads in the state, department of transportation. HF 851, Gilloon, et al.
Bikeways and walkways, establish. HF 875, Lipsky.
Great River Road, appropriation to department of transportation for. SF 540. Junkins, et al.
Appropriate from road use tax fund, primary road fund, aeronautics fund, and general fund to department of transportation for administration and other purposes; and share for administration of merit system. HF 892, Appropriations. Approved 6-29-75.
IPERS, increased employer contributions, public instruction, transportation, etc., appropriation. SF 575, Appropriations. Approved 7-13-75.
Transportation policy submitted by the department of transportation be adopted by the general assembly. HCR 73-H.J. 2503-2504, 2576. 266, 2668 adopted-S.J. 2180-2182, 2207 adopted.
Transportation funds, new formula for allocating and increasing, committee to study. HCR 85-H.J. 2752-2753.

## TRAPPING-Also see Fish and Game

 GeneralTrapping licenses to nonresidents. SF 14, Tieden-HF 19, Halvorson. HF 19 withdrawn. SF 14 approved 3-18-75. Became law by pub. 3-28-75.
Fishing, hunting or trapping license good until end of open season. HF189, Schroeder, et al.-HF 775, Natural Resources. SSM.
TREASURER OF STATE—Also see Funds General
Indemntfication of county officers and employees. HF 12, Hansen. Approved 7-14-75.
Treasurer of state be appointed. HJR 2-Spear, et al.
Law enforcement officers, college education program. HF 62, Lipsky.
Business signs on informational panels along highways, increase fees and permits. HF 91 , Transportation.
Executive officers of the state, change method of selection. HJR 6, Brandt, et al.
Prison industry depreciation fund, establish. SF 254, DeKoster and Kelly.
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Exempt state motor vehicles used for venereal disease investigation from state sign and official registration plates. SF 546, State Government.

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Veterans' property tax exemption, change dates of eligibility. HF 277, Koogler-HF 593, Bina. SSM. HF 277 withdrawn.
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General
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## WATCHMAKER-

 GemeralAccountancy, architecture, engineering, watchmaking and landscape architecture, increase fees, appropriation. SF 166, Appropriations-HF 251, Appropriations. SF 166 withdrawn. HF 251 approved 3-14-75.

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General
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BITTLE, EDGAR H.-Representative Polk County
Bills introduced-65, 67, 72, 75, 79, 110, 115, 137, 142, 162, 178, 266, 297, 298, $316,325,388,408,423,448,568,611,642,666,667,834$
Amendments filed-320, 364-365, 398, 432-433, 512, 512-514, 535, 369, 762-763, 875, 1128, 1324, 1374, 1420-1428, 1428-1432, 1432, 1433, 1437, 1437-1438, 1462, 1468-1469, 1640-1641, 1694, 1965, 1984, 2061-2062, 2134-2144, 2146, 2180-2181, 2404, 2511, 2711, 2715
Amendments offered-371, 428, 557, 669, 875, 1444, 1488, 1489, 1495, 1984, 2068
Amendments withdrawn-669, 1487, 2544
Appealed the ruling of the Chair- 1814
Committee appointments-21, 22, 1001, 1180
Permission to vote (Election Contest) - 1905
Reports-1568, 1716-1721
Request House File 611 be removed from sifting committee-2612
Request to vote-742-743
Resolutions offered-1810-1811

Subcommittee assignments- 108
Presented to the House the Honorable Don D. Alt, former member of the House- 280

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Advisory Investment Board of the Iowa Public Employees' Retirement System
Aging, Commission On
American Revolution Bicentennial Commission
Capitol Planning Commission
Chaplins
Child Abuse Information, Council On
Claims
Conference
Confidential Records Council
Credentials
Departmental Rules Review
Education Commission of the States
Election Contest
Energy Policy Council
Ethics
Higher Education Facilities Commission
House Administration
Interim
Interstate Cooperation Commission
Law Enforcement Academy Council
Legislative Council
Legislative Fiscal
Medical Assistance Advisory Council
Memorial
Mileage
Noncontroversial Bills
Officers and Employees
Personnel
Police Communications Review
Printing Division of General Services
Sifting
Special
Standing
Steering
Study
Taxation Advisory
Tellers
BORTELL, GLEN E.-Representative Adair-Clarke-Dallas-Madison-Warren Counties
Bills introduced-30, 33, 69, 78, 89, 121, 181, 202, 236, 245, 252, 322, 325, 357, $390,404,526,529,530,550,570,580,602,619,641,643,699,705,750,888$, 893
Amendments filed-397-398, 433, 508-509, 509, 510, 511, 669, 763-773, 863, 907, 974, 978, 1374-1375, 1397, 1460-1461, 1661, 1683, 1824, 2089-2090, 2146, 2348, 2428-2430, 2430-2431
Amendments offered-528, 974, 2348
Committee appointments-20, 21, 22, 154, 254, 1054, 2560, 2782
Reports-2733-2736
Reappointed to the Police Communications Review Committee- 340
Request name be withdrawn as a sponsor of House File 215-372
Resigned from the Police Communications Review Committee-3

Resolutions offered-154, 725, 1048, 1485, 1810-1811, 21.31
Subcommittee assignments- 30
Presented to the House Rita Alkemade and Dick Blaak from Hague, Netherlands- 1439

BRANDT, DIANE-Representative Black Hawk County
Bills introduced-J.R. 5, 6, 14; 27, 48, 51, 83, 119, 151, 214, 217, 222, 243, 244, $248,308,320,332,337,356,367,380,412,413,448,471,526,541,562,595$, $596,676,680,718,730,740,858,869,893$
Amendments filed-507-508, 716, 758, 797-798, 840, 845-846, 999, 1002, 1010, 1141, 1260, 1468, 1694, 1911, 1962, 1976, 2000-2002, 2004-2008, 2134-2144, $2145,2146,2219,2283,2344,2431$
Amendments offered-840, 999, 1002, 1035, 2057, 2155, 2344
Amendments withdrawn-1105
Committee appointments-20, 21, 22
Request name be withdrawn as a sponsor of amendment H-4068 to House File 898-2154
Resolutions offered-294-295, 598, 1191, 1485
Subcommittee assignments- 30
BRANSTAD, TERRY E.-Representative Emmet-Hancock-Kossuth-Winnebago Counties
Bills introduced-J.R. 17; 30, 63, 65, 69, 83, 121, 162, 210, 215, 325, 353, 358, $370,373,404,441,444,445,513,582,605,861,888$
Amendments filed-276, 476, 571-572, 584, 761, 857-858, 861-862, 863, 884, 907, $942,958,1266,1319-1320,1320-1321,1323,1324,1374,1586,1609,1628$, 1771, 1772-1773, 1824, 2089-2090, 2122, 2145, 2249, 2308, 2428-2430, 24302431, 2439, 2509, 2684, 2700, 2739, 2754-2755
Amendments offered-579, 584, 1266, 1336, 1460, 1487, 1628, 2122, 2249, 2684
Amendments reoffered- 2700
Amendments withdrawn-1628, 2703
Call of the House requested-2736-2737
Committee appointments-22
Resolutions offered-961, 1485, 1810-1811, 1898, 2011, 2131, 2498, 2613
Subcommittee assignments-107
Presented to the House the Honorable Harold O. Fischer, former member of the House-746
Presented to the House the Honorable Theo Klemesrud, former member of the House-1015

BROCKETT, GLENN F.-Representative Marshall County
Bills introduced-J.R. 17 ; 30, 42, 46, 63, 65, 69, 110, 121, 123, 162, 188, 210, $211,245,276,289,294,316,325,365,487,507,526,536,612,659,705,856$
Amendments fled-411, 431, 657-658, 858-859, 883, 1100, 1460-1461, 1539-1540, $1591,1648,1694,1845,1846,1848,1859-1860,1976,2145,2146,2177,2478$
Amendments offered-966, 1879, 1880
Amendments withdrawn-1100, 1591, 1908
Committee appointments-20, 21, 22, 1180, 2285, 2758, 2780
Petitions presented-2185
Reappointed to the Capitol Planning Commission-340
Request name be withdrawn as a sponsor of House File 215-587
Resigned from Capitol Planning Commission-2
Resolutions offered-997, 1810-1811, 2131, 2499
Subcommittee assignments- 30
Presented to the House the Honorable Harold McCormick, former member of the House- 2184

BRUNOW, JOHN B.-Representative Appanoose-Clarke-Lucas-Monroe-Wayne Counties
Bills introduced-46, 48, 69, 77, 121, 166, 178, 209, 214, 215, 217, 220, 222, 248, $266,271,350,376,413,427,429,493,526,530,537,548,562,611,619,624$, 630, 637, 647, 697, 707, 716, 731, 849, 893

Amendments filed-397-398, $398-399,457,470,745,834,1353,1459,1517$, 1767-1768, 1772, 1899, 2062, 2093, 2207, 2511-2512, 2595, 2700, 2711, 2715
Amendments offered-793, 834, 1169, 1170, 1363, 1756, 1819, 1899, 2207, 2465, 2711, 2715
Amendments withdrawn-1170, 1819
Committee appointments-20, 21, 22, 40, 110, 2758, 2780
Petitions presented-491, 722
Resolutions offered-480, 1125, 1534, 2131, 2752
Subcommittee assignments-30,775

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Resolution relating to, HCR 3-94, 96
Delivered by Governor Robert D. Ray-111-120
BYERLY, RICHARD L.-Representative Polk County
Bills introduced-48, 83, 121, 178, 236, 297, 331, 369, 379, 403, 408, 412, 448, $453,511,626,652,893,916$
Amendments filed-257, 276-277, 300, 359, 667, 691, 884, 904-905, 915, 929, 1119, 1206, 1397, 1503, 1516-1517, 1683, 1687, 1724, 1767-1768, 1820, 1824-$1825,1825,2123,2146,2315,2352,2362,2510-2511,2680,2754-2755,2757$
Amendments offered-257, 299-300, 300, 667, 691, 915, 1687, 1762, 1788, 1820, 2123, 2474, 2588, 2661
Amendments withdrawn-257, 691, 915, 1689, 2124, 2661
Committee appointments-20, 21, 22, 2273, 2759, 2781
Petitions presented-518, 1399
Reappointed to the American Revolution Bicentennial Commission-340
Request name be withdrawn as a sponsor of House File 248-795
Resigned from the American Revolution Bicentennial Commission- 2
Resolutions offered-531, 1615, 1810-1811, 2131, 2614
Subcommittee assignments- 130
Presented to the House the Ankeny Centennial Chamber Maids. The group presented Representative Byerly and Speaker Cochran with the Ankeny centennial medallions and invited the Representatives to attend the festivities in July-1796

CAFFREy, JAMES T.-Representative Polk County
Bills introduced-J.R. 10; 50, 69, 71, 72, 77, 121, 131, 160, 181, 198, 215, 217, $222,236,248,252,279,284,310,321,332,354,382,383,404,408,448,462$, $495,530,532,537,542,550,591,888,893$
Amendments filed-174, 476, 1119, 1436, 1694, 1749, 1767-1768, 2181, 22772279, 2491, 2705
Amendments withdrawn-1749
Appointed to the Interstate Cooperation Commission-1537
Committee appointments-13, 20, 21, 22, 1055, 2078, 2781
Petitions presented-604, 675, 802, 1092
Resolutions offered-531, 725, 843, 2502
Subcommittee assignments- 30
Presented to the House the Honorable Ed Skinner, former member of the House-674

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Election Contest Committee Report-1791
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CANVASS OF VOTES-
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Of Ray, Robert D., Governor-78
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Elected David L. Wray, acting Chief Clerk-2
Took oath of office-2
Elected David L. Wray, permanent Chief Clerk-2
Acknowledgments-71
Administered oath of office to Representative M. Peter Middleton-66
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Announcements (Resignations)-2, 66
Communications from-72, 653
Reports- $316,447,654,937,1112,1199,1316,1346,1417,1515,1658,1766,1800$ 2059, 2109, 2172, 2418, 2751, 2753
Reports recelved, on file:
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Agriculture, United States Department of-1312-1314
Alcoholism, Division of-140
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Beer and Liquor Control, Department of-249
Citizens' Aide, Office of-505, 2035
Code Editor-824
Comptroller, State-60
Energy and Mineral Resources Research Institute, Iowa State Univer-sity- 130
Energy Policy Council-617, 1765
General Services, Department of-1180
Governor's Housing Task Force-288
Governor's Task Force on Early Childhood Development-430
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Industrial Commissioner, Iowa-744
Interstate Cooperation, Commission on-me 2035
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Maine, State of-107
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Mississippi, State of- 1395
Planning and Programming, Office of-714, 1765, 1795
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Transportation, Department of-1084

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Administered oath to Governor-elect-80
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Communication from-67
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Appointments to-2758, 2781
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Appointed-21
Bills introduced-184, 395, 723, 794, 800, 846, 868, 872, 873, 874, 878, 879
Amendments filed-363-364
Amendments offered-425
Reports-150, 363, 817
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(See State Appeal Board)
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CLARK, JOHN H.-Representative Lee-Henry Counties
Bills introduced-44, 121, 174, 202, 217, 325, 369, 408, 448, 495, 526, 637, 732, 751, 856
Amendments filed- $174,364,516,547,648,884,885-903,1318-1319,1352-1353$, 1374, 1465-1466, 1466-1467, 1586, 1694, 1963-1964, 1976, 2002-2003, 2061, '2089, 2145, 2146, 2199, 2436-2437, 2439, 2477, 2511, 2544
Amendments offered-1158, 1586
Committee appointments-21, 22
Request his name be added as a sponsor of amendment H-4226, to Senate File 555-2464
Resolutions offered-1304, 1485, 1810-1811, 2131, 2570
Subcommittee assignments- 107

Presented to the House the Honorable Fred Schwengel, former member of the House and Iowa first district Congressman in the United States House of Representatives from January 1955 to January 1973-375

COCHRAN, DALE M.-
(See Speaker of the House-Dale M. Cochran, Representative WebsterHumboldt Counties)

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Appointed-21, 184
Bills introduced-336, 414, 618, 737, 738, 759, 765, 803, 824, 825, 829, 830, 832
Amendments filed-570, 881
Reports-302, 462,570,671-672, 780, 880-881, 1206

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Escort Speaker pro tempore-13
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Agriculture, United States Department of-1312-1314, 1498
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General Services, Department of-1180
Governor's Housing Task Force-288
Governor's Spanish Speaking Task Force-188
Governor's Task Force on Early Childhood Development-430
Higher Education Facilities Commission-2172

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Interstate Cooperation, Commission on-2035
Lawrence-Leiter and Company-1933
Library Commission of Lowa-1039
Maine, State of-107
Massachusetts, State of - 505
Mississippi, State of- 1395
Parole, Board of- 2035
Planning and Programming, Office of $-714,1765,1795$
Public Instruction, Department of-120-121
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Appointments to-2759, 2780
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House Concurrent Resolution 18-(Same as SCR 20)-480-481, 495-496, 749, 801, 963-964
House Concurrent Resolution 26-697, 755-756, 824
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Senate Concurrent Resolution 33-1730-1731
CONNORS, JOHN H.-Representative Polk County
Bills introduced- $46,48,50,71,77,121,151,215,217,218,236,248,252,282$, $309,332,412,419,448,466,495,508,550,552,564,568,579,605,622,624$, 678, 893, 916
Amendments filed-431, 552, 731, 787, 845-846, 1063, 1100, 1771, 1802-1803, 2062, 2083, 2544
Amendments offered-425, 1063, 1100, 1869
Amendments withdrawn-1063
Committee appointments-21, 22, 67, 1054, 2758, 2781
Petitions presented- $376,418,866$
Reappointed to the Child Abuse Council-340
Reports-282, 590, 780-781, 2572
Requested permission that Robert Landess, Industrial Commissioner, he seated in House chambers during consideration of House File 8631834
Resigned from the Child Abuse Information Council-66
Resolutions offered-843, 2614
Subcommittee assignments- 913
Presented to the House Karl Bakker of Pretoria, South Africa, exchange student at East High School-451

COUNTY GOVERNMENT, COMMITTEE ON-
Appointed-21, 184
Bills introduced-J.R. 22; 99, 101, 102, 173, 326, 375, 560, 694, 747, 791, 802, 822, 855
Amendments filed-756-757, 882, 1088, 1089, 1348-1349
Amendments offered-1162, 1528, 2669
Reports-288, 532-533, 756, 795-796, 882, 1088, 1088-1089, 1348
Resolutions offered- 2501
Subcommittee assignments-124, 601
CRABB, FRANK-Representative Crawford-Harrison-Monona Counties
Bills introduced-J.R. 10, 19; 7, 8, 9, 10, 11, 24, 25, 30, 45, 46, 50, 65, 69, 78, $94,121,129,141,162,166,185,199,227,245,293,325,354,356,357,379$, $380,408,418,427,437,446,461,466,472,473,482,511,518,526,535,601$, 602, 865
Amendments filed-256, 269, 275, 508-509, 509, 620, 669, 857-858, 861-862, 863, $942,958,977,1042-1043,1113,1119,1319,1374-1375,1398,1414,1436$, 1436-1437, 1503, 1517, 1540-1541, 1611, 1745, 1824, 1965, 2043, 2089-2090, 2428-2430, 2430-2431
Amendments offered-1178, 1414
Amendments withdrawn-670
Committee appointments-20, 22, 67, 254, 1055, 2067, 2669
Petitions presented-452, 593, 1092, 1558
Reports-2412, 2572, 2695-2696
Request his name be withdrawn as sponsor of House File 248-670

Request his name be withdrawn as sponsor of House File 40-671
Resolutions offered-1810-1811, 1915, 2131, 2731
Subcommittee assignments- 30,913
Presented to the House the Honorable Rollin C. Edelen, former member of the House- 517
Presented to the House Jay McCracken, former page of the House in 1973-517
Presented to the House the Honorable Herbert L. Campbell, former member of the House- 1045
Presented to the House foreign exchange student Doris Dias from Brazil and international exchange student Victor Alban from Ecuador-1239

## CRAWFORD, REID W.-Representative Boone-Story-Polk Counties

Bills introduced-J.R. 5; 40, 46, 47, 69, 121, 164, 192, 217, 248, 252, 282, 325, $367,380,407,408,412,413,418,448,449,483,515,552,583,591,634$, $649,717,856,893$
Amendments filed- $-534,857,859,904-905,915,929,944-958,1232-1233,1233$, 1251, 1259, 1274, 1288, 1397-1398, 1465-1466, 1598-1601, 1627, 1649, 1669, 1671, 1769-1770, 1841, 1846, 2000-2002, 2116, 2179, 2181-2182, 2192, 2332, 2439, 2493, 2623-2628, 2628-2633, 2643, 2754-2755
Amendments offered-562, 924, 1259, 1274, 1524, 1627, 1671
Amendments withdrawn-2194, 2493
Committee appointments-21, 22, 89, 2758, 2782
Reports-1716-1721
Resolutions offered-530, 996, 1485, 1810-1811, 2131, 2613
Subcommittee assignments- 130

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Reports-3
Report adopted-6
CUSACK, GREGORY D.-Representative Scott County
Bills introduced-J.R. 5, 6, 7, 8, 14, 16; 16, 48, 50, 52, 65, 69, 71, 87, 88, $100,110,119,121,122,124,130,143,151,167,169,174,193,215,217,218$, $222,226,236,241,242,247,248,249,252,269,270,271,273,274,282,296$, $298,306,307,308,310,320,321,337,338,349,367,382,384,408,412,413$, $419,428,448,449,468,491,512,515,537,538,539,543,547,549,557,566$, $571,575,591,610,631,636,689,850,852,857,893$
Amendments filed-174, 288-289, 366, 397-398, 978, 1143-1145, 1233-1236, 16491650, 1656, 1769-1770, 1841, 2002-2003, 2004-2008, 2062, 2364-2365, 2408, 2415, 2437-2438, 2511, 2705
Amendments offered-390, 1836, 1841, 2408, 2415
Committee appointments-17, 20, 21, 2078, 2285, 2758, 2780, 2781
Petitions presented- $\mathbf{1 6 1 3}$
Presided at sessions of the House-1412, 2384, 2687, 2715
Reappointed to the Energy Policy Council and the Commission on Aging -340
Reports-18
Request his name be added as a sponsor of House File 16-91
Request his name be added as a sponsor of House File 52-129
Resigned from Commission on Aging and Energy Policy Council-3
Resolutions offered-1227, 1228, 1485, 2569
Subcommittee assignments- 30
DAGGETT, HORACE-Representative Adams-Montgomery-Page-RinggoldTaylor Counties
Bills introduced-J.R. 17; 30, 50, 54, 57, 69, 78, 92, 96, 159, 162, 168, 186, 191, $217,245,252,266,297,312,325,332,341,344,357,419,447,511,529,545$, $546,602,608,619,643,856,888$

Amendments filed-508-509, 509, 581, 763-773, 861-862, 904-905, 907, 915, 1374, 1682-1683, 1771-1772, 2089-2090, 2114, 2121, 2145, 2146, 2231-2232, 23752376, 2428-2430, 2430-2431, 2575
Amendments offered-556,581, 2127, 2251, 2400
Committee appointments-21, 22, 67, 1180
Petitions presented-722, 992, 1696
Reports- 90
Resigned from the Legislative Guard Committee-2
Resolutions offered-1485, 1810-1811, 2131, 2732
Subcommittee assignments-90,107, 130
Presented to the House Annette Lundgaard, a foreign exchange student from Oslo, Norway-592

DANKER, ARLYN E.-Representative Harrison-Pottawattamie-Shelby Counties
Bills introduced-24, 30, 41, 46, 54, 69, 78, 92, 150, 162, 217, 252, 325, 344, 357, $407,461,495,511,526,550,553,602,888$
Amendments filed-190, 508-509, 623, 731, 857-858, 861-862, 863, 907, 1374, 1462-1464, 1466-1467, 1911, 2089-2090, 2116-2117, 2177, 2182, 2376-2377, 2377-2378, 2430-2431, 2739
Amendments offered-196, 2208, 2554, 2739
Amendments withdrawn- 2650
Committee appointments-20, 21, 22, 254
Petitions presented-491, 1754
Request his name be added as a sponsor to House File 24-107
Resolutions offered-254, 750, 812, 996, 1485, 1810-1811, 1915, 2131, 2613
Subcommittee assignments-108
Presented to the House the Honorable William E. Darrington, former member of the House- 367
Presented to the House the Honorable Harold Anderson and Mrs. Anderson. Mr. Anderson is a Senator in the South Dakota Legislature- $\mathbf{1 0 4 5}$

DEN HERDER, ELMER H.-Representative Lyon-Sioux Counties
Bills introduced-J.R. 7; 30, 78, 96, 121, 162, 187, 245, 252, 310, 325, 354, 461, 482, 513
Amendments filed-173, 490, 857-858, 861-862, 905, 907, 1374, 1397, 1824, 2145
Amendments offered-529, 928, 2156
Committee appointments-20, 21, 67, 869, 2078, 2560,2779
Petitions presented-1775, 2118
Reports-2733-2736
Resigned from Comprehensive Health Committee and the Hospital Advisory Committee-3
Resolutions offered-1810-1811, 2131, 2614
Subcommittee assignments-30, 147
Presented to the House the Honorable Walter $W$. Kruse, former member of the House- 191
Presented to the House Eric Bourgoieux, a foreign exchange student from France-661
Presented to the House the Honorable Norman Roorda, former member of the House- 908
Jresented to the House the Honorable Conrad Ossian, former member of the House- 1299

