

State of Iowa
2006

JOURNAL OF THE HOUSE

2006 EXTRAORDINARY SESSION EIGHTY-FIRST GENERAL ASSEMBLY

**Convened July 14, 2006
Adjourned July 14, 2006**

**THOMAS J. VILSACK, Governor
CHRISTOPHER RANTS, Speaker of the House
JOHN P. KIBBIE, Co-President of the Senate
JEFF LAMBERTI, Co-President of the Senate**

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JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, July 14, 2006

The House met pursuant to the provisions of Article III, sections two (2) and sixteen (16) of the Constitution of the State of Iowa having received the two-thirds majority, convened the Eighty-first General Assembly in an Extraordinary Session. The House was called to order at 10:07 a.m. by the Honorable Christopher Rants, Speaker of the House.

Prayer was offered by Reverend Jeff Holub, pastor of Fellowship Baptist Church, Des Moines. He was the guest of Representative Ed Fallon from Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jones of Mills on request of Gipp of Winneshiek; Zirkelbach of Jones on request of Murphy of Dubuque.

ORGANIZATION OF THE HOUSE

Gipp of Winneshiek moved that all organization matters not specifically provided for in Joint Rule 3 be the same for this Extraordinary Session as for the 2006 Regular Session of the Eighty-first General Assembly.

The motion prevailed.

Gipp of Winneshiek moved that the Chief Clerk of the House be directed to send a written message to the Governor and to the Senate informing them that the House was duly organized and ready to transact business and receive any messages that they may transmit.

The motion prevailed.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has, pursuant to Article III, section 2 of the Constitution of the State of Iowa, upon the written request of two-thirds of the members of both the Senate and the House, duly organized for the 2006 Special Session of the Eighty-first General Assembly and is ready to receive communications from the House.

MICHAEL E. MARSHALL, Secretary

The House stood at ease at 10:08 a.m., until the fall of the gavel.

The House resumed session at 11:11 a.m., Speaker Rants in the chair.

MOTION TO OVERRIDE GOVERNOR'S VETO

Gipp of Winneshiek called up for consideration **House File 2351**, an act relating to government authority, including eminent domain authority and condemnation procedures, and other properly related matters, and including effective and applicability provisions, vetoed by Governor Thomas J. Vilsack on June 2, 2006.

On the question "Shall the House, on reconsideration, agree to pass House File 2351 over the Governor's veto?"

The yeas were, 90:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gaskill	Gipp	Granzow	Greiner
Heaton	Heddens	Hoffman	Hogg
Horbach	Huseman	Huser	Hutter
Jacobs	Jenkins	Jochum	Kaufmann
Kressig	Kuhn	Kurtenbach	Lalk
Lukan	Lykam	Maddox	May
McCarthy	Mertz	Miller	Olson, D.
Olson, S.	Paulsen	Petersen	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Reasoner	Reichert	Roberts	Sands
Schickel	Schueller	Shomshor	Shoultz

Smith	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Mr. Speaker		
	Rants		

The nays were, 8:

Hunter	Jacoby	Lensing	Mascher
Murphy	Oldson	Olson, R.	Tomenga

Absent or not voting, 2:

Jones	Zirkelbach
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The bill having received a constitutional two-thirds majority was declared to have passed the House over the Governor's veto and the title was agreed to.

IMMEDIATE MESSAGE

Gipp of Winneshiek asked and received unanimous consent that **House File 2351** be immediately messaged to the Senate.

The House stood at ease at 11:47 a.m., until the fall of the gavel.

The House resumed session at 3:02 p.m., Speaker Rants in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on July 14, 2006, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 107, a Senate concurrent resolution to provide for adjournment sine die.

MICHAEL E. MARSHALL, Secretary

ADOPTION OF SENATE CONCURRENT RESOLUTION 107

Gipp of Winneshiek asked and received unanimous consent for the immediate consideration of Senate Concurrent Resolution 107 and moved its adoption:

- 1 Senate Concurrent Resolution 107
- 2 Committee on Rules and Administration
- 3 A Senate Concurrent Resolution to provide for
- 4 adjournment sine die.
- 5 *Be it resolved by the Senate, the House of*
- 6 *Representatives concurring,* That when adjournment is
- 7 had on Friday, July 14, 2006, it shall be the final
- 8 adjournment of the 2006 Extraordinary Session of the
- 9 Eighty-first General Assembly.

The motion prevailed and the resolution was adopted.

MESSAGE TO THE GOVERNOR AND TO THE SENATE

Gipp of Winneshiek moved that the Chief Clerk of the House be directed to send a written message to the governor and to the Senate informing them that the House of Representative was prepared to adjourn sine die pursuant to Senate Concurrent Resolution 107.

RESOLUTION FILED

HCR 113, by Rants and Murphy, a concurrent resolution to provide for adjournment sine die.

Laid over under **Rule 25**.

FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 107, duly adopted, the day of July 14, 2006 having arrived, the Speaker of the House, Christopher Rants, declared the 2006 Extraordinary Session of the House of Representatives of the Eighty-first General Assembly adjourned sine die at 3:03 p.m.

AMENDMENTS FILED

Amendments filed during the Eighty-first General Assembly, 2006 session, not otherwise printed in the House Journal:

H—8001

1 Amend House File 2045 as follows:

2 1. By striking page 1, line 1, through page 2,
3 line 4, and inserting the following:

4 "Section 1. Section 422.7, subsection 13, Code
5 2005, is amended to read as follows:

6 13. a. Subtract, to the extent included, the
7 amount of additional social security benefits taxable
8 under the Internal Revenue Code for tax years
9 beginning on or after January 1, 1994. The amount of
10 social security benefits taxable as provided in
11 section 86 of the Internal Revenue Code, as amended up
12 to and including January 1, 1993, with the adjustments
13 in paragraph "b", continues to apply for state income
14 tax purposes for tax years beginning on or after
15 January 1, 1994. Married taxpayers, who file a joint
16 federal income tax return and who elect to file
17 separate returns or who elect separate filing on a
18 combined return for state income tax purposes, shall
19 allocate between the spouses the amount of benefits
20 subtracted from net income in the ratio of the social
21 security benefits received by each spouse to the total
22 of these benefits received by both spouses.

23 b. In computing the amount of taxable social
24 security benefits under paragraph "a" for tax years
25 beginning on or after January 1, 2007, the term "base
26 amount" in section 86 of the Internal Revenue Code, as
27 amended up to and including January 1, 1993, means one
28 of the following:

29 (1) Except as otherwise provided in subparagraphs

30 (2) and (3), thirty thousand dollars,

31 (2) In the case of a joint return, thirty-eight

32 thousand four hundred dollars,

33 (3) In the case of a taxpayer who is married but

34 does not file a joint return and does not live apart

35 from the taxpayer's spouse at all times during the tax

36 year, zero.

37 c. (1) For the tax year beginning in the 2008

38 calendar year and for each subsequent tax year, the

39 adjusted base dollar amounts set forth in paragraph

40 "b" shall be multiplied by the cumulative adjustment

41 factor for that tax year. "Cumulative adjustment

42 factor" means the product of the annual adjustment

43 factor for the 2007 calendar year and all annual

44 adjustment factors for subsequent calendar years. The

45 cumulative adjustment factor applies to the tax year
46 beginning in the calendar year for which the latest
47 annual adjustment factor has been determined.
48 (2) The annual adjustment factor for the 2007
49 calendar year is one hundred percent. For each
50 subsequent calendar year, the annual adjustment factor

Page 2

1 equals the annual inflation factor for the calendar
2 year, in which the tax year begins, as computed in
3 section 422.4 for purposes of the individual income
4 tax."

5 2. Page 2, line 19, by striking the words "six
6 thousand" and inserting the following: "~~six~~ seven
7 thousand two hundred".

8 3. Page 2, line 21, by striking the words "twelve
9 thousand" and inserting the following: "~~twelve~~
10 fourteen thousand four hundred".

11 4. Page 2, by striking line 29 and inserting the
12 following: "up to ~~twelve~~ fourteen thousand four
13 hundred dollars. The ~~twelve~~ fourteen thousand four
14 hundred dollar".

15 5. By striking page 2, line 34, through page 3,
16 line 23, and inserting the following:

17 "b. (1) For the tax year beginning in the 2008
18 calendar year and for each subsequent tax year, the
19 maximum exclusion dollar amounts set forth in
20 paragraph "a" shall be multiplied by the cumulative
21 adjustment factor for that tax year. "Cumulative
22 adjustment factor" means the product of the annual
23 adjustment factor for the 2007 calendar year and all
24 annual adjustment factors for subsequent calendar
25 years. The cumulative adjustment factor applies to
26 the tax year beginning in the calendar year for which
27 the latest annual adjustment factor has been
28 determined.

29 (2) The annual adjustment factor for the 2007
30 calendar year is one hundred percent. For each
31 subsequent calendar year, the annual adjustment factor
32 equals the annual inflation factor for the calendar
33 year, in which the tax year begins, as computed in
34 section 422.4 for purposes of the individual income
35 tax."

36 6. Title page, line 1, by striking the words
37 "phasing out" and inserting the following:
38 "reducing".

H—8008

- 1 Amend the amendment, H-1542, to House File 540, as
2 amended, passed, and reprinted by the House, as
3 follows:
- 4 1. Page 1, by striking lines 3 through 26, and
5 inserting the following:
- 6 " _____. By striking everything after the
7 enacting clause and inserting the following:
- 8 "Section 1. NEW SECTION. 321.267A TRAFFIC
9 ACCIDENTS INVOLVING CERTIFIED LAW ENFORCEMENT OFFICERS
10 — REPORTS.
- 11 1. Any traffic accident involving the operation of
12 a motor vehicle by a certified law enforcement officer
13 shall be reported to the department by the officer's
14 employer. The officer's employer shall certify to the
15 department whether or not the accident occurred in the
16 line of duty while operating an official government
17 vehicle.
- 18 2. Notwithstanding section 321.200, upon receiving
19 a certification pursuant to subsection 1, the
20 department shall not include a notation of the
21 accident described in the certification on the
22 officer's driving record.
- 23 3. The provisions of this section shall not
24 relieve a certified law enforcement officer operating
25 a motor vehicle of the duty to drive with due regard
26 for the safety of all persons, and shall not protect a
27 certified law enforcement officer from the
28 consequences of the officer's reckless disregard for
29 the safety of others.
- 30 4. For the purposes of this section, "certified law
31 enforcement officer" means a law enforcement officer
32 who is certified through the Iowa law enforcement
33 academy as provided in section 80B.13, subsection 3,
34 or section 80B.17."

TOMENGA of Polk

H-8010

- 1 Amend the amendment, H-8008, to the Senate
2 amendment, H-1542, to House File 540, as amended,
3 passed, and reprinted by the House as follows:
- 4 1. Page 1, line 9, by inserting after the word
5 "OFFICERS" the following: "OR EMERGENCY SERVICES
6 PROVIDERS".
- 7 2. Page 1, line 12, by inserting after the word
8 "officer" the following: "or emergency services
9 provider".
- 10 3. Page 1, line 13, by inserting after the word
11 "officer's" the following: "or provider's".

- 12 4. Page 1, line 14, by inserting after the word
 13 "officer's" the following: "or provider's".
 14 5. Page 1, line 22, by inserting after the word
 15 "officer's" the following: "or provider's".
 16 6. Page 1, line 24, by inserting after the word
 17 "officer" the following: "or emergency services
 18 provider".
 19 7. Page 1, line 27, by inserting after the word
 20 "officer" the following: "or emergency services
 21 provider".
 22 8. Page 1, line 28, by inserting after the word
 23 "officer's" the following: "or provider's".
 24 9. Page 1, by inserting after line 34, the
 25 following:
 26 "____. For the purposes of this section,
 27 "emergency services provider" means an emergency
 28 medical care provider or emergency rescue technician
 29 as defined in section 147A.1 or a fire fighter as
 30 defined in section 411.1."
 31 10. By renumbering as necessary.

THOMAS of Clayton

H-8013

- 1 Amend House File 2238 as follows:
 2 1. Page 10, line 6, by striking the figure "15"
 3 and inserting the following: "6.3226".

WATTS of Dallas

H-8015

- 1 Amend the amendment, H-8013, to House File 2238 as
 2 follows:
 3 1. Page 1, by inserting after line 3 the
 4 following:
 5 "____. Page 24, by inserting after line 12 the
 6 following:
 7 "Sec.____. 2005 Iowa Acts, chapter 164, section
 8 10, subsection 2, is amended to read as follows:
 9 2. Up to ~~15~~ 6.32198 percent of the amount
 10 appropriated in this section that is actually received
 11 shall be used for residential weatherization or other
 12 related home repairs for low-income households. Of
 13 this allocation amount, not more than 10 percent may
 14 be used for administrative expenses.
 15 Sec.____. EFFECTIVE DATE. The section of this Act
 16 amending 2005 Iowa Acts, chapter 164, section 10,
 17 being deemed of immediate importance, takes effect
 18 upon enactment."
 19 _____. Title page, line 5, by inserting after the

20 word "anticipated" the following: "and providing an
 21 effective date".
 22 2. By renumbering as necessary.

WATTS of Dallas

H-8017

1 Amend the amendment, H-8013, to House File 2238 as
 2 follows:

3 1. Page 1, line 3, by striking the figure
 4 "6.3226" and inserting the following: "10".

5 2. Page 1, by inserting after line 3 the
 6 following:

7 "____. Page 24, by inserting after line 12 the
 8 following:

9 "Sec.____. WEATHERIZATION. There is appropriated
 10 from the general fund of the state to the division of
 11 community action agencies of the department of human
 12 rights for the fiscal year beginning July 1, 2005, and
 13 ending June 30, 2006, the following amount, or so much
 14 thereof as is necessary, to be used for the purposes
 15 designated:

16 For residential weatherization or other related
 17 home repairs for low-income persons, to supplement the
 18 amount allocated for this purpose in 2005 Iowa Acts,
 19 chapter 164, section 10, subsection 2:

20 \$ 6,000,000

21 Notwithstanding section 8.33, moneys appropriated
 22 in this section that remain unencumbered or
 23 unobligated at the close of the fiscal year shall not
 24 revert but shall remain available for expenditure for
 25 the purposes designated until the close of the
 26 succeeding fiscal year.

27 Sec.____. 2005 Iowa Acts, chapter 164, section 10,
 28 subsection 2, is amended to read as follows:

29 2. Up to ~~15~~ 10 percent of the amount appropriated
 30 in this section that is actually received shall be
 31 used for residential weatherization or other related
 32 home repairs for low-income households. Of this
 33 allocation amount, not more than 10 percent may be
 34 used for administrative expenses.

35 Sec.____. EFFECTIVE DATE. The sections of this
 36 Act making an appropriation to the division of
 37 community action agencies for the fiscal year
 38 beginning July 1, 2005, and amending 2005 Iowa Acts,
 39 chapter 164, section 10, being deemed of immediate
 40 importance, take effect upon enactment."

41 _____. Title page, line 5, by inserting after the
 42 word "anticipated" the following: "and providing an

43 effective date”.”

44 3. By renumbering as necessary.

HOGG of Linn

H-8018

1 Amend House File 2235 as follows:

2 1. Page 1, line 15, by inserting after the word
3 "litem." the following: "The court appointed special
4 advocate or other person designated by the court shall
5 provide recommendations to the guardian ad litem in a
6 timely manner that allows the guardian ad litem to
7 incorporate the recommendations in representing the
8 best interests of the child before the court."

SMITH of Marshall

H-8019

1 Amend the amendment, H-8008, to the Senate
2 amendment, H-1542, to House File 540, as amended,
3 passed, and reprinted by the House, as follows:

4 1. Page 1, line 9, by inserting after the word
5 "OFFICERS" the following: "OR CERTIFIED EMERGENCY
6 SERVICES PROVIDERS".

7 2. Page 1, line 12, by inserting after the word
8 "officer" the following: "or certified emergency
9 services provider".

10 3. Page 1, line 13, by inserting after the word
11 "officer's" the following: "or provider's".

12 4. Page 1, line 14, by inserting after the word
13 "officer's" the following: "or provider's".

14 5. Page 1, line 22, by inserting after the word
15 "officer's" the following: "or provider's".

16 6. Page 1, line 24, by inserting after the word
17 "officer" the following: "or certified emergency
18 services provider".

19 7. Page 1, line 27, by inserting after the word
20 "officer" the following: "or certified emergency
21 services provider".

22 8. Page 1, line 28, by inserting after the word
23 "officer's" the following: "or provider's".

24 9. Page 1, by inserting after line 34, the
25 following:

26 "____. For the purposes of this section, "certified
27 emergency services provider" means an emergency
28 medical care provider or emergency rescue technician
29 as defined in section 147A.1 or a fire fighter as
30 defined in section 411.1."

31 _____. Title page, line 2, by inserting after the
32 word "officers" the following: "and certified

- 33 emergency services providers".
34 10. By renumbering as necessary.

THOMAS of Clayton

H-8023

- 1 Amend House File 2351 as follows:
2 1. Page 1, by inserting after line 25, the
3 following:
4 "Sec. ____ Section 6A.21, subsection 1, paragraph
5 b, Code 2005, is amended to read as follows:
6 b. "Private development purposes" means the
7 construction of, or improvement related to,
8 recreational trails in counties with less than three
9 hundred thousand population, recreational development
10 paid for primarily with private funds, housing and
11 residential development, or commercial or industrial
12 enterprise development."
13 2. By renumbering as necessary.

FALLON of Polk

H-8027

- 1 Amend House File 2351 as follows:
2 1. By striking everything after the enacting
3 clause, and inserting the following:
4 "Section 1. NEW SECTION. 6A.22 CONDEMNATION OF
5 CERTAIN RESIDENTIAL PROPERTY – DEFINITIONS.
6 1. As used in this chapter and chapter 6B, unless
7 the context otherwise requires:
8 a. "Private development purposes" means the
9 construction of, or improvement related to,
10 recreational development paid for primarily with
11 private funds, housing and residential development, or
12 commercial or industrial enterprise development.
13 b. "Public use", "public purpose", or "public
14 improvement" does not include the authority to condemn
15 residential property for private development purposes
16 unless the owner of the residential property consents
17 to the condemnation.
18 c. "Residential property" means real property
19 which is an owner-occupied single-family dwelling or
20 an owner-occupied dwelling containing no more than two
21 single-family dwelling units, and structures
22 incidental or appurtenant to the dwelling.
23 Residential property does not include any real
24 property declared to be a horizontal property regime
25 under chapter 499B.
26 2. The limitation in subsection 1 on the
27 definition of public use, public purpose, or public

28 improvement does not apply to a slum area or blighted
29 area as defined in section 403.17, or to property
30 necessary for a municipal housing project under
31 chapter 403A, or to the establishment, relocation, or
32 improvement of a road pursuant to chapter 306, or to
33 the establishment of a railway under the supervision
34 of the department of transportation as provided in
35 section 327C.2, or to an airport as defined in section
36 328.1, or to land acquired in order to replace or
37 mitigate land used in a road project when federal law
38 requires replacement or mitigation. This limitation
39 also does not apply to utilities or persons under the
40 jurisdiction of the Iowa utilities board in the
41 department of commerce or to any other utility
42 conferred the right by statute to condemn private
43 property or to otherwise exercise the power of eminent
44 domain.

45 Sec. 2. Section 403.7, Code 2005, is amended to
46 read as follows:

47 403.7 CONDEMNATION OF PROPERTY.

48 A municipality shall have the right to acquire by
49 condemnation any interest in real property, including
50 a fee simple title thereto, which it may deem

Page 2

1 necessary for or in connection with an urban renewal
2 project under this chapter, subject to the limitations
3 on eminent domain authority in chapter 6A. However, a
4 municipality shall not condemn agricultural land
5 included within an economic development area unless
6 the owner of the agricultural land consents to
7 condemnation or unless the agricultural land is to be
8 acquired for industry as that term is defined in
9 section 260E.2. A municipality ~~may~~ shall exercise the
10 power of eminent domain in the manner provided in
11 chapter 6B, ~~and Acts amendatory to that chapter or~~
12 ~~supplementary to that chapter, or it may exercise the~~
13 ~~power of eminent domain in the manner now or which may~~
14 ~~be hereafter provided by any other statutory~~
15 ~~provisions for the exercise of the power of eminent~~
16 ~~domain.~~ Property already devoted to a public use may
17 be acquired in like manner. However, real property
18 belonging to the state, or any political subdivision
19 of this state, shall not be acquired without its
20 consent, and real property or any right or interest in
21 the property owned by any public utility company,
22 pipeline company, railway or transportation company
23 vested with the right of eminent domain under the laws
24 of this state, shall not be acquired without the
25 consent of the company, or without first securing,
26 after due notice to the company and after hearing, a

27 certificate authorizing condemnation of the property
 28 from the board, commission or body having the
 29 authority to grant a certificate authorizing
 30 condemnation. In a condemnation proceeding, if a
 31 municipality proposes to take a part of a lot or
 32 parcel of real property, the municipality shall also
 33 take the remaining part of the lot or parcel if
 34 requested by the owner.

35 Sec. 3. Section 403A.20, Code 2005, is amended to
 36 read as follows:

37 403A.20 CONDEMNATION OF PROPERTY.

38 A municipality shall have the right to acquire by
 39 condemnation any interest in real property, including
 40 a fee simple title thereto, which it may deem
 41 necessary for or in connection with a municipal
 42 housing project under this chapter. A municipality
 43 ~~may shall~~ exercise the power of eminent domain in the
 44 manner provided in chapter 6B, ~~and acts amendatory~~
 45 ~~thereof or supplementary thereto, or it may exercise~~
 46 ~~the power of eminent domain in the manner now or which~~
 47 ~~may be hereafter provided by any other statutory~~
 48 ~~provisions for the exercise of the power of eminent~~
 49 ~~domain.~~ Property already devoted to a public use may
 50 be acquired in like manner: ~~Provided, that no;~~

Page 3

1 ~~However,~~ real property belonging to the state, or any
 2 political subdivision thereof, ~~may shall not~~ be
 3 acquired without its consent, ~~provided further that no~~
 4 ~~and~~ real property or any right or interest therein in
 5 the property owned by any public utility company,
 6 pipeline company, railway or transportation company
 7 vested with the right of eminent domain under the laws
 8 of this state, shall not be acquired without the
 9 consent of ~~such~~ the company, or without first
 10 securing, after due notice to ~~such~~ the company and
 11 after hearing, a certificate authorizing condemnation
 12 of such property from the board, commission or body
 13 having the authority to grant a certificate
 14 authorizing condemnation.

15 In a condemnation proceeding, if a municipality
 16 proposes to take a part of a lot or parcel of real
 17 property, the municipality shall also take the
 18 remaining part of the lot or parcel if requested by
 19 the owner."

20 2. Title page, by striking lines 1 through 4, and
 21 inserting the following: "An Act limiting the
 22 exercise of eminent domain authority over certain
 23 residential property."

H-8028

- 1 Amend House File 2351 as follows:
- 2 1. Page 2, by striking lines 29 through 33, and
- 3 inserting the following:
- 4 "(5) The acquisition of a census tract, as
- 5 determined in the most recent federal census, or a
- 6 portion of a census tract, if the tract or portion
- 7 thereof is located in that part of an urban renewal
- 8 area designated as a slum or blighted area and if the
- 9 tract or a portion thereof is determined by the
- 10 municipality to be in a predominantly slum or blighted
- 11 condition."
- 12 2. Page 4, by striking lines 6 and 7, and
- 13 inserting the following: "source or for recreational
- 14 use".
- 15 3. By striking page 9, line 18, through page 10,
- 16 line 2.
- 17 4. By striking page 20, line 25, through page 21,
- 18 line 2.
- 19 5. By renumbering as necessary.