DEPARTMENTAL RULES REVIEW COMMITTEE-
Appointments-1537
Resignations from-1537
DIELEMAN, WM. W. "BILI"--Representative Jasper-Mahaska-Marion-Poweshiek Counties
Bills introduced-J.R. 2, 15; 27, 51, 83, 150, 154, 213, 215, 217, 222, 237, 244, $245,250,252,302,312,349,412,448,526,643,851,893$

Amendments filed-620, 624, 672, 1290, 1294, 1648, 1767-1768, 1863, 1966, 1976, 2149, 2179-2180, 2183, 2700
Amendments offered- $500,1290,2197,2287,2295,2298$
Amendments withdrawn--2295
Committee appointments-21, 22
Request his name be added as a sponsor of House Files 302 and 312-446
Resolutions offered-2498
Subcommittee assignments- 107
Presented to the House the Honorable Gerrit Van Roekel, former member of the House- 1209
Presented to the House Miss Carol Kuyper, Pella, Iowa, Queen of the 1975 Pella Tulip Festival and her court-1518

DOYLE, DONALD V.-Representative Woodbury County
Elected temporary Speaker-2
Took oath of office- 2
Bills introduced-13, 20, 40, 50, 70, 77, 107, 111, 121, 125, 126, 138, 174, 190, $196,202,206,214,215,217,218,248,252,258,266,304,367,404,408,430$, $435,436,439,440,442,456,458,474,475,481,489,491,499,518,552,568$, $573,574,583,597,622,649,651,655,657,673,688,705,718,893$
Amendments filed-136, 173, 174, 277, 536, 536-537, 618, 618-619, 627-628, 716, $758-760,798,819,971,1009,1010,1010-1011,1042,1044,1112,1119,1129-$ 1130, 1324, 1397, 1523, 1846, 2146, 2178, 2280-2281, 2436-2437, 2577-2578
Amendments offered-186, 840, 971, 972, 1058, 1061, 1523
Amendments withdrawn--843
Appointed to the Departmental Rules Review Committee- $\mathbf{1 5 3 7}$
Committee appointments-21, 22, 1180, 2758, 2779, 2780, 2782
Presided at sessions of the House-1, 2, 1942
Reappointed to the Police Communications Review Committee- 340
Reports- 2572
Resigned from the Police Communications Review Committee-3
Resolutions offered-480, 531, 696, 697, 1125, 1191, 2506-2507, 2570
Subcommittee assignments- 913
Presented to the House the Honorable John P. Shannahan, former member of the House- 345
Presented to the House the Honorable Edward Koch, former member of the House- 1774

## DRAKE, RICHARD F.-Representative Muscatine-Scott Counties

Bills introduced-J.R. $10 ; 30,40,46,50,69,80,121,162,179,217,233,235$, $248,252,325,354,360,448,466,495,526,564,643,677,697,727,731,834$, 851, 916
Amendments filed-173, 189-190, 198, 217, 250, 274, 343-344, 397, 433, 457, 512-$514,514,521,571,583,619-620,731,762-763,787,801,942,958,964,1040-$ 1041, 1041, 1251, 1272, 1287, 1294-1295, 1374-1375, 1648, 1767-1768, 1773, 1860-1861, 1976, 2025, 2030, 2037, 2089-2090, 2134-2143, 2144, 2178, 2219, 2308, 2330, 2404, 2420-2427, 2428
Amendments offered-195, 226, 521, 787, 1019, 1028, 1251, 1272, 1338, 2330
Amendments withdrawn-522, 1028
Committee appointments-22, 40, 1052, 2067, 2078
Petitions presented-2066
Reports-1212-1213, 1345-1346, 1920-1921, 2412
Resolutions offered-480, 530, 697, 1125, 1485, 1615, 1810-1811, 2498, 2613, 2614
Subcommittee assignments-775, 2097
Presented to the House the Honorable Jean Kiser, former member of the House-418

DUNTON, KEITH H.-Representative Keokuk-Washington Counties
Bills introduced-40, 46, 48, 151, 152, 154, 164, 209, 215, 217, 222, 224, 237, $242,243,244,252,257,305,308,320,330,338,342,448,526,671$

Amendments fled-211, 221, 763, 861-862, 863-864, 1143-1145, 1233-1236, 1517, 1662-1663, 1767-1768, 1824, 2314-2315
Amendments offered-211, 221, 633, 788, 825, 1942, 1946, 2057, 2159, 2326
Amendments withdrawn-221
Announced subcommittee assignments-146-147
Committee appointments-20, 22, 67, 2078, 2560, 2759, 2779
Reports-319, 320, 342, 373, 394, 417, 447, 448, 474, 506, 591, 601, 618, 716, 781, $796,1204,1230,1293,1516,1538,1539,1639,1659,1692,1766-1767,1801$, 1910, 1911, 1936, 2059, 2111-2112, 2132-2134, 2227-2.228, 2313-2314, 2393, 2452, 2507-2509, 2551, 2575, 2733-2736
Resigned from the Iowa State Crime Commission, Governor's Committee on Employment of the Handicapped and Terrace Hill Planning Commis-sion-3-
Resolutions offered-911
Subcommittee assignments-146-147
Presented to the House Bjourn Almgren from Sweden and Adalberto Benedetti from Brazil, foreign exchange students attending Sigourney High School, Sigourney, Iowa-674

DYRLAND, TERRY-Representative Clayton-Delaware-Dubuque-Fayette Counties
Bills introduced-J.R. 2, 3, 5, 7, 9, 12, 15, 16; 48, 51, 60, 83, 119, 121, 122, 163, $214,215,217,224,226,238,243,247,248,249,250,252,258,271,273,282$, $305,308,309,321,337,338,349,408,412,419,448,526,537,591,705,718$, 851, 893
Amendments filed--397-398, 799, 861-862, 867, 942, 1143-1145, 1233-1236, 1294, 1351-1352, 1694, 1976, 2062, 2437-2438
Amendments offered- $1109,1224,1506$
Amendments withdrawn-1109, 1476-1477
Committee appointments-21, 22, 140
Petitions presented-451, 1829
Request his name be added as a sponsor of House File 163-287
Request his name be added as a sponsor of House File 349-471
Resolutions offered-294-295, 1485, 1567
Subcommittee assignments-108, 130
EDUCATION COMMISSION OF THE STATES-
Appointments to- 2759,2780
EDUCATION, COMMITTEE ON-
Appointed-21
Bills introduced-98, 225, 275, 287, 386, 422, 465, 467, 501, 558, 604, 628, 720 , $735,762,779,783,784,795,796,801,806$
Amendments filed- 941,1349
Amendments offered- 1224
Reports-940-941, 1126, 1349
Resolutions offered-293
Subcommittee assignments- 130
EGENES, SONJA-Representative Boone-Hamilton-Story-Webster Counties
Bills introduced-24, 46, 50, 69, 71, 215, 245, 248, 252, 325, 379, 380, 410, 419, $428,461,526,551,555,659,662,834,856,893$
Amendments filed-260-264, 512-514, 514, 642, 648, 736, 787, 857, 858-859, 863, 1397-1398, 1458, $1462-1464,1465-1466,1466-1467,1539-1540,1573,1587$, 1593, 1648, 1649, 2063-2064, 2089-2090, 2146, 2179, 2181-2182, 2404, 2604
Amendments offered-260-264, 524, 648, 736, 1571, 1573, 1587, 1591, 2404
Amendments withdrawn-2604
Committee appointments- $21,22,76,2293,2780$
Request her name be added as a sponsor to House File 24-107
Resolutions offered-294-295, 530, 598, 1810-1811, 2498
Subcommittee assignments-108

Presented to the House Montserrat Salazar from Quito, Ecuador, a foreign exchange student- 2320

ELECTION CONTEST, COMMITTEE ON-
Appointed-89
Call of the House- 1791
Minority Report-Plymouth County Election Contest-1716-1721
Permission to vote- 1905
Report adopted- 1792
Reports-1714-1716
Remarks-In opposition to Contest Committee Majority Report-1796-1797, 1798-1799, 1799-1800
Resolutions relating to elections:
House Concurrent Resolution 51-1810-1811
House Resolution 37-1809-1810, 1968, 2096, 2671
Special request-Election Contest Committee Reports- 1763

## EMPLOYEES-

(See Officers and Employees)

## ENERGY, COMMITTEE ON-

## Appointed-21

Bills introduced-433, 719, 722, 726, 736, 797
Amendments fled-1147-1148, 1316
Amendments offered-1403, 1531
Reports-1039, 1316, 1317
Resolutions offered-1696-1697, 1914, 2284, 2505-2506

## ENERGY POLICY COUNCIL-

Appointments-2780-2781
Communications from-91
Resolution relating to:
House Concurrent Resolution 61-(Same as SCR 48)-2283-2284
Senate Concurrent Resolution 24-1729-1730
ENROLLED BILLS-
(See Bills Sent to Governor)
ETHICS, COMMITTEE ON-

## Appointed-50

Amendments filed-250-251
House Code of Ethics and Rules for lobbyists-231-234, 354-363, 381-392
Approval and adoption of report-404-407
EVANS, COOPER-Representative Black Hawk-Butler-Franklin-Grundy-Mar-shall-Tama Counties
Bills introduced-J.R. 17; 30, 46, 50, 65, 69, 121, 162, 218, 245, 252, 325, 405 , $409,413,523,526,612,643,677,705,888$
Amendments filed-601, 619, 621-622, 622-623, 648, 688, 731, 857, 861-862, 863, 907, 1324, 1353-1357, 1374, 1396, 1420-1428, 1460-1461, 1659, 1659-1660, 1771, 1824, 1845, 1846, 1976, 2002-2003, 2062-2063, 2089-2090, 2114, 2145, 2146, 2178, 2179, 2308, 2420-2427, 2430-2431
Amendments offered-664, 682, 934, 1626, 1995, 2199
Committee appointments-21, 729, 2311
Reports-2568
Resolutions offered-1810-1811, 2131, 2498

## EXPLANATION OF VOTES

House Joint Resolution 9-Representative Dieleman- 1230
House File 1-Representative Griffee- 159
House File 6-Representative Oakley-248-249
House File 18-Representative Griffee- 159
House File 24-Representative Patchett-446

House File 24-Representative Harper-488
House File 36-Representative Daggett- 1230
House File 38-Representative Higgins- 1142
House File 43-Representative Spencer-1395
House File 43-Representative McElroy-1416
House File 43-Representative Oakley-1498-1499
House File 48 -Representative Bittle- 249
House File 48-Representative Svoboda-270
House File 48-Representative O'Halloran-743
House File 48-Representative Bina-756
House File 48, S-3275-Representative Bina-756
House File 54-Representative Nielsen of Polk-340-341
House File 56-Representative Gilloon- 130
House File 59-Representative Nielsen of Polk-340-341
House File 66-Representative Varley and Harper-2497
House File 66, H-4194A, H-4194B and H-4194C-Representative Bina2671
House File 66-Representative Bina-2671
House File 67-Representative Oakley-248-249
House File 69--Representative Oakley-248-249
House File 69-Representative Higgins- 1142
House File 74-Representative Higgins- 1142
House File 76-Representative Bittle- 249
House File 76-Representative Svoboda-270
House File 77-Representative Harper-488
House File 77-Representatives McElroy and Harper-2497
House File 77-Representative Bina-2671
House File 90-Representative Koogler-1798
House File 90-Representative Harper-2575
House File 98-Representative Oakley-248-249
House File 99-Representative Nielsen of Polk-340-341
House File 99-Representative Spencer-1395
House File 99-Representative McElroy-1416
House File 99-Representative Oakley-1498-1499
House File 105-Representative Oakley-248-249
House File 106-Representative Oakley-248-249
House File 114-Representative Oakley-248-249
House File 127-Representative Oakley--248-249
House File 127-Representative Oakley- 1538
House File 127-Representative Cusack-1596
House File 156-Representative Patchett-446
House File 156-Representative Harper-488
House File 160-Representative Harper and Oakley-488
House File 172-Representative Miller of Cerro Gordo-616
House File 173-Representative Tofte- 288
House File 173-Representative Cusack-363
House File 175-Representative Daggett-1230
House File 176 -Representatives Tofte and Middleswart-288
House File 176-Representative Cusack-363
House File 177-Representatives Bina and O'Halloran-431
House File 177-Representative Harper-488
House File 177-Representative Oakley-1538
House File 177-Representative Cusack-1596
House File 182-Representative Tofte-288
House File 182--Representative Cusack-363
House File 185-Representative O'Halloran-1798
House File 185-Representatives Harper and McElroy-2497
House File 185-Representative Bina- $\mathbf{2 6 7 1}$
House File 187-Representative Patchett-2274
House File 188-Representative Daggett-1292

House File 195-Representative O'Halloran-1798
House Flle 202-Representatives Harper and Oakley-488
House File 208-Representative Patchett-880
House File 215-Representative Fullerton-714
House File 215-Representative O'Halloran-2036
House File 215-Representative Patchett-2274
House File 215-Representatives Cusack and Bittle-2750
House File 217-Representative Bina-1766
House File 228-Representatives Bina, O'Halloran and Husak-431
House File 229-Representatives Bina, O'Halloran and Husak-431
House File 230-Representative Cusack-505
House File 238-Representative Egenes-616
House File 243-Representatives Bina and Walter-1006
House File 251-Representatives Bina and O'Halloran-431
House File 251-Representative Harper-488
House File 262-Representative Harper-488
House File 264-Representative Cusack- 505
House File 264-Representative Patchett-2274
House File 267-Representative Harper-488
House File 275-Representative Harper-488
House File 283-Representative Dieleman-1537
House File 283-Representative McElroy-1537-1538
House File 283-Representative Spencer-1596
House File 286-Representative Bittle-462
House File 286-Representative Harper-488
House File 287-Representative Harper-488
House File 292-Representative Harper-488
House File 325-Representative Bina-654
House File 332-Representative Patchett-743
House File 332-Representative Bina-756
House File 333-Representative Cusack-505
House File 335-Representative Cusack-505
House File 336- Representatives Harper and Oakley-488
House File 348-Representative Oakley-1230
House File 362-Representative McElroy-1416
House File 362-Representative Oakley-1498-1499
House File 368, H-3246, H-3247, and H-3250-Representative O'Halloran $-587$
House File 368-Representative Oakley-600
House File 374-Representative Oakley- $\mathbf{1 2 3 0}$
House File 386-Representative Higgins-1142
House File 390-Representative Oakley- 1230
House File 390-Representative O'Halloran-2036
House File 390-Representative Cusack-2058
House File 390-Representative Patchett-2274
House File 392-Representative Bina-756
House File 393-Representative Patchett-695
House File 395-Representative Koogler-1962
House File 395-Representative Bina-756
House File 396-Representative Bina-756
House File 398-Representative Bina-756
House File 411-Representative Jochum-1749
House File 414-Representative Oakley-1230
House File $421, \mathrm{H}-3260 \mathrm{~A}, \mathrm{H}-3260 \mathrm{~B}$, and $\mathrm{H}-3303$-Representative Bing756
House File 422-Representative Higgins- 1142
House File 424-Representative O'Falloran-743
House File 424-Representative Bina-756
House File 431-Representative Bittle-714
House File 431-Representative O'Halloran-748

House File 431-Representative Bina-756
House File 431-Representative Byerly- 2225
House File 431, H-4333-Representative Bittle- 2750
House File 431-Representative Bittle-2750
House File 431-Representative Lageschulte-2273
House File 450-Representatives Bina and Walter-1006
House File 451-Representative Patchett-880
House File 451-Representative Oakley-1538
House File 451-Representative Cusack- 1596
House File 455-Representative O'Halloran-743
House File 455 -Representative Bina- 756
House File 455-Representative Spencer-1596
House File 459-Representative Spencer-1395
House File 459-Representative McElroy-1416
House File 459-Representative Oakley-1498-1499
House File 463-Representative Patchett-880
House File 464-Representative Higgins- 1142
House File 465 -Representative Higgins- 1142
House File 467-Representative Higgins-1142
House File 486-Representative O'Halloran- 1798
House File 488-Representative Oakley-1538
House File 488-Representative Cusack- 1596
House File 502-Representative Patchett-2274
House File 505-Representative Rinas- 1084
House File 505, H—3506-Representative Bittle—1111-1112
House File 505-Representative Higgins- 1142
House File 521--Representative Patchett- 880
House File 558, H-3401-Representative Krause- 937
House File 558, H-3406-Representatives Fullerton and Oakley-976
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House File 558-Representative Oakley- 1714
House File 575-Representative Daggett-1292
House File 576-Representative Oakley-1230
House File 614-Representative Hinkhouse-1084
House File 614-- Representative Higgins- 1142
House File 617-Representative Harper-2311
House File 617--Representative Bina- 2621
House File 625-Representative Oakley-1498-1499
House File 625-Representative Oakley-1538
House File 625-Representative Koogler-1962
House File 628-Representative Oakley- 1538
House File 628-Representative Cusack-1596
House File 652-Representative Bittle-2750
House File 654-Representative Bina- $\mathbf{1 3 6 8}$
House File 670-Representative Jochum-1395
House File 670-Representative Oakley-1498-1499
House File 670-Representative Bittle-2108
House File 670--Representative Patchett-2274
House File 679-Representative Higgins- 1142
House File 698-Representative O'Halloran-1229
House File 698-Representative Daggett-1230
House File 700, H-3612B-Representative Bina- 1314
House File 700-Representative Patchett-2274
House File 700, H-3974-Representative Cusack-2058
House File 704-Representative Jochum-1749
House File 723-Representative O'Halloran-1229
House File 723-Representative Daggett-1230
House File 723-Representative O'Halloran-1798

House File 723-Representative Harper-2575
House File 723-Representative Bina-2750
House File 724-Representative McElroy-1416
House File 724-Representative Oakley-1498-1499
House File 725 --Representative Harper- 2575
House File 725-Representative Bina- 2750
House File 726-Representative O'Halloran-1229
House File 726-Representative Daggett-1230
House File 728-Representative O'Halloran-1229
House File 728-Representative Daggett- 1230
House File 736-Representative O'Halloran-1229
House File 736-Representative Daggett- 1230
House File 738-Representative Jochum-1395
House File 738-Representative Oakley-1498-1499
House File 739-Representative Patchett-2274
House File 739-Representative Bittle-2036
House File 741-Representative Daggett-1230
House File 742-Representative O'Halloran-1229
House File 742-Representative Daggett-1230
House File 743-Representative Bittle-2036
House File 743-Representative Patchett-2274
House File 744-Representative Daggett-1230
House File 748-Representative Jochum-1395
House File 748-Representative Oakley-1498-1499
House File 749-Representative Jochum-1395
House File 749-Representative Oakley-1498-1499
House File 753-Representative McElroy-1416
House File 753-Representative Oakley-1498-1499
House File 754, H-3843, H-3846-Representatives Bina and Harper- $\mathbf{1 7 6 6}$
House File 760-Representative Bina-1368
House File 765-Representative McElroy-1416
House File 765-Representative Oakley-1498-1499
House File 766-Representative Jochum- 1395
House File 766-Representative Oakley-1498-1499
House File 774-Representative Scheelhaase-1845
House File 775-Representative McElroy-1416
House File 775-Representative Oakley-1498-1499
House File 776-Representative O'Halloran-1798
House File 777-Representative McElroy- 1416
House File 777-Representative Oakley-1498-1499
House File $\mathbf{7 8 0}$-Representative Jochum-1395
House File 780-Representative O'Halloran-1798
House File 782-Representative McElroy-1537-1538
House File 782-Representative Spencer- 1596
House File 792-Representative McElroy-1416
House File 792-Representative Oakley-1498-1499
House File 793-Representative McElroy-1416
House File 793-Representative Oakley-1498-1499
House File 795-Representatives O'Halloran and Junker-2089
House File 795-Representative Cusack-2108
House File 798-Representative McElroy-1416
House Flle 798—Representative Oakley-1498-1499
House File 799-Representatives $0^{\prime \prime}$ Halloran and Junker-2089
House File 799, H-3954, H-4000-Representative O'Halloran-2089
House File 799-Representative Cusack-2108
House File 801-Representative Koogler-1798
House File 802-Representative Patchett-2274
House File 803, H-3866A-Representative Cusack-1910
House File 803, H-3795K, H-3916--Representative Koogler-1910
House File 803-Representatives Daggett and Varley-1933

House File 803, H-3929, H-3931, H-3938, H-3939, H—3855D-Representative Koogler-1961-1962
House File 803-Representative Koogler-1961-1962
House File 803-Representative Harper-2311
House File 803-Representative Oakley-2311-2312
House File 803-Representative Hinkhouse-2312
House File 803-Representative Bina-2621
House File 811-Representative Oakley- 1538
House File 811-Representative Cusack-1596
House File 811--Representative Harper-2575
House File 811-Representative Bina-2750
House File 812-Representatives O'Halloran and Junker-2089
House File 812-Representative Cusack-2108
House File 814-Representative Spencer-1596
House File 814-Representative Harper- 2575
House File 814-Representative Bina-2750
House File 816-Representative Spencer-1596
House File 816-Representative Harper-2575
House File 816-Representative Bina-2750
House File 820-Representatives O'Halloran and Junker-2089
House File 820-Representative Cusack-2108
House File 823-Representative Baker-1890
House File 823-Representative Dieleman-2089
House File 823-Representative Patchett-2274
House File 824-Representative O'Halloran-1714
House File 824-Representative Jochum- 1749
House File 825--Representatives McElroy and Harper-2497
House File 825-Representative Bina-2671
House File 826--Representative Bittle-2036
House File 826-Representative Patchett-2274
House File 835-Representative Spencer-1596
House File 837, H-4006-Representative Bittle-2108
House File 843-Representative O'Halloran-1714
House File 843-Representative Jochum-1749
House File 844-Representative Daggett-1749
House File 844-Representative Harper- 1766
House File 848-Representatives McElroy and Harper-2497
House File 848-Representative Bina-2671-2672
House File 863-Representatives Spencer and Baker--1890
House File 864, H-3813-Representative Middleton-1691
House File 864, H-3791, H-3804, and H-3800-Representative Oakley1714
House File 864-Representative Oakley-1714
House File 867-Representative Daggett-1749
House File 867-Representative Harper- 1766
House File 870-Representatives Jochum and Daggett-1749
House File 870-Representative Harper- 1766
House File 877-Representatives O'Halloran, Hinkhouse and Caffrey-2750
House File 880-Representatives Jochum and Daggett-1749
House File 880-Representative Harper-1766
House File 880-Representative Bina-2621
House File 881-Representative Daggett-1749
House File 881-Representative Harper-1766
House File 883-Representatives Caffrey and Woods-1962
House File 883-Representatives McElroy and Harper-2497
House File 883-Representative Bina-2671
House File 885-Representative Cusack-1910
House File 886-Representative Cusack-1910
House File 887-Representatives Caffrey and Woods-1962
House File 887-Representative Bina-2621
House File 889-Representative Baker-2058
House File 889—Representative Dieleman-2089

House File 889-Representative Patchett-2274
House File 890-Representative Baker-2058
House File 890--Representative Dieleman-2089
House File $890-$ Representative Patchett- 2274
House File 890 --Representative Harper- $\mathbf{2 5 7 5}$
House File 890-Representative Bina-2750
House File 891-Representative Brandt-1996
House File S92-Representative Patchett- 2274
House File 894-Representative Hinkhouse-2312
House File 894-Representative Bittle- 2750
House File 894-Representative Harper-2311
House File 894-Representative Bina-2611
House File 895-Representative Byerly-2172
House File 898-Representative Lageschulte-2273
House File 898, H-4080 and H-4099-Representative Lageschulte- 2273
House File 898-Representative Fullerton- 2274
House File 898, H-4072, H-4075, H-4077, H-4087, H-4080, H-4098 and H-4105B-Representative Fullerton-2274
House File 899-Representative Lageschulte-2273
House File 899-Representative Fullerton-2274
House File 900 -Representative Lageschulte-2273
House File 900-Representative Fullerton-2274
House File 901-Representative Lageschulte- 2273
House File 901, H-4071-Representative Lageschulte-2273
House File 901-Representative Fullerton-2274
House File 901, H-4071 and H-4.106-Representative Fullerton-2274
House File 903-Representative Lageschulte-2273
House File 903-Representative Fullerton-2274
House File 904-Representative Harper--2311
House File 904-Representative Harper-2575
House File 904--Representative Hinkhouse--2312
House File 904-Representative Bina-2621
House File 904-Representative Bina-2750
House File 905--Representative Bina-2621
House File 906-Representative Bina-2621
House File 906, H-4152-Representative Bina-2621
House File 907-Representative Bina-2621
House File 908-Representative Bina- 2621
House File 910--Representative Harper- 2497
House File 910-Representative Bina-2671
House File 911-Representative Harper-2497
House File 911-Representative Bina-2671
House File 912-Representatives Bittle and Varley-2403
House File 912 -Representatives McElroy and Harper-2497
House File 912-Representative Bina-2671
House File 913-Representatives McElroy and Harper-2497
House File 913-Representative Bina-2671
House File 913, H-4231—Representative Bina-2671-2672
House File 915-Representative O'Halloran-2750
House File 917-Representative Hinkhouse--2750
Temporary rules of the House, H-3061B and H-3065-Representative Bina-288
Temporary rules of the House, H-3070-Representative O'Halloran-301
Temporary rules of the House, H-3017, H-3018, H—3059, H—3060, H- 3061 C and $\mathrm{H}-3070$ - Representative Cusack-363
House Code of Ethics, H-3100A-Representative Oakley-416
House Code of Ethics-Representative Varley-446
House Concurrent Resolution 39-Representatives Bina and Harper- 1766
Senate Joint Resolution 6-Representative Baker-2058
Senate Joint Resolution 6-Representative Dieleman-2089
Senate Joint Resolution 6--Representative Patchett-2274
Senate Joint Resolution 12-Representatives Caffrey and Woods- $\mathbf{1 9 6 2}$

Senate Joint Resolution 13-Representatives McElroy and Harper-2497
Senate Joint Resolution 13-Representative Bina-2621
Senate Joint Resolution 13-Representative Bina-2671
Senate Joint Resolution 13, H-4244-Representative Bina-2671
Senate File 13-Representative Patchett-446
Senate File 13--Representative Harper-488
Senate File 14-Representative Nielsen of Polk-340-341
Senate File 18-Representative Spencer-1596
Senate File 38-Representative Baker-2058
Senate File 38-Representative Dieleman-2089
Senate File 38-Representative Patchett-2274
Senate File 39-Representative Bina- $\mathbf{7 5 6}$
Senate File 40-Representative Nielsen of Polk-340-341
Senate File 44-Representative Koogler-1962
Senate File 70-Representative Harper-488
Senate File 78-Representative Nielsen of Polk-340-341
Senate File 82-Representative Daggett-1230
Senate File 88-Representative Harper-1766
Senate File 90-Representative O'Halloran- 587
Senate File 90-Representative Oakley-600
Senate File 92-Representative Nielsen of Polk-340-341
Senate File 114-Representative McElroy-1416
Senate File 114—Representative Oakley-1498-1499
Senate File 115-Representative Oakley-416
Senate File 116-Representative Oakley-416
Senate File 119-Representative Oakley- 1230
Senate File 121-Representative Spencer-1596
Senate File 133-Representative Harper-488
Senate File 134-Representative Harper-488
Senate File 147-Representative Jochum-1749
Senate File 150 - Representative Daggett- 1230
Senate File 154—Representatives O'Halloran and Junker-2089
Senate File 154-Representative Cusack-2108
Senate File 165-Representative Patchett-695
Senate File 184-Representative Bittle 2750
Senate File 189--Representative Bittle-2750
Senate File 192-Representative Bittle- 2750
Senate File 193-Representative Spencer-1596
Senate File 214-Representative Spencer-1596
Senate File 231-Representative Daggett-1230
Senate File 233-Representative Daggett-1230
Senate File 266-Representative Bittle-2036
Senate File 266-Representative Patchett-2274
Senate File 282, H-3378 and H-3388-Representative Spencer-844
Senate File 283--Representative Spencer-844
Senate File 285—Representatives Jochum and Daggett-1749
Senate File 285-Representative Cusack-2058
Senate File 285-Representative Patchett-2274
Senate File 289-Representative Patchett-2274
Senate File 296-Representative Patchett-2274
Senate File 296, H-4004C, H-4004E and H-4004F-Representative O'Hal-loran-2089
Senate File 296-Representative Bittle-2108
Senate File 303-Representative Harper-2311
Senate File 303-Representative Bina--2621
Senate File 308-Representative Harper-2311
Senate File 308-Representative Bina-2621
Senate File 309-Representative Cusack-1910
Senate File 309-Representative Jochum-1749
Senate File 314—Representative Oakley-1498-1499
Senate File 329-Representative Spencer-1596
Senate File 338-Representative Harper-1766

Senate File 353-Representative Hinkhouse-2750
Senate File 358-Representative Bittle-2750
Senate File 364-Representative Bittle-2750
Senate File 371-Representative McElroy-1416
Senate File 371-Representative Oakley-1498-1499
Senate File 378-Representative Bittle-2750
Senate File 383-Representative McElroy-1537-1538
Senate File 383-Representative Spencer-1596
Senate File 419 -Representative Scheelhaase- 1845
Senate File 427, H-3824-Representative Dieleman-2089
Senate File 427-Representative Bittle- 2750
Senate File 456 -Representative Harper- 2497
Senate File 456-Representative Bina-2671
Senate File 464, H-3769 and H-3788-Representative Jochum-1749
Senate File 464-Representatives Jochum and Daggett-1749
Senate File 464-Representative Harper- 1766
Senate File 464, H-3769 and H-3788-Representative Harper-1766
Senate File 475-Representative Jochum-1749
Senate File 485-Representative Middleswart-2132
Senate File 485-Representative Oakley-2172
Senate File 485-Representative Patchett-2274
Senate File 489, H-4160—Representative Varley-2497
Senate File 489-Representative Harper-2497
Senate File 489, H-4160, H-4166, H-4169 and H-4178-Representative Bina-2671
Senate File 489-Representative Bina-2671
Senate File 489, H-4160-Representative Bina-2672
Senate File 491-Representatives Varley and Harper-2497
Senate File 491-Representative Bina-2671
Senate File 491, H-4171 and H-4185-Representative Bina-2671
Senate File 494-Representative Bittle-2750
Senate File 496-Representative Bina-2621
Senate File $496, H-3893, H-4060$ and $H-4128$-Representative Bina- 2621
Senate File 499-Representative Spencer-1890
Senate File 501-Representative Caffrey- 2750
Senate File 504-Representatives Caffrey and Woods-1962
Senate File 504-Representative Harper-2311
Senate File 504-Representative Bina-2621
Senate File 505-Representative Caffrey-1962
Senate File 506-Representatives Jochum and Daggett-1749
Senate File 506-Representative Harper-1766
Senate File 507-Representative Koogler-1962
Senate File 507, H—3883, H-3886 and H-3941-Representative Koogler1962
Senate File 511-Representative Harper-2497
Senate File 511-Representative Bina-2671
Senate File 511-Representative Bittle-2750
Senate File 518-Representatives Caffrey, Hinkhouse and O'Halloran-2750
Senate File 521-Representative Baker- 2058
Senate File 521—Representative Dieleman-2089
Senate File 521-Representative Patchett-2274
Senate File 522-Representative Woods- 1962
Senate File 523-Representative Woods- 1962
Senate File 525-Representative Harper-2311
Senate File 525, H-4110-Representative Harper-2311
Senate File 525-Representative Hinkhouse-- 2312
Senate File 525-Representative Bina-2621
Senate File 525, H-4110 and H-4117I-Representative Bina-2621
Senate File 526-Representative Perkins-2621
Senate File 536-Representatives McElroy and Harper-2497
Senate File 536-Representative Harper- 2575
Senate File 536-Representative Bina-2671

Senate File 536 -Representative Bina- 2750
Senate File 536, H-4195, H-4209 and H-4210-Representative Bina-2671
Senate File 541-Representative Bittle- 2750
Senate File 544-Representative Bittle- 2750
Senate File 549-Representative Harper-2311
Senate File 549-Representative Hinkhouse-2312
Senate File 549-Representative Bina-2621
Senate File 555-Representative Harper-2575
Senate File 555-Representative Bina- 2750
Senate File 555, H-4226, H-4227, H-4243, H-4247, H-4253, H-4255, H-4262, H-4266 and H-4286-Representative Bina-2750
Senate File 559-Representative Harper-2311
Senate File 559-Representative Hinkhouse-2312
Senate File 559-Representative Bina-2621
Senate File 560-Representative Harper-2311
Senate File 560-Representative Bina-2621
Senate File 561-Representative Harper--2311
Senate File 561—Representative Hinkhouse- 2312
Senate File 561-Representative Bina- 2621
Senate File 561, H-4134--Representative Bina-2621
Senate File 562-Representative Harper- 2497
Senate File 562 -Representative Bina- 2671
Senate File 563-Representatives Bina and Bittle-2750
Senate File $563, \mathrm{H}-4135$--Representative Bina- 2750
Senate File 565-Representatives McElroy and Harper-2497
Senate File 565-Representative Bina- 2671
Senate File 566-Representative Bina-2750
Senate File 566, H-4161-Representative Bina-2750
Senate File 567-Representatives McElroy and Harper- 2497
Senate File 567-Representative Bina-2671-2672
Senate File 571-Representatives Hansen, Baker and Menke-2497
Senate File 571-Representative Harper-2575
Senate File 571-Representative Bina- 2750
Senate File 571, H-4246A, H-4252, H- 4257 and H-4258-Representative Bina-2750
Senate File 572-Representatives McEIroy and Harper-2497
Senate File 572 -Representative Bina- 2671
Senate File 573-Representative Bina- 2750
Senate File 575-Representative Bina- 2750
Senate File 579-Representative Bina-2750
Senate File 580-Representative Bina-2750
Senate File 581-Representative Bina- $\mathbf{2 7 5 0}$
Senate File 582-Representative Bina-2750
Senate File 583-Representative Bittle- 2750
Senate File 584-Representative Bina-2750
Senate Concurrent Resolution 6, H-3020, H-3057A and H-3062-Representative Bina-287-288

FITZGERALD, JEROME—Representative Webster County, Majority Floor Leader
Bills introduced-J.R. 5; 48, 187, 215, 217, 222, 248, 309, 332, 348, 380, 448, 591, 893
Amendments filed-257, 265, 275, 2309, 2749
Amendments offered- $255,257,265,311,2749$
Amendments withdrawn- 256
Announcements- (Sifting Committee noncontroversial subcommittee ap-pointed)-2097
Committee appointments-22, 600, 2078, 2759, 2779
Petitions presented-419, 517, 702, 1016
Remarks by-8.
Reports-250, 2097, 2272, 2312, 2313
Resolutions offered-12, 15, 89, 94, 96, 105, 183-184, 254, 594, 613, 742, 1191, 2235, 2323, 2612, 2613

Seconded the nomination of the Honorable Dale M. Cochran for Speaker of the House- 8
Special recognition-The Honorable Don Avenson, who on Monday, March 17, 1975 was credited with saving Luke Smith of Guttenburg, Lowa from drowning-701

FULLERTON, BERT-Representative Cherokee-Plymouth-Woodbury Counties
Oath of office- 36
Bills introduced-13, 20, 24, 30, 78, 124, 162, $252,258,325,461,482,518,705$, 856, 888
Amendments filed-618, 857-858, 1119, 1147, 1374-1375, 1397, 1517
Committee appointments-21, 22
Petitions presented-573, 783, 1471
Request his name be added as a sponsor to House File 24-107
Request his name be withdrawn as a sponsor of House File 215-532
Resolutions offered-294-295, 1485, 1810-1811, 2131, 2506-2507
GENERAL ASSEMBLY-
(See House Concurrent Resolutions)
(See House Resolutions)
(See Senate Concurrent Resolutions)
GENTLEMAN, JULIA B.-Representative Polk County
Bills introduced--J.R. 9; 178, 325, 413, 448, 469, 583, 595, 616, 893
Amendments filed- $276,358,365,366,373-374,658,858-859,1131,1146,1374$, 1428-1432, 1433-1435, 1458, 1462-1464, 1937, 2009, 2081, 2116, 2146
Amendments offered-358, 386, 1452, 1495
Amendments withdrawn-678, 1161
Committee appointments-21, 22, 110
Petitions presented-722-723, 1829
Request her name be withdrawn as a sponsor of House File 550-1006
Resolutions offered-598, 1485, 1810-1811
Subcommittee assignments-107
Presented to the House Dr. Rosendo Diaz Peterson from Spain, professor of Spanish at Drake University- 908

GILLOON, THOMAS J.-Representative Dubuque-Jackson Counties
Bills introduced-J.R. 2, 3, 4, 6, 9, 12, 14; 21, 27, 46, 51, 77, 119, 121, 124, $151,163,214,215,217,227,237,238,244,252,263,265,279,300,302,309$, $320,337,408,448,469,491,526,591,718,851,893$
Amendments filed-475, 516, 658, 667, 691, 761, 979, 981, 982, 1080, 1397, 1458, 1724, 1739, 1903, 2004-2008, 2375-2376, 2705
Amendments offered-687, 790, 1074, 1739, 1903, 2333
Amendments withdrawn-1035, 1076, 1740
Committee appointments-21, 22, 707, 1138
Reports- 1345
Request his name be added as a sponsor of House File 163-287
Request his name be added as a sponsor of amendment H-4068 to House File 898-2154
Resolutions offered-294-295, 697, 1125, 1191, 1485, 1653, 2042, 2498
GOVERNOR RAY, ROBERT D.-
Certificate of election- 78
Took oath of office- 80
Committee to notify-11, $40,79,111$
Committee to escort-40, 47, 79, 84, 111, 120
Addressed joint convention-40-47, 111-120
Resolution relating to Inauguration, SCR 3-37
Inaugural, address of-80-84
Resolution relating to Budget Message, HCR 3-94, 96
Budget Message-111-120
Resolution relating to the State of the State Message, HCR 1-12
State of the State Message-40-47
Resolution relating to Memorial Session, HCR 24-663, 824

Resolution relating to, SCR 24-1729-1730
Bills signed by-288, 341, 600, 697-698, 715-716, 744, 1006-1007, 1143, 12921293, 1369, 1395-1396, 1418, 1538, 1639, 1691, 1721, 1800-1801, 2059, 21102111, 2173, 2226, 2497, 2622-2623, 2763-2770
Item Veto Messages-1314-1316, 1417-1418, 2771-2777
Veto Message-715, 1821-1823, 2109-2110, 2621-2622, 2770
Closing Message-2760-2762
GRIFFEE, WILLIAM B.-Representative Chickasaw-Floyd-Howard-Mitchell Counties
Bills introduced-40, 46, 48, 83, 121, 151, 152, 154, 189, 214, 215, 217, 222, 223, $224,237,244,252,278,291,295,309,312,320,337,419,448,487,491,526$, 537, 550, 705, 893
Amendments filed-619-620, 691, 762-763, 797, 846, 1723, 1824, 2009, 2036, 2134-2143, 2162, 2178, 2180-2181, 2219, 2378-2379, 2440, 2491, 2578, 2595, 2700
Amendments offered-814, 1940, 1941, 2044, 2162, 2461, 2591
Appointed to the Interstate Cooperative Commission- 1537
Committee appointments-14, 20, 21, 868, 1484, 2078, 2560, 2669, 2781
Petitions presented-866
Presided at memorial session- 1357
Presided at session of the House-2407, 2491
Reports-33, 134, 2011, 2695-2696, 2733-2736
Request his name be withdrawn as a sponsor of House File 247 and 249 446
Resolutions offered-663, 2579
Rulings made-2412
Subcommittee assignments- 30,130
Presented to the House Charles Ruziska, director of the Charles City Singers, Charles City, Iowa-2065
Presented to the House the Honorable Ralph McCartney, former member of the House and Senate-2184

HALVORSON, ROGER A.--Representative Allamakee-Clayton-Winneshiek Counties
Bills introduced-J.R. 17; 19, 30, 46, 50, 60, 64, 69, 93, 95, 121, 162, 215, 245, $252,272,311,316,325,408,448,526,643,856,888,893$
Amendments filed-243-245, 359, 380, 397-398, 648, 857, 861-862, 1266, 13191320, 1320-1321, 1324, 1353-1357, 1374, 1396, 1591, 1824, 1895-1896, 1976, 2089-2090, 2145, 2146, 2509, 2509-2510
Amendments offered-243, 380, 1329
Amendments withdrawn-1591
Committee appointments-20, 21, 22, 140, 2758, 2781
Petitions presented-1092
Request to vote- 1678
Resolutions offered-139, 1485, 1810-1811, 2131, 2613
Subcommittee assignments- 30
Presented to the House the Honorable Harley J. Palas, former member of the House- 1239
Presented to the House the Honorable John Mendenhall, former member of the House- 2282

HANSEN, INGWER L--Representative Clay-Dickinson-O'Brien-Lyon-OsceolaSioux Counties
Oath of Office- 36
Bills introduced- $12,24,30,50,94,121,141,162,252,310,315,325,354,461$, $482,495,500,526,535,564,865,888$
Amendments fled-173, 202, 359, 397, 571-572, 781-782, 857-858, 861, 862, 863, $905,929,1119,1266,1374,1437,1539-1540,1640,1663,1768-1769,1824$, 2089-2090, $2104,2169,2178,2330,2365,2366,2374-2375,2415,2420-2428$, 2430-2431
Amendments offered- 925
Committee appointments--20, 21, 146, 1783, 2078, 2758, 2780

Official delegate to attend the funeral services of Roger Den Herder-2441-2442
Request his name be added as a sponsor to House File 24-107
Request his name be withdrawn as a sponsor of House File 215-540
Request his name be withdrawn as a sponsor of House File 248-670
Resolutions offered-146, 1485, 1810-1811, 2131
Subcommittee assignments-30, 130
HARGRAVE, WILLIAM J.-Representative Johnson County, Assistant Majority Floor Leader
Bills introduced-J.R. 7; 40, 48, 68, 69, 92, 121, 151, 215, 217, 222, 223, 236, $244,247,248,249,252,258,280,282,293,310,320,330,332,337,378,389$, $408,412,413,418,448,449,466,477,491,537,550,552,562,590,591,678$, 893
Amendments filed-164, 533-534, 672, 799, 800, 1008, 1041, 1516, 1722-1723, 1997, 1999, 2081, 2094, 2146, 2149-2150, 2231, 2244, 2349, 2365, 2366, 23662372, 2374-2375, 2491, 2711
Amendments offered-186, 734, 825, 1135, 1760, 1974, 2237, 2249, 2349
Amendments withdrawn-825, 1971, 1975, 2249, 2675
Committee appointments-20, 21, 82, 79, 111, 184, 2078, 2758, 2759, 2779
Presided at sessions of the House-1110
Reports-79
Request that Rick Middleton and Linda Cooper be present in the House Chamber during consideration of Senate File 525-2244
Resolutions offered-249, 293, 2322-2323, 2498, 2752
Subcommittee assignments-30, 2097

## HARPER, MATTIE-Representative Appanoose-Davis-Wapello Counties

Oath of office- 36
Bills introduced-15, 24, 40, 48, 59, 69, 77, 85, 121, 124, 166, 215, 217, 236, $248,250,252,309,320,332,410,411,448,522,591,605,616,635,642,699$, 716, 731, 858, 888, 893
Amendments filed- $237,250,250-251,273,274,512,533,760,797,958,1008$, 1066-1068, 1119, 1397-1398, 1437, 1517, 1649-1650, 1660, 1767, 1767-1768, 1824, 1911-1912, 1965, 2093, 2103, 2116, 2178, 2700
Amendments offered- $808,1224,2053,2102,2103$
Amendments withdrawn-391, 2053
Appointed to the Interstate Cooperative Commission-1537
Committee appointments-20, 22, 76, 1054, 2067, 2781
Petitions presented-92, 802, 961
Reports-231
Request her name be added as sponsor of House File 15-671
Request her name be added as a sponsor of House File 24-107
Resolutions offered--598, 697, 843, 1125, 2131, 2499
Subcommittee assignments-30
Introduced to the House Denny Heeren, House Page. Denny presented a bouquet of flowers for Valentine's Day as a gift to the Speaker, Representatives, Clerks and the House staff on behalf of the Pages of the House- 291
Presented to the House Miss Kathleen Pedrick, Governor of the American Legion's Auxiliary Hawkeye Girls State-1470
Presented to the House Mary Cusack, Iowa American Legion Auxiliary Girls state auditor- 2579

HARVEY, LAVERN R.-Representative Scott County
Bills introduced-30, 69, 92, 121, 162, 174, 234, 245, 248, 252, 319, 325, 408, 448, $530,592,620,668,697,727,851,856$
Amendments filed-276, 289, 433, 648, 745, 761, 857, 859-860, 885-903, 904-905, 915, 944-958, 1010, 1276, 1374, 1462-1464, 1586, 1656, 1846, 1937, 2000-2001, 2003-2004, 2062, 2089-2090, 2145, 2146, 2173, 2275, 2384, 2386, 2404, 24302431, 2437-2438, 2439, 2439-2440, 2446, 2544, 2577, 2596, 2754, 2754-2755
Amendments offered-1005, 1276, 1586, 1656, 2384, 2444, 2446, 2596
Amendments withdrawn-2594, 2596

Committee appointments-21, 22, 2293, 2758
Petitions presented-662
Resolutions offered-294-295, 1485, 1810-1811, 2613
Subcommittee assignments-108
HENNESSEY, MAURICE-Representative Delaware-Dubuque-Jackson-Jones Counties
Bills introduced-3, 46, 121, 150, 215, 217, 222, 236, 252, 300, 309, 379, 402, 406, $419,448,495,633,643,646,656,675,701,703,705,718,732,786,851,893$
Amendments filed-397-398, 533, 745, 883, 1207-1208, 1237-1238, 1297-1298, 1397, 1802-1803, 1848, 1859-1860, 1893, 1895, 1912, 2062-2063, 2089-2090, 2144, 2178, 2361-2362, 2420-2427, 2436-2437, 2754-2755, 2756
Amendments offered-2221, 2240, 2679
Amendments withdrawn-2240, 2486, 2679
Committee appointments-14, 21, 22
Reports-33, 134, 2011
Resolutions offered-294-295, 1485, 1810-1811, 2498, 2570
Subcommittee assignments-107, 108
Presented to the House the Honorable Roy Miller, former member of the House- 1725