JENKINS of Black Hawk
HOFFMAN of Crawford

H-8030

- 1 Amend House File 2239 as follows:
- 2 1. Page 1, line 13, by striking the words "full
- 3 partners" and inserting the following: "participants".

WINCKLER of Scott

H-8031

- 1 Amend the amendment, H-8025, to House File 2351 as
- 2 follows:
- 3 1. Page 1, by inserting after line 7, the
- 4 following:
- 5 " _____. By striking page 2, line 29, through page
- 6 3, line 28."
- 7 2. By renumbering as necessary.

PAULSEN of Linn

H-8034

- 1 Amend the amendment, H-8025, to House File 2351 as
- 2 follows:
- 3 1. Page 1, by inserting before line 47 the
- 4 following:
- 5 " _____. Page 17, line 26, by inserting after the

- 6 word "body." the following: "The approval requirement
7 of this section applies only to the governing bodies
8 of political subdivisions located in this state."
9 2. By renumbering as necessary.

ALONS of Sioux
WILDERDYKE of Harrison
CHAMBERS of O'Brien
KAUFMANN of Cedar

H-8044

- 1 Amend House File 2351 as follows:
2 1. Page 20, line 31, by inserting after the word
3 "following" the following: ", but only to the extent
4 the city had this power prior to July 1, 2006".

WATTS of Dallas

H-8045

- 1 Amend the amendment, H-8025, to House File 2351 as
2 follows:
3 1. Page 1, by inserting before line 47, the
4 following:
5 "___ Page 17, line 26, by inserting after the
6 word "body." the following: "This section does not
7 apply to an entity created by or on behalf of
8 political subdivisions located in more than one
9 state.""

ALONS of Sioux

H-8050

- 1 Amend House File 2239 as follows:
2 1. Page 1, line 13, by striking the word
3 "partners" and inserting the following:
4 "participants".

WINCKLER of Scott

H-8051

- 1 Amend House File 2445 as follows:
2 1. Page 1, line 32, by striking the words and
3 figure "up to the limit specified in subsection 6B".

WISE of Lee

H-8059

- 1 Amend House File 2510 as follows:
2 1. Page 1, line 22, by striking the words
3 "respondent and applicant" and inserting the
4 following: "applicant and the attorney, guardian, or
5 guardian ad litem for the respondent".
6 2. By renumbering as necessary.

EICHHORN of Hamilton

H-8066

- 1 Amend House File 2540 as follows:
2 1. By striking page 6, line 31, through page 7,
3 line 6.
4 2. Page 10, by striking lines 11 through 13 and
5 inserting the following:
6 "___ Moneys in the national pollutant discharge
7 elimination system permit fund shall be used only as
8 provided in appropriations made from the fund by the
9 general assembly which may include for purposes
10 relating to expediting the department's processing
11 of".

DE BOEF of Keokuk

H-8067

- 1 Amend Senate File 2076, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting before line 1 the
4 following:
5 "Section 1. Section 459.312, subsection 4, Code
6 2005, is amended to read as follows:
7 4. a. The department shall deliver a copy of all
8 of the following to a designated county board of
9 supervisors:
10 (1) An original manure management plan or require
11 the person submitting the manure management plan to
12 deliver a copy of the. If a person is required to be
13 issued a permit for the construction of the manure
14 storage structure as provided in section 459.303, the
15 original manure management plan shall accompany the
16 application for the construction permit as provided in
17 section 459.303.
18 (2) Any updated manure management plan to. If the
19 owner of a confinement feeding operation files a
20 document in lieu of submitting a complete plan as
21 provided in this section, the department shall deliver
22 a copy of that document to each designated county
23 board of supervisors.

24 b. For purposes of this subsection, a "designated
25 county board of supervisors" includes all of the
26 following:
27 a. (1) The county board of supervisors in the
28 county where the manure storage structure owned by the
29 person is located.
30 b. (2) The county board of supervisors in the
31 county where the manure storage structure is proposed
32 to be constructed. If the person is required to be
33 issued a permit for the construction of the manure
34 storage structure as provided in section 459.303, the
35 manure management plan shall accompany the application
36 for the construction permit as provided in section
37 459.303.
38 c. (3) The county board of supervisors in the
39 county where the manure is to be applied.
40 The manure management plan shall be filed with the
41 county board of supervisors.
42 c. The department shall deliver the manure
43 management plan and related documents by electronic
44 transmission, unless the department and a designated
45 county board of supervisors agrees to another delivery
46 method. The county auditor or other county officer
47 designated by the county board of supervisors may
48 accept the manure management plan and related
49 documents on behalf of the board."
50 2. By renumbering as necessary.

DE BOEF of Keokuk

H-8075

1 Amend Senate File 2232, as passed by the Senate, as
2 follows:
3 1. Page 4, by inserting after line 31 the
4 following:
5 "Sec. ____ Section 307.40, Code 2005, is amended
6 to read as follows:
7 307.40 COPIES OF CONTRACTS TO LEGISLATIVE SERVICES
8 AGENCY.
9 The department shall give a copy of each of the
10 following contracts to the legislative services
11 agency:
12 1. Each contract for construction or
13 reconstruction of roads, streets, or bridges entered
14 into by the department in which the contract price is
15 for five million dollars or more to the legislative
16 services agency.
17 2. Each contract for lease or purchase of land or
18 buildings, other than land or buildings needed for a
19 highway construction project, entered into by the
20 department in which the contract price or annual lease

21 cost is five hundred thousand dollars or more."

22 2. By renumbering as necessary.

FORD of Polk

H-8076

1 Amend Senate File 2232, as passed by the Senate, as
2 follows:

3 1. Page 4, by inserting after line 31 the
4 following:

5 "Sec. ____ Section 307.10, Code Supplement 2005,
6 is amended by adding the following new subsection:
7 NEW SUBSECTION. 14A. Approve any change in the
8 location of an existing driver's license issuance site
9 operated by the department and the location of any new
10 site.

11 Sec. ____ Section 307.12, Code Supplement 2005, is
12 amended by adding the following new subsection:
13 NEW SUBSECTION. 16. Recommend to the commission
14 any proposed location or change in the location of a
15 driver's license issuance site operated by the
16 department. The director shall hold at least one
17 public hearing in the area served by a driver's
18 license issuance site prior to recommending a location
19 change for an existing site."

20 2. By renumbering as necessary.

FORD of Polk

H-8078

1 Amend House File 2540 as follows:

2 1. By striking page 7, line 20, through page 8,
3 line 8.

4 2. By renumbering as necessary.

REASONER of Union

H-8084

1 Amend House File 2459 as follows:

2 1. Page 12, by inserting after line 32 the
3 following:

4 "Sec. ____ Section 91D.1, subsection 1, paragraph
5 a, Code 2005, is amended to read as follows:

6 a. The hourly wage stated in the federal minimum
7 wage law, pursuant to 29 U.S.C. § 206, shall be
8 increased to ~~\$3.85 on January 1 of 1990, \$4.25 on~~
9 ~~January 1 of 1991, and \$4.65~~ \$6.15 on January 1 of
10 ~~1992, 2007.~~

11 Sec. ____ Section 91D.1, subsection 1, paragraph

- 12 d, Code 2005, is amended by striking the paragraph."
13 2. By renumbering as necessary.

MURPHY of Dubuque

H-8090

- 1 Amend the amendment, H-8085, to House File 2459 as
2 follows:
3 1. Page 1, line 7, by striking the figure
4 "4,363,557" and inserting the following: "4,563,557".
5 2. Page 1, by inserting after line 20 the
6 following:
7 "____. Page 6, line 33, by striking the figure
8 "550,000" and inserting the following: "750,000"."

HOGG of Linn

H-8094

- 1 Amend the amendment, H-8085, to House File 2459 as
2 follows:
3 1. Page 1, line 7, by striking the figure
4 "4,363,557" and inserting the following: "7,563,557".
5 2. Page 1, line 12, by striking the figure
6 "2,000,000" and inserting the following: "5,000,000".
7 3. Page 1, by inserting after line 20 the
8 following:
9 "____. Page 6, line 33, by striking the figure
10 "550,000" and inserting the following: "750,000"."

HOGG of Linn

H-8098

- 1 Amend House File 2638 as follows:
2 1. Page 1, by inserting after line 4 the
3 following:
4 "Sec. _____. Section 235B.6, subsection 1, Code
5 Supplement 2005, is amended to read as follows:
6 1. Notwithstanding chapter 22, the confidentiality
7 of all dependent adult abuse information shall be
8 maintained, except as specifically provided by
9 subsections 2 and 3. The department shall not reveal
10 the identity of the reporter of dependent adult abuse
11 unless otherwise ordered by the court or an
12 administrative law judge."
13 2. By renumbering as necessary.

SMITH of Marshall

H-8099

1 Amend House File 2595 as follows:

2 1. Page 1, by inserting after line 34, the
3 following:

4 "Sec. ____ Section 15E.192, subsection 3, Code
5 Supplement 2005, is amended to read as follows:
6 3. a. (1) An enterprise zone certified by the
7 department pursuant to subsection 2 shall only be
8 amended if the amendment consists of an area being
9 added to the enterprise zone and the added area meets
10 the criteria of section 15E.194, subsection 2. An
11 enterprise zone certified by the department pursuant
12 to subsection 1 or 2 may be decertified; however, if a
13 subsequent enterprise zone is designated, the
14 expiration date of the subsequent enterprise zone
15 shall be the same as the expiration date of the
16 decertified enterprise zone. A portion of a certified
17 enterprise zone may be decertified, provided that the
18 remaining portion of the certified enterprise zone
19 meets the distress criteria provided in section
20 15E.194.

21 (2) A city or county that is not eligible to
22 designate an enterprise zone but previously designated
23 enterprise zones pursuant to section 15E.194, Code
24 1997, which were equivalent in area to one percent of
25 the total county area may decertify all or a portion
26 of an enterprise zone and designate a subsequent
27 enterprise zone if all of the following criteria are
28 met:

29 (a) A subsequent enterprise zone of equivalent
30 area or less is designated.

31 (b) The subsequent enterprise zone meets the same
32 distress criteria as were applicable to the
33 decertified enterprise zone.

34 (c) The expiration date of the subsequent
35 enterprise zone is the same as the expiration date of
36 the decertified enterprise zone.

37 b. A county or city may apply to the department
38 for an area to be certified as an enterprise zone at
39 any time prior to March 1, ~~2006~~ 2012. However, the
40 total amount of land designated as enterprise zones
41 under subsections 1 and 2, and any other enterprise
42 zones certified by the department, excluding those
43 approved pursuant to section 15E.194, subsection 4,
44 shall not exceed in the aggregate one percent of the
45 total county area."

46 2. By renumbering as necessary.

H-8103

- 1 Amend House File 2521 as follows:
- 2 1. Page 21, by inserting after line 33 the
- 3 following:
- 4 "Sec. _____. Section 11.5B, Code 2005, is repealed."
- 5 2. By renumbering as necessary.

HUNTER of Polk

H-8117

- 1 Amend House File 2558 as follows:
- 2 1. Page 22, line 3, by inserting after the word
- 3 "companies." the following: "The employee mileage
- 4 reimbursement under section 8A.363 for the use of a
- 5 personal vehicle for the fiscal year shall be at least
- 6 the maximum allowable under the federal internal
- 7 revenue service rules per mile, and the reimbursement
- 8 rates for per diem allowances shall also provide the
- 9 maximum allowable during the fiscal year under the
- 10 federal travel regulations for government travel rules
- 11 applicable to the appropriate type of expense."

T. TAYLOR of Linn

H-8118

- 1 Amend the amendment, H-8084, to House File 2459 as
- 2 follows:
- 3 1. Page 1, by striking lines 6 through 10 and
- 4 inserting the following:
- 5 "a. (1) The hourly wage stated in the federal
- 6 minimum wage law, pursuant to 29 U.S.C. § 206, shall
- 7 be increased to \$3.85 on January 1 of 1990, \$4.25 on
- 8 January 1 of 1991, and \$4.65 on January 1 of 1992.
- 9 (2) Notwithstanding the minimum wage specified in
- 10 subparagraph (1), if there is enacted by the Eighty-
- 11 first General Assembly, 2006 Session, an amendment to
- 12 section 85.3, subsection 1, to provide that for the
- 13 purposes of chapter 85, an employer is required to pay
- 14 workers' compensation benefits for a personal injury
- 15 sustained by an employee in the course of employment
- 16 if the employment activity was the predominant factor
- 17 causing the injury; an amendment to section 441.21
- 18 that provides that the increase in the assessed values
- 19 for residential, agricultural, commercial, and
- 20 industrial property shall be limited to the percentage
- 21 increase of that class of property that has the lowest
- 22 percentage increase for the applicable assessment year
- 23 under the allowable limit adjusted to include the
- 24 applicable and current values as equalized by the

25 director of revenue; and amendments to section 730.5
26 in House File 703 relating to private sector employee
27 drug testing, then the hourly wage stated in the
28 federal minimum wage law, pursuant to 29 U.S.C. § 206,
29 shall be increased to \$6.15 on January 1, 2007."

LUKAN of Dubuque

H-8119

1 Amend House File 2513 as follows:
2 1. Page 1, by inserting after line 25 the
3 following:
4 "Sec. ____ Section 68A.102, Code Supplement 2005,
5 is amended by adding the following new subsection:
6 NEW SUBSECTION. 23. "527 tax-exempt group" means
7 a tax-exempt group organized under section 527 of the
8 Internal Revenue Code to raise moneys for political
9 activities including voter mobilization efforts, issue
10 advocacy, and other political activities.
11 Sec. ____ NEW SECTION. 68A.105 CERTAIN ACCOUNTS
12 BY CANDIDATES PROHIBITED.
13 A candidate for public office shall not establish,
14 maintain, advise, conduct fundraising for, or
15 determine allocations from a 527 tax-exempt group."
16 2. By renumbering as necessary.

JOCHUM of Dubuque

H-8120

1 Amend House File 2594 as follows:
2 1. Page 1, by inserting before line 1 the
3 following:
4 "Section 1. Section 68A.102, Code Supplement 2005,
5 is amended by adding the following new subsection:
6 NEW SUBSECTION. 23. "527 tax-exempt group" means
7 a tax-exempt group organized under section 527 of the
8 Internal Revenue Code to raise moneys for political
9 activities including voter mobilization efforts, issue
10 advocacy, and other political activities.
11 Sec. 2. NEW SECTION. 68A.105 CERTAIN ACCOUNTS BY
12 CANDIDATES PROHIBITED.
13 A candidate for public office shall not establish,
14 maintain, advise, conduct fundraising for, or
15 determine allocations from a 527 tax-exempt group."
16 2. By renumbering as necessary.

JOCHUM of Dubuque

H-8129

1 Amend the amendment, H-8065, to House File 2459 as
2 follows:

3 1. Page 1, by striking lines 2 through 22 and
4 inserting the following:

5 "____. Page 12, by inserting after line 32 the
6 following:

7 "Sec. ____ Section 91D.1, subsection 1, paragraph
8 a, Code 2005, is amended to read as follows:

9 a. The hourly wage stated in the federal minimum
10 wage law, pursuant to 29 U.S.C. § 206, shall be
11 increased to ~~\$3.85 on January 1 of 1990, \$4.25 on~~
12 ~~January 1 of 1991, and \$4.65~~ \$6.15 on January 1 of
13 ~~1992, 2007.~~

14 Sec. ____ Section 91D.1, subsection 1, paragraph
15 d, Code 2005, is amended by striking the paragraph. ""

16 2. By renumbering as necessary.

MURPHY of Dubuque

H-8133

1 Amend the amendment, H-8076, to Senate File 2232,
2 as passed by the Senate, as follows:

3 1. Page 1, by striking line 19 and inserting the
4 following: "change for an existing site.

5 Sec. ____ **NEW SECTION. 321.258A OFFICIAL TRAFFIC**
6 **CONTROL SIGNAL WITH RED LIGHT CAMERA.**

7 1. If a red light camera is in use at the site of
8 an official traffic control signal, any yellow light
9 on the traffic control signal shall remain illuminated
10 for a minimum of five seconds before the next light in
11 the sequence is activated.

12 2. For purposes of this section, "red light
13 camera" means a device installed on or in proximity to
14 an official traffic control signal to produce recorded
15 images for the purpose of enforcement of traffic
16 laws. ""

BAUDLER of Adair

H-8138

1 Amend House File 2654 as follows:

2 1. Page 1, by striking lines 24 through 27.

3 2. Page 25, line 8, by striking the figure
4 "321.124,".

5 3. Page 25, line 9, by striking the figure
6 "321.1,".

7 4. By renumbering as necessary.

TJEPKES of Webster

H-8139

1 Amend House File 2650 as follows:

- 2 1. Page 1, line 33, by inserting after the word
3 "section" the following: "and the holder of a
4 security interest in such a motor vehicle, as
5 applicable,".
6 2. Page 2, line 3, by inserting after the word
7 "day." the following: "However, if the value of the
8 motor vehicle is less than the security interest in
9 the vehicle, all fees shall be divided equally between
10 the lienholder and the political subdivision
11 impounding the vehicle."

HUTTER of Scott

H-8141

1 Amend House File 2631 as follows:

- 2 1. Page 6, by inserting after line 10 the
3 following:
4 "Sec. ____ NEW SECTION. 261.21 INTENT -
5 EQUITABLE FINANCIAL AWARDS.
6 1. It is the intent of the general assembly that
7 the commission award tuition grants and proprietary
8 tuition grants to students equitably, disregarding the
9 corporate status of the postsecondary institution in
10 which the individual is enrolled.
11 2. The commission shall include in its annual
12 budget submission, recommendations that adequate
13 funding for the tuition grant and proprietary tuition
14 grant programs be provided to ensure that equitable
15 educational assistance is granted for students
16 participating in the programs regardless of the
17 corporate status of the postsecondary institutions
18 which receive state moneys under the programs."
19 2. By renumbering as necessary.

BUKTA of Clinton

H-8143

1 Amend House File 2445 as follows:

- 2 1. Page 2, by inserting after line 23 the
3 following:
4 "g. Agriculture."
5 2. By renumbering as necessary.

ANDERSON of Page

H-8146

1 Amend House File 2332 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 232.4, Code 2005, is amended
5 to read as follows:

6 232.4 JURISDICTION – SUPPORT OBLIGATION =
7 CUSTODY.

8 1. Notwithstanding any other provision of this
9 chapter, and for the purposes of establishing a
10 parental liability obligation for a child under the
11 jurisdiction of the juvenile court, a support
12 obligation shall be established pursuant to section
13 234.39.

14 2. a. For the purposes of modifying an order for
15 custody, physical care, or support of a child under
16 the jurisdiction of the juvenile court, if a
17 permanency order of the juvenile court issued pursuant
18 to section 232.58 or 232.104 transfers the legal
19 custody of the child to a parent who is subject to an
20 order to pay an accruing child support obligation
21 entered under any chapter of the Code, the transfer
22 constitutes a substantial change in circumstances
23 pursuant to section 598.21C, subsection 1, paragraph
24 "k", and for the purposes of section 598.41. Upon
25 issuance of a permanency order described in this
26 subsection, the juvenile court shall submit a copy of
27 the permanency order to the district court in each
28 county where a custody, physical care, or support
29 order involving the parents is entered. A copy of the
30 permanency order shall be personally served or sent by
31 regular mail to the last known address of a parent,
32 the obligee of the accruing support obligation, and to
33 the child support recovery unit. The district court
34 shall modify any existing custody, physical care, or
35 support order to reflect the provisions of the
36 permanency order submitted, subject to the provisions
37 of paragraphs "b", "c", and "d". The district court
38 order modifying support shall be effective upon
39 filing. Unpaid support which accrued prior to the
40 filing date remains due and owing.

41 b. The provisions of chapter 252K and 28 U.S.C. §
42 1738 shall apply to this subsection.

43 c. If the permanency order from the juvenile court
44 applies to fewer than all of the children for whom
45 there is an order for an accruing support obligation
46 and if there is no step change in the support order,
47 the district court shall determine support based upon
48 the guidelines established under section 598.21B, and
49 then modify support. The district court may declare
50 the step change amounts based upon the prior

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1 guidelines calculation records, or the district court
2 may recalculate the support based upon the guidelines.

3 For the purposes of this subsection, "step change"
4 means step change as defined in section 252B.20.

5 d. If there is no existing district court order
6 awarding custody or physical care of the child, the
7 district court shall limit the modification under this
8 subsection to support.

9 e. Any filing fee or court costs associated with
10 an order under this subsection shall be waived."

11 2. Page 1, by inserting after line 26 the
12 following:

13 "Sec. ____ Section 598.21C, subsection 1,
14 paragraph k, Code Supplement 2005, is amended to read
15 as follows:

16 k. Entry of a dispositional or permanency order in
17 juvenile court pursuant to chapter 232 placing custody
18 or physical care of a child with a party who is
19 obligated to pay support for a child."

20 3. Page 1, by inserting before line 27, the
21 following:

22 "Sec. ____ APPLICABILITY. The sections of this
23 Act amending sections 232.4 and 598.21C apply to
24 permanency orders entered by the juvenile court on or
25 after July 1, 2006."

26 4. Page 1, lines 27 and 28, by striking the words
27 "This Act is" and inserting the following: "The
28 sections of this Act creating section 252D.16A and
29 amending section 252D.18 are".

30 5. Page 1, line 31, by inserting after the words
31 "conform to" the following: "those sections of".

32 6. Title page, line 1, by inserting after the
33 word "to" the following: "child support, including
34 modification of support based upon permanency orders
35 of the juvenile court and".

36 7. Title page, line 2, by inserting after the
37 word "program" the following: "and providing for
38 applicability and retroactive applicability".

39 8. By renumbering as necessary.

HUSER of Polk
HEDDENS of Story

H-8147

1 Amend House File 2627 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. Section 7E.6, subsection 3, Code
5 Supplement 2005, is amended to read as follows:

6 3. Any position of membership on the board of the
7 Iowa lottery ~~authority~~ division shall receive
8 compensation of fifty dollars per day and expenses.

9 Sec. 2. Section 7J.1, subsection 1, Code
10 Supplement 2005, is amended to read as follows:

11 1. DESIGNATION OF CHARTER AGENCIES – PURPOSE.

12 The governor may, by executive order, designate state
13 departments or agencies, as described in section 7E.5,
14 ~~or the Iowa lottery authority established in chapter~~
15 ~~99G~~, other than the department of administrative
16 services, ~~or the department of management, or the Iowa~~
17 ~~lottery division established in chapter 99G~~, as a
18 charter agency by July 1, 2003. The designation of a
19 charter agency shall be for a period of five years
20 which shall terminate as of June 30, 2008. The
21 purpose of designating a charter agency is to grant
22 the agency additional authority as provided by this
23 chapter while reducing the total appropriations to the
24 agency.

25 Sec. 3. Section 8A.201, subsection 4, paragraph f,
26 Code Supplement 2005, is amended to read as follows:

27 f. The Iowa lottery ~~authority~~ division.

28 Sec. 4. Section 68B.35, subsection 2, paragraph e,
29 Code 2005, is amended to read as follows:

30 e. Members of the state banking council, the
31 ethics and campaign disclosure board, the credit union
32 review board, the economic development board, the
33 employment appeal board, the environmental protection
34 commission, the health facilities council, the Iowa
35 finance authority, the Iowa public employees'
36 retirement system investment board, the board of the
37 Iowa lottery ~~authority~~ division, the natural resource
38 commission, the board of parole, the petroleum
39 underground storage tank fund board, the public
40 employment relations board, the state racing and
41 gaming commission, the state board of regents, the tax
42 review board, the transportation commission, the
43 office of consumer advocate, the utilities board, the
44 Iowa telecommunications and technology commission, and
45 any full-time members of other boards and commissions
46 as defined under section 7E.4 who receive an annual
47 salary for their service on the board or commission.
48 The Iowa ethics and campaign disclosure board shall
49 conduct an annual review to determine if members of
50 any other board, commission, or authority should file

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1 a statement and shall require the filing of a
2 statement pursuant to rules adopted pursuant to
3 chapter 17A.