## HIGGINS, THOMAS J.-Representative Scott County

Bills introduced-J.R. 3, 4, 5, 6, 14; 16, 17, 40, 48, 61, 122, 169, 215, 217, 220 , $238,248,252,255,259,273,298,302,332,380,383,384,400,448,462,526$, $532,565,567,578,591,636,639,665,699,731,893$
Amendments filed-171, 489, 944-958, 1062, 1276, 1325, 1539-1540, 1555, 1564, 1649-1650, 1694, 1824, 1825, 1832, 1846, 1890-1893, 1997-1999, 2274-2275, $2349,2415,2432,2433,2705,2755-2756$
Amendments offered-171, 241, 1062, 1242, 1564, 1712, 1832, 1971, 2056, 2298, 2349, 2654
Amendments withdrawn-1565, 2654
Committee appointments- 20,21
Nominated the Honorable Norman G. Jesse for Speaker pro tempore-12
Remarks by- 12
Reports-149, 216,590, 818, 881-882, 882, 1066, 1180
Resolutions offered-531, 1485, 2569
Subcommittee assignments-30, 913

## HIGHER EDUCATION FACILITIES COMMISSION- <br> Appointments to-2759, 2781

HINES, NEAL-Representative Story County
Bills introduced-J.R. 2, 3, 4, 9, 12; 21, 27, 47, 48, 51, 121, 151, 154, 183, 213, $215,217,223,227,237,238,243,244,248,250,252,271,295,301,302,305$, $308,320,338,342,343,380,412,448,483,490,526,550,552,658,717,893$
Amendments filed-151, 273, 274, 688, 796-797, 813, 847-854, 1143-1145, 1206, 1233-1236, 1260, 1662, 1839, 2000-2002, 2036, 2089-2090, 2103, 2134-2144, 2177, 2219, 2306, 2366-2372, 2437-2438
Amendments offered- $813,1670,1839,2103$
Amendments withdrawn-813, 967, 1840, 2354, 2390
Committee appointments-22, 2304
Request his name be withdrawn as a sponsor of House File 248 and 249 844
Resolutions offered-341, 1514, 1810-1811
Subcommittee assignments- 107
Introduced to the House Paul Erik Jorgensen from Herming, Denmark, a foreign exchange student-517
Presented to the House Vickie Economov from Greece and Joachim Walgenbach from Germany, two foreign exchange students- 1361

HINKHOUSE, HERBERT C.--Representative Cedar-Clinton-Johnson-Scott Counties
Bills introduced-48, 121, 215, 217, 252, 300, 309, 372, 374, 448, 487, 888, 893

Amendments filed-1040-1041, 1236-1237, 1397, 1693, 2116-2117, 2376-2377, 2377-2378, 2430-2431, 2700
Amendments offered-1193
Amendments withdrawn-1341
Committee appointments- $20,21,22,2067,2311$
Petitions presented--1613
Reports-2412, 2568
Request his name be withdrawn as a sponsor of House File 213-416
Request his name be withdrawn as a sponsor of amendment H-3603 to Senate File 205-1369
Resolutions offered--1485, 1726, 1810-1811
Subcommittee assignment-601.
HORN, WALLY E.-Representative Linn County
Bills introduced-48, 109, 121, 133, 147, 151, 152, 154, 156, 157, 170, 171, 213, $215,217,222,223,224,236,237,244,247,248,249,256,257,258,271,295$, $300,309,320,337,355,387,397,408,448,452,492,533,550,579,705,893$
Amendments flled-536, 614, 628-629, 658-659, 801, 815, 860-861, 863, 929, 932, 982, 1010, 1119, 1397, 1662-1663, 1767-1768, 2062, 2112, 2220, 2279-2280, 2292, 2308, 2340, 2352, 2355, 2356, 2436, 2477, 2705, 2754-2755
Amendments offered-552, 614, 738, 739, 815, 826, 914, 931, 1026, 1027, 1095, 2220, 2292, 2340, 2355, 2487, 2488
Amendments withdrawn-2292, 2477, 2486
Committee appointments-20, 21, 39
Resolutions offered-2499, 2570
Subcommittee assignments-30, 130
Presented to the House Olivia Gasares from Quito, Ecuador, and Eva Wullenweber from Hamburg, West Germany, two foreign exchange students-661

## HOÚSE ADMINISTRATION COMMITTEE-

Resolutions relating to:
House Concurrent Resolution 5-97-103, 106-107
Senate Concurrent Resolution 2-89-90
Supplement report of-194, 912, 962, 1417, 1444, 2012
Resolutions offered-97, 2497, 2500
Reports-141-142
Joint administration subcommittee appointed-90
Joint administration subcommittee report-90, 94
HOWELL, ROLLIN K.-Representative Cerro Gordo-Floyd-Mitchell Counties
Bills introduced-J.R. 8; 38, 77, 215, 217, 220, 242, 243, 245, 250, 252, 258, 269, $300,305,308,309,328,330,363,364,380,406,413,419,448,480,513,624$, 711, 888, 893
Amendments filed-358, $365-366,547,619-620,624,861-862,983-990$, $1397-$ $1398,1414,1415,1500-1501,1501-1502,1722,1747,1976,2351,2420-2427$, 2428, 2700, 2756
Amendments offered-358, 387, 651, 1740, 1747, 2351
Committee appointments-13, 20, 21, 22, 1180, 1484
Petitions presented-747, 866
Reports-2311
Request his name be added as a sponsor of House File 38-231
Request his name be withdrawn as a sponsor of amendment $\mathrm{H}-3671$ to House File 802- 1777
Resolutions offered-1483, 1484, 1486, 2498
Subcommittee assignments-107
HULLINGER, ARLO-Representative Clarke-Decatur-Madison-Ringgold-UnionWayne Counties
Bills introduced-215, 217, 222, 252, 258, 266, 300, 325, 332, 380, 413, 419, 429, 544, 619, 893
Amendments fled-622, 623, 658, 688, 1397, 1461, 1461-1462, 1767-1768, 17711772, 1824, 1845, 2178, 2420-2427, 2430-2431, 2700

Amendments offered-328, 676, 686
Committee appointments-20, 21, 22, 89, 154, 1180
Subcommittee assignments- 30

## HUMAN RESOURCES, COMMITTEE ON-

Appointed-21
Bills introduced-176, 292, 459, 463, 503, 603, 614, 654, 798, 815, 819, 821, 823, 841, 842, 866
Amendments filed-216, 590-591, 882
Amendments offered-241, 734, 1242
Reports-149, 216, 590, 818, 881-882, 882, 1066, 1180
Subcommittee assignments-123-124, 587
HUSAK, EMIL J.-Representative Benton-Iowa-Poweshiek-Tama Counties
Bills introduced-J. R. 10; 24, 30, 48, 53, 54, 69, 77, 78, 94, 116, 121, 129, 141, $166,185,195,199,213,215,217,218,222,248,300,312,315,327,332,354$, $407,413,448,495,535,601,643,646,701,703,786,858,888,893$
Amendments filed- $273,731,1102,1119,1319,1437,1517,1648,1747,1767-1768$, 1784, 1824, 1845, 1911, 2091, 2113, 2116-2117, 2280-2281, 2303, 2376-2377, 2428-2430, 2430-2431, 2510, 2575, 2700
Amendments offered-334, 833, 1102, 1176, 1784, 2303, 2551
Committee appointments-11, 20; 22, 40, 1052, 1180
Petitions presented-722-723, 1377, 1440, 1868
Presided at sessions of the House- 2447
Reports-15, 150, 189, 272-273, 564, 617, 618, 778, 880, 1212-1213, 1345-1346, 1920-1921
Request his name be added as a sponsor of House File 24-107
Resolutions offered-147, 378, 996, 1726, 1915, 2235, 2498, 2731, 2732
Subcommittee assignments-30, 108
HUTCHINS, C. W. "BILL"-Representative Audubon-Carroll-Cass-Crawford-Greene-Guthrie-Shelby Counties
Bills introduced-48, 54, 69, 77, 129, 166, 185, 195, 199, 213, 215, 217, 222, 236, $315,354,377,390,404,448,510526,532,594,733,851,865,893$
Amendments fled-164, 240, 277, 278-279, 731, 751, 752, 1218, 1351, 1397, 1467-$1468,1555,1661,1724,1911,2037,2103,2244,2306,2308,2428-2430,2430-$ 2431, 2511-2512, 2595, 2700
Amendments offered-185, 240, 751, 1668, 2102, 2306, 2308, 2595, 2669
Amendments withdrawn-2544
Committee appointments-11, 20, 21, 22, 1052
Petitions presented-418, 538
Reports-288, 532-533, 756, 795-796, 882, 1088, 1088-1089, 1212-1213, 1345-1346, 1348-1349, 1920-1921, 2311
Resolutions offered-140, 141, 480, 1485, 1810-1811, 1915, 2235, 2498, 2501-2502
Subcommittee assignments-107
Presented to the House the Honorable Adrian Brinck, former member of the House- 205
Presented to the House Francisco Villegordoa, foreign exchange student from Mexico City, Mexico-538

## INAUGURATION-

Resolution empowering joint committee to arrange for, SCR 3-37
Committee appointed-67
Governor-elect Robert D. Ray and Lieutenant Governor-elect Arthur A. Neu inaugurated-80-84
Inaugural committee change-76

## INTERIM COMMITTEES-

(See also Legislative Council and/or study committees)
Resolutions relating to:
House Concurrent Resolution 65-2497-2498, 2727
House Resolution 28-1534

INTERSTATE COOPERATION COMMISSIONAppointments to- 1537,2781

## IOWA AMERICAN REVOLUTION BICENTENNIAL COMMISSION-

 (See American Revolution Bicentennial Commission)```
IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM, ADVISORY INVESTMENT, BOARD OF-
Appointments to-2759, 2781
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JESSE, NORMAN G.-Representative Polk County, Speaker Pro Tempore Elected Speaker Pro Tempore-12
Took oath of office- 13
Bills introduced-40, 48, 50, 137, 215, 217, 222, 236, 248, 282, 362, 379, 380, 401, $408,413,419,448,487,495,514,562,596,666,732,755,756,851,893$
Amendments filed- $169,174,275,512,621,651,660,672,846,883,884,1068$, $1459,1468-1469,1640-1641,1767-1768$, 1840, 1936-1937, 2116, 2173-2176, 2180, 2228-2229, 2375, 2433-2434
Amendments offered-169, 551, 651, 685, 815, 1473, 1474, 2196, 2258, 2663
Amendments withdrawn-1105, 1474, 1475, 1488
Announcements- 340,1344
Announcements (visitors)-205, 376, 400, 464, 1361, 1753, 1867
Committee appointments-20, 21, 89, 1180, 2285, 2560, 2758, 2779
Presided at sessions of the House-191, 195, 204, 207, 211, 336, 338, 375, 379, $392,400,405,464,727,813,922,928,964,1003,1061,1064,1107,1110,1124$, $1140,1142,1224,1226,1229,1269,1329,1342,1344,1361,1573,1591,1638$, $1669,1682,1685,1753,1760,1761,1774,1838,1867,1877,1880,1882,1883$, 1887, 1991, 2056, 2074, 2083, 2088, 2096, 2124, 2157, 2192, 2332, 2608, 2644
Reports-131, 199, 448, 505-506, 506, 654, 655, 941, 1126, 1202-1203, 1203-1204, 1293, 1346-1347, 1347-1348, 1370, 1371, 1499-1500, 1596-1598, 1714-1716, 1936, 2733-2736
Resolutions offered- $\mathbf{2 2 3 5}, 2614,2752$
Rulings made-199, 212, 338, 382, 383, 388, 404, 1672, 1880, 1957, 1995, 2193, 2609, 2610
Subcommittee assignments-30
Presented to the House Miss Nancy Kelly, lowa Junior Miss, Miss Kelly will represent lowa in the national pageant at Mobile, Alabama-86

JOCHUM, THOMAS J.-Representative Dubuque County
Bills introduced-J.R. 2, 3, 4, 5, 6, 9, 12; 21, 51, 77, 119, 121, 150, 151, 154 , $163,174,209,215,217,220,222,238,240,243,244,248,250,252,255,271$, $273,279,302,305,308,321,337,349,367,380,384,400,408,412,448,509$, 591, 718, 851, 893
Amendments flled-1539-1540, 1648, 1649-1650, 1694, 1771, 1846, 2004-2008, 2231, 2705
Amendments offered-1835
Committee apointments-21, 22, 707
Petitions presented-702
Reports-611
Request his name be added as a sponsor of House File 163-287
Resolutions offered-294-295, 707, 1191, 1485, 2569
Subcommittee assignments-108

## JOINT CONVENTION-

Resolutions relating to: House Concurrent Resolution 1-12
House Concurrent Resolution 3-94, 96
House Concurrent Resolution 9-184
Senate Concurrent Resolution 18-441, 613
Lieutenant Governor Arthur A. Neu presided-18, 40, 80, 110, 282
President pro tempore Minnette Doderer presided- 76
For canvass of votes-77
To receive State of the State Message of Governor Robert D. Ray-40-47

To hear Inaugural address of Governor Robert D. Ray-80-84
To hear Budget Message of Governor Robert D. Ray-111-120
The Honorable Minnette Doderer, President pro tempore of the Senate welcomed the Pioneer Lawmakers on behalf of the Senate- 1055
To hear program by Pioneer Lawmakers-1054-1057
Lincoln's Birthday Observance-282-285
The Honorable Andrew Frommelt addressed the joint convention-1056
The Honorable Jack Schroeder addressed the joint convention- 1056
Memorial Session-1357-1360
JORDAN, JAMES D.-Representative Linn County
Bills introduced-121, 150, 151, 154, 166, 209, 210, 213, 215, 217, 224, 237, 240, $242,244,247,248,249,252,300,337,345,387,406,438,513,550,600,633$, $643,646,701,703,757,758,786,888,893$
Amendments filed-397, 554, 884, 1236-1237, 1351, 1374, 1397, 1398, 1437, $1540-$ 1541, 1609-1610, 1745, 1824, 2062, 2089-2090, 2428-2430, 2430-2431
Amendments offered- $554,1743,1745$
Amendments withdrawn-1995-1996, 2102
Committee appointments-14, 20, 21, 2758, 2782
Petitions presented- 1210
Reports-33, 134, 2011
Resolutions offered-1048, 1810-1811, 2131, 2498
JUDICIARY AND LAW ENFORCEMENT, COMMITTEE ON-
Appointed- 21
Bills introduced- $90,584,670,728,729,741,742,761,766,771,774,776,790$, $816,826,835,836,845$
Amendments filed-448, 506, 655, 1128-1129, 1293-1294
Amendments offered-470, 611, 839, 1473
Reports-131, 199, 448, 505-506, 506, 654, 941, 1126, 1293, 1370, 1371
Subcommittee assignments-124

## JUNKER, WILLIS E.-Representative Woodbury County

Took oath of office- 36
Bills introduced- $13,20,30,37,39,50,71,77,107,110,111,124,162,166,214$, $215,218,240,252,258,282,325,344,404,406,448,461,487,518,519,561$, $633,705,718,856,888$
Amendments filed-173, 174, 197-198, 259, 268, 274, 506-507, 507-508, 618, 619, 619-620, 656, 658, 688, 727, 731, 781, 857-858, 983-990, 1119, 1374-1375, 1412, 1462-1464, 1465-1466, 1466-1467, 1556, 1586, 1640-1641, 1649, 1692, 1895, 2146, 2420-2427, 2434, 2544
Amendments offered-197, 259, 268, 667, 685, 687, 727, 1404
Amendments withdrawn-259, 685, 689
Committee appointments-21, 22
Petitions presented-702, 2283
Remarks (In opposition to Contest Committee Majority Report)-1799-1800
Resolutions offered-294-295, 1191, 1810-1811, 2498, 2506-2507
Subcommittee assignments-107, 601
KOOGLER, FRED L., SR.—Representative Keokuk-Lucas-Mahaska-Marion-Monroe-Poweshiek Counties
Bills introduced-J.R. 8; 69, 119, 121, 154, 215, 217, 222, 223, 237, 243, 244, $277,330,342,349,419,888,893$
Amendments filed-136, 457, 468, 498, 512, 535, 619-620, 622, 623, 657, 854-855, 884-885, 979, 1119, 1437, 1461, 1461-1462, 1468, 1541-1543, 1598, 1609-1610, 1611, 1663, 1749-1751, 1845, 1911, 1976, 2002, 2089-2090, 2116-2117, 2121, 2168, 2178, 2248, 2376-2377, 2420-2427, 2577
Amendments offered-498, 545, 677, 684, 1020, 1032, 1033, 1994, 2101, 2168, 2248, 2593
Amendments withdrawn-553, 677, 1074, 1475, 1476, 1708
Committee appointments-20, 22, 1052
Petitions presented-1115
Reports-1212-1213, 1345-1346, 1920-1921

Request his name be withdrawn as a sponsor of amendment H-4009 to House File 794-2096
Resolutions offered-599, 1125, 1615, 1809, 1810-1811, 1915, 2498
KRAUSE, ROBERT A.-Representative Hancock-Humboldt-Kossuth-Palo AltoPocahontas Counties
Bills introduced-J.R. 1, 11; 2, 5, 28, 31, 46, 48, 50, 55, 69, 71, 83; 118, 119, $159,181,200,214,215,217,222,236,248,252,263,282,315,327,404,408$, $412,413,448,457,487,495,526,564,587,594,615,624,646,696,705,851$, 893
Amendments filed-136, 142-143, 150, 173, 189-190, 198, 217, 268, 274, 277, 278-$279,320,433,457,463,498,659,782,797,800,801,813,884,964,977-978$, 1068, 1128, 1145-1146, 1382, 1397-1398, 1419-1420, 1610, 1640-1641, 1660, 1802, 1824, 1845, 1860-1861, 1999-2000, 2030, 2036-2037, 2037, 2062-2063, 2090-2091, 2091-2093, 2113, 2308, 2330, 2337, 2365, 2366, 2374-2375, 2420, 2427, 2428, 2510, 2532, 2576, 2700
Amendments offered-456, 457, 496, 737, 813, 963, 964, 1382, 1756, 1988, 2030 , 2069, 2073, 2308, 2337, 2354, 2532, 2667
Amendments withdrawn-298, 2030
Appointed to the Interstate Cooperation Commission- 1537
Committee appointments-20, 21, 22, 39, 140, 2781
Petitions presented--593, 1652
Reports-163, 1348
Resigned from the National Guard Legislative Committee-2
Resolutions offered-480, 504, 697, 1125, 1191, 1615, 1739, 1810-1811, 2498, 2752, 2753
Subcommittee assignments-30, 775
Presented to the House the Honorable Gerard Collins and his wife Hillary from County Limerick, Ireland. Mr. Collins is a Speaker of Agriculture, and chairman of Economy Committee-630

KREAMER, ROBERT M.-Representative Polk County, Assistant Minority Floor Leader
Bills introduced-30, 113, 117, 120, 121, 128, 136, 137, 162, 172, 180, 252, 325, $354,416,478,495,513,526,563,681,712,888$
Amendments fled-256, 269, 275, 475, 509-510, 510, 511, 601-602, 1294, 1324, 1353-1357, 1374, 1396, 1420-1428, 1436, 1458-1459, 1460-1461, 1533, 15401541, 1648, 1649, 1661, 1661-1662, 1662, 1670, 1745, 1767-1768, 1772-1773, 1801-1802, 1802, 1824, 1840, 2600
Amendments offered-1496, 1533, 1657, 1667, 1675, 1676, 1817, 1873
Amendments withdrawn--1742
Appointed to the Interstate Cooperation Commission- 1537
Call of the House-2736-2737
Committee appointments-20,21, 22, 2781
Petitions presented-400-401
Resolutions offered-194, 530, 706, 1810-1811, 2131, 2255, 2613
Subcommittee assignments- 30
LABOR AND INDUSTRIAL RELATIONS, COMMITTEE ON-
Appointed-22
Bills introduced-204, 205, 351, 721, 810, 863
Amendments filed-590, 780-781
Amendments offered-1192
Reports-590, 780
LAGESCHULTE, RAY-Representative Black Hawk-Bremer-Butler-Floyd Counties
Bills introduced-78, 162, 252, 325, 526, 595, 888
Amendments filed-462-463, 857-858, 1266, 1374-1375, 1648, 1823, 2089-2090, 2113, 2114, 2146, 2430-2431, 2439
Amendments offered-486
Committee appointments-20, 21, 22, 729

Escorted to the Speaker's rostrum and presented to the House the Honorable Charles Grassley, Congressman from Iowa's Sixth District, and former member of the House-1913
Reports-2311
Resolutions offered-294-295, 729, 1485, 1810-1811
Presented to the House Joe Needham, former Page of the House from Greene, Iowa- 1470

LAW ENFORCEMENT ACADEMY COUNCIL-
Appointments-2758, 2781
LEGISLATIVE COUNCIL COMMITTEE-
Appointments to-2758, 2778-2780
Committees of-
Legislative Administration- 2780
Legislative Fiscal-2779
Legislative Service-2779
Resolution relating to, HCR 65-2497-2498, 2727

## LEGISLATIVE EMPLOYEES-

(See Officers and Employees)

## LEGISLATIVE EXPENDITURES-

Resolutions relating to:
House Concurrent Resolution 5-97-103, 106-107
House Concurrent Resolution 68-2500-2501, 2727
House Resolution 6-194
Senate Concurrent Resolution 1-17-18, 107
Senate Concurrent Resolution 4-37-38
Senate Concurrent Resolution 5-38-39
Senate Concurrent Resolution 63-2698, 2745-2748

## LEGISLATIVE FISCAL COMMITTEE-

Appointments to- 2758

## LINCOLN'S BIRTHDAY-

Observance of - 282
Remarks by the Honorable William B. Griffee-283-285
Resolution relating to, HCR 9-184
LINDEEN, ARNOLD R.-Representative Des Moines-Henry-Louisa Counties
Bills introduced-121, 162, 215, 252, 300, 325
Amendments filed-1374, 2089-2090, 2104
Committee appointments-20, 21, 1138
Reports-1345, 2311
Resolutions offered-1485, 1810-1811
Subcommittee assignments-601
LIPSKY, JOAN-Representative Linn County
Bills introduced-J.R. 10; 24, 36, 38, 40, 46, 50, 62, 92, 164, 165, 187, 201, 218, $233,314,325,346,356,408,412,420,430,435,436,440,448,456,458,474$, 481, 489, 499, 528, 577, 583, 591, 610, 627, 649, 651, 655, 657, 713, 875
Amendments fled-320-321, 321-323, 364-365, 366, 448, 512-514, 516, 536-537, $627-628,828,856-857,858-859,863-864,1009,1043-1044,1294,1305,1374$, 1420-1428, 1586, 1609, 1640-1641, 1724, 1737, 1803, 1848-1859, 1859-1860, 1861-1862, 1893, 1960, 1999, 2244, 2408, 2415, 2433, 2434-2435, 2488, 2544
Amendments offered-360, 382, 486, 522, 632, 828, 919, 1023, 1049, 1305, 1628, 1737, 1886, 1960, 2471, 2488
Amendments withdrawn-384, 391, 486, 487
Committee appointments-20, 21, 2758, 2781
Petitions presented-518
Request her name be added as a sponsor to House File 24-107
Resigned from the Employment Security Advisory Council- 2
Resigned from the Iowa Commission to Study Nursing-3

Resolutions offered-480,531, 598, 696, 724, 1810-1811
Subcommittee assignments- $\mathbf{3 0}$

## LOBBYISTS-

(See Ethics Committee)
LONERGAN, JOYCE-Representative Boone-Greene Counties
Bills introduced--24, 77, 119, 215, 217, 248, 252, 448, 483, 490, 526, 893
Amendments flled-236-237, 741, 845-846, 861-862, 870, 1351, 1397, 2062, 2074, 2083, 2430-2431
Amendments offered-870, 2074
Committee appointments-21, 2759
Request her name be added as a sponsor to House File 24-107
Resolutions offered-598
Introduced to the House Dr. H. C. Erbe who presented the following visitors from Iowa's sister state, Yucatan: Senora Socorro Coberero de Rodriguez from Campeche, wife of the Governor; Treasurer of State Fernando and Senora Susanna Berro Waring; Director of Economic Development from Quintana Roo. Senor Sabas Barondi; and Senors Jaime Ramos, Eduardo Puerto and Victor Perez Novelo-2184
Presented to the House the Honorable C. Raymond Fisher, former member of the House- 960

MAJORITY FLOOR LEADER, JEROME FITZGERALD-Representative Webster County
(See Fitzgerald, Jerome-Representative Webster County, Majority Floor Leader)

McELROY, LILLIAN-Representative Fremont-Mills-Montgomery-Page Counties
Bills introduced-24, 30, 46, 50, 67, 121, 162, 166, 215, 252, 325, 408, 434, 511، 526
Amendments filed-475, 509-510, 510, 511, 512-514, 571-572, 642, 648, 861-862, 1374, 1437, 1460-1461, 1517, 1767-1768, 2089-2090, 2104, 2146
Committee appointments-11, 21, 22, 111, 1019, 2078, 2781
Request to vote- 1690
Request her name be added as a sponsor of House File 24-107
Resolutions offered-598, 1485, 1810-1811, 2131
Escorted to the Speaker's Station and presented to the House Miss Cheryl Haselwood, Miss Iowa Teenager of 1975. Cheryl will represent Iowa at the national contest in Kansas City- 2151
Presented to the House the Honorable William J. Scherle, United States Representative from Iowa during the Ninetieth through Ninety-third Congresses from Iowa and former member of the House- 400
Presented to the House Miss Philippa Seidal from Capetown, South Africa, an American Foreign Service student- 1557
Presented to the House Oliveira Receife, an exchange student from Brazil -2118

## MEDICAL ASSISTANCE ADVISORY COUNCIL-

Appointments to- $2758,2.782$

## MEMORIALS-

Committees appointed-140, 146, 154, 254, 670, 707, 729, 1484, 1783
Resolutions relating to-139, 140, 146, 154, 254, 670, 707, $729,1483,1783$
Memorial Services Committee appointed- 868
Joint Memorial Session-1357
In Memoriam List-1359-1360, 2783
Memorials-1358, 2784-2792
Resolutions relating to, House Concurrent Resolution 24-663, 824,
MENKE, LESTER D.-Representative Buena Vista-Cherokee-Clay-O'BrienPlymouth Counties
Oath of office-36

Bills introduced-94, 121, 129, 141, 148, 162, 178, 185, 199, 217, 245, 252, 288, $325,461,482,526,535,624$
Amendments filed-173, 274, 276, 450, 857, 857-858, 859, 861-862, 863, 1266, 1296-1297, 1374, 1397, 1771, 1824, 2165, 2430-2431
Amendments offered-311
Committee appointments- $20,21,22,146,670$
Official delegate to attend the funeral services of Roger Den Herder -2441-2442
Petitions presented-702, 2380
Reappointed to the Supreme Court Advisory Council- 340
Request his name be withdrawn as a sponsor of House File 215-540-541
Request his name be withdrawn as a sponsor of House File 248-670
Resigned from the Supreme Court Advisory Council- 3
Resolutions offered-1485, 1810-1811, 2131, 2613
Subcommittee assignments-30,130, 147
Presented to the House the Honorable Norman P. Dunlap, former member of the House- 375

MENNENGA, JAY-Representative Clinton County
Bills introduced-J.R. 8,$18 ; 48,69,92,174,209,213,215,217,222,227,236$, $242,243,245,252,269,297,308,309,330,338,342,359,380,401,407,412$, $413,419,448,491,513,525,526,734,854,859,860,876,888,893$
Amendments filed-268, 364-365, 397-398, 398, 619-620, 855-856, 876, 878, 929, 1598-1601, 2037-2038, 2089-2090, 2308, 2345, 2363, 2446, 2754-2755
Amendments offered- $876,878,2046,2047,2345,2446$
Amendments withdrawn-876
Committee appointments-21, 22, 184, 1001, 2293
Reports-1568, 2304
Resolution offered-13, 530, $962,996,1810-1811,2498,2732$
Subcommittee assignments-107, 108, 130
Presented to the House Miss Norma Natusch from Trinidad, Bolivia, an A.F.S. student-2282

## MESSAGES-

(Also see Communications, Joint Conventions and Addressed the House)
From Senate-17, 36, 89, 105, 108, 134, 139, 167, 172, 177, 189, 194, 206, 208, $240,281,295,326,348,369,440,453,479,494-495,520,540,575,607-608$, $675,705-706,748-749,807,827-828,912,1001-1002,1021,1037,1051$, 1072-$1073,1094,1116,1134,1152-1153,1190,1226,1248-1249,1302,1312,1332$, 1402,1441 -1442, $1477,1520,1559,1613,1653,1727,1754,1776,1811-1812$, 1868, 1916, 1940, 1947, 1968-1969, 1986, 2010, 2032, 2040-2041, 2095, 2120, $2152,2171,2185-2186,2234,2243,2272-2273,2285,2312,2323-2324,2334$, 2358-2360, 2381, 2403, 2450-2451, 2457-2458, 2496, 2513-2514, 2549, 2550, 2559-2560, 2572-2573, 2580, 2644-2645, 2669, 2673, 2688-2689, 2693-2694, 2696-2697, 2711, 2730-2731, 2751

MIDDLESWART, JAMES I.-Representative Lucas-Marion-Warren Counties
Bills introduced-J.R. $10 ; 54,58,65,69,119,152,154,215,217,222,248,252$, $354,380,419,447,448,488,506,526,541,570,594,615,893$
Amendments filed-397-398, 476, 623, 651, 820, 943-944, 1353, 1469, 1648, 17711772, 1976, 2114-2115, 2315-2316, 2342, 2430-2431, 2700
Amendments offered-247, $330,427,1077,1164,1386,1392,1511,1704$
Committee appointments-20, 21, 22, 79, 89, 154, 869, 1138, 2758, 2779
Official delegate to attend the funeral services of Roger Den Herder-2441-2442
Petitions presented- $\mathbf{1 3 2 7}$
Presided at sessions of the House--1993
Remarks by-7
Reports-79, 136, 215, 270-271, 271-272, 302, 373, 757, 758, 844, 1039, 1317, 1318,1345
Resolutions offered-910, 2011
Rulings made by-1994
Subcommittee assignments- 30

Presented to the House the name of the Honorable Dale M. Cochran as candidate for Speaker of the House- 7
Presented to the House the Honorable Harold C. McCormick, former member of the House- 65
Presented to the House the Honorable George N. Pierson, former member of the House-674

MIDDLETON, M. PETER—Representative Black Hawk County
Oath of office- 66
Bills introduced-J.R. 4; 51, 77, 119, 121, 162, 215, 217, 218, 237, 238, 243, 248, $249,250,279,281,290,293,328,332,356,360,367,408,412,418,430,434$, $435,436,439,440,448,456,458,466,474,475,489,491,499,526,537,577$, $583,591,595,596,651,655,657,718,858$
Amendments filed-236-237, 432-433, 944-958, 978, 979, 1002, 1044, 1061, 1062, $1397,1414,1468-1469,1517,1724,1767-1768,1802,1895,2705$
Amendments offered-241, 998, 1000, 1002, 1054, 1061, 1838
Committee appointments-21, 22
Resolutions offered-249, 254, 294-295, 480, 531, 696, 911
Subcommittee assignments-107
MILEAGE, COMMITTEE ON-
Appointments to- 14
Reports-31-33, 75, 154
Supplemental report of committee-134, 2011
MILLEN, FLOYD H.-Representative Henry-Jefferson-Keokuk-Lee-Van Buren-Wapello-Washington Counties, Minority Floor Leader
Bills introduced-J.R. $10 ; 30,40,46,121,162,217,252,325,332,354,635,637$, $705,732,834$
Amendments filed-174, 201-202, 256, 275, 343-344, 509-510, 510, 511, 518, 619-$620,642,656,656-657,736-737,861-862,942,958,1130,1146,1251,1374$, 1397, 1460-1461, 1648, 1660-1661, 1662, 1767-1768, 1824, 2404, 2430-2431, 2711, 2749
Amendments offered- $684,689,736,1161$
Amendments withdrawn-296, 1161
Call of the House-2736-2737
Committee appointments-21, 22, 600, 2078, 2759, 2779
Petitions presented-747, 2283, 2321, 2380
Remarks (In opposition to Contest Committee Majority Report)-1796-1797
Remarks by- 8
Reports-2272
Request his name be withdrawn as a sponsor of House File 215-540-541
Resigned from the Advisory Commission of the Employment Security Commission- 3
Resigned from the Departmental Rules Review Committee- 1537
Resolutions offered-15, 94, 194, 598, 1810-1811, 2131, 2235, 2323, 2612, 2613
Seconded the nomination of the Honorable Dale M. Cochran for Speaker of the House- 8
Special request (Election Contest Committee Reports) - $\mathbf{1 7 6 3}$
Expressed personal sympathy of the House to the Honorable and Mrs. Elmer Den Herder in the loss of their son, Roger- 2320
Presented to the House Mr. and Mrs. Bob Pedrick, Beulah Pedrick and Jim Pedrick, parents, grandmother and brother of Miss Pedrick, Governor of the American Legion's Auxiliary Hawkeye Girls State- 1470

MILLER, ALVIN V.-Representative Cerro Gordo County
Bills introduced-48, 69, 78, 83, 121, 159, 215, 217, 236, 258, 300, 309, 406, 410, 448, 551, 893
Amendments filed-397-398, 619-620, 1113, 1319, 1413, 1539-1540, 1845, 1911, 1976, 2063-2064, 2089-2090, 2178, 2420-2428, 2430-2431, 2544, 2700
Amendments offered-1413, 1415, 1917, 1954
Committee appointments-20, 21, 22, 2067
Petitions presented-434, 961

Reports-2412
Resolutions offered-14, 1485, 1810-1811, 1915, 2498, 2501-2502
MILLER, KENNETH D.-Representative Black Hawk-Buchanan Counties
Bills introduced-30, 48, 69, 78, 121, 150, 166, 210, 215, 217, 240, 248, 252, 258, $300,309,312,345,360,380,391,404,406,408,413,438,448,513,527,569$, $633,643,646,660,701,702,703,718,786,858,893$
Amendments fled-397, 509-510, 511, 642, 731, 884, 1027, 1231-1232, 1236-1237, $1295-1296,1333,1352,1397$, 1419,1437 , 1517, 1556, 1655, 1692-1693, 1693, 1738, 1751, 1823, 1824, 1826, 1826-1827, 1827, 1863, 1863-1864, 1961, 1976, 2089-2090, 2093, 2112-2113, 2134-2144, 2182, 2219, 2229-2231, 2274, 23142315, 2428-2430, 2430-2431, 2436-2437, 2448, 2469, 2470, 2478, 2576, 2700
Amendments offered-1027, 1122, 1288, 1738, 1833, 1929, 1930, 1961, 2128, 2206, 2448, 2469, 2589
Amendments withdrawn-1341, 2470
Committee appointments-20, 21, 2304
Resolutions offered-724, 1191, 1485, 1534, 1810-1811, 2131, 2498, 2570
Seconded the nomination of the Honorable Norman G. Jesse as Speaker pro tempore- 13
Subcommittee assignments-30, 108
MILLER, OPAL-Representative Calhoun-Carroll-Greene-Pocahontas-Sac Counties
Bills introduced-48, 69, 121, 141, 215, 217, 258, 325, 332, 407, 865, 893
Amendments flled-1163, 1911, 2169, 2348, 2430-2431
Amendments offered-1162, 2169, 2348
Committee appointments-20, 21, 140, 670
Petitions presented-418, 783
Reports-2311
Request her name be withdrawn as a sponsor of House File 248-670
Request to vote- 1690
Resolutions offered-140, 996, 1157, 1485, 1829, 2505
Subcommittee assignments- 130,601
Presented to the House Jane Ribeiro, an exchange student from Brazil1938
Presented to the House the Lake View Hawkettes, Iowa No. 1 girls basketball team-2441

MINORITY FLOOR LEADER, Floyd H. Millen-Representative Henry-Jeffer-son-Keokuk-Lee-Van Buren-Wapello-Washington Counties
(See Millen, Floyd H.-Representative Henry-Jefferson-Keokuk-Lee-Van Buren-Wapello-Washington Counties, Minority Floor Leader)

MONROE, W. R. "BILL", JR.-Representative Des Moines County
Bills introduced-J.R. 2; 1, 6, 40, 51, 69, 80, S3, 97, 119, 135, 189, 200, 214, $215,217,222,227,243,248,253,269,271,282,298,308,312,316,339,347$, $348,354,380,408,412,428,448,541,550,556,598,599,600,615,627,640$, 653, 757, 758, 893
Amendments filed-216, 236, 274, 342, 432, 432-433, 497, 508, 582, 659, 716, 717, 719-720, 730, 737, 741, 745, 752, 760-761, 798-799, 799, 800, 813, 883884, 941-942, $942,958,1041,1068,1127,1260,1269,1287$, 1288, 1641-1643, 1643-1645, 1646-1648, 1663, 1751-1752, 1769-1770, 1803-1808, 1841, 1879, 1881, 1958, 1960, 1963, 1965, 1999, 2000, 2000-2001, 2061-2062, 2062, 2083, 2089-2090, 2134, 2134-2143, 2145, 2180-2181, 2183, 2219, 2315-2316, 23162318, 2352, 2378, 2378-2379, 2491, 2510-2511, 2633, 2655, 2705
Amendments offered-497, 582, 729, 730, 736, 741, 967, 968, 969, 970, 1119, 1241, 1252, 1260, 1269, 1287, 1877, 1923, 1956, 1958, 1960, 2083, 2155, 2219, 2244, 2291, 2637, 2655, 2705
Amendments withdrawn-498, 730, 813, 1108, 1121, 1879, 1880, 2024, 2083, 2155,2219
Committee appointments-20, 21, 22, 39, 1180, 2669, 2758, 2780
Reports-142, 199-200, 364, 373, 393, 447, 744, 845, 976-977, 1039, 1066, 1369, 1419, 2695-2696

Resolutions offered-2498, 2501-2502
Subcommittee assignments-30, 1345
Presented to the House David Baker of Burlington, Iowa's 1975 Easter Seal Poster Child-204

MO'RIONS TO RECONSIDER VOTE-
Filed:
House Joint Resolution 6-1142
House File 98-230
House File 175-1229
House File 177-416
House File 177-446
House File 215, H-3292-653
House File 215, H-3307-671
House File 215-695
House File 217, H-3834-1741
House File 217-1742
House File 243-975
House File 251-416
House File 286-471
House File 292-461
House File 313-844
House File 324-532
House File 332-743
House File 335-487
House File 350 $2-844$
House File 395-743
House File 421, H-3303-743
House File 421, H-3303-755
House File 421, H-3602-1795
House File 424-712
House File 431-712
House File 451-844
House File 484, H-3927-1996
House File 484, H-3964-2036
House File 502-1180
House File 504-1125
House File 505, H-3506-1038
House File 505-1083
House File 576-1199
House File 625-1458
House File 700, H-3614-1292
House File 700, H-3612B-1312
House File 726-1229
House File 754, H-3843-1763
House File 764, H-4079-2225
House File 777-1395
House File 803, H-3855B- 1889
House File 817-1738
House File 837, H-4006-2088
House File 843-1701
House File 848-- 1657
House File $880-2311$
House File 881-1732
House File 914-2597
House Code of Ethics, H-3100A-372
Senate Joint Resolution 13-2263
Senate File 14-372
Senate File 18-1536
Senate File 154-2073
Senate File 217, H-3874-1844
Senate File 285-2058

Senate File 309-1704
Senate File 338-1763
Senate File 371--1395
Senate File 501-2699
Senate File 511-2343
Senate File 565-2329
Prevailed:
House File 177--442
House File 215, H-3307-691
House File 243-1099
House File 251-422-423
House File 335-1135
House File 352-1141
House File 395-786
House File 421, H-3303-815
House File 431-2154
House File 451-869-870
House File 502-2029
House File 700, H-3614-1310
House File 777-1787
House File 803, H-3855B-1901
House File 914—2597-2598
Senate Joint Resolution 13-2414
Senate File 14-380
Senate File 309-1869
Senate File 501-2699-2700
Senate File 511-2413
Senate File 565-2399
Withdrawn:
House File 177-452
House File 215-707
House File 286-487
House File 292-496
House File 313-937
House File 324-670
House File 332-816-817
House File 424-1136
House File 764, H-4079-2254
House File 843-2358
House File 880-2401
House File 881-1869
Senate File 154-2398
Senate File 285-2301
Senate File 371-1513
Senate File 427, H-3824-2649
Lost:
House File 215, H—3292-669
House File 217-1786-1787
House File 421, H-3602-2055
House File 505, H-3506-1082
House File 505-1117
House File 625-1512
House File 848-1786
House Code of Ethics, H-3100A-406
Senate File 338-1790
Senate File 338-1792
Senate File 571, H-4246A-2448
Senate File 571-2449
MOTIONS TO RECONSIDER VOTE-
Ruled out of order:
House File 421, H-3303-751

Motions to reconsider-(from the floor):
House Joint Resolution 6, H-3363-1139
House File 16, H-3015--171
House File 66-2358
House File 90, H-3731B-1761
House File 217, H-3728-1738
House File 243, H-3390, H-3441-1099
House File 313, H-3271-834
House File 351, H-3235- 558
House File 351, H-3198-559
House File 351-564
House File 368, H-3246-585
House File 368-586
House File 421, H-3328-814
House File 421-816
House File 424, H-3332-11.37
House File 425, H-3341A-791
House File 431-2223
House File 479, H-3422-1122
House File 484, H-3531-1124
House File 502-2032
House File 505, H-3471A-1003
House File 505, H-3478C-1079
House File 584-1497
House File 558, H—3439—935
House File 558-936
House File 558, H-3779B-1679
House File 558-1689
House File 614, H-3525-1064
House File 700, H-3616A-1273
House File 764-1629
House File 764-2726
House File 802, H--3718-2103
House File 802-2108
House File 811-1514
House File 823-1844
House File 863-1836
House File 864-1678
House File 897-2167
House File 898, H-4072-2201
House File 901-2209
House File 912-2402
House File 914, H-4293-2598
House File 916-2606
Temporary rules, $\mathrm{H}-3058 \mathrm{H}-268$
Temporary rules, H-3058G-315
Election Contest Committee Report-1794
Senate Joint Resolution 13, H-4244-2417
Senate File 14, H-3132-380
Senate File 44-1922
Senate File 266--1991
Senate File 282-829
Senate File 296, H-4004D-2083
Senate File 427, H-3824-2058
Senate File 485--2125
Senate File 496, H-4331-2610
Senate File 496-2611
Senate File 489-2341
Senate File 491, H-4067-2349
Senate File 501-2699
Senate File 501, H-4344-2700
Senate File 501, H-4358-2706

Senate File 507-1933
Senate File 536-2392
Senate File 571, H-4246A-2447
Senate File 571-2449
Prevailed:
House Joint Resolution 6, H—3363—1140
House File 16, H-3015-171
House File 90, H-3731B-1761
House File 217, H-3728-1738
House File 243, H-3390, H-3441-1099
House File 313, H-3271-834
House File 421, H-3328-814
House File 479, H-3422-1122
House File 505, H-3471A-1003
House File 505, H-3478C-1079
House File 558, H-3779B-1679
House File 614, H-3525-1064
House File $700, \mathrm{H}-3616 \mathrm{~A}-1273$
House File 754, H-3843-1991
House File 802, H-3718-2103
House File 898, H-4072-2202
House File 914, H-4293-2599
Temporary rules, $\mathrm{H}-3058 \mathrm{H}-268$
Senate File 14, H-3132-380
Senate File 282, H-3378-830
Senate File 489-2341
Senate File 496, H-4302-2610
Senate File 501, H-4344-2700
Senate File 501, H-4358-2708
Lost:
House File 66-2358
House File 351-564
House File 368, H-3246-586
House File 368-586
House File 421-816
House File 424, H-3332B-1138
House File 425, H-3341A-7.91
House File 431-2223
House File 484, H-3531-1124
House File 502-2032
House File 558, H-3439—935
House File 558-936
House File 558-1689-1690
House File 584-1498
House File 764-1629-1630
House File 764-2726
House File 802-2108
House File 811-1535
House File 823-1844
House File 863-1836
House File 864-1678
House File 897-2167-2168
House File 901-2209
House File 912-2402-2403
House File 916-2606
Temporary rules, $\mathrm{H}-3058 \mathrm{G}-316$
Election Contest Committee Report-1795
Senate Joint Resolution 13, H-4244-2417
Senate File 44-1922
Senate File 266-1991
Senate File 296, H-4004D-2084
Senate File 485-2125

Senate File 489—2342
Senate File 491, H-4067-2349
Senate File 496, H-4332-2609
Senate File 496-2611
Senate File 507-1933
Senate File 536-2392
Motions to Reconsider Deferred-
House File 811-1514
Withdrawn:
House File 811-1533
Motion to suspend to consider House File 66, H-4212-2356
Motion to suspend to consider House File 66, H-421.2 prevailed-2357
NATURAL RESOURCES, COMMITTEE ON-
Appointed-22
Bills introduced-262, 393, 497, 505, 693, 698, 773, 775, 777, 778, 818
Amendments fled-216, 270-271, 271-272, 373, 757, 1317
Amendments offered-247, 328, 330, 427, 1164, 1392
Reports-136, 215, 270-271, 271, 302, 373, 757, 758, 844-845, 1039, 1317, 1318
NEALSON, OTTO H.-Representative Johnson-Louisa-Muscatine Counties
Bills introduced-J.R. 19; 30, 40, 46, 69, 78, 103, 121, 144, 145, 162, 245, 252, $325,408,526,550,605,682,856,888,893$
Amendments filed-761, 857-858, 858-859, 1324, 1374, 1437, 1824, 2089-2090, 2169
Amendments offered-2169
Change of vote- 2677
Committee appointments-21, 22
Request his name be withdrawn as a sponsor of House File 248-600
Resolutions offered-1485, 1810-1811, 2131, 2613
Subcommittee assignments- 108
NEWHARD, SCOTT D.-Representative Cedar-Clinton-Jackson-Jones Counties
Bills introduced-J.R. 3, 4; 48, 50, 69, 119, 121, 187, 213, 214, 215, 217, 222, $248,252,258,282,309,325,356,367,369,380,408,418,419,430,435,436$, $439,440,448,458,474,475,487,489,499,526,554,562,577,586,621,638$, $644,645,648,649,650,651,655,674,696,699,893$
Amendments filed-174, 533, 1609, 1767-1768, 1825-1826, 1894-1895, 2062, 20892090, 2146, 2364, 2420-2427, 2477, 2633
Amendments offered-470, 611, 1777, 1832, 2390
Amendments withdrawn-733, 2477
Committee appointments-21
Petitions presented-746
Presided at sessions of the House-1142
Reports-90
Resigned from the Iowa National Guard Legislative Committee-3
Resolutions offered-480,531, 696, 1726, 2570
Subcommittee assignments- 90