4 Sec. 5. Section 99B.1, subsection 20, Code 2005,

5 is amended to read as follows:

6 20. "Merchandise" includes lottery tickets or
7 shares sold or authorized under chapter 99G. The
8 value of the ticket or share is the price of the
9 ticket or share as established by the Iowa lottery
10 ~~authority~~ division pursuant to chapter 99G.

11 Sec. 6. Section 99B.7, subsection 1, paragraph 1,
12 subparagraph (1), Code Supplement 2005, is amended to
13 read as follows:

14 (1) No other gambling is engaged in at the same
15 location, except that lottery tickets or shares issued
16 by the Iowa lottery ~~authority~~ division may be sold
17 pursuant to chapter 99G.

18 Sec. 7. Section 99G.1, Code 2005, is amended to
19 read as follows:

20 99G.1 TITLE.

21 This chapter may be cited as the "Iowa Lottery
22 ~~Authority~~ Act".

23 Sec. 8. Section 99G.2, subsection 2, Code 2005, is
24 amended by striking the subsection.

25 Sec. 9. Section 99G.3, subsection 2, Code 2005, is
26 amended to read as follows:

27 2. "~~Authority~~" "Division" means the Iowa lottery
28 ~~authority~~ division of the department of inspections
29 and appeals.

30 Sec. 10. Section 99G.4, subsection 1, Code 2005,
31 is amended to read as follows:

32 1. An Iowa lottery ~~authority~~ division is ~~create~~
33 ~~effective September 1, 2003, established within the~~
34 ~~department of inspection and appeals which shall~~
35 ~~administer the state lottery. The authority shall be~~
36 ~~deemed to be a public authority and an instrumentality~~
37 ~~of the state, and not a state agency. However, the~~
38 ~~authority shall be considered a state agency for~~
39 ~~purposes of chapters 17A, 21, 22, 28E, 68B, 91B, 97B,~~
40 ~~509A, and 669.~~

41 Sec. 11. Section 99G.7, subsection 1, paragraph e,
42 Code 2005, is amended to read as follows:

43 e. Prepare a budget proposal for the approval of
44 the board.

45 Sec. 12. Section 99G.8, subsection 1, Code 2005,
46 is amended to read as follows:

47 1. The ~~authority~~ division shall be administered by
48 a board of directors created within the department of
49 inspections and appeals and comprised of five members
50 appointed by the governor subject to confirmation by

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1 the senate. Board members appointed when the senate
2 is not in session shall serve only until the end of
3 the next regular session of the general assembly,

4 unless confirmed by the senate.

5 Sec. 13. Section 99G.9, subsection 1, Code 2005,
6 is amended to read as follows:

7 1. Approve, disapprove, amend, or modify the
8 budget recommended by the chief executive officer for
9 the operation of the authority division for submission
10 pursuant to section 8.23.

11 Sec. 14. Section 99G.9, subsection 3, unnumbered
12 paragraph 1, Code 2005, is amended to read as follows:

13 Adopt policies and procedures and promulgate
14 administrative rules pursuant to chapter 17A relating
15 to the management and operation of the authority
16 division. The administrative rules promulgated
17 pursuant to this subsection ~~may shall~~ include but
18 shall not be limited to the following:

19 Sec. 15. Section 99G.9, subsection 3, paragraph a,
20 Code 2005, is amended to read as follows:

21 a. The type of games to be conducted. The rules
22 shall provide that the name of a game operated on a
23 monitor vending machine as described in section
24 99G.30A shall not be the same as a gambling game
25 authorized for use pursuant to chapter 99F. The board
26 shall only authorize for use any type of lottery game
27 and manner of playing that game that was authorized
28 for use in this state as of July 1, 2006.

29 Sec. 16. Section 99G.9, Code 2005, is amended by
30 adding the following new subsection:

31 NEW SUBSECTION. 4A. To establish a process to
32 allow a person to be voluntarily excluded for life
33 from purchasing a lottery ticket or share for lottery
34 games authorized by this chapter. The process
35 established shall require that the division
36 disseminate information regarding persons voluntarily
37 excluded to all retailers under this chapter and, if
38 applicable, to licensees under chapters 99D and 99F.
39 The state, the division, retailers under this chapter,
40 and, if applicable, any licensee under chapter 99D or
41 99F shall not be liable to any person for any claim
42 which may arise from this process. In addition to any
43 other penalty provided by law, any money or thing of
44 value that has been obtained by, or is owed to, a
45 voluntarily excluded person by the division as a
46 result of playing any lottery game by the person after
47 the person has been voluntarily excluded shall not be
48 paid to the person but shall be deposited into the
49 gambling treatment fund created in section 135.150.
50 The division shall coordinate with the racing and

chapter and chapters 99D and 99F, and to establish a statewide database of persons excluded under this process and those excluded under the process for racetrack enclosures and all other licensed facilities under chapters 99D and 99F.

Sec. 17. Section 99G.10, subsection 2, Code 2005, is amended to read as follows:

2. Subject to the approval of the board, the chief executive officer shall have the sole power to designate particular employees as key personnel, but may take advice from the department of administrative services in making any such designations. All key personnel shall be exempt from the merit system described in chapter 8A, subchapter IV. The chief executive officer and the board shall have the sole power to employ, and classify, and fix the compensation of key personnel who shall be compensated pursuant to section 8A.413, subsection 2, under the pay plan for exempt positions in the executive branch of government. All other employees shall be employed, classified, and compensated in accordance with chapter 8A, subchapter IV, and chapter 20.

Sec. 18. Section 99G.10, subsections 3 and 5, Code 2005, are amended by striking the subsections.

Sec. 19. Section 99G.21, subsection 2, paragraphs h and i, Code 2005, are amended by striking the paragraphs.

Sec. 20. Section 99G.21, subsection 3, Code 2005, is amended by striking the subsection.

Sec. 21. Section 99G.30, subsection 4, Code 2005, is amended to read as follows:

4. Except for the authority division, a retailer shall only sell lottery products on the licensed premises and not through the mail or by technological means except as the authority division may provide or authorize and subject to the requirements of section 99G.30A.

Sec. 22. Section 99G.30, Code 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 8. Lottery products or shares shall only be sold by a person at least eighteen years of age.

Sec. 23. NEW SECTION. 99G.30A MONITOR VENDING MACHINES – RESTRICTIONS.

1. It shall be lawful for a retailer to sell lottery products or tickets by means of a monitor vending machine pursuant to the requirements of the division, but only if all of the following conditions

- 2 a. A monitor vending machine shall only be
3 permitted or offered for use by a retailer in any
4 single location or premises for which a class "A",
5 class "B", class "C", special class "C", or class "D"
6 liquor control license or class "B" or class "C" beer
7 permit has been issued pursuant to chapter 123.
- 8 b. A monitor vending machine shall not be located
9 on the premises of a retailer within twenty feet of an
10 automated teller machine.
- 11 c. A retailer may locate no more than one monitor
12 vending machine at the retailer's premises and the
13 monitor vending machine shall be located in an area in
14 which a permanent physical barrier, as approved by the
15 division, restricts access to the monitor vending
16 machine.
- 17 d. The division shall not advertise or promote the
18 availability of monitor vending machines to the
19 public. In addition, a person or retailer shall not
20 advertise or promote the availability of a monitor
21 vending machine to the public as anything other than a
22 monitor vending machine dispensing lottery products or
23 tickets pursuant to rules adopted by the division.
- 24 e. A monitor vending machine offered to the public
25 shall be designed so as to be inaudible and with a
26 blank video monitor screen until the machine is
27 activated by a player. To activate a machine, a
28 player shall be required to obtain a code or similar
29 activating device from the retailer each time a player
30 wishes to activate and play a machine. In addition,
31 each machine shall be designed to require each player
32 to affirmatively respond to questions on the machine
33 as determined by the division prior to playing the
34 machine. The questions shall require responses
35 related to the minimum age required to play the
36 machine, the consequences if a person excluded from
37 purchasing lottery products plays the machine, and the
38 availability of gambling treatment programs.
- 39 f. The minimum cost for a person to activate and
40 play a game on a monitor vending machine shall be no
41 less than one dollar.
- 42 g. A retailer with a monitor vending machine shall
43 make brochures concerning available gambling treatment
44 information readily available to players of the
45 machine.
- 46 h. A retailer offering a monitor vending machine
47 to the public shall require that all employees
48 authorized to provide the code or similar activating
49 device to persons prior to activating and playing a
50 monitor vending machine shall be at least eighteen

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1 years of age.

2 i. The number of monitor vending machines
3 authorized by the division and offered to the public
4 shall not exceed the number of monitor vending
5 machines that had been authorized and either located
6 on the licensed premises of a retailer or ordered by a
7 retailer from an authorized manufacturer as of January
8 7, 2006.

9 2. For purposes of this section, "monitor vending
10 machine" means a machine or other similar electronic
11 device that includes a video monitor and audio
12 capabilities that dispenses to a purchaser lottery
13 tickets that have been determined to be winning or
14 losing tickets by a predetermined pool drawing machine
15 prior to the dispensing of the tickets.

16 Sec. 24. NEW SECTION. 99G.30B AGE RESTRICTIONS
17 -- PENALTIES.

18 1. A person under the age of twenty-one years
19 shall not purchase or attempt to purchase a lottery
20 ticket or share. A person who violates this
21 subsection commits a scheduled violation under section
22 805.8C, subsection 5.

23 2. If any retailer, or employee of a retailer, is
24 convicted or found in violation of section 99G.30,
25 subsection 3, the division shall, in addition to
26 criminal penalties fixed for violation of that
27 subsection, assess a civil penalty as follows:

28 a. A first violation shall subject the retailer to
29 a civil penalty in the amount of five hundred dollars.

30 b. A second violation within two years shall
31 subject the retailer to a thirty-day suspension of the
32 retailer's license and a civil penalty in the amount
33 of one thousand five hundred dollars.

34 c. A third violation within three years shall
35 subject the retailer to a sixty-day suspension of the
36 retailer's license and a civil penalty in the amount
37 of one thousand five hundred dollars.

38 d. A fourth violation within three years shall
39 result in revocation of the retailer's license.

40 e. For purposes of this subsection:

41 (1) The date of any violation shall be used in
42 determining the period between violations.

43 (2) Suspension shall be limited to the specific
44 license for the premises found in violation.

45 Sec. 25. Section 99G.33, Code 2005, is amended to
46 read as follows:

47 99G.33 LAW ENFORCEMENT INVESTIGATIONS.

48 The department of public safety, division of
49 criminal investigation, shall be the primary state
50 agency responsible for investigating criminal

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violations under this chapter. The chief executive officer shall contract with the department of public safety for investigative services, including the employment of special agents and support personnel, and procurement of necessary equipment to carry out the responsibilities of the division of criminal investigation under the terms of the contract and this chapter. The contract shall provide, at a minimum, for random checks of retailers at all hours for compliance with the provisions of this chapter, especially as it relates to the purchase of lottery products or access to monitor vending machines by a person who has not reached the age of twenty-one.

Sec. 26. Section 99G.39, subsection 1, paragraph a, Code 2005, is amended to read as follows:

a. An amount equal to one-half of one percent of the gross lottery revenue for the year shall be deposited in the gambling treatment fund created in section 135.150. However, an amount equal to one percent of the gross lottery revenue for the year derived from monitor vending machines shall be deposited in the gambling treatment fund created in section 135.150.

Sec. 27. Section 99G.40, subsection 4, Code 2005, is amended to read as follows:

~~4. For informational purposes only~~ Consistent with the requirements of section 8.23, the chief executive officer shall submit to the department of management by October 1 of each year a proposed operating budget for the ~~authority~~ division for the succeeding fiscal year. This budget proposal shall also be accompanied by an estimate of the net proceeds to be deposited into the general fund during the succeeding fiscal year. This budget shall be on forms prescribed by the department of management. A copy of the information required to be submitted to the department of management pursuant to this subsection shall be submitted to the legislative government oversight committees and the legislative services agency by October 1 of each year.

Sec. 28. Section 321.19, subsection 1, unnumbered paragraph 2, Code Supplement 2005, is amended to read as follows:

The department shall furnish, on application, free of charge, distinguishing plates for vehicles thus exempted, which plates except plates on state patrol vehicles shall bear the word "official" and the department shall keep a separate record. Registration plates issued for state patrol vehicles, except unmarked patrol vehicles, shall bear two red stars on

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1 a yellow background, one before and one following the
2 registration number on the plate, which registration
3 number shall be the officer's badge number.
4 Registration plates issued for county sheriff's patrol
5 vehicles shall display one seven-pointed gold star
6 followed by the letter "S" and the call number of the
7 vehicle. However, the director of the department of
8 administrative services or the director of
9 transportation may order the issuance of regular
10 registration plates for any exempted vehicle used by
11 peace officers in the enforcement of the law, persons
12 enforcing chapter 124 and other laws relating to
13 controlled substances, persons in the department of
14 justice, the alcoholic beverages division of the
15 department of commerce, disease investigators of the
16 Iowa department of public health, the department of
17 inspections and appeals, and the department of
18 revenue, who are regularly assigned to conduct
19 investigations which cannot reasonably be conducted
20 with a vehicle displaying "official" state
21 registration plates, persons in the Iowa lottery
22 ~~authority division~~ whose regularly assigned duties
23 relating to security or the carrying of lottery
24 tickets cannot reasonably be conducted with a vehicle
25 displaying "official" registration plates, and persons
26 in the department of economic development who are
27 regularly assigned duties relating to existing
28 industry expansion or business attraction. For
29 purposes of sale of exempted vehicles, the exempted
30 governmental body, upon the sale of the exempted
31 vehicle, may issue for in-transit purposes a
32 pasteboard card bearing the words "Vehicle in
33 Transit", the name of the official body from which the
34 vehicle was purchased, together with the date of the
35 purchase plainly marked in at least one-inch letters,
36 and other information required by the department. The
37 in-transit card is valid for use only within forty-
38 eight hours after the purchase date as indicated on
39 the bill of sale which shall be carried by the driver.

40 Sec. 29. Section 725.12, subsections 2 and 5, Code
41 Supplement 2005, are amended to read as follows:
42 2. A commercial organization shall not conduct a
43 promotional activity that involves the sale of pull-
44 tab tickets or instant tickets, as defined in section
45 99G.3, coupons, or tokens that are not authorized by
46 the Iowa lottery ~~authority division~~ and that may
47 represent a chance to win a cash prize to be paid on
48 the premises where the chance to win such prize was
49 obtained. This subsection shall not be construed to
50 prohibit a commercial organization from giving away

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1 pull-tab tickets, instant tickets, coupons, or tokens
2 free of charge as part of a promotional activity,
3 provided that the other provisions of this section are
4 complied with. For purposes of this subsection,
5 "cash" means United States currency.

6 5. Upon request of the Iowa lottery authority
7 ~~division~~ or the division of criminal investigation of
8 the department of public safety, the attorney general
9 shall institute in the name of the state the proper
10 proceedings against a person charged in such request
11 with violating this section, and a county attorney
12 may, at the request of the attorney general, appear
13 and prosecute an action when brought in the county
14 attorney's county.

15 Sec. 30. Section 805.8C, subsection 5, Code

16 Supplement 2005, is amended to read as follows:

17 5. GAMBLING VIOLATIONS. For violations of legal
18 age for gambling wagering under section 99D.11,
19 subsection 7, section 99F.9, subsection 5, section
20 99G.30B, subsection 1, and section 725.19, subsection
21 1, the scheduled fine is five hundred dollars.

22 Failure to pay the fine by a person under the age of
23 eighteen shall not result in the person being detained
24 in a secure facility.

25 Sec. 31. 2003 Iowa Acts, chapter 178, section 120,
26 is repealed.

27 Sec. 32. AMENDMENTS CHANGING TERMINOLOGY –
28 DIRECTIVE TO CODE EDITOR. Except as otherwise
29 provided in the Act, the Iowa Code editor is directed
30 to strike the word "authority" and insert the word
31 "division" wherever the word "authority" appears in
32 chapter 99G unless a contrary intent is clearly
33 evident.

34 Sec. 33. MONITOR VENDING MACHINES – TRANSITION
35 PROVISIONS. The provisions of section 99G.30A,
36 subsection 1, paragraphs "a", "b", "c", "e", "f", and
37 "h", shall not apply to monitor vending machines
38 authorized and either located on the premises of a
39 retailer or ordered by a retailer from an authorized
40 manufacturer of monitor vending machines by January 7,
41 2006, until July 1, 2007.

42 Sec. 34. IOWA LOTTERY DIVISION – TRANSITION
43 PROVISIONS.

44 1. For purposes of this section, unless the context
45 otherwise requires:

46 a. "Iowa lottery authority" means the Iowa lottery
47 authority created in 2003 Iowa Acts, chapter 178.

48 b. "Iowa lottery division" means the Iowa lottery
49 division of the department of inspections and appeals
50 as created in this Act under chapter 99G.

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1 2. The Iowa lottery division shall be the legal
2 successor to the Iowa lottery authority and, as such,
3 shall assume all rights, privileges, obligations, and
4 responsibilities of the Iowa lottery authority. The
5 promulgated rules of the Iowa lottery authority shall
6 remain in full force and effect as the rules of the
7 division until amended or repealed by the division.
8 In addition, the Iowa lottery division may continue
9 the security practices and procedures utilized by the
10 Iowa lottery authority until amended or repealed by
11 the division.

12 3. Notwithstanding any provision of chapter 99G,
13 as amended by this Act, to the contrary, the chief
14 executive officer of the Iowa lottery authority shall
15 serve as the initial chief executive officer of the
16 Iowa lottery division. In addition, notwithstanding
17 any provision of section 99G.5 to the contrary, the
18 initial term of office for the chief executive officer
19 of the Iowa lottery division as of the effective date
20 of this Act shall end April 30, 2008.

21 4. Personnel of the Iowa lottery authority
22 employed on the effective date of this Act shall
23 transition to the Iowa lottery division as the initial
24 division employees.

25 5. In order to effect an immediate and efficient
26 transition of the lottery from the Iowa lottery
27 authority to the Iowa lottery division, as soon as
28 practicable, the Iowa lottery division shall do all of
29 the following:

30 a. Take such steps and enter into such agreements
31 as the board of the Iowa lottery division may
32 determine are necessary and proper in order to effect
33 the transfer, assignment, and delivery to the division
34 from the authority all the tangible and intangible
35 assets constituting the lottery, including the
36 exclusive right to operate the lottery and the
37 assignment to and assumption by the division of all
38 agreements, covenants, and obligations of the Iowa
39 lottery authority relating to the operation and
40 management of the lottery.

41 b. Receive as transferee from the Iowa lottery
42 authority all of the tangible and intangible assets
43 constituting the lottery including, without
44 limitation, the exclusive authorization to operate a
45 lottery in the state of Iowa and ownership of
46 annuities and bonds purchased prior to the date of
47 transfer and held in the name of the Iowa lottery
48 authority for payment of lottery prizes, and shall
49 assume and discharge all of the agreements, covenants,
50 and obligations of the Iowa lottery authority entered

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- 1 into and constituting part of the operation and
- 2 management of the lottery."
- 3 2. Title page, by striking lines 1 and 2 and
- 4 inserting the following: "An Act concerning the Iowa
- 5 lottery relating to the operation of the lottery,
- 6 including provisions on authorized lottery games and
- 7 machines, and providing penalties."
- 8 3. By renumbering as necessary.

ELGIN of Linn

H-8148

- 1 Amend the amendment, H-8147, to House File 2627 as
- 2 follows:
- 3 1. By striking page 1, line 1, through page 11,
- 4 line 8, and inserting the following:
- 5 "Amend House File 2627 as follows:
- 6 ____ Page 1, by striking lines 22 through 32.
- 7 ____ Title page, lines 1 and 2, by striking the
- 8 words "and providing an effective date".
- 9 ____ By renumbering as necessary."

CARROLL of Poweshiek

H-8149

- 1 Amend House Concurrent Resolution 106 as follows:
- 2 1. Page 2, line 1, by striking the word "and".
- 3 2. Page 2, line 2, by inserting after the word
- 4 "Fighters" the following: ", and Iowa Emergency
- 5 Medical Services Association".

THOMAS of Clayton

H-8150

- 1 Amend House File 2627 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting the following:
- 4 "Section 1. Section 7E.6, subsection 3, Code
- 5 Supplement 2005, is amended to read as follows:
- 6 3. Any position of membership on the board of the
- 7 Iowa lottery ~~authority~~ division shall receive
- 8 compensation of fifty dollars per day and expenses.
- 9 Sec. 2. Section 7J.1, subsection 1, Code
- 10 Supplement 2005, is amended to read as follows:
- 11 1. DESIGNATION OF CHARTER AGENCIES – PURPOSE.
- 12 The governor may, by executive order, designate state
- 13 departments or agencies, as described in section 7E.5,

14 ~~or the Iowa lottery authority established in chapter~~
15 ~~99G, other than the department of administrative~~
16 ~~services, or the department of management, or the Iowa~~
17 ~~lottery division established in chapter 99G,~~ as a
18 charter agency by July 1, 2003. The designation of a
19 charter agency shall be for a period of five years
20 which shall terminate as of June 30, 2008. The
21 purpose of designating a charter agency is to grant
22 the agency additional authority as provided by this
23 chapter while reducing the total appropriations to the
24 agency.

25 Sec. 3. Section 8A.201, subsection 4, paragraph f,
26 Code Supplement 2005, is amended to read as follows:

27 f. The Iowa lottery ~~authority~~ division.

28 Sec. 4. Section 68B.35, subsection 2, paragraph e,
29 Code 2005, is amended to read as follows:

30 e. Members of the state banking council, the
31 ethics and campaign disclosure board, the credit union
32 review board, the economic development board, the
33 employment appeal board, the environmental protection
34 commission, the health facilities council, the Iowa
35 finance authority, the Iowa public employees'
36 retirement system investment board, the board of the
37 Iowa lottery ~~authority~~ division, the natural resource
38 commission, the board of parole, the petroleum
39 underground storage tank fund board, the public
40 employment relations board, the state racing and
41 gaming commission, the state board of regents, the tax
42 review board, the transportation commission, the
43 office of consumer advocate, the utilities board, the
44 Iowa telecommunications and technology commission, and
45 any full-time members of other boards and commissions
46 as defined under section 7E.4 who receive an annual
47 salary for their service on the board or commission.
48 The Iowa ethics and campaign disclosure board shall
49 conduct an annual review to determine if members of
50 any other board, commission, or authority should file

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1 a statement and shall require the filing of a
2 statement pursuant to rules adopted pursuant to
3 chapter 17A.

4 Sec. 5. Section 99B.1, subsection 20, Code 2005,
5 is amended to read as follows:

6 20. "Merchandise" includes lottery tickets or
7 shares sold or authorized under chapter 99G. The
8 value of the ticket or share is the price of the
9 ticket or share as established by the Iowa lottery
10 ~~authority~~ division pursuant to chapter 99G.

11 Sec. 6. Section 99B.7, subsection 1, paragraph 1,
12 subparagraph (1), Code Supplement 2005, is amended to

13 read as follows:

14 (1) No other gambling is engaged in at the same
15 location, except that lottery tickets or shares issued
16 by the Iowa lottery ~~authority~~ division may be sold
17 pursuant to chapter 99G.

18 Sec. 7. Section 99G.1, Code 2005, is amended to
19 read as follows:

20 99G.1 TITLE.

21 This chapter may be cited as the "Iowa Lottery
22 ~~Authority~~ Act".

23 Sec. 8. Section 99G.2, subsection 2, Code 2005, is
24 amended by striking the subsection.

25 Sec. 9. Section 99G.3, subsection 2, Code 2005, is
26 amended to read as follows:

27 2. "~~Authority~~" "Division" means the Iowa lottery
28 ~~authority division of the department of inspections~~
29 ~~and appeals~~.

30 Sec. 10. Section 99G.3, subsection 7, Code 2005,
31 is amended to read as follows:

32 7. "Lottery", "lotteries", "lottery game",
33 "lottery games" or "lottery products" means any game
34 of chance approved by the board and operated pursuant
35 to this chapter and games using mechanical or
36 electronic devices, provided that the ~~authority~~
37 division shall not authorize a monitor vending machine
38 or a player-activated gaming machine that utilizes an
39 internal randomizer to determine winning and
40 nonwinning plays and that upon random internal
41 selection of a winning play dispenses coins, currency,
42 or a ticket, credit, or token to the player that is
43 redeemable for cash or a prize, and excluding gambling
44 or gaming conducted pursuant to chapter 99B, 99D, or
45 99F.

46 Sec. 11. Section 99G.3, Code 2005, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 8A. "Monitor vending machine"
49 means a machine or other similar electronic device
50 that includes a video monitor and audio capabilities

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1 that dispenses to a purchaser lottery tickets that
2 have been determined to be winning or losing tickets
3 by a predetermined pool drawing machine prior to the
4 dispensing of the tickets.

5 Sec. 12. Section 99G.4, subsection 1, Code 2005,
6 is amended to read as follows:

7 1. An Iowa lottery ~~authority~~ division is ~~created,~~
8 ~~effective September 1, 2003, established within the~~
9 ~~department of inspection and appeals~~ which shall
10 administer the state lottery. ~~The authority shall be~~
11 ~~deemed to be a public authority and an instrumentality~~

12 of the state, and not a state agency. However, the
13 authority shall be considered a state agency for
14 purposes of chapters 17A, 21, 22, 28E, 68B, 91B, 97B,
15 509A, and 669.

16 Sec. 13. Section 99G.7, subsection 1, paragraph e,
17 Code 2005, is amended to read as follows:

18 e. Prepare a budget proposal for the approval of
19 the board.

20 Sec. 14. Section 99G.8, subsection 1, Code 2005,
21 is amended to read as follows:

22 1. The ~~authority~~ division shall be administered by
23 a board of directors ~~created within the department of~~
24 inspections and appeals and comprised of five members
25 appointed by the governor subject to confirmation by
26 the senate. Board members appointed when the senate
27 is not in session shall serve only until the end of
28 the next regular session of the general assembly,
29 unless confirmed by the senate.

30 Sec. 15. Section 99G.9, subsection 1, Code 2005,
31 is amended to read as follows:

32 1. Approve, disapprove, amend, or modify the
33 budget recommended by the chief executive officer for
34 the operation of the ~~authority~~ division for submission
35 pursuant to section 8.23.

36 Sec. 16. Section 99G.9, subsection 3, unnumbered
37 paragraph 1, Code 2005, is amended to read as follows:

38 Adopt policies and procedures and promulgate
39 administrative rules pursuant to chapter 17A relating
40 to the management and operation of the ~~authority~~
41 division. The administrative rules promulgated
42 pursuant to this subsection ~~may~~ shall include but
43 shall not be limited to the following:

44 Sec. 17. Section 99G.9, subsection 3, paragraph a,
45 Code 2005, is amended to read as follows:

46 a. The type of games to be conducted. The board
47 shall only authorize for use any type of lottery game
48 and manner of playing that game that was authorized
49 for use in this state as of July 1, 2006.

50 Sec. 18. Section 99G.9, Code 2005, is amended by

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1 adding the following new subsection:

2 NEW SUBSECTION. 4A. To establish a process to
3 allow a person to be voluntarily excluded for life
4 from purchasing a lottery ticket or share for lottery
5 games authorized by this chapter. The process
6 established shall require that the division
7 disseminate information regarding persons voluntarily
8 excluded to all retailers under this chapter and, if
9 applicable, to licensees under chapters 99D and 99F.
10 The state, the division, retailers under this chapter,

11 and, if applicable, any licensee under chapter 99D or
12 99F shall not be liable to any person for any claim
13 which may arise from this process. In addition to any
14 other penalty provided by law, any money or thing of
15 value that has been obtained by, or is owed to, a
16 voluntarily excluded person by the division as a
17 result of playing any lottery game by the person after
18 the person has been voluntarily excluded shall not be
19 paid to the person but shall be deposited into the
20 gambling treatment fund created in section 135.150.
21 The division shall coordinate with the racing and
22 gaming commission to establish a unified process for
23 allowing persons to be excluded for life under this
24 chapter and chapters 99D and 99F, and to establish a
25 statewide database of persons excluded under this
26 process and those excluded under the process for
27 racetrack enclosures and all other licensed facilities
28 under chapters 99D and 99F.

29 Sec. 19. Section 99G.10, subsection 2, Code 2005,
30 is amended to read as follows:

31 2. Subject to the approval of the board, the chief
32 executive officer shall have the sole power to
33 designate particular employees as key personnel, but
34 may take advice from the department of administrative
35 services in making any such designations. All key
36 personnel shall be exempt from the merit system
37 described in chapter 8A, subchapter IV. The chief
38 executive officer and the board shall have the sole
39 power to employ, and classify, and fix the
40 compensation of key personnel who shall be compensated
41 pursuant to section 8A.413, subsection 2, under the
42 pay plan for exempt positions in the executive branch
43 of government. All other employees shall be employed,
44 classified, and compensated in accordance with chapter
45 8A, subchapter IV, and chapter 20.

46 Sec. 20. Section 99G.10, subsections 3 and 5, Code
47 2005, are amended by striking the subsections.

48 Sec. 21. Section 99G.21, subsection 2, paragraphs
49 h and i, Code 2005, are amended by striking the
50 paragraphs.

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1 Sec. 22. Section 99G.21, subsection 3, Code 2005,
2 is amended by striking the subsection.

3 Sec. 23. Section 99G.30, Code 2005, is amended by
4 adding the following new subsection:

5 NEW SUBSECTION. 8. Lottery products or shares
6 shall only be sold by a person at least eighteen years
7 of age.

8 Sec. 24. NEW SECTION. 99G.30A AGE RESTRICTIONS
9 -- PENALTIES.

10 1. A person under the age of twenty-one years
11 shall not purchase or attempt to purchase a lottery
12 ticket or share. A person who violates this
13 subsection commits a scheduled violation under section
14 805.8C, subsection 5.

15 2. If any retailer, or employee of a retailer, is
16 convicted or found in violation of section 99G.30,
17 subsection 3, the division shall, in addition to
18 criminal penalties fixed for violation of that
19 subsection, assess a civil penalty as follows:

20 a. A first violation shall subject the retailer to
21 a civil penalty in the amount of five hundred dollars.

22 b. A second violation within two years shall
23 subject the retailer to a thirty-day suspension of the
24 retailer's license and a civil penalty in the amount
25 of one thousand five hundred dollars.

26 c. A third violation within three years shall
27 subject the retailer to a sixty-day suspension of the
28 retailer's license and a civil penalty in the amount
29 of one thousand five hundred dollars.

30 d. A fourth violation within three years shall
31 result in revocation of the retailer's license.

32 e. For purposes of this subsection:

33 (1) The date of any violation shall be used in
34 determining the period between violations.

35 (2) Suspension shall be limited to the specific
36 license for the premises found in violation.

37 Sec. 25. Section 99G.33, Code 2005, is amended to
38 read as follows:

39 **99G.33 LAW ENFORCEMENT INVESTIGATIONS.**

40 The department of public safety, division of
41 criminal investigation, shall be the primary state
42 agency responsible for investigating criminal
43 violations under this chapter. The chief executive
44 officer shall contract with the department of public
45 safety for investigative services, including the
46 employment of special agents and support personnel,
47 and procurement of necessary equipment to carry out
48 the responsibilities of the division of criminal
49 investigation under the terms of the contract and this
50 chapter. The contract shall provide, at a minimum,

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1 for random checks of retailers at all hours for
2 compliance with the provisions of this chapter,
3 especially as it relates to the purchase of lottery
4 products by a person who has not reached the age of
5 twenty-one.

6 Sec. 26. Section 99G.40, subsection 4, Code 2005,
7 is amended to read as follows:

8 4. For informational purposes only Consistent with

9 the requirements of section 8.23, the chief executive
10 officer shall submit to the department of management
11 by October 1 of each year a proposed operating budget
12 for the authority division for the succeeding fiscal
13 year. This budget proposal shall also be accompanied
14 by an estimate of the net proceeds to be deposited
15 into the general fund during the succeeding fiscal
16 year. This budget shall be on forms prescribed by the
17 department of management. A copy of the information
18 required to be submitted to the department of
19 management pursuant to this subsection shall be
20 submitted to the legislative government oversight
21 committees and the legislative services agency by
22 October 1 of each year.

23 Sec. 27. Section 321.19, subsection 1, unnumbered
24 paragraph 2, Code Supplement 2005, is amended to read
25 as follows:

26 The department shall furnish, on application, free
27 of charge, distinguishing plates for vehicles thus
28 exempted, which plates except plates on state patrol
29 vehicles shall bear the word "official" and the
30 department shall keep a separate record. Registration
31 plates issued for state patrol vehicles, except
32 unmarked patrol vehicles, shall bear two red stars on
33 a yellow background, one before and one following the
34 registration number on the plate, which registration
35 number shall be the officer's badge number.
36 Registration plates issued for county sheriff's patrol
37 vehicles shall display one seven-pointed gold star
38 followed by the letter "S" and the call number of the
39 vehicle. However, the director of the department of
40 administrative services or the director of
41 transportation may order the issuance of regular
42 registration plates for any exempted vehicle used by
43 peace officers in the enforcement of the law, persons
44 enforcing chapter 124 and other laws relating to
45 controlled substances, persons in the department of
46 justice, the alcoholic beverages division of the
47 department of commerce, disease investigators of the
48 Iowa department of public health, the department of
49 inspections and appeals, and the department of
50 revenue, who are regularly assigned to conduct

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1 investigations which cannot reasonably be conducted
2 with a vehicle displaying "official" state
3 registration plates, persons in the Iowa lottery
4 authority division whose regularly assigned duties
5 relating to security or the carrying of lottery
6 tickets cannot reasonably be conducted with a vehicle
7 displaying "official" registration plates, and persons

8 in the department of economic development who are
9 regularly assigned duties relating to existing
10 industry expansion or business attraction. For
11 purposes of sale of exempted vehicles, the exempted
12 governmental body, upon the sale of the exempted
13 vehicle, may issue for in-transit purposes a
14 pasteboard card bearing the words "Vehicle in
15 Transit", the name of the official body from which the
16 vehicle was purchased, together with the date of the
17 purchase plainly marked in at least one-inch letters,
18 and other information required by the department. The
19 in-transit card is valid for use only within forty-
20 eight hours after the purchase date as indicated on
21 the bill of sale which shall be carried by the driver.

22 Sec. 28. Section 725.12, subsections 2 and 5, Code
23 Supplement 2005, are amended to read as follows:

24 2. A commercial organization shall not conduct a
25 promotional activity that involves the sale of pull-
26 tab tickets or instant tickets, as defined in section
27 99G.3, coupons, or tokens that are not authorized by
28 the Iowa lottery ~~authority~~ division and that may
29 represent a chance to win a cash prize to be paid on
30 the premises where the chance to win such prize was
31 obtained. This subsection shall not be construed to
32 prohibit a commercial organization from giving away
33 pull-tab tickets, instant tickets, coupons, or tokens
34 free of charge as part of a promotional activity,
35 provided that the other provisions of this section are
36 complied with. For purposes of this subsection,
37 "cash" means United States currency.

38 5. Upon request of the Iowa lottery ~~authority~~
39 division or the division of criminal investigation of
40 the department of public safety, the attorney general
41 shall institute in the name of the state the proper
42 proceedings against a person charged in such request
43 with violating this section, and a county attorney
44 may, at the request of the attorney general, appear
45 and prosecute an action when brought in the county
46 attorney's county.

47 Sec. 29. Section 805.8C, subsection 5, Code
48 Supplement 2005, is amended to read as follows:

49 5. GAMBLING VIOLATIONS. For violations of legal
50 age for gambling wagering under section 99D.11,

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1 subsection 7, section 99F.9, subsection 5, section
2 99G.30B, subsection 1, and section 725.19, subsection
3 1, the scheduled fine is five hundred dollars.
4 Failure to pay the fine by a person under the age of
5 eighteen shall not result in the person being detained
6 in a secure facility.

7 Sec. 30. 2003 Iowa Acts, chapter 178, section 120,
8 is repealed.

9 Sec. 31. AMENDMENTS CHANGING TERMINOLOGY –
10 DIRECTIVE TO CODE EDITOR. Except as otherwise
11 provided in the Act, the Iowa Code editor is directed
12 to strike the word "authority" and insert the word
13 "division" wherever the word "authority" appears in
14 chapter 99G unless a contrary intent is clearly
15 evident.

16 Sec. 32. IOWA LOTTERY DIVISION – TRANSITION
17 PROVISIONS.

18 1. For purposes of this section, unless the
19 context otherwise requires:

20 a. "Iowa lottery authority" means the Iowa lottery
21 authority created in 2003 Iowa Acts, chapter 178.

22 b. "Iowa lottery division" means the Iowa lottery
23 division of the department of inspections and appeals
24 as created in this Act under chapter 99G.

25 2. The Iowa lottery division shall be the legal
26 successor to the Iowa lottery authority and, as such,
27 shall assume all rights, privileges, obligations, and
28 responsibilities of the Iowa lottery authority. The
29 promulgated rules of the Iowa lottery authority shall
30 remain in full force and effect as the rules of the
31 division until amended or repealed by the division.
32 In addition, the Iowa lottery division may continue
33 the security practices and procedures utilized by the
34 Iowa lottery authority until amended or repealed by
35 the division.

36 3. Notwithstanding any provision of chapter 99G,
37 as amended by this Act, to the contrary, the chief
38 executive officer of the Iowa lottery authority shall
39 serve as the initial chief executive officer of the
40 Iowa lottery division. In addition, notwithstanding
41 any provision of section 99G.5 to the contrary, the
42 initial term of office for the chief executive officer
43 of the Iowa lottery division as of the effective date
44 of this Act shall end April 30, 2008.

45 4. Personnel of the Iowa lottery authority
46 employed on the effective date of this Act shall
47 transition to the Iowa lottery division as the initial
48 division employees.

49 5. In order to effect an immediate and efficient
50 transition of the lottery from the Iowa lottery

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1 authority to the Iowa lottery division, as soon as
2 practicable, the Iowa lottery division shall do all of
3 the following:

4 a. Take such steps and enter into such agreements
5 as the board of the Iowa lottery division may

6 determine are necessary and proper in order to effect
7 the transfer, assignment, and delivery to the division
8 from the authority all the tangible and intangible
9 assets constituting the lottery, including the
10 exclusive right to operate the lottery and the
11 assignment to and assumption by the division of all
12 agreements, covenants, and obligations of the Iowa
13 lottery authority relating to the operation and
14 management of the lottery.

15 b. Receive as transferee from the Iowa lottery
16 authority all of the tangible and intangible assets
17 constituting the lottery including, without
18 limitation, the exclusive authorization to operate a
19 lottery in the state of Iowa and ownership of
20 annuities and bonds purchased prior to the date of
21 transfer and held in the name of the Iowa lottery
22 authority for payment of lottery prizes, and shall
23 assume and discharge all of the agreements, covenants,
24 and obligations of the Iowa lottery authority entered
25 into and constituting part of the operation and
26 management of the lottery."

27 2. Title page, by striking lines 1 and 2 and
28 inserting the following: "An Act concerning the Iowa
29 lottery relating to the operation of the lottery,
30 prohibiting monitor vending machines, and providing
31 penalties."

32 3. By renumbering as necessary.

CARROLL of Poweshiek

H-8153

1 Amend House File 2527 as follows:

2 1. Page 26, by inserting after line 31 the
3 following:

4 "Sec. ____ Section 261.17, subsections 1, 2, and
5 5, Code 2005, are amended to read as follows:

6 1. A vocational-technical tuition grant may be
7 awarded to any resident of Iowa who is admitted and in
8 attendance as a full-time or part-time student in a
9 vocational-technical or career option program at a
10 community college in the state, in a course of study
11 at a school of cosmetology arts and sciences licensed
12 under chapter 157, or at a barber school licensed
13 under chapter 158, and who establishes financial need.

14 2. All classes, including liberal arts classes,
15 identified by the community college, school of
16 cosmetology arts and sciences, or barber school as
17 required for completion of the student's vocational-
18 technical or career option program, or for the
19 completion of a course of study required for licensure
20 as provided in section 157.10 or section 158.8, shall

21 be considered a part of the student's vocational-
22 technical or career option program or course of
23 cosmetology or barber study for the purpose of
24 determining the student's eligibility for a grant.
25 Notwithstanding subsection 3, if a student is making
26 satisfactory academic progress but the student cannot
27 complete a vocational-technical or career option
28 program or course of cosmetology or barber study in
29 the time frame allowed for a student to receive a
30 vocational-technical tuition grant as provided in
31 subsection 3 because additional classes are required
32 to complete the program or course of study, the
33 student may continue to receive a vocational-technical
34 tuition grant for not more than one additional
35 enrollment period.

36 5. A vocational-technical tuition grant shall be
37 awarded on an annual basis, requiring reapplication by
38 the student for each year. Payments under the grant
39 shall be allocated equally among the semesters or
40 quarters of the year upon certification by the
41 institution that the student is in full-time or part-
42 time attendance in a vocational-technical or career
43 option program, as defined under rules of the
44 department of education, or in a course of study at a
45 school of cosmetology arts and sciences licensed
46 pursuant to chapter 157 or at a barber school licensed
47 pursuant to chapter 158. If the student discontinues
48 attendance before the end of any term after receiving
49 payment of the grant, the entire amount of any refund
50 due that student, up to the amount of any payments

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1 made under the annual grant, shall be paid by the
2 institution to the state.

3 Sec. ___. Section 261.17, subsection 7, paragraph
4 a, Code 2005, is amended to read as follows:

5 a. Provide application forms for distribution to
6 students by Iowa high schools, schools of cosmetology
7 arts and sciences licensed under chapter 157, barber
8 schools licensed under chapter 158, and community
9 colleges."

10 2. Page 27, by inserting after line 21 the
11 following:

12 "Sec. ___. Section 261.25, subsection 2, Code
13 Supplement 2005, is amended to read as follows:

14 2. There is appropriated from the general fund of
15 the state to the commission for each fiscal year the
16 sum of ~~two~~ three million five hundred thirty-three
17 thousand one hundred fifteen dollars for vocational-
18 technical tuition grants. From moneys appropriated
19 pursuant to this subsection, up to one million dollars

- 20 shall be used for students who are enrolled in a
21 course of study at a school of cosmetology arts and
22 sciences licensed pursuant to chapter 157 or at a
23 barber school licensed pursuant to chapter 158."
24 3. By renumbering as necessary.

STRUYK of Pottawattamie

H-8156

- 1 Amend House File 2544 as follows:
2 1. Page 2, line 18, by inserting after the word
3 "time" the following: "at the attendance center of
4 the school district at which the student is enrolled".

MASCHER of Johnson

H-8157

- 1 Amend House File 2544 as follows:
2 1. Page 2, line 3, by inserting after the word
3 "Educational" the following: "technology shall not be
4 used by school districts as the exclusive means to
5 provide any course which is required to be completed
6 by the minimum educational standards for accreditation
7 for kindergarten through grade eight. Educational".
8 2. Page 2, lines 4 and 5, by striking the words
9 "from kindergarten through grade" and inserting the
10 following: "in grades nine through".
11 3. Page 2, by striking lines 7 through 9 and
12 inserting the following: "through face-to-face
13 instruction for core courses which are required for
14 graduation."

MASCHER of Johnson

H-8158

- 1 Amend House File 2544 as follows:
2 1. Page 2, line 10, by inserting before the word
3 "For" the following: "Before enrolling in a core
4 course utilizing educational technology as the
5 exclusive means to provide instruction, a student in
6 grades nine through twelve must have a grade point
7 average of at least three points on a four-point
8 grading scale, or the equivalent."

MASCHER of Johnson

H-8160

- 1 Amend House File 2715 as follows:
2 1. Page 1, line 10, by inserting after the word

- 3 "junior" the following: "or senior".
4 2. Page 3, line 5, by inserting after the word
5 "sophomore" the following: "and junior".
6 3. Title page, lines 5 and 6, by striking the
7 words "prior to enrollment as high school seniors" and
8 inserting the following: "by the end of their junior
9 or senior school year".

MASCHER of Johnson

H-8161

- 1 Amend House File 2545 as follows:
2 1. Page 3, line 4, by striking the word "commits"
3 and inserting the following: "is convicted of".

TJEPKES of Webster
J.R. VAN FOSSEN of Scott
R. OLSON of Polk

H-8163

- 1 Amend House File 2332 as follows:
2 1. Page 1, by inserting before line 1 the
3 following:
4 "Section 1. Section 232.4, Code 2005, is amended
5 to read as follows:
6 232.4 JURISDICTION – SUPPORT OBLIGATION –
7 CUSTODY.
8 1. Notwithstanding any other provision of this
9 chapter, and for the purposes of establishing a
10 parental liability obligation for a child under the
11 jurisdiction of the juvenile court, a support
12 obligation shall be established pursuant to section
13 234.39.
14 2. a. For the purposes of modifying an order for
15 custody, physical care, or support of a child under
16 the jurisdiction of the juvenile court, if a
17 permanency order of the juvenile court issued pursuant
18 to section 232.58 or 232.104 transfers the legal
19 custody of the child to a parent who is subject to an
20 order to pay an accruing child support obligation
21 entered under any chapter of the Code, the transfer
22 constitutes a substantial change in circumstances
23 pursuant to section 598.21C, subsection 1, paragraph
24 "k", and for the purposes of section 598.41. Upon
25 issuance of a permanency order described in this
26 subsection, the juvenile court shall submit a copy of
27 the permanency order to the district court in each
28 county where a custody, physical care, or support
29 order involving the parents is entered. A copy of the
30 permanency order shall be personally served or sent by

31 regular mail to the last known address of a parent,
32 the obligee of the accruing support obligation, and to
33 the child support recovery unit. The district court
34 shall modify any existing custody, physical care, or
35 support order to reflect the provisions of the
36 permanency order submitted, subject to the provisions
37 of paragraphs "b", "c", and "d". The district court
38 order modifying support shall be effective upon
39 filing. Unpaid support which accrued prior to the
40 filing date remains due and owing.
41 b. The provisions of chapter 252K and 28 U.S.C. §
42 1738B shall apply to this subsection.
43 c. If the permanency order from the juvenile court
44 applies to fewer than all of the children for whom
45 there is an order for an accruing support obligation
46 and if there is no step change in the support order,
47 the district court shall determine support based upon
48 the guidelines established under section 598.21B, and
49 then modify support. The district court may declare
50 the step change amounts based upon the prior

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1 guidelines calculation records, or the district court
2 may recalculate the support based upon the guidelines.
3 For the purposes of this subsection, "step change"
4 means step change as defined in section 252B.20.
5 d. If there is no existing district court order
6 awarding custody or physical care of the child, the
7 district court shall limit the modification under this
8 subsection to support.
9 e. Any filing fee or court costs associated with
10 an order under this subsection shall be waived."
11 2. Page 1, by inserting after line 26 the
12 following:
13 "Sec.____. Section 598.21C, subsection 1,
14 paragraph k, Code Supplement 2005, is amended to read
15 as follows:
16 k. Entry of a dispositional or permanency order in
17 juvenile court pursuant to chapter 232 placing custody
18 or physical care of a child with a party who is
19 obligated to pay support for a child."
20 3. Page 1, by inserting before line 27, the
21 following:
22 "Sec.____. APPLICABILITY. The sections of this
23 Act amending sections 232.4 and 598.21C apply to
24 permanency orders entered by the juvenile court on or
25 after July 1, 2006."
26 4. Page 1, lines 27 and 28, by striking the words
27 "This Act is" and inserting the following: "The
28 sections of this Act creating section 252D.16A and
29 amending section 252D.18 are".