## NIELSEN, CARL V.--Representative Polk County

Bills introduced-48, 132, 139, 140, 236, 331, 404, 408, 412, 606, 638
Amendments flled-136, 274, 276-277, 359, 884, 1119, 1397, 1459-1460, 1460, 1503, 1640-1641, 1655, 1661, 1662-1663, 1724, 1767-1768, 1820, 1824, 1875, 1963-1964, 2002-2003, 2089-2090, 2116, 2275, 2291, 2294, 2307, 2337, 2352, 2494, 2510-2511, 2608, 2754-2755, 2757
Amendments offered-155, 297, 359, 576, 1119, 1494, 1655, 1677, 1875, 2288, 2291, 2294, 2307, 2337, 2494, 2608
Amendments withdrawn-2289, 2291
Announcements- 1699
Committee appointments-11, 20, 21, 22, 600
Presided at sessions of the House-1685, 1697, 2729, 2739
Reports-15, 2272

Resolutions offered-1810-1811, 2131, 2499
Rulings made- 1700
Subcommittee assignments- 30,147

## NOMINATIONS-

For Acting Chief Clerk-2
For Permanent Chief Clerk-11
For Temporary Speaker-2
For Speaker of the House-7, 8-9
For Speaker Pro Tempore-12, 13
NORLAND, LOWELL E.-Representative Cerro Gordo-Worth Counties
Bills introduced-46, 48, 214, 215, 217, 246, 248, 252, 258, 309, 327, 448, 526, 605, 732, 893
Amendments filed-274, 432-433, 533, 571, 619-620, 752, 904-905, 915, 929, 1068, 1089-1090, 1319, 1539-1540, 1590, 1591, 1687, 1843, 2002-2003, 2178, $2308,2680,2700,2742,2744$
Amendments offered-349, 666, 1118, 1575, 1591, 1685, 1843, 2442, 2680, 2742, 2744
Announced subcommittee assignments of Ways and Means Committee-107
Committee appointments-17, 21, 22, 1484, 2304
Petitions presented-722, 992, 1652
Reports-318-319, 489, 977, 1007, 1112, 1126-1127, 1823, 2418, 2419
Resolutions offered-1810-1811, 2501-2502, 2732
Subcommittee assignments-108, 130
Presented to the House the Honorable Harold Mueller, former member of the House- 1239

OAKLEY, BRICE C.-Representative Clinton-Scott Counties
Bills introduced-18, 22, 26, 46, 49, 52, 65, 69, 92, 174, 178, 181, 217, 245, $252,271,325,352,361,448,449,461,526,537,668,705,706,755,834,860$, 877
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(See Joint Convention, Lieutenant Governor Arthur A. Neu)
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## PRINTING DIVISION OF GENERAL SERVICES-

Superintendent of Printing
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(See Governor Ray, Robert D.)
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Bills introduced-38, $40,46,69,71,77,79,83,162,178,236,238,248,325$, $408,428,448,469,481,495,499,537,564,588,610,677$
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SCHEELHAASE, LYLE-Representative Monona-Woodbury Counties
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SCHROEDER, LAVERNE W.-Representative Mills-Pottawattamie Counties
Bills introduced-69, 78, 92, 150, 161, 162, 189, 210, 215, 217, 236, 245, 248, $252,312,315,325,354,369,380,404,482,511,526,564,624,638,727,856$
Amendments filed-156, 174, 190, 202, 212, 250, 274, 275, 276, 278, 336, 342, $359,365,380-381,394,396,397,429,431,450,470,490,498,509,511-512$, 536, 547, 602, 619, 624, 651, 655, 667, 672, 717, 717-719, 731, 751, 752, 799, 819, 819-820, 861-862, 884, 904-905, 915, 977, 982, 1068, 1119, 1130, 1207, 1233, 1274, 1288, 1321-1323, 1383, 1371-1372, 1374, 1394, 1397, 1640-1641, 1648, 1767-1768, 1823, 1839, 1846, 1906, 1958, 1985, 1993, 2037, 2062-2063, 2077, 2081, 2082, 2116, 2176-2177, 2277, 2277-2279, 2305, 2307, 2330, 2349, 2352, 2356, 2363, 2378, 2378-2379, 2510-2511, 2556, 2602, 2609, 2658, 2665, 2711, 2716, 2746, 2754-2755
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SMALL, ARTHUR A., JR.-Representative Johnson County
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Nominated for Speaker-7
Election of Dale M. Cochran as Speaker of the House-7
Took oath of office- 9
Presided at sessions of the House-11, 15, 19, 35, 36, 47, 65, 74, 76, 84, 85, $86,92,95,104,109,126,132,138,144,147,152,165,176,184,218,238$, $252,254,280,281,285,291,295,303,324,345,354,359,367,412,418,422$, $434,440,451,453,477,491,495,517,521,538,541,561,562,573,592,603$, $612,630,636,661,665,674,683,701,722,728,746,751,775,783,791,802$, $808,814,821,827,866,873,908,931,960,973,974,991,1001,1004,1015$, 1021, 1045, 1051, 1057, 1065, 1069, 1091, 1106, 1111, 1114, 1117, 1132, 1138, $1149,1150,1158,1189,1209,1239,1244,1276,1288,1299,1304,1308,1309$, $1326,1332,1376,1399,1402,1412,1439,1443,1456,1470,1477,1493,1504$, $1518,1534,1535,1557,1566,1568,1591,1612$, 1625, 1651, 1655, 1664, 1672, $1686,1695,1703,1707,1725,1739,1790,1791,1793,1809,1814,1828,1897$, 1901, 1905, 1913, 1938, 1947, 1957, 1967, 1986, 1995, 2010, 2024, 2039, 2056, 2065, 2077, 2079, 2095, 2096, 2098, 2118, 2121, 2126, 2151, 2155, 2157, 2158, 2184, 2193, 2195, '2233, 2243, 2282, 2294, 2320, 2333, 2334, 2340, 2356, 2380, 2391, 2392, 2441, 2452, 2485, 2513, 2541, 2550, 2557, 2579, 2590, 2600, 2611, $2635,2650,2673,2678,2690,2693,2723,2725,2733,2745,2751$
Bills signed by-316, 447, 488, 654, 937, 1112, 1199, 1316, 1346, 1417, 1515, 1658, 1766, 1800, 2059, 2109, 2172, 2418, 2751, 2753

Announced the appointment of the sifting committee-2078
Announcements-20, 67, 76, 85, 86, 89, 184, 231, 313, 360, 421, 422, 426. 441, $495,540,548,549,551,576,600,663,665,686,695,743,751,807,808,824$, $825,868,908,913,1001,1019,1052,1083,1135,1179,1292,1898,1910$, 1913, 2067, 2072, 2236, 2272, 2285, 2293, 2304, 2311, 2382, 2441, 2556, 2560. 2643, 2669, 2708
Announcements (visitors)-35, 92, 104, 126, 132, 138, 176, 238, 252, 280, 291, $303,345,367,451,477,517,538,592,603,631,662,674,701,746,783,802$, $821,866,960,991,1015,1045,1069,1091,1114,1132,1149,1189,1209,1239$, $1299,1326,1376,1399,1439,1471,1504,1519,1557,1612,1651,1664,1695$, $1725,1774,1809,1828,1897,1938,1967,2010,2039,2065,2320,2380,2635$
Committee appointments-140, 2778, 2780
Committees appointed by-14, 17, 39, 76, 110, 140, 146, 154, 254, 670, 707, 729, 1054, 1537, 2758, 2759
Communications received-33, 72, 73, $91,120,129,135,188,199,249,301,408$, 409, 671, 795, 976, 1498, 2035, 2172
Petitions presented-722, 1558
Report (Special Committee on the Citizens' Aide)-2571-2572
Reports received and on fle:
Agriculture, United States, Department of-1498
Arts Council, Iowa-409
Citizens' Aide, Office of--301
Code Editor, State- 188
College of Medicine of the University of Lowa-91
Compensation, Expenses and Salarles of Elected State Officials, Commission on-795
Employment Security, Commission on-249
Energy Policy Council-91
Executive Office of the President, Office of Management and Budget-408-409
Family Practice Advisory Board, College of Medicine, University of Iowa-135
Highway Commission-33
History and Archives, Department of-72
Merit Employment, Department of - 976
Parole, Board of - 2035
Public Instruction, Department of -120
Regents, Board of-91
Revenue, Department of-73
School Budget Review Committee-671
Social Services, Department of-2172
Status of Women, Commission on--199
Tax Review, Board of-73
Transportation, Department of-129
Uniform State Laws, Commission on-72
Resolutions offered-2323
Resolutions relating to:
House Concurrent Resolution 1-12
House Concurrent Resolution 24-663, 824
House Concurrent Resolution 68-2500-2501, 2727
House Resolution 2-14
Senate Concurrent Resolution 3-37
Rulings made- $170,245,247,248,313,330,370,429,482,496,502,554,578$, 579, $580,583,643,693,737,739,740,742,754,794,817,834,921,999$, $1105,1109,1116,1120,1162,1289,1305,1337,1393,1669,1688,1691,1737$, $1745,1746,1814,1902,1903,1907,1921,1929,1930,1960,1983,1984,2055$, 2058, 2101, 2102, 2103, 2123, 2165, 2166, 2220, 2222, 2240, 2266, 2267, 2331, 2334, 2339, 2341, 2351, 2352, 2353, 2354, 2355, 2444, 2447, 2469, 2485, 2555, 2591, 2603, 2699, 2700, 2702, 2728, 2737, 2741, 2746
The Speaker propounded the question to the House of germaness on the following:

House File 431, H-4333--2643
House File 904, H-4294-2540
House File $906, \mathrm{H}-4148-2307$
Senate File 167, H-4387-2659
Senate File 501, H-4344-2683
Senate File 501, H-4360-2709
Senate File 526, H-4295- 2593
Senate File 555, H-4247-2468
Senate File 555, H-4255-2491
Senate File 555, H-4266-2492

Appointed official delegation to attend the funeral services of Roger Den Herder, son of Representative Elmer Den Herder-2441
Called for the subscribing of the oath of office for James Spradling-1814
Presented to the House the Honorable Stewart Udall of Washington, D. C., former Congressman from Arizona-1149
Presented to the House, Kevin Baker, Speaker of the House of Iowa Boys State, son of Representative and Mrs. Keith Baker, who is currently serving as a Page of the House- 2151
Presented to the House Jackson Reed representing the Pages of the House (first group) and the Senate-2282
Received Ankeny centennial medallions from the Ankeny Centennial Chamber Maids-1796
Received special award, Legislative Improvement Award from the Citizens Conference on State Legislatures, Washington, D. C.- 86
Welcomed the Pioneer Lawmakers on behalf of the House-1055
Closing remarks—2748-2749
Final adjournment, First Regular Session of the Sixty-sixth General Assembly, HCR 69—2612, 2749-2750
Final adjournment-2762
SPEAKER PRO TEMPORE, Norman G. Jesse-Representative Polk County
(See Jesse, Norman G.-Representative Polk County, Speaker Pro Tempore)

SPEAR, CLAY-Representative Des Moines-Lee Counties
Bills introduced-J.R. 2, 3, 4, 9, 12, 15; 14, 21, 23, 27, 29, 51, 227, 598, 600, 757, 758, 893
Amendments filed- $217,364,394-395,431,489,516,582,651,681,773,800$, 801, $855,855-856,856,982-983,1130,1131,1146,1146-1147,1171,1290$, 1294, 1351, 1353, $1396-1397$, 1528, 1589, 1590, 1724, 1963, 1963-1964, 20022003, 2038, 2099, 2145, 2146, 2199, 2363, 2477, 2700
Amendments offered-681, 875, 876, 930, 1138, 1139, 1161, 1162, 1171, 1339, 1590, 2045, 2099, 2199, 2236
Amendments withdrawn-1137, 1161, 1171, 1589, 2098
Committee appointments- 21
Resolutions offered- 2570
Subcommittee assignments- 130
SPECIAL ORDER-
Assignment of seats-14, 19
House File 215-541, 636
House File 351-471, 521
House File 505-795, 973
House File 558-812, 874
House File 614-879, 1005, 1049
House File 700-1142, 1250
House File 914-2749

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SPENCER, DON W.-Representative Clay-Dickinson-Emmet-Palo Alto Counties
Oath of office- 36
Bills introduced-215, 217, 245, 250, 252, 258, 526, 564, 888, 893
Amendments fled-277, 278-279, 1645-1646, 1646, 2430-2481
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Committee appointments-21, 22, 282, 1180, 1783
Petitions presented-702
Resolutions offered-1485, 1783
Presented to the House the Honorable John F. Kibbie, former member of the House-303
Presented to the House the Honorable W. Riley Gillette, former member of the House- 661

SPRADLING, JAMES-Representative Plymouth-Sioux Counties
Oath of office- 1815
Bills introduced-893
Amendments fled-2089-2090, 2436, 2477, 2700
Resolutions offered-2570, 2614
STANDING COMMITTEES-
Appointed-20, 85
Chairmen appointed-20-22
List of appointments to-22-30
Standing Committee change-85
STATE APPEAL BOARD-
(Maurice E. Baringer, Chairman)
Communications from, stating claims fled with-50-63, 712-714, 1763-1765
Claims approved-61-63
Claims disapproved-51-60
Resolution relating to, SCR 60-2560, 2614-2621, 2650

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STATE GOVERNMENT, COMMITTEE ON--
    Appointed-22
    Bills introduced-J.R. 21; 149, 398, 460, 464, 470, 484, 559, 613, 695, 700,
        752, 767, 768, 769, 770, 772, 781, 782, 799, 804, 808, 809, 812, 813, 814,
        827, 828, 833, 847
    Amendments filed-200-201, 393, 447, 744, 977, 1181-1188, 1370, 1419
    Amendments offered-228, 439, 1137, 1241, 1252, }195
    Reports-142, 199-200, 364, 373, 393, 447, 744, 758, 845, 976-977, 1039, 1066,
        1370, 1419
    Resolutions offered-2571
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STATE OF THE STATE MESSAGE-
Resolution relating to, HCR 1-12
Delivered by Governor Robert D. Ray-40-47
STEERING, COMMITTEE ON-
Appointed-1179-1180
Noncontroversial subcommittee appointed-1344-1345
Removed from noncontroversial calendar-1515, 1639, 1961
Reports-1203, 1203-1204, 1346-1347, 1347-1348, 1499, 1596, 1597, 1934, 1935
Rules-1202
STEPHENS, LYLE R.-Representative Plymouth-Sioux Counties
Oath of Office- 36
Bills introduced-30, 69, 78, 96, 121, 162, 245, 252, 300, 325, 404, 461, 550,
888
Amendments fled--397-398, 508-509, 509, 623, 1266, 1297-1298, 1374, 1397, 1648
Committee appointments-20, 21, 22
Petitions presented-87
Resolutions offered-1485
Subcommittee assignments-108
Presented to the House Erika Vargas Aleman, foreign exchange student
from Lima, Peru-662

Bills introduced-4, 30, 83, 121, 158, 162, 178, 215, 217, 239, 248, 252, 325, $340,344,354,357,495,534,602,642,696,705,712,716,727,834,856$
Amendments filed-174, 256, 269, 274-275, 275, 278, 509-510, 571, 572, 583, 619-620, 624, 651, 657, 672, 856-857, 857, 857-858, 859, 859-860, 861-862, 863-864, 864, 867, 878, 904-905, 915, 929, 1180-1181, 1353-1357, 1374, 1414, $1543,1543-1544,1555,1640,1649,1660,1683,1744,1745,1767-1768,1963$, 1976, 2025, 2060, 2071, 2089-2090, 2104, 2266, 2404, 2428-2430, 2430-2431, 2478, 2683, 2684
Amendments offered-310, 312, 577, 583, 596, 685, 877, 878, 920, 921, 925, $926,929,1414,1666,1669,1673,1681,1744,2025,2071,2104,2266,2478$, 2683
Amendments withdrawn-686, 878, 2107
Call of the House-2736-2737
Committee appointments-11, 20, 21, 1138, 1180, 2311, 2758, 2759, 2779
Reports-1345, 2568
Request to vote- 1690
Request House File 611 be removed from sifting committee- 2612
Resolutions offered-1810-1811, 2131, 2235, 2498, 2499, 2613
Subcommittee assignments-30,130
Presented to the House a foreign exchange student, Bengt Nellgard from Dio, Sweden-74
Presented to the House Lisa Laursen, Skpper-Vaenget, Dragor, Denmark1470

STUDY BILLS SUBCOMMITTEE ASSIGNMENTS-
Commerce-161, 700, 1086, 1201
County Government-124, 161-162, 236, 318, 700, 777, 940
Energy-474, 589
Human Resources-123-124, 162, 589-590, 777, 1087'
Judiciary and Law Enforcement-124, 318, 1202
Natural Resources-318, 410-411, 474, 777, 940, 1087
Transportation- 163
Ways and Means-124-125, 163, 236, 318, 474, 700, 777, 1088, 1202, 1369, 1515, 1692, 1934, 2227, 2507

## STUDY COMMITTEES-

(Also see Legislative Council)
Resolutions relating to:
House Concurrent Resolution 15-293-294, 327, 453, 454
House Concurrent Resolution 17-480
House Concurrent Resolution 22-531-532
House Concurrent Resolution 25-696-697
House Concurrent Resolution 27-724
House Concurrent Resolution 35-1048-1049
House Concurrent Resolution 36-1125-1126
House Concurrent Resolution 40-1227 (Same as SCR 36)
House Concurrent Resolution 41-1227-1228
House Concurrent Resolution 42-1228-1229 (Same as SCR 35)
House Concurrent Resolution 44-1484
House Concurrent Resolution 45-1484-1485
House Concurrent Resolution 47-1485-1486
House Concurrent Resolution 48-1615
House Concurrent Resolution 49-1653-1654
House Concurrent Resolution 50-1696-1697
House Concurrent Resolution 51-1810-1811
House Concurrent Resolution 52-1914-1915 (Same as SCR 39)
House Concurrent Resolution 53-2011
House Concurrent Resolution 54-2042-2043
House Concurrent Resolution 55-2131 (Same as SCR 54)
House Concurrent Resolution 56-2131-2132
House Concurrent Resolution 57-2235 (Same as SCR 50)
House Concurrent Resolution 59-2235-2236 (Same as SCR 47)
House Concurrent Resolution 60-2283-2284

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House Concurrent Resolution 61-2284-2285 (Same as SCR 48)
House Concurrent Resolution 62-2321-2322 (Same as SCR 51)
House Concurrent Resolution 63-2322-2323
House Concurrent Resolution 64-2517
House Concurrent Resolution 65-2497-2498, 2727
House Concurrent Resolution 66-2498-2499 (Same as SCR 55)
House Concurrent Resolution 67-2499-2500 (Same as SCR 49)
House Concurrent Resolution 70-2501 (Same as SCR 52)
House Concurrent Resolution 71-2501-2502, 2579 (Same as SCR 65)
House Concurrent Resolution 72-2502
House Concurrent Resolution 74-2504-2505
House Concurrent Resolution 75-2569-2570
House Concurrent Resolution 76-2570
House Concurrent Resolution 77-2571
House Concurrent Resolution 78-2613
House Concurrent Resolution 79-2613
House Concurrent Resolution 80-2614
House Concurrent Resolution 81-2731
House Concurrent Resolution 82-2731-2732
House Concurrent Resolution 83-2732-2733
House Concurrent Resolution 84--2752
House Concurrent Resolution 85-2752-2753
House Concurrent Resolution 86-2753
House Resolution 28-1534
House Resolution 40-1915
House Resolution 46-2505-2506, 2667
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## SUBCOMMITTEE ASSIGNMENTS-

Assignments-30, 107-108, 122-123, 123-125, 130, 159-160, 235, 317, 409-410, 472-474, 587-589, 698-699, 775, 776-777, 913, 937-940, 1084-1086, 1200, 1201, 1369, 1515, 1691, 1934, 2226, 2507
Education subcommittees listed and members- 130
Ways and Means subcommittees listed and members-107-108
Joint subcommittee assignments-601

## SUPREME COURT OF IOWA-

(See Chief Justice of the Supreme Court, C. Edwin Moore)

## SUPERINTENDENT OF PRINTING-

(See Printing Division of General Services)
SVOBODA, LINDA A.-Representative Benton-Iowa-Johnson-Keokuk-Poweshiek Counties
Bills introduced-J.R. 2, 3, 15; 51, 151, 213, 215, 217, 218, 222, 327, 337, $349,415,448,491,507,552,564,591,893$
Amendments fled-507, 941, 978, 1207, 1500-1501, 1501-1502, 1517, 1912, 1976, 2061-2062, 2146, 2420-2427, 2436-2437
Amendments offered-1240, 1733, 1976
Committee appointments-20, 22, 2293
Reports-2304
Resolutions offered-598, 1810-1811, 2498, 2570
Subcommittee assignments- 108
TAUKE, THOMAS J.-Representative Dubuque County
Bills introduced-46, 60, 121, 163, 215, 238, 325, 408, 413, 448, 454, 469, 526, $550,668,710,718,834,851,856,888,893$
Amendments filed-136, 276, 302, 397, 398-399, 498, 571-572, 648, 856, 858-859, 859-860, 1232-1233, 1274, 1288, 1321-1323, 1333, 1458, 1465-1466, 1517, 15391540, 1544, 1648, 1656, 1694, 1820, 1846, 1881, 1893-1894, 1894, 1963-1964, 2001-2002, 2002-2003, 2037, 2039, 2089-2090, 2134-2144, 2146, 2219, 2332, 2352, 2404, 2420-2427, 2439, 2445, 2623, 2628, 2628-2633, 2643, 2754-2755
Amendments offered-916, 922, 1269, 1820, 1881, 2332, 2445, 2638
Amendments withdrawn- 2638

Committee appointments-21, 22, 707
Petitions fled-1897
Resolutions offered-294-295, 1125, 1191, 1485, 1810-1811, 2131, 2613
Subcommittee assignments-775
TAXATION, ADVISORY COMMITTEE ON-
Appointed-392-393
TELLERS-
Appointment of-47
Reports-77-78

## TEMPORARY OFFICERS-

Elected-2
Took oath of office- 2
TOFTE, SEMORE C.-Representative Fayette-Howard-Winneshiek Counties
Bills introduced-J.R. 10; 58, 60, 69, 77, 78, 83, 162, 217, 221, 248, 252, 325, 408, 427, 516, 517, 526, 622, 856, 888, 893
Amendments filed-397, 509-510, 510, 511, 512-514, 571-572, 857-858, 861-862, 863, 907, 942, 1374, 1544, 1769-1770, 1841, 1965, 2052, 2089-2090, 2430-2431
Amendments offered-2044
Amendments withdrawn-2052
Committee apointments-17, 20, 21, 22, 140
Petitions presented- 1665
Request his name be withdrawn as a sponsor of House File 215-540-541
Resolutions offered-461, 1485, 1810-1811, 2011, 2131
Subcommittee assignments-30,462
Presented to the House Pekka Tuovinen, an exchange student from Mantta, Finland and Intern Mike Bernatz, who lived with the Tuovinens while an exchange student to Finland- 2320