- 30 5. Page 1, line 31, by inserting after the words
31 "conform to" the following: "those sections of".
32 6. Title page, line 1, by inserting after the
33 word "to" the following: "child support, including
34 modification of support based upon permanency orders
35 of the juvenile court and".
36 7. Title page, line 2, by inserting after the
37 word "program" the following: "and providing for
38 applicability and retroactive applicability".
39 8. By renumbering as necessary.

HUSER of Polk
HEDDENS of Story

H-8168

- 1 Amend the amendment, H-8150, to House File 2627 as
2 follows:
3 1. Page 8, line 2, by striking the figure
4 "99G.30B" and inserting the following: "99F.30A".

CARROLL of Poweshiek

H-8169

- 1 Amend House File 2734 as follows:
2 1. Page 3, line 16, by striking the figure
3 "1,866,264" and inserting the following: "2,341,264".
4 2. Page 3, by inserting after line 27 the
5 following: "Of the funds appropriated in this
6 subsection, \$475,000 shall be used for the access to
7 baby and child dentistry (ABCD) program to improve
8 child dental care."

MASCHER of Johnson

H-8180

- 1 Amend House File 2650 as follows:
2 1. Page 1, line 17, by inserting after the word
3 "impounded." the following: "For purposes of this
4 subsection, a person's driver's license or operating
5 privilege shall not be considered canceled, suspended,
6 revoked, or barred unless timely notice of the action
7 has been delivered by personal service as in civil
8 actions or by certified mail, return receipt
9 requested, or the driver's license held by the person
10 has been surrendered to the department or a court."

R. OLSON of Polk

H-8184

1 Amend House File 2710 as follows:

2 1. Page 1, line 21, by inserting after the word
3 "twelve." the following: "The task force shall
4 include in its study graduation requirements."

5 2. Page 1, line 34, by inserting after the word
6 "standards," the following: "a representative from
7 the board of directors of a school district,".

TYMESON of Madison

H-8186

1 Amend the amendment, H-8147, to House File 2627 as
2 follows:

3 1. Page 5, by striking lines 11 through 16 and
4 inserting the following:

5 "c. A retailer that is a fraternal or charitable
6 organization or that locates monitor vending machines
7 in an age-restricted area may locate no more than four
8 monitor vending machines at the retailer's premises,
9 and any other retailer may locate no more than two
10 monitor vending machines at the retailer's premises.
11 For purposes of this paragraph, an "age-restricted
12 area" is a retailer premises in which persons younger
13 than twenty-one years of age are not allowed or an
14 area in a premises in which persons younger than
15 twenty-one years of age are allowed if access to the
16 area is restricted by a permanent physical barrier, as
17 approved by the division."

18 2. By renumbering as necessary.

ELGIN of Linn

H-8187

1 Amend the amendment, H-8147, to House File 2627 as
2 follows:

3 1. Page 6, line 28, by inserting after the word
4 "to" the following: "a seven-day suspension of the
5 retailer's license and ".

6 2. Page 6, line 30, by striking the words "two
7 years" and inserting the following: "one year".

8 3. Page 6, line 34, by striking the words "three
9 years" and inserting the following: "one year".

10 4. Page 6, line 38, by striking the words "three
11 years" and inserting the following: "one year".

ELGIN of Linn

H-8188

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
- 3 1. Page 5, by striking lines 27 through 30 and
4 inserting the following: "activated by a player. In
5 addition,".
- 6 2. By striking page 5, line 46, through page 6,
7 line 1, and inserting the following:
- 8 "h. A retailer shall not award a prize to a person
9 for playing a monitor vending machine until the
10 retailer verifies that the person is eligible to claim
11 a prize. The authority shall establish the
12 requirements for determining eligibility for claiming
13 a prize, which requirements shall include the manner
14 of verifying the age of the person and determining
15 whether the person is excluded from claiming a prize
16 under this chapter."
- 17 3. By renumbering as necessary.

ELGIN of Linn

H-8189

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
- 3 1. Page 2, by inserting after line 17 the
4 following:
- 5 "Sec. ____ Section 99F.4, Code 2005, is amended by
6 adding the following new subsection:
- 7 NEW SUBSECTION. 25. To provide that the name of a
8 gambling game authorized for use under this chapter
9 shall not be the same as a game operated on a monitor
10 vending machine as described in section 99G.30A."
- 11 2. By renumbering as necessary.

ELGIN of Linn

H-8191

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
- 3 1. Page 5, by striking lines 11 through 16 and
4 inserting the following:
- 5 "c. A retailer that is a fraternal or charitable
6 organization or that locates monitor vending machines
7 in an age-restricted area may locate no more than four
8 monitor vending machines at the retailer's premises,
9 and any other retailer may locate no more than two
10 monitor vending machines at the retailer's premises.
11 For purposes of this paragraph, an "age-restricted
12 area" is a retailer premises in which persons younger

13 than twenty-one years of age are not allowed or an
 14 area in a premises in which persons younger than
 15 twenty-one years of age are allowed if access to the
 16 area is restricted by an impermeable barrier system
 17 around all machines that includes a sign that the area
 18 is restricted to persons of at least twenty-one years
 19 of age as approved by the division."

20 2. Page 5, by striking lines 26 through 33 and
 21 inserting the following: "video monitor screen that
 22 only displays the age requirement for play until the
 23 machine is activated by a player. Each machine shall
 24 be designed to require each player to affirmatively
 25 respond to questions on the machine as determined by
 26 the division prior to being allowed to insert money
 27 and play the".

28 3. Page 5, by striking lines 39 through 41.

29 4. Page 5, line 42, by striking the word "g.",
 30 and inserting the following: "f."

31 5. By striking page 5, line 46, through page 6,
 32 line 1, and inserting the following:

33 "g. A retailer shall not award a prize to a person
 34 for playing a monitor vending machine until the
 35 retailer verifies that the person is eligible to claim
 36 a prize. The division shall establish the
 37 requirements for determining eligibility for claiming
 38 a prize, which requirements shall include the manner
 39 of verifying the age of the person and determining
 40 whether the person is excluded from claiming a prize
 41 under this chapter."

42 6. Page 6, line 2, by striking the word "i.", and
 43 inserting the following: "h."

44 7. Page 9, lines 36 and 37, by striking the words
 45 "'e", "f", and "h'", and inserting the following:
 46 "and "e".

ELGIN of Linn

H-8192

1 Amend the amendment, H-8147, to House File 2627 as
 2 follows:

3 1. Page 5, by striking lines 5 through 7 and
 4 inserting the following: "class "B", or class "C"
 5 liquor control license has been issued pursuant to
 6 chapter 123."

LUKAN of Dubuque

H-8193

1 Amend House File 2704 as follows:

2 1. Page 4, by inserting after line 14 the

3 following:

4 "Sec. _____. Section 42.4, subsection 4, Code 2005,
5 is amended by striking the subsection and inserting in
6 lieu thereof the following:

7 4. Districts shall be reasonably compact in form,
8 to the extent consistent with the standards
9 established by subsections 1, 2, and 3. In general,
10 reasonably compact districts are those which are
11 square, rectangular, or hexagonal in shape, and not
12 irregularly shaped, to the extent permitted by natural
13 or political boundaries. If it is necessary to
14 compare the relative compactness of two or more
15 districts, or of two or more alternative districting
16 plans, the tests prescribed by paragraphs "a" and "b"
17 shall be used.

18 a. LENGTH-WIDTH COMPACTNESS. The compactness of a
19 district is greatest when the length of the district
20 and the width of the district are equal. The measure
21 of a district's compactness is the absolute value of
22 the difference between the length and the width of the
23 district. In general, the length-width compactness of
24 a district is calculated by measuring the distance
25 from the northernmost point or portion of the boundary
26 of a district to the southernmost point or portion of
27 the boundary of the same district and the distance
28 from the westernmost point or portion of the boundary
29 of the district to the easternmost point or portion of
30 the boundary of the same district. The absolute
31 values computed for individual districts under this
32 paragraph may be cumulated for all districts in a plan
33 in order to compare the overall compactness of two or
34 more alternative districting plans for the state, or
35 for a portion of the state.

36 b. PERIMETER COMPACTNESS. The compactness of a
37 district is greatest when the distance needed to
38 traverse the perimeter boundary of a district is as
39 short as possible. The total perimeter distance
40 computed for individual districts under this paragraph
41 may be cumulated for all districts in a plan in order
42 to compare the overall compactness of two or more
43 alternative districting plans for the state, or for a
44 portion of the state."

45 2. By renumbering as necessary.

T. TAYLOR of Linn

H-8194

- 1 Amend House File 2734 as follows:
2 1. Page 3, line 32, by striking the figure
3 "1,442,840" and inserting the following: "1,622,840".
4 2. Page 4, by inserting after line 2 the
5 following:
6 "Of the funds appropriated in this subsection,
7 \$180,000 is allocated for the department to enter into
8 a contract with the university of Iowa hospitals and
9 clinics to implement and administer the prescription
10 drug donation repository program authorized pursuant
11 to chapter 135M."

SMITH of Marshall

H-8195

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
3 1. By striking page 1, line 4, through page 3,
4 line 18.
5 2. Page 3, line 35, by striking the word
6 "division" and inserting the following: "authority".
7 3. Page 3, line 39, by striking the word
8 "division" and inserting the following: "authority".
9 4. Page 3, line 45, by striking the word
10 "division" and inserting the following: "authority".
11 5. Page 3, line 50, by striking the word
12 "division" and inserting the following: "authority".
13 6. Page 4, by striking lines 8 through 31.
14 7. Page 4, line 34, by striking the words
15 "~~authority division~~" and inserting the following:
16 "authority".
17 8. Page 4, line 37, by striking the words
18 "~~authority division~~", and inserting the following:
19 "authority".
20 9. Page 4, line 50, by striking the word
21 "division" and inserting the following: "authority".
22 10. Page 5, line 7, by inserting after the figure
23 "123" the following: "and the majority of sales for
24 that retailer are not from food".
25 11. Page 5, line 15, by striking the word
26 "division" and inserting the following: "authority".
27 12. Page 5, line 17, by striking the word
28 "division" and inserting the following: "authority".
29 13. Page 5, line 23, by striking the word
30 "division" and inserting the following: "authority".
31 14. Page 5, line 33, by striking the word
32 "division" and inserting the following: "authority".
33 15. Page 6, line 3, by striking the word
34 "division" and inserting the following: "authority".

- 35 16. Page 6, by inserting after line 8 the
36 following:
37 "j. A monitor vending machine shall not be located
38 on the premises of a retailer that is within twenty
39 miles of a facility to which a license to conduct
40 gambling games has been granted under chapter 99F."
41 17. Page 6, line 25, by striking the word
42 "division" and inserting the following: "authority".
43 18. By striking page 7, line 24, through page 9,
44 line 14.
45 19. Page 9, by striking lines 25 through 33.
46 20. By striking page 9, line 42, through page 11,
47 line 2.
48 21. Page 11, line 5, by striking the words
49 "relating to the operation of the lottery".
50 22. By renumbering as necessary.

WISE of Lee
QUIRK of Chickasaw

H-8196

- 1 Amend House File 2627 as follows:
2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. Section 99G.9, subsection 3, paragraph
5 a, Code 2005, is amended to read as follows:
6 a. The type of games to be conducted. The rules
7 shall provide that the name of a game operated on a
8 monitor vending machine as described in section
9 99G.30A shall not be the same as a gambling game
10 authorized for use pursuant to chapter 99F. The board
11 shall only authorize for use any type of lottery game
12 and manner of playing that game that was authorized
13 for use in this state as of July 1, 2006.
14 Sec. 2. Section 99G.9, Code 2005, is amended by
15 adding the following new subsection:
16 NEW SUBSECTION. 4A. To establish a process to
17 allow a person to be voluntarily excluded for life
18 from purchasing a lottery ticket or share for lottery
19 games authorized by this chapter. The process
20 established shall require that the authority
21 disseminate information regarding persons voluntarily
22 excluded to all retailers under this chapter and, if
23 applicable, to licensees under chapters 99D and 99F.
24 The state, the authority, retailers under this
25 chapter, and, if applicable, any licensee under
26 chapter 99D or 99F shall not be liable to any person
27 for any claim which may arise from this process. In
28 addition to any other penalty provided by law, any
29 money or thing of value that has been obtained by, or
30 is owed to, a voluntarily excluded person by the

31 authority as a result of playing any lottery game by
32 the person after the person has been voluntarily
33 excluded shall not be paid to the person but shall be
34 deposited into the gambling treatment fund created in
35 section 135.150. The authority shall coordinate with
36 the racing and gaming commission to establish a
37 unified process for allowing persons to be excluded
38 for life under this chapter and chapters 99D and 99F,
39 and to establish a statewide database of persons
40 excluded under this process and those excluded under
41 the process for racetrack enclosures and all other
42 licensed facilities under chapters 99D and 99F.

43 Sec. 3. Section 99G.30, subsection 4, Code 2005,
44 is amended to read as follows:

45 4. Except for the authority, a retailer shall only
46 sell lottery products on the licensed premises and not
47 through the mail or by technological means except as
48 the authority may provide or authorize and subject to
49 the requirements of section 99G.30A.

50 Sec. 4. Section 99G.30, Code 2005, is amended by

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1 adding the following new subsection:

2 NEW SUBSECTION. 8. Lottery products or shares
3 shall only be sold by a person at least eighteen years
4 of age.

5 Sec. 5. NEW SECTION. 99G.30A MONITOR VENDING
6 MACHINES – RESTRICTIONS.

7 1. It shall be lawful for a retailer to sell
8 lottery products or tickets by means of a monitor
9 vending machine pursuant to the requirements of the
10 authority, but only if all of the following conditions
11 are met:

12 a. A monitor vending machine shall only be
13 permitted or offered for use by a retailer in any
14 single location or premises for which a class "A",
15 class "B", class "C", special class "C", or class "D"
16 liquor control license or class "B" or class "C" beer
17 permit has been issued pursuant to chapter 123 and the
18 majority of sales for that retailer are not from food.

19 b. A monitor vending machine shall not be located
20 on the premises of a retailer within twenty feet of an
21 automated teller machine.

22 c. A retailer may locate no more than one monitor
23 vending machine at the retailer's premises and the
24 monitor vending machine shall be located in an area in
25 which a permanent physical barrier, as approved by the
26 authority, restricts access to the monitor vending
27 machine.

28 d. The authority shall not advertise or promote
29 the availability of monitor vending machines to the

30 public. In addition, a person or retailer shall not
31 advertise or promote the availability of a monitor
32 vending machine to the public as anything other than a
33 monitor vending machine dispensing lottery products or
34 tickets pursuant to rules adopted by the authority.

35 e. A monitor vending machine offered to the public
36 shall be designed so as to be inaudible and with a
37 blank video monitor screen until the machine is
38 activated by a player. To activate a machine, a
39 player shall be required to obtain a code or similar
40 activating device from the retailer each time a player
41 wishes to activate and play a machine. In addition,
42 each machine shall be designed to require each player
43 to affirmatively respond to questions on the machine
44 as determined by the authority prior to playing the
45 machine. The questions shall require responses
46 related to the minimum age required to play the
47 machine, the consequences if a person excluded from
48 purchasing lottery products plays the machine, and the
49 availability of gambling treatment programs.

50 f. The minimum cost for a person to activate and

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1 play a game on a monitor vending machine shall be no
2 less than one dollar.

3 g. A retailer with a monitor vending machine shall
4 make brochures concerning available gambling treatment
5 information readily available to players of the
6 machine.

7 h. A retailer offering a monitor vending machine
8 to the public shall require that all employees
9 authorized to provide the code or similar activating
10 device to persons prior to activating and playing a
11 monitor vending machine shall be at least eighteen
12 years of age.

13 i. The number of monitor vending machines
14 authorized by the authority and offered to the public
15 shall not exceed the number of monitor vending
16 machines that had been authorized and either located
17 on the licensed premises of a retailer or ordered by a
18 retailer from an authorized manufacturer as of January
19 7, 2006.

20 j. A monitor vending machine shall not be located
21 on the premises of a retailer that is within twenty
22 miles of a facility to which a license to conduct
23 gambling games has been granted under chapter 99F.

24 2. For purposes of this section, "monitor vending
25 machine" means a machine or other similar electronic
26 device that includes a video monitor and audio
27 capabilities that dispenses to a purchaser lottery
28 tickets that have been determined to be winning or

29 losing tickets by a predetermined pool drawing machine
30 prior to the dispensing of the tickets.

31 Sec. 6. NEW SECTION. 99G.30B AGE RESTRICTIONS –
32 PENALTIES.

33 1. A person under the age of twenty-one years
34 shall not purchase or attempt to purchase a lottery
35 ticket or share. A person who violates this
36 subsection commits a scheduled violation under section
37 805.8C, subsection 5.

38 2. If any retailer, or employee of a retailer, is
39 convicted or found in violation of section 99G.30,
40 subsection 3, the authority shall, in addition to
41 criminal penalties fixed for violation of that
42 subsection, assess a civil penalty as follows:

43 a. A first violation shall subject the retailer to
44 a civil penalty in the amount of five hundred dollars.

45 b. A second violation within two years shall
46 subject the retailer to a thirty-day suspension of the
47 retailer's license and a civil penalty in the amount
48 of one thousand five hundred dollars.

49 c. A third violation within three years shall
50 subject the retailer to a sixty-day suspension of the

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1 retailer's license and a civil penalty in the amount
2 of one thousand five hundred dollars.

3 d. A fourth violation within three years shall
4 result in revocation of the retailer's license.

5 e. For purposes of this subsection:

6 (1) The date of any violation shall be used in
7 determining the period between violations.

8 (2) Suspension shall be limited to the specific
9 license for the premises found in violation.

10 Sec. 7. Section 99G.33, Code 2005, is amended to
11 read as follows:

12 99G.33 LAW ENFORCEMENT INVESTIGATIONS.

13 The department of public safety, division of
14 criminal investigation, shall be the primary state
15 agency responsible for investigating criminal
16 violations under this chapter. The chief executive
17 officer shall contract with the department of public
18 safety for investigative services, including the
19 employment of special agents and support personnel,
20 and procurement of necessary equipment to carry out
21 the responsibilities of the division of criminal
22 investigation under the terms of the contract and this
23 chapter. The contract shall provide, at a minimum,
24 for random checks of retailers at all hours for
25 compliance with the provisions of this chapter,
26 especially as it relates to the purchase of lottery
27 products or access to monitor vending machines by a

28 person who has not reached the age of twenty-one.

29 Sec. 8. Section 99G.39, subsection 1, paragraph a,
30 Code 2005, is amended to read as follows:

31 a. An amount equal to one-half of one percent of
32 the gross lottery revenue for the year shall be
33 deposited in the gambling treatment fund created in
34 section 135.150. However, an amount equal to one
35 percent of the gross lottery revenue for the year
36 derived from monitor vending machines shall be
37 deposited in the gambling treatment fund created in
38 section 135.150.

39 Sec. 9. Section 805.8C, subsection 5, Code
40 Supplement 2005, is amended to read as follows:

41 5. GAMBLING VIOLATIONS. For violations of legal
42 age for gambling wagering under section 99D.11,
43 subsection 7, section 99F.9, subsection 5, section
44 99G.30B, subsection 1, and section 725.19, subsection
45 1, the scheduled fine is five hundred dollars.
46 Failure to pay the fine by a person under the age of
47 eighteen shall not result in the person being detained
48 in a secure facility.

49 Sec. 10. MONITOR VENDING MACHINES – TRANSITION
50 PROVISIONS. The provisions of section 99G.30A,

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1 subsection 1, paragraphs "a", "b", "c", "e", "f", and
2 "h", shall not apply to monitor vending machines
3 authorized and either located on the premises of a
4 retailer or ordered by a retailer from an authorized
5 manufacturer of monitor vending machines by January 7,
6 2006, until July 1, 2007."

7 2. Title page, by striking lines 1 and 2 and
8 inserting the following: "An Act concerning the Iowa
9 lottery, including provisions on authorized lottery
10 games and machines, and providing penalties."

11 3. By renumbering as necessary.

WISE of Lee
QUIRK of Chickasaw

H-8197

1 Amend House File 2743 as follows:

2 1. Page 10, by inserting after line 16 the
3 following:

4 "Sec. ____ **NEW SECTION. 147A.15 AUTOMATED**
5 **EXTERNAL DEFIBRILLATOR EQUIPMENT – PENALTY.**

6 Any person who damages, wrongfully takes or
7 withholds, or removes any component of automated
8 external defibrillator equipment located in a public
9 or privately owned location, including batteries

10 installed to operate the equipment, is guilty of a
11 serious misdemeanor."
12 2. Title page, line 2, by striking the word
13 "fund" and inserting the following: "fund, and by
14 providing a penalty".

THOMAS of Clayton

H-8198

1 Amend House File 2734 as follows:
2 1. Page 3, line 32, by striking the figure
3 "1,442,840" and inserting the following: "1,642,840".
4 2. Page 3, line 35, by striking the figure
5 "100,000" and inserting the following: "300,000".

MURPHY of Dubuque

H-8199

1 Amend House File 2734 as follows:
2 1. Page 22, line 31, by striking the figure
3 "80,715,373" and inserting the following:
4 "81,491,038".
5 2. Page 27, by inserting after line 32 the
6 following:
7 " _____. Of the funds appropriated in this section,
8 \$775,665 shall be used to provide twelve clinical
9 consultants to provide clinical expertise, guidance,
10 and skill building support to frontline social workers
11 and the number of positions authorized in this
12 division of this Act for field operations shall be
13 increased accordingly."

FOEGE of Linn

H-8200

1 Amend House File 2743 as follows:
2 1. Page 10, by inserting after line 16 the
3 following:
4 "Sec. _____. NEW SECTION. 147A.15 AUTOMATED
5 EXTERNAL DEFIBRILLATOR EQUIPMENT – PENALTY.
6 Any person who damages, wrongfully takes or
7 withholds, or removes any component of automated
8 external defibrillator equipment located in a public
9 or privately owned location, including batteries
10 installed to operate the equipment, is guilty of a
11 serious misdemeanor."
12 2. Title page, line 2, by striking the word
13 "fund" and inserting the following: "fund, and
14 providing a penalty".

THOMAS of Clayton

H-8201

1 Amend House File 2734 as follows:

2 1. Page 55, by inserting after line 4 the
3 following:

4 "Sec. ____ Section 249H.4, subsection 1, Code
5 Supplement 2005, is amended to read as follows:

6 1. A senior living trust fund is created in the
7 state treasury under the authority of the department
8 of human services. Moneys received through
9 intergovernmental agreements for the senior living
10 program and moneys received from sources, including
11 grants, contributions, and participant payments, shall
12 be deposited in the fund. Additionally, proceeds
13 derived from payment of taxes pursuant to section
14 453A.6, subsection 1, paragraph "a", subparagraph (2);
15 section 453A.6, subsection 1, paragraph "b",
16 subparagraph (2); section 453A.43, subsection 1,
17 paragraph "b"; and section 453A.43, subsection 2,
18 paragraph "b", shall be credited to the fund."

19 2. Page 55, by inserting after line 19 the
20 following:

21 "Sec. ____ Section 453A.6, subsection 1, Code
22 2005, is amended to read as follows:

23 1. There is imposed, and shall be collected and
24 paid to the department, the following taxes on all
25 cigarettes used or otherwise disposed of in this state
26 for any purpose whatsoever:

27 a. CLASS A.

28 (1) On cigarettes weighing not more than three
29 pounds per thousand, ~~eighteen mills~~ one and eight-
30 tenths cents on each such cigarette.

31 (2) In addition to the tax imposed in subparagraph
32 (1), on cigarettes weighing not more than three pounds
33 per thousand, three and two-tenths cents on each
34 cigarette.

35 b. CLASS B.

36 (1) On cigarettes weighing more than three pounds
37 per thousand, ~~eighteen mills~~ one and eight-tenths
38 cents on each such cigarette.

39 (2) In addition to the tax imposed in subparagraph
40 (1), on cigarettes weighing more than three pounds per
41 thousand, three and two-tenths cents on each
42 cigarette.

43 Sec. ____ Section 453A.35, Code 2005, is amended
44 to read as follows:

45 453A.35 TAX AND FEES PAID TO GENERAL FUND.

46 The proceeds derived from the sale of stamps and
47 the payment of taxes, fees and penalties provided for
48 under this chapter, and the permit fees received from
49 all permits issued by the department, with the
50 exception of the proceeds derived from payment of

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taxes pursuant to section 453A.6, subsection 1, paragraph "a", subparagraph (2); section 453A.6, subsection 1, paragraph "b", subparagraph (2); section 453A.43, subsection 1, paragraph "b"; and section 453A.43, subsection 2, paragraph "b", which shall be credited to the senior living trust fund created in section 249H.4, shall be credited to the general fund of the state. All permit fees provided for in this chapter and collected by cities in the issuance of permits granted by the cities shall be paid to the treasurer of the city where the permit is effective, or to another city officer as designated by the council, and credited to the general fund of the city. Permit fees so collected by counties shall be paid to the county treasurer.

Sec. _____. Section 453A.40, subsection 1, Code 2005, is amended to read as follows:

1. All of the following persons shall be subject to an inventory tax on the following items as provided in this section:

a. All persons required to be licensed obtain a permit under section 453A.13 as distributors or to be licensed under section 453A.44 as a distributor or subjobber, having in their possession and held for resale on the effective date of an increase in the tax rate cigarettes, or little cigars, or tobacco products upon which the tax under section 453A.6 or 453A.43 has been paid, unused cigarette tax stamps which have been paid for under section 453A.8, or unused metered imprints which have been paid for under section 453A.12 shall be subject to an inventory tax on the items as provided in this section.

b. All consumers having for use or storage on the effective date of an increase in the tax rate, tobacco products upon which the tax under section 453A.43 has been paid.

c. All consumers subject to section 453A.46, subsection 6, who have acquired title to or possession of tobacco products for storage in this state, upon which tobacco products the tax imposed by section 453A.43 has not been paid.

Sec. _____. Section 453A.43, subsections 1 and 2, Code 2005, are amended to read as follows:

1. a. A tax is imposed upon all tobacco products in this state and upon any person engaged in business as a distributor of tobacco products, at the rate of twenty-two percent of the wholesale sales price of the tobacco products, except little cigars as defined in section 453A.42.

b. In addition to the tax imposed under paragraph

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1 "a", a tax is imposed upon all tobacco products in
2 this state and upon any person engaged in business as
3 a distributor of tobacco products, at the rate of
4 thirty-three percent of the wholesale sales price of
5 the tobacco products, except little cigars as defined
6 in section 453A.42.

7 c. Little cigars shall be subject to the same rate
8 of tax imposed upon cigarettes in section 453A.6,
9 payable at the time and in the manner provided in
10 section 453A.6; and stamps shall be affixed as
11 provided in division I of this chapter.

12 d. The ~~tax~~ taxes on tobacco products, excluding
13 little cigars, shall be imposed at the time the
14 distributor does any of the following:

15 a- (1) Brings, or causes to be brought, into this
16 state from without the state tobacco products for
17 sale.

18 b- (2) Makes, manufactures, or fabricates tobacco
19 products in this state for sale in this state.

20 e- (3) Ships or transports tobacco products to
21 retailers in this state, to be sold by those
22 retailers.

23 2. a. A tax is imposed upon the use or storage by
24 consumers of tobacco products in this state, and upon
25 the consumers, at the rate of twenty-two percent of
26 the cost of the tobacco products.

27 b. In addition to the tax imposed in paragraph
28 "a", a tax is imposed upon the use or storage by
29 consumers of tobacco products in this state, and upon
30 the consumers, at a rate of thirty-three percent of
31 the cost of the tobacco products.

32 c. The ~~tax~~ taxes imposed by this subsection shall
33 not apply if the ~~tax~~ taxes imposed by subsection 1 on
34 the tobacco products ~~has~~ have been paid.

35 d. ~~This tax~~ The taxes imposed under this
36 subsection shall not apply to the use or storage of
37 tobacco products in quantities of:

38 a- (1) Less than 25 cigars.

39 b- (2) Less than 10 oz. snuff or snuff powder.

40 e- (3) Less than 1 lb. smoking or chewing tobacco
41 or other tobacco products not specifically mentioned
42 herein, in the possession of any one consumer."

43 3. Page 56, by inserting after line 8 the
44 following:

45 "Sec. ____ EFFECTIVE DATE. The sections of this
46 division of this Act amending section 249H.4,
47 subsection 1; section 453A.6, subsection 1; section
48 453A.35; section 453A.40, subsection 1; and section
49 453A.43, subsections 1 and 2, being deemed of
50 immediate importance, take effect on the first day of

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1 the month that begins following enactment of this
2 Act."

FOEGE of Linn

H-8202

1 Amend House File 2734 as follows:

2 1. Page 3, line 16, by striking the figure
3 "1,866,264" and inserting the following: "2,341,264".

4 2. Page 3, by inserting after line 27 the
5 following:

6 "Of the funds appropriated in this subsection,
7 \$475,000 shall be used for the access to baby and
8 child dentistry (ABCD) program to improve child dental
9 care."

10 3. Page 15, line 16, by striking the figure
11 "708,671,610" and inserting the following:
12 "708,821,610".

13 4. Page 18, by inserting after line 5 the
14 following:

15 " _____. Of the funds appropriated in this section,
16 \$150,000 shall be used to provide adult periodontal
17 services to medical assistance recipients."

MASCHER of Johnson

H-8204

1 Amend House File 2743 as follows:

2 1. Page 10, by inserting after line 16 the
3 following:

4 "Sec. _____. DEPARTMENT OF EDUCATION.

5 Notwithstanding any provision to the contrary, there
6 is appropriated from the amount of interest or
7 earnings on moneys in the federal economic stimulus
8 and jobs holding fund created in the state treasury
9 pursuant to 2004 Iowa Acts, First Extraordinary
10 Session, chapter 1002, section 2, subsection 2, to the
11 department of education for the fiscal year beginning
12 July 1, 2006, and ending June 30, 2007, the following
13 amount, or so much thereof as is necessary, for the
14 purpose designated:

15 For before and after school programs:

16 \$ 4,100,000"

17 2. Title page, line 1, by inserting after the
18 word "from" the following: "various trust and holding
19 funds including the federal economic stimulus and jobs
20 holding fund,".

FORD of Polk

H-8205

- 1 Amend House File 2294 as follows:
2 1. Page 1, by inserting after line 19 the
3 following:
4 "Sec. _____. Sections 1.18 and 4.14, Code 2005, are
5 repealed."
6 2. Page 1, line 22, by striking the words
7 "enactment and is" and inserting the following:
8 "enactment. Sections 1 and 2 of this Act are".
9 3. Title page, line 1, by inserting after the
10 word "Act" the following: "relating to utilization of
11 the English language within this state, by repealing
12 the Iowa English language reaffirmation Act and
13 related provisions, and by".

FORD of Polk

H-8206

- 1 Amend House File 2597 as follows:
2 1. Page 6, by inserting after line 31 the
3 following:
4 "Sec. _____. Section 68A.102, Code Supplement 2005,
5 is amended by adding the following new subsection:
6 NEW SUBSECTION. 23. "527 tax-exempt group" means
7 a tax-exempt group organized under section 527 of the
8 Internal Revenue Code to raise moneys for political
9 activities including voter mobilization efforts, issue
10 advocacy, and other political activities.
11 Sec. _____. NEW SECTION. 68A.105 CERTAIN ACCOUNTS
12 BY CANDIDATES PROHIBITED.
13 A candidate for public office shall not establish,
14 maintain, advise, conduct fundraising for, or
15 determine allocations from a 527 tax-exempt group."
16 2. Title page, line 1, by inserting after the
17 word "Act" the following: "relating to elections and
18 campaign finance by".
19 3. Title page, line 2, by inserting after the
20 word "place" the following: "and by prohibiting
21 candidates from engaging in certain activities for
22 certain tax-exempt groups".
23 4. By renumbering as necessary.

MASCHER of Johnson

H-8207

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
3 1. Page 7, by inserting after line 23 the
4 following:

5 "Sec. _____. Section 99G.39, Code 2005, is amended
6 by adding the following new subsection:
7 NEW SUBSECTION. 4. Notwithstanding any provision
8 of this section to the contrary, of the lottery
9 revenues derived from monitor vending machines and
10 otherwise required by law to be transferred to the
11 general fund for each fiscal year beginning on or
12 after July 1, 2006, the first twenty million dollars
13 of the revenues derived during the fiscal year shall
14 not be transferred to the general fund but shall be
15 transferred to the department of education for after
16 school programs."
17 2. By renumbering as necessary.

FORD of Polk

H-8208

1 Amend the amendment, H-8147, to House File 2627, as
2 follows:

3 1. Page 6, by inserting after line 8 the
4 following:

5 "j. A monitor vending machine shall not be located
6 in any county in which the result of the most recent
7 referendum conducted in that county pursuant to
8 section 99G.30C was a defeat of a proposal to
9 authorize monitor vending machines in that county."

10 2. Page 6, by inserting after line 44 the
11 following:

12 "Sec. _____. NEW SECTION. 99G.30C MONITOR VENDING
13 MACHINES – REFERENDUM.

14 1. The board of supervisors of each county shall
15 direct the commissioner of elections to submit a
16 proposition concerning monitor vending machines to the
17 county electorate at the general election held in 2006
18 and at the general election held at each subsequent
19 ten-year interval.

20 2. The proposition to be submitted to the electors
21 shall be in the following form:
22 Should monitor vending machines approved by the
23 Iowa lottery be allowed for (name of applicable
24 county)?

25 3. If a majority of the county voters voting in
26 the most recent referendum on the proposition favors
27 allowing monitor vending machines, then retailers may
28 offer monitor vending machines to the public in that
29 county pursuant to the requirements of this chapter.
30 If a majority of the county voters voting in the most
31 recent referendum on the proposition does not favor
32 allowing monitor vending machines, then monitor
33 vending machines shall not be permitted in the county
34 and retailers shall not make any monitor vending

35 machines available to the public within sixty days
36 after the election."
37 3. By renumbering as necessary.

FORD of Polk
JOCHUM of Dubuque

H-8209

1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
3 1. Page 7, by inserting after line 23 the
4 following:
5 "Sec. _____. Section 99G.39, Code 2005, is amended
6 by adding the following new subsection:
7 NEW SUBSECTION. 4. Notwithstanding any provision
8 of this section to the contrary, of the lottery
9 revenues derived from monitor vending machines and
10 otherwise required by law to be transferred to the
11 general fund for each fiscal year beginning on or
12 after July 1, 2006, the first thirty million dollars
13 of the revenues derived during the fiscal year shall
14 not be transferred to the general fund but shall be
15 transferred to the department of education for teacher
16 salaries pursuant to chapter 284."
17 2. By renumbering as necessary.

FORD of Polk

H-8210

1 Amend House File 2527 as follows:
2 1. Page 26, by inserting after line 31 the
3 following:
4 "Sec. _____. Section 261.2, Code Supplement 2005, is
5 amended by adding the following new subsection:
6 NEW SUBSECTION. 9. Establish a higher education
7 foundation to encourage individual members of the
8 public, organizations, and corporations to make
9 contributions to programs administered by the
10 commission to be matched with state appropriations and
11 supplement limited state resources.
12 a. The foundation may establish an endowment fund
13 to assist in the financing of its activities. The
14 foundation shall be incorporated under chapter 504.
15 b. The foundation shall be created in a manner so
16 that donations and bequests to the foundation qualify
17 as tax deductible under federal and state income tax
18 laws. Except as provided in paragraph "e", the
19 foundation is not a state agency and shall not
20 exercise sovereign power of the state. The state is
21 not liable for any debts of the foundation.

22 c. The foundation shall have a board of directors
23 of twelve members. Four members shall be appointed by
24 the governor to staggered three-year terms beginning
25 on July 1 and ending on June 30. Two of the four
26 members appointed by the governor shall represent the
27 Iowa student loan liquidity corporation. Eight
28 members shall be members of the commission or their
29 designees appointed by the commission. A vacancy on
30 the board shall be filled in the same manner as the
31 original appointment for the remainder of the term.
32 Not more than four members appointed by the commission
33 shall be of the same gender or of the same political
34 party.

35 d. The foundation may accept and administer trusts
36 deemed by the board to be beneficial. Notwithstanding
37 section 633.63, the foundation may act as trustee of
38 such a trust.

39 e. The foundation shall be considered a
40 governmental body for purposes of chapters 21 and 22."
41 2. Page 35, by inserting after line 14 the
42 following:

43 "Sec. _____. INITIAL APPOINTMENTS. Of the four
44 gubernatorial appointees to the board of directors of
45 the foundation established pursuant to section 261.2,
46 subsection 9, enacted in this Act, the governor shall
47 appoint two individuals to three-year terms, one
48 individual to a two-year term, and one individual to a
49 one-year term."

50 3. By renumbering as necessary.

CHAMBERS of O'Brien

H-8211

1 Amend the amendment, H-8147, to House File 2627 as
2 follows:

3 1. Page 7, by inserting after line 23 the
4 following:

5 "Sec. _____. Section 99G.39, Code 2005, is amended
6 by adding the following new subsection:

7 NEW SUBSECTION. 4. Notwithstanding any provision
8 of this section to the contrary, of the lottery
9 revenues derived from monitor vending machines and
10 otherwise required by law to be transferred to the
11 general fund for each fiscal year beginning on or
12 after July 1, 2006, the first twenty million dollars
13 of the revenues derived during the fiscal year shall
14 not be transferred to the general fund but shall be
15 transferred to the Iowa department of public health to
16 be allocated to counties based upon population for

17 substance abuse programs."

18 2. By renumbering as necessary.

FORD of Polk

H-8222

1 Amend House File 2734 as follows:

2 1. Page 3, line 16, by striking the figure
3 "1,866,264" and inserting the following: "2,341,264".

4 2. Page 3, by inserting after line 27 the
5 following:

6 "Of the funds appropriated in this subsection,
7 \$150,000 shall be used for the access to baby and
8 child dentistry (ABCD) program to improve child dental
9 care by reaching all Iowa counties with a demonstrated
10 oral health program for children from birth through
11 five years of age.

12 Of the funds appropriated in this subsection,
13 \$325,000 shall be used to address the healthy mental
14 development of children from birth through five years
15 of age through local level evidence-based strategies
16 that engage both the public and private sectors in
17 promoting healthy development, prevention, and
18 treatment for all children."

19 3. Page 15, line 16, by striking the figure
20 "708,671,610" and inserting the following:
21 "708,821,610".

22 4. Page 18, by inserting after line 5 the
23 following:

24 "____. Of the funds appropriated in this section,
25 \$150,000 shall be used to provide adult periodontal
26 services to medical assistance recipients."

MASCHER of Johnson

H-8223

1 Amend the amendment, H-8147, to House File 2627 as
2 follows:

3 1. Page 3, line 30, by striking the word
4 "subsection" and inserting the following:
5 "subsections".

6 2. Page 4, by inserting after line 7 the
7 following:

8 "NEW SUBSECTION. 4B. To establish a cohesive
9 strategy for gambling in Iowa in consultation with the
10 racing and gaming commission and under the direction
11 of the department of inspections and appeals. The
12 strategy shall consider appropriate products and
13 merchandising of gambling products, including lottery
14 games, and the appropriate administration of gambling.

- 15 If appropriate, the strategy may consider on-lotto
16 games separately from other lottery games and other
17 gambling activities."
18 3. By renumbering as necessary.

JENKINS of Black Hawk
KURTENBACH of Story

H-8224

- 1 Amend the amendment, H-8215, to House File 2527 as
2 follows:
3 1. Page 1, by striking lines 4 through 20 and
4 inserting the following:
5 ""The state board of regents shall not circumvent
6 the requirements of section 270.10 or otherwise change
7 the current status of the Iowa braille and sight
8 saving school.""

PETTENGILL of Benton

H-8226

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
3 1. Page 5, by striking lines 3 through 7 and
4 inserting the following: "permitted or offered for
5 use by a retailer that is a fraternal or charitable
6 organization in any single location or premises for
7 which a class "A" or class "C" liquor control license
8 has been issued pursuant to chapter 123."
9 2. Page 5, line 11, by striking the word "one"
10 and inserting the following: "four".
11 3. Page 5, line 12, by striking the word
12 "machine" and inserting the following: "machines".
13 4. Page 5, line 13, by striking the word
14 "machine" and inserting the following: "machines".
15 5. Page 5, line 16, by striking the word
16 "machine" and inserting the following: "machines".

D. TAYLOR of Linn

H-8227

- 1 Amend House File 2678 as follows:
2 1. Page 3, by striking lines 2 through 11.
3 2. By renumbering as necessary.

ALONS of Sioux

H-8230

1 Amend House File 2664 as follows:

2 1. Page 1, by inserting after line 18 the
3 following:

4 "Sec. ____ Section 321G.1, subsection 9, Code
5 Supplement 2005, is amended to read as follows:

6 9. "Nonambulatory person" means an individual with
7 paralysis of the lower half of the body with the
8 involvement of both legs, usually caused by disease of
9 or injury to the spinal cord, or ~~caused by an~~
10 ~~individual who has suffered the loss of one or both~~
11 ~~legs or the loss of a part of both legs thereof.~~

12 Sec. ____ Section 321G.13, subsection 2, Code
13 Supplement 2005, is amended to read as follows:

14 2. A person shall not operate or ride a snowmobile
15 with a firearm in the person's possession unless it is
16 unloaded and enclosed in a carrying case. However, a
17 nonambulatory person may carry an uncased and loaded
18 or unloaded firearm while operating or riding a
19 snowmobile."

20 2. Page 3, by inserting after line 1 the
21 following:

22 "Sec. ____ Section 321I.1, subsection 8, Code
23 2005, is amended to read as follows:

24 8. "Nonambulatory person" means an individual with
25 paralysis of the lower half of the body with the
26 involvement of both legs, usually caused by disease of
27 or injury to the spinal cord, or ~~caused by an~~
28 ~~individual who has suffered the loss of one or both~~
29 ~~legs or the loss of a part of both legs thereof."~~

30 3. Page 7, by inserting after line 5 the
31 following:

32 "Sec. ____ Section 321I.14, subsection 2, Code
33 2005, is amended to read as follows:

34 2. A person shall not operate or ride an all-
35 terrain vehicle with a firearm in the person's
36 possession unless it is unloaded and enclosed in a
37 carrying case. However, a nonambulatory person may
38 carry an uncased and loaded or unloaded firearm while
39 operating or riding an all-terrain vehicle."

40 4. Page 9, by inserting after line 32 the
41 following:

42 "Sec. ____ Section 481A.120, Code 2005, is amended
43 by striking the section and inserting in lieu thereof
44 the following:

45 481A.120 HUNTING FROM MOTORIZED VEHICLES OR
46 AIRCRAFT PROHIBITED – EXCEPTION.

47 1. A person, either singly or as one of a group of
48 persons, shall not intentionally kill or wound,
49 attempt to kill or wound, or pursue any animal, fowl,
50 or fish from or with an aircraft of any kind or a

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- 1 motor-driven land conveyance on public or private
2 land.
- 3 2. Notwithstanding subsection 1, a nonambulatory
4 person may hunt game on public or private land from a
5 stationary motor-driven land conveyance, as provided
6 by the commission by rules adopted pursuant to chapter
7 17A. For the purposes of this subsection,
8 "nonambulatory person" means an individual with
9 paralysis of the lower half of the body with the
10 involvement of both legs, usually caused by disease of
11 or injury to the spinal cord, or an individual who has
12 suffered the loss of one or both legs or part thereof.
- 13 3. For the purposes of this section, a "motor-
14 driven land conveyance" includes but is not limited to
15 a motor vehicle as defined in section 321.1, an all-
16 terrain vehicle as defined in section 321F.1, and a
17 snowmobile as defined in section 321G.1."
- 18 5. Title page, line 1, by striking the words "of
19 all-terrain" and inserting the following: "and use of
20 certain".
- 21 6. Title page, line 1, by inserting after the
22 word "vehicles," the following: "including the
23 possession of and use of firearms while riding on
24 certain motorized vehicles,".
- 25 7. By renumbering as necessary.

BAUDLER of Adair

H-8231

- 1 Amend House File 2703 as follows:
- 2 1. Page 1, by inserting before line 1 the
3 following:
- 4 "Section 1. NEW SECTION. 459.203A SWINE
5 FARROWING AND GESTATING OPERATIONS – SPECIAL
6 BIOSECURITY SEPARATION DISTANCES.
- 7 1. A county board of supervisors may adopt a swine
8 biosecurity ordinance requiring a separation distance
9 in feet between an animal feeding operation
10 maintaining swine and a structure which houses more
11 than twenty-five animal units and is part of a swine
12 farrowing and gestating operation located in the
13 county. If the animal feeding operation or the
14 structure is located in a different county, the joint
15 boards of supervisors of the different counties may
16 adopt the biosecurity ordinance. On the effective
17 date of the ordinance requiring a separation distance,
18 except as provided in subsection 2 and section
19 459.205, the animal feeding operation shall not be
20 established or expanded within that separation

21 distance.

22 2. a. An animal feeding operation established or
23 expanded prior to the date that a separation distance
24 became effective as provided in a biosecurity
25 ordinance and which does not comply with the
26 separation distance may continue to operate regardless
27 of the separation distance requirement.

28 b. An animal feeding operation may be expanded
29 within a separation distance required in a biosecurity
30 ordinance if the expansion is in accordance with the
31 terms and conditions of a variance granted by the
32 county board of supervisors which adopted the
33 biosecurity ordinance.

34 Sec. 2. Section 459.205, subsection 3, Code 2005,
35 is amended to read as follows:

36 3. a. A confinement feeding operation structure
37 which is constructed or expanded within any distance
38 from ~~a~~ any of the following:

39 (1) A residence, educational institution,
40 commercial enterprise, or bona fide religious
41 institution, ~~city, or public use area,~~ if the
42 residence, educational institution, commercial
43 enterprise, or bona fide religious institution was
44 constructed or expanded, ~~or the boundaries of the city~~
45 ~~or public use area were expanded,~~ after the date that
46 the confinement feeding operation was established.

47 (2) A city or public use area, if the boundaries
48 of the city or public use area were expanded after the
49 date that the confinement feeding operation was
50 established.