TRANSPORTATION, COMMITTEE ON-
Appointed-22
Bills introduced-66, 73, 74, 81, 91, 105, 106, 127, 146, 207, 286, 324, 394, $421,425,432,450,479,498,502,576,617,623,704,724,739,743,744,745$, $746,753,817,820,837,838,840,884$
Amendments filed-163
Amendments offered-19:
Reports-163, 1348
Resolutions offered-1730, 2503
Subcommittee assignments- 775
UNANIMOUS CONSENT CALENDAR-
Resolutions placed on:
House Concurrent Resolution 12-341
House Concurrent Resolution 19-676
House Concurrent Resolution 21-540, 671
House Concurrent Resolution 23-696
House Concurrent Resolution 26-755-756
House Concurrent Resolution 38-1191
House Resolution 4-316, 421
House Resolution 5-316, 421
House Resolution 8-1968
House Resolution 10--532, 665
House Resolution 11-617, 749
House Resolution 12-617
House Resolution 13-744
House Resolution 14-755
House Resolution 16-2120
House Resolution 19-1006
House Resolution 20-1084
House Resolution 21-1006
House Resolution 22-1038

House Resolution 23-1066
House Resolution 24-2418
House Resolution 25-1441
House Resolution 29-1691
House Resolution 31-1697, 1831
House Resolution 32-1697, 1831
House Resolution 33-1691
House Resolution 34-1697
House Resolution 35-1811
House Resolution 37-1968
House Resolution 38-2154
House Resolution 39-1968, 2164
House Resolution 41-1939
House Resolution 42-1968
House Resolution 43-2097
House Resolution 47-2671
Removed from calendar:
House Concurrent Resolution 21-671
House Concurrent Resolution 38-1346
House Resolution 8-2132
House Resolution 34-1795
House Resolution 37-2096
House Resolution 43-2273
VARLEY, ANDREW-Representative Adair-Dallas-Guthrie Counties, Assistant Minority Floor Leader
Bills introduced-30, 46, 58, 65, 159, 178, 215, 217, 248, 252, 325, 332, 448, 551, 570, 643, 834, 862
Amendments filed- $173,174,189-190,198,250,256,269,274,275,308,320,450$, $509-510,511,571,583,861-862,906,907,978,981,1031,1034,1068,1147$, 1251, 1324, 1420-1428, 1662, 1669, 1694, 1767-1768, 1841, 1845, 1963-1964, 2002-2003, 2062, 2062-2063, 2081, 2104, 2116, 2134-2143, 2145, 2146, 2178, 2178-2179, 2179, 2180, 2219, 2315-2316, 2404, 2428, 2477, 2478, 2600, 26232628, 2628-2633, 2633-2634, 2711, 2746
Amendments offered-286, 308, 595, 927, 935, 1028, 1031, 1034, 1403, 2195, 2196
Amendments withdrawn-197, 2197
Call of the House-2736-2737
Committee appointments-20, 21, 22, 1180, 2758, 2779, 2780
Remarks by- 13
Reports-2572
Resolutions offered-530, 1810-1811, 2235, 2613
Seconded the nomination of the Honorable Norman G. Jesse as speaker pro tempore-13
Special award, Legislative Improvement Award from the Citizens Conference on State Legislatures, Washington, D. C., January 17, 1975-86
Subcommittee assignments-30,913
WALTER, CRAIG D.-Representative Pottawattamie County
Bills introduced-51, 121, 151, 209, 213, 217, 218, 237, 242, 248, 252, 305, 309, $330,332,419,448,511,544,636,687,690,691,708,710,711,714,893$
Amendments fled-1062, $1375,1539-1540,1656,1846,1881,1893-1894,1894$, 1906, 2038, 2063-2064, 2081, 2177, 2332, 2366-2372, 2754, 2754-2755
Amendments offered-1386, 1888, 2239
Committee appointments--21, 22
Petitions presented-1754
Request his name be added as a sponsor of House File 121-215
Resolutions offered-812, 2131, 2517
Subcommittee assignments-107, 601

## WAYS AND MEANS, COMMITTEE ON-

Appointed-22
Bills introduced-56, $82,104,182,230,231,317,318,392,504,679,725,748$, $749,764,811,844,867,881,885,886,891,905,906,907,908,909$

Amendments filed-319, 475-476, 489, 490, 1007-1008, 1544-1555, 1823, 2418, 2419
Amendments offered-349, 500, 576, 1158, 1575, 2046, 2442,2679
Reports-318, 489, 977, 1007, 1112, 1126-1127, 1823, 2418, 2419
Subcommittee assignments-107-108
WELDEN, RICHARD W.-Representative Franklin-Hardin-Wright Counties
Bills introduced--J.R. 10; 30, 50, 132, 162, 216, 217, 252, 325, 380, 427, 440, $474,475,481,487,649,651,655,657,659,661,669$
Amendments filed-174, 174-175, 202, 247, 258, 433, 509-510, 510, 511, 571-572, $622-623,679,761,798,857-858,861-862,906-907,942,958,978-979,1009-$ $1010,1042,1130,1146,1294,1353-1357,1374,1458-1459,1460-1461,1503$, 1517, 1541, 1591, 1601-1602, 1662-1663, 1663, 1745, 1771, 1772-1773, 1824, 1895-1896, 1927, 2052, 2089-2090, 2100, 2146, 2164, 2166, 2177, 2178, 2182, 2250, 2251, 2308, 2314-2315, 2477, 2478, 2600, 2604, 2607
Amendments offered-214, 247, 257, 544, 551, 553, 555, 679, 931, 1027, 1036, 1078, 1303, 1488, 1709, 1842, 1843, 1927, 2052, 2100, 2194, 2250, 2251, 2477, 2600, 2604, 2607
Amendments withdrawn-1591, 2208
Committee appointments- $20,21,22,729,2758,2779$
Reappointed to the Higher Education Facilities Commission-340
Request his name be withdrawn as a sponsor of House File 354-743
Resigned from the Higher Education Facilities Commission-2
Resolutions offered-158, 194, 480, 531, 1038, 1125, 1810-1811, 2131, 2235, 2613
Subcommittee assignments-30
Presented to the House Darlene Malcolm, a foreign exchange student from Johannesburg, South Africa-464
Fresented to the House Susan Kuecker, former House Page-464
Presented to the House Lillian Leffert, former Legislative Counsel in the House-538
Presented to the House visitors from Sheffield, Lowa, dressed in Centennial costume, who extended an invitation to the Sheffield Centennial Cele-bration-2380

WELLS, JAMES D.-Representative Benton-Linn Counties, Assistant Majority Floor Leader
Bills introduced-32, 43, 48, 71, 76, 121, 134, 181, 213, 215, 217, 218, 222, 236, $242,245,248,250,252,263,279,312,385,387,397,408,419,434,448,491$, $496,513,524,526,550,581,589,601,659,705,888,893$
Amendments filed-273, 864, 1231, 1397, 1400, 1609-1610, 1640-1641, 2062, 2089, 2090, 2306, 2700
Amendments offered-1344
Amendments withdrawn- 1710
Committee appointments-9, 20, 21, 22, 1078, 2669, 2758, 2759, 2782
Committees appointed by- 90
Petitions presented- $376,604,1115,1210$
Presided at sessions of the House-1142, 1456, 1887, 2155
Reports-194, 912, 962-963, 1417, 1444, 2012, 2695-2696
Resolutions offered-106, 107, 807, 1666, 2163
Subcommittee assignments- 30
WEST, JAMES C.--Representative Grundy-Hardin-Jasper-Marshall-Story Counties
Bills introduced-30, 46, 50, 63, 65, 69, 77, 78, 83, 116, 121, 123, 150, 162, 215, $217,236,246,293,325,344,357,379,380,405,418,426,427,434,466,495$, $530,551,570,602,605,638,661,672,699,856$
Amendments filed-164, 289, 359, 515-516, 524, 534, 546, 571-572, 619, 619-620, 622, 648, 856-857, 857-858, 858-859, 861-862, 907, 1039-1040, 1040-1041, 1319, 1353-1357, 1372-1374, 1374, 1397, 1590, 1591, 1602-1609, 1648, 1649, 1659, 1659-1660, 1767-1768, 1846, 1976, 2000, 2008, 2062, 2083, 2089-2090, 2134-2144, 2146, 2219, 2244, 2437-2438, 2603
Amendments offered-228, 336, 524, 526, 546, 678, 1097, 1569, 1616, 2026, 2083, 2603

Amendments withdrawn--1596
Committee appointments-21, 22, 2304
Petitions presented-452, 1189
Resolutions offered-997, 1377, 1810-1811, 2131, 2498, 2614, 2732
Subcommittee assignments-107, 108
WOODS, JACK E.-Representative Polk-Warren Counties
Bills introduced-30, 33, 48, 59, 71, 78, 83, 121, 137, 210, 215, 217, 236, 248, $252,279,293,332,380,404,408,418,434,448,495,542,550,568,605,853$, 888, 893
Amendments filed-174, 359, 433, 904-905, 915, 942, 958, 1119, 1272, 1503, 1517, 1661, 1802-1803, $1976,2062,2089-2090,2146,2275,2275-2276,2276-2277$, $2279,2308,2350,2352,2420-2427,2577,2658,2665,2708,2754-2755,2757$
Amendments offered-439, 1272, 1674, 2285, 2289, 2290, 2350, 2594, 2708
Appointed teller-47
Committee appointments-21, 22, 2285
Reports-77, 78
Resolutions offered-1125, 1485, 1810-1811, 2131, 2498
WULFF, HENRY C.--Representative Black Hawk County
Bills introduced-78, $83,121,124,162,236,325,360,408,417,448,596,718$, $763,856,858$
Amendments filed—571-572, 857-858, 858-859, 1374, 1539-1540, 1586, 1699, 1911, 1976, 2004-2008, 2178, 2178-2179, 2274, 2335, 2439, 2493
Amendments offered-1699, 2335, 2484
Committee appointments-20, 21, 22
Resolutions offered-294-295, 725, 1810-1811, 2504-2505, 2613
Subcommittee assignments-30, 130

## WYCKOFF, RUSSELL L.-Representative Benton-Black Hawk-Buchanan-Linn-

 Tama CountiesBills introduced-15, 30, 34, 35, 59, 69, 78, 86, 94, 121, 141, 150, 162, 166, 215, $217,222,240,252,258,300,309,315,325,345,354,360,381,406,411,522$, $531,535,564,601,643,646,684,686,701,703,718,786,851,858,860,888$, 893
Amendments filed-148, 216-217, 243-245, 273, 359, 373, 397, 427, 509-510, 511, 571-572, 601, 620, 622, 642, 752, 760, 818-819, 819, 861-862, 884, 942, 958, 1008 , 1058, 1066-1068, 1147, 1230, 1236-1237, 1319-1320, 1374-1375, 1397, 1437, 1469, 1527, 1609-1610, 1655, 1767-1768, 1771, 1824, 1840, 2061, 2086, 2087, 2089-2090, 2093, 2113-2114, 2146, 2177, 2306, 2308, 2342, 2428-2430, 2430-2431, 2575, 2700
Amendments offered-186, $427,642,684,1058,1513,1565,1705,1706,2086$, 2087, 2190, 2342
Amendments withdrawn-1058, 2086
Committee appointments-3, 20, 22, 1001, 2781
Petitions presented-593
Reappointed to the Iowa Law Enforcement Academy Council-- $\mathbf{3 4 0}$
Reports-6, 1568
Resigned from the Iowa Law Enforcement Academy Council-3
Resolutions offered-1485, 1726, 1810-1811, 2011, 2131, 2732
Subcommittee assignments-30, 108, 147
Presented to the House the Honorable Harley Hanson, former member of the House- 1189


[^0]:    To the Honorable, the Chief Clerk of the House of Representatives:
    I, MELVIN D. SYNHORST, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the state, do hereby certify that the State Canvassing Board has declared that at the General Election held November 5, 1974, each of the following named persons was duly elected to the office of State Representative for the term of two years beginning on the first day of January, 1975.

[^1]:    *Ranking Majority Member
    **Ranking Minority Member

[^2]:    -Ranking Majority Member
    ** Ranking Minority Member

[^3]:    *Ranking Majority Member
    **Ranking Minority Member

[^4]:    ${ }^{*}$ Ranking Majority Member
    *Ranking Minority Member

[^5]:    *Ranking Majority Member * Ranking Minority Member

[^6]:    *Ranking Majority Member

    - Ranking Minority Member

[^7]:    *Ranking Majority Mamber

    * Ranking Minority Member
    Ranking Majority Member

[^8]:    *Ranking Majority Member
    **Ranking Minority Member

[^9]:    *Ranking Majority Member
    *Ranking Minority Member

[^10]:    Harrison Weber, Iowa Daily Press Association, Des Moines
    William L. Eberline, Associated Press, Des Moines
    Val G. Corley, Associated Press, Des Moines

[^11]:    DAVID L. WRAY
    Chief Clerk of the House of Representatives, 1975 Regular Session of the Sixty-sixth General Assembly of the State of Iowa.

[^12]:    Whereas, recent sessions of the General Assembly have been excessively long and an excessive amount of legislation has been acted on in the closing day and final hours of the session and

    Whereas, the members of this General Assembly desire to shorten the length of the session and provide for an orderly and responsible adjournment of each session; Now Therefore

    Be It Resolved by the House of Representatives, the Senate Concurring, That the following provisions shall govern the proceedings of the Sixty-sixth General Assembly leading to adjournment:

    1. During the first sixty legislative days of the first regular session and the first thirty legislative days of the second regular session of this general assembly a concurrent resolution may be passed setting an adjournment date not less than twenty legislative days following passage of the concurrent resolution by both houses of the general assembly.
    2. If a concurrent resolution setting a different date is not passed prior to the sixtieth legislative day of the first regular session, or the thirtieth legislative day of the second regular session, the first session of the general assembly shall proceed to adjourn the eightieth legislative day and the second regular session shall proceed to adjourn sine die on the fiftieth legislative day of the session.
    3. The sixteenth legislative day preceding the date set

    1 for adjournment is the final day committees may report bills
    2 to the house in which they originated, except appropriation

[^13]:    Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 6, 1975, passed the following bill in which the concurrence of the House is asked:

    Senate File 109, a bill for an act to eliminate reporting of nonessential items on abstracts of assessment.

[^14]:    years of age or older.
    The certification statement shall be as follows:
    'I declare and certify that I am sixty-five years of age or older and that my annual income does not exceed $\$ 5,000.00^{\prime}$.

    Sec. 3. Chapter one hundred ten (110), Code 1975, is amended by adding the following new section:
    $N E W S E C T I O N$.

    1. The state conservation commission shall apply to the state comptroller for reimbursement of funds not received because of providing free hunting and fishing licenses to lowa residents sixty-five years of age or older. The reimbursement shall be at the rate of three dollars for each fishing license, three dollars for each hunting license, and five dollars for each combined hunting and fishing license. Funds received as reimbursement shall be deposited in the state fish and game protection fund.
    2. There is appropriated from the general fund of the state to the state comptroller an amount sufficient to carry out the purposes of this section."
[^15]:    resolution or bill shall not be considered by the membership of the House until the amendment has been printed in the journal. However, an amendment to an amendment or an amendment which is corrective in nature may be considered by the House without having been printed in the journal upon the approval of the Speaker.

    Amendments to amendments and corrective amendments shall not be considered by the membership of the House unless a copy of the amendment to the amendment or corrective amendment has been distributed to the membership of the House prior to consideration.

    This rule shall not apply whenever the rules are suspended to consider a bill not otherwise eligible for consideration."

[^16]:    $\mathrm{H}-3104$

[^17]:    Caffrey Clark Connors Crabb

[^18]:    H-3154

[^19]:    in lieu thereof the following:
    "Section 1. Section three hundred twenty-one point one hundred twenty-three (321.123), Code 1975, is amended by striking subsection five (5) and inserting in lieu thereof the following:
    5. Motor trucks and truck tractors pulling trailers or semitrailers shall be registered for the combined gross weight of the motor truck or truck tractor and trailer or semitrailer, except as follows:
    a. Motor trucks registered for six tons or less pulling trailers not used for hire shall not be subject to registration for the gross weight of such trailer.
    b. Motor trucks pulling semitrailers not used for hire shall be subject to registration in accordance with the following schedule subject to any tolerance provided by law.
    (1) For a combined gross weight not exceeding ten tons, the motor truck shall be registered for not less than four tons.
    (2) For a combined gross weight exceeding ten tons but not exceeding eleven tons, the motor truck shall be registered for not less than five tons.
    (3) For a combined gross weight exceeding eleven tons but not exceeding twelve tons, the motor truck shall be registered for not less than six tons.
    (4) Motor trucks pulling semitrailers with a combined gross weight exceeding twelve tons shall be subject to registration for combined gross weight and shall not be subject to the provisions of paragraph b of this subsection."

[^20]:    Branstad of Winnebago moved the adoption of amendment H-3244A.

[^21]:    H-3245
    1 Amend House File 368, page 1, by striking all

[^22]:    city of Tracy, Iowa in commemoration of the one hundredth anniversary of its incorporation; and Be It Further Resolved, That a copy of this resolution be forwarded to the mayor, the city council, and the citizens of Tracy, who are in charge of making preparations for the one hundredth anniversary celebration.

[^23]:    2. Page 4, line 1, by striking the words "to the".
    3. Page 4, line 18 , by striking the words "title to the".
    4. Page 6, line 13, by striking the word "title".
    5. Page 6, line 14, by striking the words "to the".
[^24]:    H-3288
    Amend the committee on agriculture amendment H-3241 to House File 215 as follows:

    1. Page 1, line 34, by striking the word "poultry,".
    2. Page 1, line 39 , by inserting after the word "corporation" the following: ", or agrees to supply or care for poultry or poultry products".
    3. Page 8, line 7, by inserting after the word "seeds" the following: ", animals,".

    HOWELL of Floyd STROMER of Hancock SCHROEDER of Pottawattamie READINGER of Polk DIELEMAN of Marion SCHEELHAASE of Woodbury
    H-3284
    1 Amend the amendment H-3241 to House File 215
    2 as follows:
    3 1. By striking pages 1, 2, 3, and lines 1 through
    419 of page 4 and inserting in lieu thereof the
    5 following:
    "Section 1. NEW SECTION. STATEMENT OF LEGISLATIVE PURPOSE. It is the intent and purpose of this Act to preserve the traditional system of farm production and marketing in which agricultural production and marketing is dispersed among a relatively large number of small firms, prevent monopoly, protect consumers and promote the economy of the state of Iowa by maintaining the family farm. The general assembly finds that the family farm is an efficient system for the production of food and fiber and provides the economic and social base for community life in Iowa as well as insuring the continued existence of small business in rural communities. It further finds that the economy of Iowa could be threatened if nonfarm corporate interests and monopolistic entities are able to control food and fiber supplies.

    Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

    1. a. "Farming" means the cultivation of land for the production of agricultural crops, the raising of poultry, the production of eggs, the production
[^25]:    H-3352

    Amend House File 431 as follows:

    1. Page 1, line 30, by striking the words "federal
    or" and inserting in lieu thereof the words"[federal or]".
    2. Page 2, line 3, by inserting after the period the words "Political committees supporting or opposing candidates for federal office or any elected office created by law or the Constitution of the state of Iowa shall file all statements and reports with the commission."
    3. Page 2, by striking lines 13 through 17 and inserting in lieu thereof the following:
    "NEW SUBSECTION. A list of all candidates who have filed an affidavit of candidacy in the office of the secretary of state shall be prepared by the secretary of state and delivered to the commission not more than ten days after the last day for filing nomination papers."
    4. Page 3 , by striking lines 33 and 34 and inserting in lieu thereof the following:
    "[d. Recommend rules to the commission to carry out the provisions of this chapter.]"
    5. Page 4, by striking lines 16 through 22 and inserting in lieu thereof the following:
    "Sec. ..... Section fifty-six point ten (56.10), Code 1975, is amended to read as follows:
    56.10 DUTIES OF COMMISSION. The commission shall:
    6. [Approve the forms developed by the state commissioner pursuant to section 56.8 , subsection 1, paragraph "a".]
    [2.] Review reports and statements filed under the provisions of this chapter and may, upon its own motion, initiate action and conduct a hearing as provided in section 56.11 , subsections 1 and 2 . The [campaign finance disclosure] commission may require the [state and] county [commissioners] commissioner to file summary reports with them periodically.
    [3] 2. Prepare and publish a manual setting forth examples of approved uniform systems of accounts for use by persons required to file statements and reports by this chapter.
    [4] 3. Assure that the statements and reports which have been filed in accordance with this chapter are available for public inspection and copying during the regular office hours of the [state] commission and the county commissioners [of election].
    [5] 4. Adopt rules pursuant to chapter 17A to carry out the provisions of this chapter.
    [6] 5. Determine, in case dispute, at what time a person has become a candidate.

    ## Page 2

    1 Sec. ..... Section fifty-six point thirteen (56.13),
    2 Code 1975. is amended to read as follows:

[^26]:    H-3881
    1 Amend House File 421, page 1, by inserting
    2 after line 19 the following new paragraph:

[^27]:    H-3347
    1 Amend House File 352 as follows: H-3347A
    2 1. Page 1, by inserting before line 1 , the
    3 following:

[^28]:    H-3405
    1 Amend House File 558, page 11, by striking lines 18 through 31 and inserting in lieu thereof the following:
    "2. The state comptroller shall compute for

[^29]:    second Friday in January of 1975, to July 1, 1975, established by the district in compliance with the school standards provided by chapter two hundred fifty-seven of the Code."
    2. Renumber the sections and correct internal references in conformance with this amendment.

[^30]:    H-3397
    1 Amend House File 558 as follows:
    2 1. Page 7, by striking lines 21 through 32.

[^31]:    H—3448

[^32]:    governor shall appoint the members of the commission for a term of four years, subject to the approval of two-thirds of the senate.

    Of the members initially appointed, one shall be appointed for a term of one year; two members shall be appointed for a term of two years; and two members shall be appointed for a term of four years. Subsequently, all members shall be appointed to serve four-year terms.

    Of the members appointed, one shall have acquired experience and demonstrated competence while working with a county government as a supervisor or land use planner; and one member shall have acquired experience and demonstrated competence while working in a city government as a mayor, city council member, or a land use planner. One member shall have acquired experience and exhibited competence while working with a state agency involved in land use related activities. The remaining two appointees shall be electors of this state, one of whom shall be or have engaged in farming operations.

    The term of each member appointed under this section shall be effective on the first day of July of the year of appointment. In the case of a vacancy, the unexpired term shall be filled by appointment of the governor with the consent of two-thirds of the senate and the member appointed for the unexpired term shall be subject to the same qualifications as his or her predecessor. No member shall be appointed to serve more than two complete terms excluding an unexpired term to which he or she may be appointed.

    The commission shall organize annually by the election of a chairperson and a vice chairperson from among its appointed members. Meetings may be called by the chairperson at any time and shall be called as soon as possible by the chairperson upon the written request of a majority of the appointed members. The presence of three of the members of the commission shall constitute a quorum and the concurrence of a quorum of the commission shall be required to determine any matter relating to its official duties.