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1 (3) A swine farrowing and gestating operation, if
2 the swine farrowing and gestating operation was
3 constructed or expanded after the date that the
4 confinement feeding operation was established.

5 b. The date the confinement feeding operation was
6 established is the date on which the confinement
7 feeding operation commenced operating. A change in
8 ownership or expansion of the confinement feeding
9 operation shall not change the established date of
10 operation.

11 Sec. 3. Section 459.303, subsection 1, unnumbered
12 paragraph 1, Code 2005, is amended to read as follows:

13 The department shall approve or disapprove
14 applications for permits for the construction,
15 including the expansion, of confinement feeding
16 operation structures, as provided by rules adopted
17 pursuant to this chapter. ~~The department's decision~~
18 ~~to department shall~~ approve or disapprove a permit for
19 the construction of a confinement feeding operation

20 structure shall be based on whether the application is
 21 submitted according to procedures required by the
 22 department and the application meets the requirements
 23 of this chapter, including standards established by
 24 the department and separation distance requirements
 25 for the construction and expansion of confinement
 26 feeding operation structures. A person shall not
 27 begin construction of a confinement feeding operation
 28 structure requiring a permit under this section,
 29 unless the department first approves the person's
 30 application and issues to the person a construction
 31 permit. The department shall provide conditions for
 32 requiring when a person must obtain a construction
 33 permit."

34 2. Page 1, by inserting after line 27 the
 35 following:

36 "Sec. ____ EFFECTIVE DATE. This Act, being deemed
 37 of immediate importance, takes effect upon enactment."

38 3. Title page, line 2, by inserting before the
 39 word "complaints" the following: "separation distance
 40 requirements and procedures for".

41 4. Title page, line 2, by inserting after the
 42 word "complaints" the following: ", and providing an
 43 effective date".

44 5. By renumbering as necessary.

WHITAKER of Van Buren

H-8234

1 Amend Senate File 2330, as amended, passed and
 2 reprinted by the Senate, as follows:

3 1. Page 1, line 25, by striking the word "forty-
 4 five" and inserting the following: "ninety".

5 2. Page 2, line 23, by striking the word "forty-
 6 five" and inserting the following: "ninety".

7 3. Page 2, line 24, by striking the word "forty-
 8 five" and inserting the following: "ninety".

HEATON of Henry
 HORBACH of Tama
 GRANZOW of Hardin

H-8236

1 Amend Senate File 2330, as amended, passed, and
 2 reprinted by the Senate, as follows:

3 1. Page 2, by inserting after line 26 the
 4 following:

5 "Sec. ____ MONITOR VENDING MACHINES -
 6 REIMBURSEMENT FUND.

7 1. Notwithstanding any provision of section

8 99G.39, subsection 3, to the contrary, the lottery
9 revenues derived from monitor vending machines and
10 otherwise required by law to be deposited in the
11 general fund of the state for the fiscal year
12 commencing July 1, 2005, and ending June 30, 2006,
13 shall not be deposited in the general fund of the
14 state but shall be deposited in a monitor vending
15 machine reimbursement fund which is created in the
16 state treasury under the control of the Iowa lottery
17 authority. In addition, if such revenues have been
18 deposited in the general fund of the state, there is
19 appropriated from the general fund of the state to the
20 monitor vending machine reimbursement fund an amount
21 equal to the revenues derived from monitor vending
22 machines for the fiscal period commencing July 1,
23 2005, and ending forty-five days following the
24 effective date of this Act. Notwithstanding section
25 12C.7, subsection 2, interest or earnings on moneys
26 deposited in the monitor vending machine reimbursement
27 fund shall be credited to the monitor vending machine
28 reimbursement fund. Notwithstanding section 8.33,
29 moneys credited to the monitor vending machine
30 reimbursement fund for the fiscal period commencing
31 July 1, 2005, and ending forty-five days following the
32 effective date of this Act shall not revert to the
33 general fund of the state.

34 2. Moneys in the reimbursement fund shall be
35 disbursed to participating aggrieved retailers
36 pursuant to the requirements of this section. For
37 purposes of this section, a participating aggrieved
38 retailer is a retailer who owns no more than three
39 businesses and who had purchased or leased a monitor
40 vending machine prior to the effective date of this
41 Act but is no longer eligible to offer a monitor
42 vending machine to the public after forty-five days
43 following the effective date of this Act and who has
44 made an application to the authority by July 1, 2007.

45 3. The Iowa lottery shall establish an application
46 process for retailers that have acquired or leased a
47 monitor vending machine prior to the effective date of
48 this Act, as well as manufacturers and distributors of
49 machines offered to the public prior to the effective
50 date of this Act, to obtain a monitor vending machine

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1 reimbursement grant from the monitor vending machine
2 reimbursement fund. As a condition of a retailer,
3 manufacturer, or distributor receiving a grant
4 pursuant to this section, the applicable retailer,
5 manufacturer, or distributor shall waive any and all
6 claims any party may have against the Iowa lottery and

- 7 the state arising out of the operation of this Act."
8 2. Title page, line 2, by inserting after the
9 word "tax" the following: ", an appropriation,".
10 3. By renumbering as necessary.

FALLON of Polk

H-8237

- 1 Amend the amendment, H-8147, to House File 2627 as
2 follows:
3 1. By striking page 1, line 4, through page 3,
4 line 18.
5 2. Page 3, line 25, by striking the word "for"
6 and inserting the following: "and in".
7 3. Page 3, line 25, by striking the words "The
8 board" and inserting the following: "Conversely, the
9 racine and gaming commission shall adopt rules to
10 provide that the name of a gambling game operated for
11 use pursuant to chapter 99F shall not be the same as a
12 game operated on a monitor vending machine."
13 4. Page 3, by striking lines 26 through 28.
14 5. Page 3, lines 33 and 34, by striking the words
15 "purchasing a lottery ticket or share for lottery
16 games authorized by this chapter" and inserting the
17 following: "claiming a prize for winning a game on a
18 monitor vending machine at a lottery retail outlet or
19 lottery regional office or any lottery prize at a
20 lottery regional office".
21 6. Page 3, line 35, by striking the word
22 "division" and inserting the following: "authority".
23 7. Page 3, line 39, by striking the word
24 "division" and inserting the following: "authority".
25 8. Page 3, line 45, by striking the word
26 "division" and inserting the following: "authority".
27 9. Page 3, line 50, by striking the word
28 "division" and inserting the following: "authority".
29 10. Page 4, by striking lines 8 through 31.
30 11. Page 4, line 34, by striking the words
31 "authority division" and inserting the following:
32 "authority".
33 12. Page 4, line 37, by striking the words
34 "authority division" and inserting the following:
35 "authority".
36 13. Page 4, by striking lines 40 through 44.
37 14. Page 4, line 50, by striking the word
38 "division" and inserting the following: "authority".
39 15. Page 5, line 9, by striking the word "twenty"
40 and inserting the following: "five".
41 16. Page 5, line 11, by striking the word "one"
42 and inserting the following: "four".
43 17. Page 5, line 12, by striking the word

- 44 "machine" and inserting the following: "machines".
45 18. Page 5, line 13, by striking the word
46 "machine" and inserting the following: "machines".
47 19. Page 5, line 15, by striking the word
48 "division" and inserting the following: "authority".
49 20. Page 5, line 16, by striking the word
50 "machine" and inserting the following: "machines".

Page 2

- 1 21. Page 5, line 17, by striking the word
2 "division" and inserting the following: "authority".
3 22. Page 5, line 23, by striking the word
4 "division" and inserting the following: "authority".
5 23. Page 5, lines 25 and 26, by striking the
6 words "a blank" and inserting the following: "an
7 inactive".
8 24. Page 5, by striking lines 27 through 30 and
9 inserting the following: "activated by a player. In
10 addition,".
11 25. Page 5, line 33, by striking the word
12 "division" and inserting the following: "authority".
13 26. Page 5, by striking lines 39 through 41.
14 27. Page 5, line 42, by striking the word "g."
15 and inserting the following: "f."
16 28. Page 5, line 43, by striking the words
17 "brochures concerning available".
18 29. By striking page 5, line 46, through page 6,
19 line 1.
20 30. Page 6, line 2, by striking the word "i." and
21 inserting the following: "g."
22 31. Page 6, line 3, by striking the word
23 "division" and inserting the following: "authority".
24 32. Page 6, line 25, by striking the word
25 "division" and inserting the following: "authority".
26 33. Page 7, line 4, by inserting after the words
27 "employment of" the following: "up to ten".
28 34. Page 7, line 17, by inserting after the word
29 "revenue" the following: "exclusive of monitor
30 vending machine revenue".
31 35. Page 7, line 19, by striking the word
32 "However" and inserting the following: "In addition".
33 36. By striking page 7, line 24, through page 9,
34 line 14.
35 37. Page 9, by striking lines 25 through 33.
36 38. Page 9, lines 36 and 37, by striking the
37 words "'e", "f", and "h'" and inserting the following:
38 "and 'e'".
39 39. By striking page 9, line 42, through page 11,
40 line 2.
41 40. Page 11, line 5, by striking the words

42 "relating to the operation of the lottery".

43 41. By renumbering as necessary.

ELGIN of Linn

H-8238

1 Amend House File 2674 as follows:

2 1. Page 1, by striking lines 4 through 9 and

3 inserting the following:

4 "1. An owner, manager, or person who exercises
5 direct control over a place of business required to
6 obtain a sales tax permit shall be guilty of a serious
7 misdemeanor under any of the following circumstances
8 described in subsection 1A, paragraphs "a" through
9 "f", if the place of business is one of the following:

10 a. Required to obtain a sales tax permit.

11 b. Allows an open or unsealed bottle, can, jar, or
12 other receptacle containing an alcoholic beverage on
13 the premises.

14 c. Operates as a single place of business with an
15 adjacent place of business required to obtain a sales
16 tax permit.

17 ~~4. 1A. a.~~ If such person allows or permits the
18 actual or".

19 2. Page 2, line 8, by striking the words "The
20 court".

21 3. Page 2, by striking lines 9 through 11 and
22 inserting the following: "In".

23 4. Page 2, line 13, by striking the words "of
24 experts".

25 5. Page 2, by inserting after line 17 the
26 following:

27 "d. The nexus, including the unity of interest,
28 ownership, management, and operations between the
29 premises where the challenged circumstance occurred
30 and an adjacent place of business."

31 6. By renumbering as necessary.

ANDERSON of Page

H-8242

1 Amend House File 2738 as follows:

2 1. Page 6, by inserting after line 10 the
3 following:

4 "Sec. ____ Section 714.16, subsection 1, paragraph
5 o, Code 2005, is amended to read as follows:

6 o. "Water treatment system" means a device or
7 assembly for which a claim is made that it will
8 improve the quality of drinking water by reducing one
9 or more contaminants through mechanical, physical,

10 chemical, or biological processes or combinations of
11 the processes. As used in this paragraph and in
12 subsection 2, paragraph "h", each model of a water
13 treatment system shall be deemed a distinct water
14 treatment system. As used in this paragraph and in
15 subsection 2, paragraph "h", a water treatment system
16 does not include a portable filtration system
17 certified as a microbiological water purifier by the
18 United States environmental protection agency. The
19 Iowa department of public health shall establish rules
20 exempting portable filtration systems that meet these
21 standards."
22 2. By renumbering as necessary.

LALK of Fayette

H-8243

1 Amend House File 2734 as follows:
2 1. Page 3, line 16, by striking the figure
3 "1,866,264" and inserting the following: "2,201,264".
4 2. Page 3, by inserting after line 27 the
5 following:
6 "Of the funds appropriated in this subsection,
7 \$100,000 shall be allocated to the university of Iowa
8 hospitals and clinics, children's hospital of Iowa,
9 department of pediatrics, division of pediatric
10 nutrition, for operational costs of the mother's milk
11 bank of Iowa.
12 Of the funds appropriated in this subsection,
13 \$235,000 shall be used for the access to baby and
14 child dentistry (ABCD) program to improve child dental
15 care by reaching all Iowa counties with a demonstrated
16 oral health program for children from birth through
17 five years of age and to address the healthy mental
18 development of children from birth through five years
19 of age through local level evidence-based strategies
20 that engage both the public and private sectors in
21 promoting healthy development, prevention, and
22 treatment for all children."
23 3. Page 3, line 32, by striking the figure
24 "1,442,840" and inserting the following: "1,792,840".
25 4. Page 3, line 35, by striking the figure
26 "100,000" and inserting the following: "280,000".
27 5. Page 4, by inserting after line 2 the
28 following:
29 "Of the funds appropriated in this subsection,
30 \$170,000 is allocated for the department to enter into
31 a contract with the university of Iowa hospitals and
32 clinics to implement and administer the prescription
33 drug donation repository program authorized pursuant
34 to chapter 135M."

35 6. Page 4, line 7, by striking the figure
36 "1,418,662" and inserting the following: "1,593,662".

37 7. Page 4, by inserting after line 12, the
38 following:

39 "Of the funds appropriated in this subsection,
40 \$175,000 is allocated for the creation of two
41 additional psychiatric residency slots at the
42 university of Iowa college of medicine. In order to
43 be eligible for the residency program funds, a
44 resident shall agree to work in an Iowa mental health
45 shortage area for five years upon completion of the
46 program."

47 8. Page 15, line 16, by striking the figure
48 "708,671,610" and inserting the following:
49 "708,811,610".

50 9. Page 18, by inserting after line 5, the

Page 2

1 following:

2 " _____. Of the funds appropriated in this section,
3 \$140,000 shall be used to provide adult periodontal
4 services to medical assistance recipients."

5 10. Page 28, line 5, by striking the figure
6 "31,746,063" and inserting the following:
7 "31,446,063".

8 11. Page 31, line 31, by striking the figure
9 "14,506,583" and inserting the following:
10 "14,006,583".

11 12. Page 33, line 9, by striking the figure
12 "10,786,619" and inserting the following:
13 "10,586,619".

14 13. Page 45, line 22, by striking the figure
15 "1,700,000" and inserting the following: "2,000,000".

16 14. Page 46, by inserting after line 3 the
17 following:

18 "Sec. _____. 2005 Iowa Acts, chapter 175, section
19 22, subsection 1, is amended by adding the following
20 new unnumbered paragraph:
21 NEW UNNUMBERED PARAGRAPH. Notwithstanding sections
22 8.33 and 222.92, \$1,000,000 of the revenues available
23 to the state resource center at Glenwood that remain
24 unencumbered or unobligated at the close of the fiscal
25 year shall not revert but shall remain available for
26 expenditure for the purposes of the state resource
27 center until the close of the succeeding fiscal year.

28 Sec. _____. 2005 Iowa Acts, chapter 175, section 23,
29 is amended by adding the following new subsection:
30 NEW SUBSECTION. 3. Notwithstanding section 8.33,
31 \$200,000 of the moneys appropriated in this section
32 that remain unencumbered or unobligated at the close
33 of the fiscal year shall not revert but shall remain

- 34 available for expenditure for the purposes designated
35 until the close of the succeeding fiscal year."
36 15. Page 47, by inserting after line 31 the
37 following:
38 "____. The provision amending 2005 Iowa Acts,
39 chapter 175, section 22.
40 _____. The provision amending 2005 Iowa Acts,
41 chapter 175, section 23."
42 16. By renumbering as necessary.

FOEGE of Linn

H-8244

- 1 Amend House File 2738 as follows:
2 1. Page 3, line 9, by inserting after the word
3 "requirements." the following: "The age restrictions
4 and parental consent requirements otherwise applicable
5 pursuant to this section shall be waived if
6 utilization of a tanning device by a minor is
7 authorized pursuant to a prescription by a physician
8 licensed pursuant to chapter 148, 150, or 150A."

ROBERTS of Carroll
HEDDENS of Story

H-8245

- 1 Amend House File 2730 as follows:
2 1. Page 1, line 4, by striking the words "office
3 of the treasurer" and inserting the following: "Iowa
4 public employees' retirement system".
5 2. Page 1, line 26, by striking the words
6 "treasurer of the state" and inserting the following:
7 "chief executive officer of the Iowa public employees'
8 retirement system".
9 3. Page 3, line 1, by striking the words "office
10 of the treasurer" and inserting the following: "Iowa
11 public employees' retirement system".
12 4. Page 3, line 8, by striking the words "office
13 of the treasurer" and inserting the following: "Iowa
14 public employees' retirement system".
15 5. Page 3, line 13, by striking the words "office
16 of the treasurer" and inserting the following: "Iowa
17 public employees' retirement system".
18 6. Page 3, line 18, by striking the words "OFFICE
19 OF THE TREASURER" and inserting the following: "IOWA
20 PUBLIC EMPLOYEES' RETIREMENT SYSTEM".
21 7. Page 3, line 20, by striking the words "office
22 of the treasurer" and inserting the following: "Iowa
23 public employees' retirement system".
24 8. Page 3, line 22, by striking the words "office

25 of the treasurer" and inserting the following: "Iowa
26 public employees' retirement system".

27 9. Page 3, line 30, by striking the words "office
28 of the treasurer" and inserting the following: "Iowa
29 public employees' retirement system".

30 10. Page 3, line 34, by striking the words
31 "office of the treasurer" and inserting the following:
32 "Iowa public employees' retirement system".

33 11. Page 4, line 3, by striking the words "office
34 of the treasurer" and inserting the following: "Iowa
35 public employees' retirement system".

36 12. Page 4, line 5, by striking the words "office
37 of the treasurer" and inserting the following: "Iowa
38 public employees' retirement system".

39 13. Page 4, line 13, by striking the words
40 "office of the treasurer" and inserting the following:
41 "Iowa public employees' retirement system".

42 14. Page 5, line 16, by striking the words
43 "office of the treasurer" and inserting the following:
44 "Iowa public employees' retirement system".

45 15. Page 5, line 23, by striking the words
46 "office of the treasurer" and inserting the following:
47 "Iowa public employees' retirement system".

48 16. Page 5, line 25, by striking the words
49 "office of the treasurer" and inserting the following:
50 "Iowa public employees' retirement system".

Page 2

1 17. Page 5, line 27, by striking the words
2 "office of the treasurer" and inserting the following:
3 "Iowa public employees' retirement system".

4 18. Page 5, line 31, by striking the words
5 "office of the treasurer" and inserting the following:
6 "Iowa public employees' retirement system".

7 19. Page 6, line 1, by striking the words "office
8 of the treasurer" and inserting the following: "Iowa
9 public employees' retirement system".

10 20. Page 6, lines 11 and 12, by striking the
11 words "office of the treasurer" and inserting the
12 following: "Iowa public employees' retirement
13 system".

14 21. Page 6, line 32, by striking the words
15 "office of the treasurer" and inserting the following:
16 "Iowa public employees' retirement system".

17 22. Page 6, line 34, by striking the words
18 "office of the treasurer" and inserting the following:
19 "Iowa public employees' retirement system".

20 23. Page 7, line 5, by striking the words "office
21 of the treasurer" and inserting the following: "Iowa
22 public employees' retirement system".

23 24. Page 7, lines 11 and 12, by striking the

- 24 words "office of the treasurer" and inserting the
25 following: "Iowa public employees' retirement
26 system".
27 25. Page 7, line 13, by striking the words
28 "office of the treasurer" and inserting the following:
29 "Iowa public employees' retirement system".
30 26. Page 7, line 28, by striking the words
31 "office of the treasurer" and inserting the following:
32 "Iowa public employees' retirement system".
33 27. Page 7, line 31, by striking the words
34 "office of the treasurer" and inserting the following:
35 "Iowa public employees' retirement system".

WENDT of Woodbury
JOCHUM of Dubuque

H-8246

- 1 Amend House File 2671 as follows:
2 1. Page 3, by inserting after line 31 the
3 following:
4 "Sec. ____ Sections 1.18 and 4.14, Code 2005, are
5 repealed."
6 2. Title page, line 4, by inserting after the
7 word "employment," the following: "repealing official
8 English language requirements,".
9 3. By renumbering as necessary.

FORD of Polk

H-8247

- 1 Amend House File 2637 as follows:
2 1. Page 2, by inserting after line 9, the
3 following:
4 "() A doctoral level psychologist licensed
5 pursuant to chapter 154B."
6 2. By renumbering as necessary.

CARROLL of Poweshiek

H-8249

- 1 Amend House File 2627 as follows:
2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. Section 99G.9, Code 2005, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 4A. To establish a process to
7 allow a person to be voluntarily excluded for life
8 from purchasing a lottery ticket or share for lottery
9 games authorized by this chapter. The process

10 established shall require that the authority
11 disseminate information regarding persons voluntarily
12 excluded to all retailers under this chapter and, if
13 applicable, to licensees under chapters 99D and 99F.
14 The state, the authority, retailers under this
15 chapter, and, if applicable, any licensee under
16 chapter 99D or 99F shall not be liable to any person
17 for any claim which may arise from this process. In
18 addition to any other penalty provided by law, any
19 money or thing of value that has been obtained by, or
20 is owed to, a voluntarily excluded person by the
21 authority as a result of playing any lottery game by
22 the person after the person has been voluntarily
23 excluded shall not be paid to the person but shall be
24 deposited into the gambling treatment fund created in
25 section 135.150. The authority shall coordinate with
26 the racing and gaming commission to establish a
27 unified process for allowing persons to be excluded
28 for life under this chapter and chapters 99D and 99F,
29 and to establish a statewide database of persons
30 excluded under this process and those excluded under
31 the process for racetrack enclosures and all other
32 licensed facilities under chapters 99D and 99F.

33 Sec. 2. Section 99G.30, subsection 4, Code 2005,
34 is amended to read as follows:

35 4. Except for the authority, a retailer shall only
36 sell lottery products on the licensed premises and not
37 through the mail or by technological means except as
38 the authority may provide or authorize and subject to
39 the requirements of section 99G.30A.

40 Sec. 3. Section 99G.30, Code 2005, is amended by
41 adding the following new subsection:

42 NEW SUBSECTION. 8. Lottery products or shares
43 shall only be sold by a person at least eighteen years
44 of age.

45 Sec. 4. NEW SECTION. 99G.30A MONITOR VENDING
46 MACHINES – RESTRICTIONS.

47 1. It shall be lawful for a retailer to sell
48 lottery products or tickets by means of a monitor
49 vending machine pursuant to the requirements of the
50 authority, but only if all of the following conditions

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1 are met:

2 a. A monitor vending machine shall only be
3 permitted or offered for use by a retailer in any
4 single location or premises for which a class "A",
5 class "B", class "C", special class "C", or class "D"
6 liquor control license or class "B" or class "C" beer
7 permit has been issued pursuant to chapter 123.

8 b. A monitor vending machine shall not be located

9 on the premises of a retailer within twenty feet of an
10 automated teller machine.

11 c. A retailer that is a fraternal or charitable
12 organization or that locates monitor vending machines
13 in an age-restricted area may locate no more than four
14 monitor vending machines at the retailer's premises,
15 and any other retailer may locate no more than two
16 monitor vending machines at the retailer's premises.
17 For purposes of this paragraph, an "age-restricted
18 area" is a retailer premises in which persons younger
19 than twenty-one years of age are not allowed or an
20 area in a premises in which persons younger than
21 twenty-one years of age are allowed if access to the
22 area is restricted by a permanent physical barrier, as
23 approved by the authority.

24 d. The authority shall not advertise or promote
25 the availability of monitor vending machines to the
26 public. In addition, a person or retailer shall not
27 advertise or promote the availability of a monitor
28 vending machine to the public as anything other than a
29 monitor vending machine dispensing lottery products or
30 tickets pursuant to rules adopted by the authority.