    Sec. 5. NEW SECTION. DUTIES OF THE COMMISSION. The commission shall:

[^33]:    H-3340
    1 Amend House Concurrent Resolution 18 by striking
    2 lines 15 through 18.

[^34]:    rules of the House do not apply; and
    Whereas, The International Headquarters of the American Institute of Parliamentarians is located in Marshalltown, Iowa; and

    Whereas, The American Institute of Parliamentarians is urging that all interested organizations and governing bodies having adopted Robert's Rules of Order as their parliamentary guide, mark this centennial year with appropriate recognition of General Robert's work and is further urging the Postmaster General of the United States to issue a commemorative stamp in honor of the occasion; Now Therefore

    Be It Resolved by the House of Representatives, That the members of the House in the Sixty-sixth General Assembly of the State of

[^35]:    Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

    House File 106, a bill for an act relating to the assignment of Iowa highway safety patrol personnel by the director of transportation.

    Also: That the Senate has on April 9, 1975, passed the following bill in which the concurrence of the Senate was asked:

    House File 146, a bill for an act relating to the provisions for suspension of the license and registration or nonresident's operating privilege.

[^36]:    H-3547

[^37]:    H—3563

    1

    Amend House File 504 as follows:

    1. Page 2, by inserting after line 26 the following new section:
    "Sec. ..... NEW SECTION. Notwithstanding the disclosure provisions of this chapter or the provisions of Chapters four hundred twenty-one (421) and four hundred forty-one (441) and four hundred forty-three (443), Code 1975, no increase in the actual value of any property assessed in accordance
    Chapter four hundred forty-one point twenty-one
    (441.21), Code 1975, shall be ordered by the director of revenue, an assessor, or the board of review; or entered on the tax list by the county
[^38]:    Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

    House File 334, a bill for an act providing for an appropriation to the state commerce commission and the department of public defense.

    Also: That the Senate has on April 14, 1975, passed the following bill in which the concurrence of the Senate was asked:

    House File 485, a bill for an act providing an appropriation from the public employees' retirement system fund to the employment security commission for administration of the IPERS system.

[^39]:    H-3578

[^40]:    H-3579

[^41]:    Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 15, 1975, amended and passed the following bill in which the concurrence of the Senate was asked:

    House File 351, a bill for an act relating to the payment of wages and expenses by an employer and providing a civil money penalty.

[^42]:    shall, as soon after the beginning of each fiscal year as feasible, certify to the state comptroller the number of votes so registered during the preceding fiscal year in each county, and the comptroller shall draw warrants upon the voter registration reimbursement fund, in the appropriate amounts, in favor of the several counties. The counties shall credit the reimbursement to their respective election expense funds."

[^43]:    H-3612
    Amend the Miller amendment H-3604 to House File
    2700 as follows:

[^44]:    H-3779B
    5 2. Page 1, by striking line 50.
    6 3. Page 2, by striking lines 1 through 8.
    H-3779C
    7 4. Page 2, by striking lines 18 and 19.
    8 5. Page 3, by striking lines 5 through 12.
    H-3779D
    6. Page 3 , by striking lines 42 through 45 and and inserting in lieu thereof the following:
    "its district cost by seventy-four percent of the excess cost claimed by the school district for the school year beginning July 1, 1974, which is defined as reimbursable under said section two hundred eightyone point nine (281.9), of the Code."
    H-3779G
    16 7. Page 3, by striking lines 49 and 50.
    17 8. Page 4, by striking lines 1 through 21.
    H-3779D
    9. Page 4 , by inserting after line 25 the following:
    "..... Page 18A, by inserting after line 25 the following:
    "Sec. ..... Section four hundred forty-two point thirteen (442.13), Code 1975, is amended by adding the following new subsection:
    $N E W$ SUBSECTION. The school budget review committee

[^45]:    H-3643

    1
    Amend House File 486 as amended and passed by the House as follows:

    1. Page 1, by striking lines 9 through 15.
    2. By striking from lines 2 and 3 of the
    title the words "and to limit such expenses in the
    future".
[^46]:    H-3873
    Amend Senate File 217 as passed and reprinted
    2 by the Senate as follows:

[^47]:    H-3856
    Amend House File 823 as follows:

    1. Page 1, strike lines 27 through 30.
    2. Page 1, line 31, insert after the word
    "includes" the words "but is not limited to".
    3. Page 1, line 35 , insert after the word
    "includes" the words "but is not limited to".
    4. Page 3, line 26, strike the word "development" and insert in lieu thereof the word "program".
    5. Page 3, line 32, strike the word "development" and insert in lieu thereof the word "program".
    6. Page 3, line 35, strike the word "development" and insert in lieu thereof the word "program".
    7. Page 4, line 16, strike the word "development" and insert in lieu thereof the word "program".
    8. Page 4, line 21, strike the word "development" and insert in lieu thereof the word "unit".
    9. Page 4, insert after line 21 the following:
    ".... "Dilapidated" means decayed, deteriorated or fallen into partial disuse through neglect or misuse.
[^48]:    "When plans and specifications submitted as required by this subsection have been properly approved by the department of health or other appropriate state agency, the facility altered, added to or constructed in accord with the plans so approved shall not for a period of at least five years from completion of the alteration, addition or construction be considered deficient or ineligible for licensing by reason of failure to meet any rule or standard established subsequent to approval of the plans and specifications, unless a clear and present danger exists that would adversely affect the residents of the facility."
    8. Page 17, line 21, by inserting after the period the following:
    "When the findings are made public, they shall include no reference to any cited violation which has been corrected to the department's satisfaction unless the same reference also clearly notes that the violation has been corrected."
    9. Page 19, lines 23 and 24, by striking the words "or such longer period as the department may by rule require" and inserting in lieu thereof the words "[or such longer period as the department may by rule require]".
    10. Page 20, by striking lines 2 through 8,
    inclusive and inserting in lieu thereof the word "chapter."
    11. Page 24, by striking lines 8,9 and 10 and inserting in lieu thereof the following:
    "3. A class III violation is any violation of this chapter or of the rules adopted pursuant to it which violation is not classified in the department's rules nor classifiable under the criteria stated in those rules as a class I or a class II".
    12. Page 24, line 22, by inserting after the word "complaint" the words ", and a copy thereof shall be forwarded to the facility involved within twentyfour hours of receipt of the complaint by the department".
    13. Page 25 , line 5, by inserting after the period the following:
    "The dignity of the resident shall be given first priority by the inspector and others."
    14. Page 26 , line 27 , by striking the word "five" and inserting in lieu thereof the word "twenty".
    15. Page 29 , line 10 , by inserting after the word "license" the words "if such revocation is upheld after proper hearing".
    16. Page 29, line 26, by striking the word and figure "and (2)" and inserting in lieu thereof the words and figures "(2) a notation clearly indicating whether or not each cited violation listed in the report has been corrected, and (8)".

[^49]:    H-4006

[^50]:    We hereby request that House Resolution 16, filed on March 26, 1975, and found on page 750 of the House Journal, be placed on the unanimous consent calendar.

[^51]:    (Name)
    (Official title)
    Sec. ..... Section forty-four point three (44.3), Code 1975, is amended by adding the following new

[^52]:    H-4087
    Amend House File 898 on page 2 by striking lines 19 through 22 and inserting in lieu thereof the following:
    "For purchase, according to competitive bidding conducted by the comptroller in a manner similar to the provisions of section eighteen point six (18.6) of the Code, of two central data processing units, one microfilmer which converts computer tape into

[^53]:    H-4061
    Amend House File 431 as follows:

    1. By striking from page 1 , lines 26 through 35 , all of pages 2 and 3, and from page 4, lines 1 through 22 and inserting in lieu thereof the following:
    "Sec. ..... Section forty-three point eighteen (43.18), Code 1975, is amended to read as follows:
    43.18 AFFIDAVIT BY CANDIDATE. Every candidate shall make and file an affidavit in substantially the following form:
     being duly sworn, say that
    $\qquad$ I res..................................................... county of street, city of ....................... in the
    state of Iowa; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is the party; that I am a candidate for nomination to the office of $\qquad$ to be made at the primary election to be held on ................................., and hereby request that my name be printed upon the official primary ballot as provided by law, as a candidate of that party. I furthermore declare that if I am nominated and elected I will qualify as such officer.

    I am aware that I am required to organize a candi-

[^54]:    H—4045
    Amend House File 431 as follows:

    1. Page 4, by inserting after line 22 the following new section:
    "Sec. ..... Section one hundred twenty-three point twenty-one (123.21), subsection eight (8), Code 1975, is amended to read as follows:
    2. Prescribing, subject to this chapter, the days and hours during which state liquor stores shall be kept open for the purpose of the sale of alcoholic liquors. The department shall provide that in each county having a population in excess of thirty-five thousand at least one state liquor store shall remain open for the purpose of the sale of alcoholic liquors until 10:00 p.m. on each regular business day. In any county to which this subsection applies and in which is located more than one state liquor store, the store having the greatest gross annual sales shall be the one designated for late hour operation as provided in this subsection. In the annual report submitted by the council pursuant to section one hundred twenty-three point fifty-five (123.55) of the Code, gross annual sales for each store designated for late hour operation shall be reported showing separately sales made during regular hours and sales made during late hours of operation."
[^55]:    I was necessarily absent from the House during part of the legislative session on June 6, 1975. Had I been present, I would have voted "aye" on the following: House Files 898, 899, 900, 903, 901, 431, and H-4080 to House File 898. I would have voted "nay" on H-4099 to House File 898 and H-4071 to House File 901.

[^56]:    H—4128

[^57]:    H-4048

[^58]:    following new section:
    "Sec. ...., Section three hundred twenty-four point thirty-six (324.36), Code 1975, subsection five (5), is amended to read as follows:
    5. ISSUANCE. Upon receipt of the application [and bond in proper form], the department of revenue shall issue to the applicant a license to act as a special fuel dealer or a special fuel user; provided, however, the department of revenue may refuse to issue a special fuel dealer's license or a special fuel user's license to any person: (a) Who formerly held either type of license and which has been revoked for cause; or (b) who is a subterfuge for the real party in interest whose license has been revoked for cause; or (c) upon other sufficient cause being shown. Before refusal, the department of revenue. shall grant the applicant a hearing and give him at least fifteen days' written notice of the time and place thereof."

[^59]:    H-4241
    Amend H-4230 to House File 837, page 6, by inserting after line 27 the following: "For the purposes of this section, the words "cultivated agricultural land" means that more than half of the land is classified as Class I and Class II as defined in Soils memorandum SCS-22, United State Department of Agriculture Soil Conservation Service, dated May 19, 1958."

[^60]:    H-4252
    Amend the committee on ways and means amendment
    2 H-4246, to Senate File 571, as follows:

[^61]:    Mr. Speaker: Your committee on appropriations to whom was referred Senate File 555, a bill for an act relating to benefits for public employees and retired public employees providing for salary adjustments and certain retirement benefits for public employees and certain elected officials and retired public employees and to make appropriations, begs leave to report it has had the same under consideration and has instructed me to report the same back to the House with the recommendation that the same be amended as follows, and when so amended the bill do pass:

    ## H-4263

    1 Amend Senate File 555, as amended and passed by
    2 the Senate, as follows:
    3 1. Page 1 , by striking lines 16 through 35.
    $4 \quad$ 2. Page 2 , by striking lines 1 and 2.

[^62]:    ## Page 2

    every individual package of cigarettes received by him in this state or for distribution in this state, upon which no sufficient tax stamp is already affixed, a stamp or stamps of an amount equal to the tax due thereon. Such stamps shall be affixed within fortyeight hours, exclusive of Sundays and legal holidays, from the hour the cigarettes were received, and shall be affixed before such distributor sells, offers for sale, consumes, or otherwise distributes or transports the same. It shall be unlawful for any person, other than a distributing agent or distributor, bonded pursuant to section 98.14, or common carrier to receive or accept delivery of any cigarettes without stamps affixed to evidence the payment of the tax, or without having in his possession the requisite amount or number of stamps necessary to stamp such cigarettes, and the possession of any unstamped cigarettes, without the possession of the requisite amount or number of stamps, shall be prima-facie evidence of the violation of this provision.

    Sec. 3. Section ninety-eight point thirteen (98.13), subsection one (1), Code 1975, is amended to read as follows:

    1. Permits required. Every distributor, wholesaler, cigarette vendor, and retailer [in this state], now engaged or who desires to become engaged in the sale or use of cigarettes, upon which a tax is
    required to be paid, shall obtain a state or retail cigarette permit as a distributor, wholesaler, cigarette vendor, or retailer, as the case may be.

    Sec. 4. Section ninety-eight point thirteen (98.13), subsection five (5), paragraph b, Code 1975, is amended to read as follows:
    b. The principal office, residence, and place of business [in Iowa], for which the permit is to apply.

    Sec. 5. Section ninety-eight point nineteen (98.19), subsection one (1), Code 1975, is amended to read as follows:

    1. For the purpose of enabling the department to determine the tax liability of permit holders or any other person dealing in cigarettes or to determine whether a tax liability has been incurred, the department shall have the right to inspect any premises of the holder of an Iowa permit located within or without the state of Iowa where cigarettes are manufactured, produced, made, stored, transported, sold, or offered for sale or exchange, and to examine all of the records required to be kept or any other records that may be kept incident to the conduct of the cigarette business of said permit holder or any other person dealing in cigarettes.

    Sec. 6. Section ninety-eight point nineteen (98.19), Code 1975, is amended by adding the following new subsection:

[^63]:    H-4264

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    Amend Senate File 555 as amended and passed by the Senate as follows:

    1. Page 1, by inserting before line 1 the following:
    "Sec. ..... Section thirty-three point two (33.2), unnumbered paragraph three (3), Code 1975, is amended by striking the paragraph and inserting in lieu thereof the following:

    If a holiday enumerated in this section falls on Saturday, the preceding Friday shall be granted and if a holiday enumerated in this section falls on Sunday, the following Monday shall be granted. In those cases, where by nature of the employment a state employee must be required to work on a holiday the provisions of the first paragraph of this section shall not apply, however, compensation shall be made on the basis of the employee's straight time hourly rate for a forty hour work week and shall be made in either

[^64]:    H-4279

[^65]:    two (97B.42) of the Code, a peace officer who commences employment on January 1, 1976 or thereafter shall not be a member of the Iowa department of public saftey peace officers' retirement, accident and disability system and shall be a member of the Iowa public employees' retirement system.

    Sec. ..... Section ninety-seven B point eleven (97B.11), Code 1975, is amended to read as follows:

    97B.11 CONTRIBUTIONS BY EMPLOYER AND EMPLOYEE.
    Each employer shall deduct from the wages of each
    member of the system a contribution in the amount
    of three and one-half percent of the covered wages
    paid by the employer for service through December 31, 1975, and in the amount of five percent of the
    covered wages by the employer for service after
    December 31, 1975, until the first of the month after the member's seventieth birthday or his termination or retirement from employment, whichever is earlier. The contributions of the member shall be matched by the employer.

    Sec. ..... Section ninety-seven B point forty-one (97B.41) subsection one (1), paragraph b, subparagraph three (3), Code 1975, is amended to read as follows:
    (3) For each calendar year from January 1, 1968,

[^66]:    Also: That the Senate has on June 14, 1975, adopted the following concurrent resolution in which the concurrence of the House is asked:

    Senate Concurrent Resolution 60, relating to denied claims by the State of Iowa.

[^67]:    Page 7
    1 be deemed abandoned. The petitioner may apply to
    2 the department for an extension of time to complete
    3 the improvements. The extension shall be granted
    4 by the department only if the petitioner has shown
    5 that the reasons for delay were of an unusual or
    6 unforeseeable nature or that the improvements are
    7 substantially completed. The department shall provide
    8 that upon termination of the proposed use, the right-
    9 of-way shall be subject to the conditions of this
    10 Act and for that purpose the right-of-way shall be 11 considered abandoned upon termination of authorized 12 use.

    Upon approval of the petition, where there is a duty to pay property taxes on the abandoned right-of-way, that duty shall attach to the petitioner's equitable interest in the property and the taxes accruing subsequent to the granting of the right to acquire the abandoned right-of-way, shall be considered an element of the fair market value of the property and shall be considered an additional cost of acquisition.

    Acquisition of property pursuant to this section by a public agency or person shall be in the manner provided by law. The property interest acquired pursuant to this section shall be prescribed by the department's order and may be a fee simple absolute, a determinable fee, an easement or any other interest less than a fee simple absolute that reasonably meets the requirements of the petitioner's plan. Unless the affected property owner agrees otherwise, any existing access and egress to contiguous land shall be unaffected by the petition, as approved.

    If the department finds that the petitioner is not exercising its right of eminent domain with due diligence, the department may revoke its order granting the petitioner a right to acquire the abandoned right-of-way and may grant such rights to a subsequent petitioner who is ready, willing and able to acquire the abandoned right-of-way for allocation to a use which is in the public interest.

    Sec. 12. NEW SECTION. INTEREST ACQUIRED IN ABANDONED RIGHT-OF-WAY. State agencies and affected political subdivisions of this state may acquire by purchase, gift, or devise any property interest in abandoned railroad rights-of-way and nonpossessory property interests in operating railroad rights-ofway prior to abandonment. Such interests may be transferred to other state agencies, political subdivisions, or persons for public uses, and such transfers shall be subject to conditions requiring

    ## Page 8

    1 public uses and providing for a reversion to the 2 department upon termination of the required public

[^68]:    H-4312
    Amend House File 352 as amended, passed and reprinted by the House as follows:

    1. Page 2, by striking lines 8 through 20 and inserting in lieu thereof the following:
    "Upon the application of the petitioner in the petition or by the respondent in the responsive pleading thereto or, within twenty days of appointment of an attorney appointed under section five hundred
    9 ninety-elght point twelve (598.12) of the Code, the
    10 court shall require the parties to participate in
    11 conciliation efforts for a period of sixty days from
    12 the issuance of an order setting forth the conciliation
[^69]:    H-4216
    1 Amend Senate File 192, as passed by the Senate 2 as follows:
    3 Page 2, by inserting after line 10 the following:
    4 "c. If a parent or guardian withholds consent,
    5 the judge upon application of a party to a proposed
    6 marriage shall determine if the consent has been

[^70]:    $\mathrm{H}-3652$
    Amend Senate File 100 as passed by the
    2 Senate as followa:

[^71]:    H-4343

[^72]:    from" and inserting in lieu thereof "appropriated from the general fund to".
    2. In the title, line 2 , by inserting after the word "occupations" the words "and to make appropriations".
    3. By renumbering the sections and correcting internal references in accordance with this amendment.

[^73]:    The Honorable Melvin D. Synhorst
    Secretary of State
    State Capitol Building
    Local
    Dear Mr. Secretary:
    I hereby transmit House File 431, an act making an appropriation to the Campaign Finance Disclosure Commission, amending laws relating to the administration of the campaign finance laws and providing penalties, and

[^74]:    65 By Brockett, Small, West, Branstad, Oakley, Varley, Cusack, Bittle, Crabb, Middle-

[^75]:    882 By Pellett. A bill for an act regulating, soil classifying, creating the board of soil

[^76]:    Supervisorm, Board of
    Handicapped persons, counties provide facilities and services for. SF 4, Shaw -HF 16, Higgins. SF 4 withdrawn. HF 16 approved 3-14-75. Became law by pub. 3-20-75.
    Bounties, certain wild animals, repeal. SF 16, Kelly-HF 88, Cusack.
    County conservation boards, offces for. HF 34, Wyckoff-SF 50, Norpel.
    Clerk of the district court appointed. HF 27, Spear, et al.
    Ambulance service, counties, all or portions, surcharge. SF 35, Shaff.
    Ambulance service, standards for, levy taxes, etc. HF 40, Drake, et al.
    Sheriff's salaries and office expenses, court expense fund. HF 41, Danker.
    County zoning, election. SF 49, Norpel-HF 135, Monroe.
    State park roads, and other, maintenance and repair of, conservation commission jurisdiction. HF 68, Small, et al.
    Increase dollar amount boards of supervisors may spend on buildings before bids required. SF 77, County Government-HF 101, County Government. HF 101 withdrawn. SF 77 vetoed 3-18-75.

[^77]:    EXAMINERSGeneral
    Social workers, licensing and regulation of. HF 83, Miller of Cerro Gordo, et al.-SF 185, Miller of Des Moines, et al. (companion)-SF 297,

[^78]:    FISH AND GAME-Also see Conservation and/or Hunting and/or Licensem, Sub-Ref. Fish and Game General
    Bounties, certain wild animals, repeal. SF 16, Kelly-HF 88, Cusack.
    Hunting adjacent to game breeding and shooting preserves, prohibit. HF 22. Oakley.

[^79]:    PHYSICAL THERAPY-See Medical-Profesional, Sub-Ref. Physical
    Therapy

[^80]:    Use
    Oxygen, prescribed, exempt from sales and use tax. HF 38, Lipsky. Approved 7-15-75.
    Admission tickets, schools, exempt from sales and use tax. HF 39, Junker. Carpentry repairs, exempt from sales and use tax. SF 138, Shaff.
    Solar energy systems of heating and cooling residential, commercial or public buildings, exemption from taxation for property used for. HF 468, Cusack.
    Industrial projects, municipalities, industrial equipment used, retail sales and use taxes applicable. HF 592, Harvey.

    ## TAX REVIEW, BOARD OF-

    ## General

    Appeal procedures, department of revenue and board of tax review. SF 142, Redmond.

    ## TEACHERS—See Schools, Sub-Ref. Teachers and/or Retirement

    ## TELEPHONE-See Communications

    TELEVISION-See Communications and/or Schools, Sub-Ref. Radio and TV TENANT-

    General
    Uniform Residential Landlord and Tenant Act. HF 515, Small, et al.-HF 770 , State Government. Same.

    ## TESTS-

    General
    Persons convicted of driving while intoxicated pay costs of chemical test administered. SF 80, Winkelman.

[^81]:    House File 206-1.016
    House Flle 208-675
    House File 215-573
    House File 217-909
    House File 221-662
    House File 238-518
    House File 239-909
    House File 243-593
    House File 267-401
    House File 283-909
    House File 313-631
    House File 332-593
    House File 333-452
    House File 334-452
    House File 335--452
    House File 345-631
    House File 348-784
    House File 352-662
    House File 362-909
    House File 367-961
    House File 368-477
    House File 374--802
    House File 390-822
    House File 399-518
    House File 414-784
    House File 424-604
    House File 431-631.
    House File 443-909
    House File 455-631
    House File 485-723
    House File 486-723
    House File 488-775
    House File 521-802
    House File 575-909
    House File 591-909
    House File 760-1240
    House File 870-1558
    House File 871-1558
    House File 880-1652
    House File 883-1696
    House File 887-1809
    House File 889-1939
    House File 890-1939
    House File 895-2118
    House File 896-2151
    House File 897-2151
    House File 898-2151
    House File 899-2151
    House File 900-2151
    House File 901-2151
    House File 902-2151
    House File 903-2151
    House File 904-2233
    House File 910-2321
    House File 911- $\mathbf{2 3 2 1}$
    Senate Joint Resolution 6-1914
    Senate Joint Resolution 12-1914
    Senate Joint Resolution 18-2288
    Senate File 18-1362
    Senate File 38-1829
    Senate File 39-573
    Senate File 74-1133