31 e. A monitor vending machine offered to the public
32 shall be designed so as to be inaudible and with a
33 blank video monitor screen until the machine is
34 activated by a player. To activate a machine, a
35 player shall be required to obtain a code or similar
36 activating device from the retailer each time a player
37 wishes to activate and play a machine. In addition,
38 each machine shall be designed to require each player
39 to affirmatively respond to questions on the machine
40 as determined by the authority prior to playing the
41 machine. The questions shall require responses
42 related to the minimum age required to play the
43 machine, the consequences if a person excluded from
44 purchasing lottery products plays the machine, and the
45 availability of gambling treatment programs.

46 f. The minimum cost for a person to activate and
47 play a game on a monitor vending machine shall be no
48 less than one dollar.

49 g. A retailer with a monitor vending machine shall
50 make brochures concerning available gambling treatment

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1 information readily available to players of the
2 machine.

3 h. A retailer offering a monitor vending machine
4 to the public shall require that all employees
5 authorized to provide the code or similar activating
6 device to persons prior to activating and playing a
7 monitor vending machine shall be at least eighteen

8 years of age.

9 i. The number of monitor vending machines
10 authorized by the authority and offered to the public
11 shall not exceed the number of monitor vending
12 machines that had been authorized and either located
13 on the licensed premises of a retailer or ordered by a
14 retailer from an authorized manufacturer as of January
15 7, 2006.

16 j. A monitor vending machine shall not be located
17 in any county in which the result of the most recent
18 referendum conducted in that county pursuant to
19 section 99G.30C was a defeat of a proposal to
20 authorize monitor vending machines in that county.

21 2. For purposes of this section, "monitor vending
22 machine" means a machine or other similar electronic
23 device that includes a video monitor and audio
24 capabilities that dispenses to a purchaser lottery
25 tickets that have been determined to be winning or
26 losing tickets by a predetermined pool drawing machine
27 prior to the dispensing of the tickets.

28 Sec. 5. NEW SECTION. 99G.30B AGE RESTRICTIONS –
29 PENALTIES.

30 1. A person under the age of twenty-one years
31 shall not purchase or attempt to purchase a lottery
32 ticket or share. A person who violates this
33 subsection commits a scheduled violation under section
34 805.8C, subsection 5.

35 2. If any retailer, or employee of a retailer, is
36 convicted or found in violation of section 99G.30,
37 subsection 3, the authority shall, in addition to
38 criminal penalties fixed for violation of that
39 subsection, assess a civil penalty as follows:

40 a. A first violation shall subject the retailer to
41 a civil penalty in the amount of five hundred dollars.

42 b. A second violation within two years shall
43 subject the retailer to a thirty-day suspension of the
44 retailer's license and a civil penalty in the amount
45 of one thousand five hundred dollars.

46 c. A third violation within three years shall
47 subject the retailer to a sixty-day suspension of the
48 retailer's license and a civil penalty in the amount
49 of one thousand five hundred dollars.

50 d. A fourth violation within three years shall

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1 result in revocation of the retailer's license.

2 e. For purposes of this subsection:

3 (1) The date of any violation shall be used in
4 determining the period between violations.

5 (2) Suspension shall be limited to the specific
6 license for the premises found in violation.

7 Sec. 6. NEW SECTION. 99G.30C MONITOR VENDING
8 MACHINES – REFERENDUM.

9 1. The board of supervisors of each county shall
10 direct the commissioner of elections to submit a
11 proposition concerning monitor vending machines to the
12 county electorate at the general election held in 2006
13 and at the general election held at each subsequent
14 ten-year interval.

15 2. The proposition to be submitted to the electors
16 shall be in the following form:

17 Should monitor vending machines approved by the
18 Iowa lottery be allowed for (name of applicable
19 county)?

20 3. If a majority of the county voters voting in
21 the most recent referendum on the proposition favors
22 allowing monitor vending machines, then retailers may
23 offer monitor vending machines to the public in that
24 county pursuant to the requirements of this chapter.
25 If a majority of the county voters voting in the most
26 recent referendum on the proposition does not favor
27 allowing monitor vending machines, then monitor
28 vending machines shall not be permitted in the county
29 and retailers shall not make any monitor vending
30 machines available to the public within sixty days
31 after the election.

32 Sec. 7. Section 99G.33, Code 2005, is amended to
33 read as follows:

34 99G.33 LAW ENFORCEMENT INVESTIGATIONS.

35 The department of public safety, division of
36 criminal investigation, shall be the primary state
37 agency responsible for investigating criminal
38 violations under this chapter. The chief executive
39 officer shall contract with the department of public
40 safety for investigative services, including the
41 employment of special agents and support personnel,
42 and procurement of necessary equipment to carry out
43 the responsibilities of the division of criminal
44 investigation under the terms of the contract and this
45 chapter. The contract shall provide, at a minimum,
46 for random checks of retailers at all hours for
47 compliance with the provisions of this chapter,
48 especially as it relates to the purchase of lottery
49 products or access to monitor vending machines by a
50 person who has not reached the age of twenty-one.

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1 Sec. 8. Section 99G.39, subsection 1, paragraph a,
2 Code 2005, is amended to read as follows:

3 a. An amount equal to one-half of one percent of
4 the gross lottery revenue for the year shall be
5 deposited in the gambling treatment fund created in

6 section 135.150. However, an amount equal to one
7 percent of the gross lottery revenue for the year
8 derived from monitor vending machines shall be
9 deposited in the gambling treatment fund created in
10 section 135.150.

11 Sec. 9. Section 805.8C, subsection 5, Code
12 Supplement 2005, is amended to read as follows:

13 5. GAMBLING VIOLATIONS. For violations of legal
14 age for gambling wagering under section 99D.11,
15 subsection 7, section 99F.9, subsection 5, section
16 99G.30B, subsection 1, and section 725.19, subsection
17 1, the scheduled fine is five hundred dollars.

18 Failure to pay the fine by a person under the age of
19 eighteen shall not result in the person being detained
20 in a secure facility."

21 2. Title page, by striking lines 1 and 2 and
22 inserting the following: "An Act concerning the Iowa
23 lottery, including provisions on authorized lottery
24 games and machines, and providing penalties."

25 3. By renumbering as necessary.

FORD of Polk

H-8252

1 Amend the amendment, H-8228, to Senate File 2330,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 1, line 5, through page 2,
5 line 19, and inserting the following:

6 ""Section 1. Section 99G.3, subsection 7, Code
7 2005, is amended to read as follows:

8 7. "Lottery", "lotteries", "lottery game",
9 "lottery games" or "lottery products" means any game
10 of chance approved by the board and operated pursuant
11 to this chapter and games using mechanical or
12 electronic devices, provided that the authority shall
13 not authorize a monitor vending machine or a player-
14 activated gaming machine that utilizes an internal
15 randomizer to determine winning and nonwinning plays
16 and that upon random internal selection of a winning
17 play dispenses coins, currency, or a ticket, credit,
18 or token to the player that is redeemable for cash or
19 a prize, and excluding gambling or gaming conducted
20 pursuant to chapter 99B, 99D, or 99F.

21 Sec. 2. Section 99G.3, Code 2005, is amended by
22 adding the following new subsection:

23 NEW SUBSECTION. 8A. "Monitor vending machine"
24 means a machine or other similar electronic device
25 that includes a video monitor and audio capabilities
26 that dispenses to a purchaser lottery tickets that
27 have been determined to be winning or losing tickets

28 by a predetermined pool drawing machine prior to the
29 dispensing of the tickets.

30 Sec. 3. TRANSITION PROVISIONS – MONITOR VENDING
31 MACHINES.

32 1. Notwithstanding any provision of section 99G.3,
33 as amended by this Act, to the contrary, a retailer
34 that has acquired a monitor vending machine prior to
35 the effective date of this Act shall be allowed to
36 offer the machine to the public for only forty-five
37 days following the effective date of this Act. On or
38 after forty-five days following the effective date of
39 this Act, a retailer shall not make a monitor vending
40 machine available to the public except as provided in
41 subsection 2.

42 2. However, a retailer that has acquired a monitor
43 vending machine prior to the effective date of this
44 Act may continue to offer the machine to the public
45 until September 1, 2006, if prior to forty-five days
46 following the effective date of this Act a waiver has
47 been filed by the retailer with the Iowa lottery. The
48 waiver shall be signed by the retailer, and the
49 manufacturer and distributor of the machine to be
50 offered to the public pursuant to this subsection by

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1 the retailer, and provide that all parties agree to
2 waive any and all claims any party may have against
3 the Iowa lottery and the state arising out of the
4 operation of this Act.

5 3. Upon filing a waiver as provided by subsection
6 2, lottery revenues derived from monitor vending
7 machines of the retailer and otherwise required to be
8 payable to the Iowa lottery shall not be required to
9 be paid to the Iowa lottery for the period on or after
10 the date the waiver is filed and prior to September 1,
11 2006. Instead, revenues otherwise required to be paid
12 to the Iowa lottery shall be retained by the retailer
13 and allocated to the retailer, manufacturer, and
14 distributor of the machine in the same percentage as
15 revenues are to be allocated between the parties
16 pursuant to the contracts entered into by the parties.

17 Sec. 4. EFFECTIVE DATE. This Act, being deemed of
18 immediate importance, takes effect upon enactment."

19 _____. Title page, line 2, by striking the words
20 "excise tax and an".

QUIRK of Chickasaw

H-8253

1 Amend the amendment, H-8228, to Senate File 2330,
2 as amended, passed, and reprinted by the Senate, as

3 follows:

4 1. Page 1, line 44, by striking the word and
5 figure "September 15" and inserting the following:
6 "September 1".

7 2. Page 2, lines 9 and 10, by striking the word
8 and figure "September 15" and inserting the following:
9 "September 1".

QUIRK of Chickasaw

H-8254

1 Amend House File 2730 as follows:

2 1. Page 8, line 11, by striking the word
3 "paragraphs" and inserting the following:
4 "paragraph".

5 2. Page 8, lines 13 and 14, by striking the words
6 "member in regular service" and inserting the
7 following: "person who is newly hired in a position
8 as an employee in regular service on or after July 1,
9 2007,".

10 3. Page 8, line 16, by striking the words
11 "continuing or".

12 4. By striking page 8, line 23, through page 9,
13 line 2, and inserting the following: "chapter, as set
14 forth in section 97B.11. A person who is newly hired
15 in a position as an".

16 5. Page 9, line 11, by inserting after the word
17 "system." the following: "For purposes of this
18 paragraph, "a person who is newly hired" does not
19 include a person who was previously a member of the
20 system prior to the date of hire."

21 6. Page 9, by striking lines 12 through 19.

22 7. Page 9, by inserting after line 33 the
23 following:

24 "Sec. ____ DEFINED CONTRIBUTION PLAN
25 IMPLEMENTATION REPORT. The Iowa public employees'
26 retirement system (IPERS) and the office of the
27 treasurer shall each submit a report to the general
28 assembly by October 1, 2011, concerning the
29 implementation and effectiveness of the optional
30 defined contribution retirement program for employees
31 covered by the Iowa public employees' retirement
32 system as created by this Act. The reports shall
33 include, at a minimum, the percentage of new employees
34 choosing to remain in IPERS and the percentage of new
35 employees choosing the optional defined contribution
36 retirement plan, the average age of employees choosing
37 either retirement plan, and the costs to IPERS of

- 38 providing this option to new employees."
39 8. By renumbering as necessary.

KURTENBACH of Story
T. TAYLOR of Linn
TOMENGA of Polk

H-8255

- 1 Amend House File 2621 as follows:
2 1. Page 1, line 15, by striking the word "four"
3 and inserting the following: "three".
4 2. Page 1, by striking line 17 and inserting the
5 following: "the Iowa and national percentile rank and
6 the Iowa and national grade level equivalency in each
7 of the".
8 3. Page 1, line 22, by inserting after the word
9 "includes" the following: "Iowa and national".
10 4. Page 1, line 25, by striking the words "by
11 percentile rank" and inserting the following: "at the
12 six achievement levels provided by the Iowa testing
13 program".
14 5. Title page, line 3, by striking the words
15 "equivalency levels" and inserting the following:
16 "level equivalency".

KAUFMANN of Cedar

H-8257

- 1 Amend the amendment, H-8228, to Senate File 2330,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 2, by striking lines 4 through 15 and
5 inserting the following:
6 "Sec. ____ MONITOR VENDING MACHINES -
7 REIMBURSEMENT FUND.
8 1. Notwithstanding any provision of section
9 99G.39, subsection 3, to the contrary, the lottery
10 revenues derived from monitor vending machines and
11 otherwise required by law to be deposited in the
12 general fund of the state for the fiscal period
13 beginning with the effective date of this Act and
14 ending September 15, 2006, shall not be deposited in
15 the general fund of the state but shall be deposited
16 in a monitor vending machine reimbursement fund which
17 is created in the state treasury under the control of
18 the Iowa lottery authority. Notwithstanding section
19 12C.7, subsection 2, interest or earnings on moneys
20 deposited in the monitor vending machine reimbursement
21 fund shall be credited to the monitor vending machine
22 reimbursement fund. Notwithstanding section 8.33,

23 moneys credited to the monitor vending machine
24 reimbursement fund pursuant to this subsection shall
25 not revert to the general fund of the state until all

26 claims against the reimbursement fund are paid.
27 2. Moneys in the reimbursement fund shall be
28 disbursed to participating aggrieved retailers
29 pursuant to the requirements of this section. For
30 purposes of this section, a participating aggrieved
31 retailer is a retailer or Iowa-based distributor who
32 owns no more than three businesses and who had
33 purchased or leased a monitor vending machine prior to
34 the effective date of this Act but is no longer
35 eligible to offer a monitor vending machine to the
36 public after September 15, 2006, and who has made an
37 application to the authority by December 31, 2006.

38 3. The Iowa lottery authority shall establish an
39 application process for aggrieved retailers and Iowa-
40 based distributors that have acquired or leased a
41 monitor vending machine prior to the effective date of
42 this Act to obtain a monitor vending machine
43 reimbursement grant from the monitor vending machine
44 reimbursement fund for losses suffered by the
45 retailer. In determining losses, the application
46 shall include information on the cost of the lease or
47 purchase, the cost to dispose of the machine, and
48 other costs associated with the machine."

49 2. By renumbering as necessary.

FALLON of Polk

H-8259

1 Amend House File 2648 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 730.5, subsection 1,
5 paragraphs b and k, Code Supplement 2005, are amended
6 to read as follows:

7 b. "Confirmed positive test result" means, except
8 for alcohol testing conducted pursuant to subsection
9 7, paragraph "f", subparagraph (2), the results of a
10 blood, urine, ~~or~~ oral fluid, or other permissible test
11 in which the level of controlled substances or
12 metabolites in the specimen analyzed meets or exceeds
13 nationally accepted standards for determining
14 detectable levels of controlled substances as adopted
15 by the federal substance abuse and mental health
16 services administration. If nationally accepted
17 standards for oral fluid tests have not been adopted
18 by the federal substance abuse and mental health
19 services administration, the standards for determining
20 detectable levels of controlled substances for

21 purposes of determining a confirmed positive test
22 result shall be the same standard that has been
23 established by the federal food and drug
24 administration for the measuring instrument used to
25 perform the oral fluid test. For purposes of this
26 paragraph, "other permissible test" means any test on
27 a sample that is utilized by an agency of this state
28 for the purpose of detecting illegal drugs.
29 k. "Sample" means such sample from the human body
30 capable of revealing the presence of alcohol or other
31 drugs, or their metabolites, which shall include ~~only~~
32 urine, saliva, breath, ~~and blood, and any other~~
33 permissible sample. However, "sample" does not mean
34 blood except as authorized pursuant to subsection 7,
35 paragraph "l". For purposes of this paragraph, "other
36 permissible sample" means any sample from the human
37 body that is utilized by an agency of this state for
38 the purpose of detecting illegal drugs."
39 2. By renumbering as necessary.

STRUYK of Pottawattamie

H-8267

1 Amend House File 2734 as follows:
2 1. Page 59, by inserting after line 27 the
3 following:
4 "Sec. ____ Section 249J.5, Code Supplement 2005,
5 is amended by adding the following new subsection:
6 NEW SUBSECTION. 9. Following initial enrollment,
7 an expansion population shall reenroll annually by the
8 last day of the month in which the expansion
9 population member initially enrolled.
10 Sec. ____ Section 249J.6, subsection 2, paragraph
11 a, Code Supplement 2005, is amended to read as
12 follows:
13 a. ~~Beginning no later than March 1, 2006, within~~
14 Within ninety days of initial enrollment and within
15 ninety days of each reenrollment in the expansion
16 population, each expansion population member shall
17 participate, in conjunction with receiving a single
18 comprehensive medical examination and completing a
19 personal health improvement plan, in a health risk
20 assessment coordinated by a health consortium
21 representing providers, consumers, and medical
22 education institutions. An expansion population
23 member who initially enrolls in the expansion
24 population prior to March 1, 2006, shall participate
25 in the health risk assessment, receive the single
26 comprehensive medical examination, and complete the
27 personal health improvement plan by June 1, 2006. The
28 criteria for the health risk assessment, the

29 comprehensive medical examination, and the personal
30 health improvement plan shall be developed and applied
31 in a manner that takes into consideration cultural
32 variations that may exist within the expansion
33 population."

34 2. Page 60, by inserting after line 3 the
35 following:

36 "Sec. ____ Section 249J.24, subsection 6, Code
37 Supplement 2005, is amended to read as follows:

38 6. Notwithstanding any provision to the contrary,
39 from each semiannual collection of taxes levied under
40 section 347.7 for which the collection is performed
41 after July 1, 2005, the county treasurer of a county
42 with a population over three hundred fifty thousand in
43 which a publicly owned acute care teaching hospital is
44 located shall transfer the proceeds collected pursuant
45 to section 347.7 in a total amount of thirty-four
46 million dollars annually, which would otherwise be
47 distributed to the county hospital, to the treasurer
48 of state for deposit in the IowaCare account under
49 this section. The county treasurer shall transfer the
50 total amount of the proceeds specified above to the

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1 treasurer of state, semiannually, in two equal
2 installments of seventeen million dollars. All
3 proceeds collected pursuant to section 347.7 in excess
4 of the seventeen million dollars collected
5 semiannually and not transferred to the treasurer of
6 state shall be distributed by the county treasurer
7 directly to the publicly owned acute care teaching
8 hospital. The board of trustees of the acute care
9 teaching hospital identified in this subsection and
10 the department shall execute an agreement under
11 chapter 28E by July 1, 2005, and annually by July 1,
12 thereafter, to specify the requirements relative to
13 transfer of the proceeds and the distribution of
14 moneys to the hospital from the IowaCare account. The
15 agreement shall include provisions relating to
16 exceptions to the deadline for submission of clean
17 claims as required pursuant to section 249J.7 and
18 provisions relating to data reporting requirements
19 regarding the expansion population. The agreement may
20 also include a provision allowing such hospital to
21 limit access to such hospital by expansion population
22 members based on residency of the member, if such
23 provision reflects the policy of such hospital
24 regarding indigent patients existing on April 1, 2005,
25 as adopted by its board of hospital trustees pursuant
26 to section 347.14, subsection 4. Notwithstanding the
27 specified amount of proceeds to be transferred under

28 this subsection, if the amount allocated that does not
 29 require federal matching funds under an appropriation
 30 in a subsequent fiscal year to such hospital for
 31 medical and surgical treatment of indigent patients,
 32 for provision of services to expansion population
 33 members, and for medical education, is reduced from
 34 the amount allocated that does not require federal
 35 matching funds under the appropriation for the fiscal
 36 year beginning July 1, 2005, the amount of proceeds
 37 required to be transferred under this subsection in
 38 that subsequent fiscal year shall be reduced in the
 39 same amount as the amount allocated that does not
 40 require federal matching funds under that
 41 appropriation."

42 3. Page 60, by inserting after line 31 the
 43 following:

44 "Sec. ____ EFFECTIVE DATE. The provisions of this
 45 division of this Act amending sections 249J.5, 249J.6,
 46 and 249J.24, being deemed of immediate importance,
 47 take effect upon enactment."

UPMEYER of Hancock

H-8270

1 Amend the amendment, H-8210, to House File 2527 as
 2 follows:

3 1. Page 1, by inserting after line 1 the
 4 following:

5 " ____ Page 2, by inserting after line 20 the
 6 following:

7 "7. TWENTY-FIRST CENTURY IOWA SCHOLARS PROGRAM
 8 PROMOTION AND SUPPORT STUDY

9 For the twenty-first century Iowa scholars program
 10 promotion and support study:

11 \$ 100,000

12 The college student aid commission shall conduct a
 13 study of the promotional and support components needed
 14 to make Iowa students who are potentially eligible for
 15 the twenty-first century Iowa scholars program aware
 16 of the program and enthusiastic about participating in
 17 the program. The commission shall also develop a plan
 18 to promote the program, provide information about the
 19 program and easy access to program forms and
 20 applications, and encourage participation in the
 21 program by potentially eligible students. The plan
 22 shall provide for a web page, special scholar
 23 publication, a toll-free telephone number, and the
 24 placement and utilization of up to fifteen regional
 25 program support sites. The regional support sites
 26 shall provide tutoring, mentoring, summer camps,
 27 cultural and arts outings, sports and recreational

28 activities, college visits, career preparation, job
29 shadowing, internships, study skills, literacy
30 programs, newsletters, community service projects, and
31 parent activities. The commission shall identify the
32 amount anticipated to be necessary to provide funding
33 for the scholarships, based on the results of the
34 study and preliminary estimates of the number of
35 eligible eighth grade pupils. The commission shall
36 submit its plan, findings, recommendations, and a
37 fiscal analysis of the plan to the senate and house of
38 representatives standing committees on education not
39 later than December 15, 2006."

40 2. Page 1, by inserting after line 40 the
41 following:

42 "____. Page 27, by inserting after line 28 the
43 following:

44 "Sec. ____ NEW SECTION. 261.27 TWENTY-FIRST
45 CENTURY IOWA SCHOLARS PROGRAM AND FUND.

46 1. PROGRAM – ELIGIBILITY. A twenty-first century
47 Iowa scholars program is established to be
48 administered by the college student aid commission. A
49 person who meets the following requirements is
50 eligible for the program:

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1 a. Is a resident of Iowa and a citizen of the
2 United States or a lawful permanent resident.

3 b. Is a student enrolled in grade seven or grade
4 eight in a school district or accredited nonpublic
5 school in Iowa, and agrees in writing, on a document
6 also signed by the student's parent or guardian, that
7 the student will:

8 (1) Graduate from a public or accredited nonpublic
9 high school in Iowa whose curricula meets the
10 admission criteria of a community college, an
11 institution of higher learning under the control of
12 the state board of regents, or an accredited private
13 institution as defined in section 261.9.

14 (2) Achieve a cumulative grade point average upon
15 graduation of at least 2.0 on a 4.0 grading scale, or
16 its equivalent if another grading scale is used, for
17 courses taken by the student in grades nine through
18 twelve.

19 (3) Not illegally use controlled substances as
20 defined in section 124.101.

21 (4) Not use tobacco products.

22 (5) Not operate a motor vehicle while intoxicated
23 as prohibited by section 321J.2 or 321J.2A.

24 (6) Not commit a delinquent act as defined in
25 section 232.2; or become a runaway child as defined in
26 section 710.8; or a truant, as defined in section

27 299.8.

28 c. Is a child receiving foster care services paid
29 for by the state under section 234.35 or funded in
30 whole or in part under Title IV-E of the federal
31 Social Security Act; or is a child eligible for free
32 or reduced price meals under the federal National
33 School Lunch Act and the federal Child Nutrition Act
34 of 1966, 42 U.S.C. § 1751-1785.

35 d. Applies in a timely manner for admission to a
36 community college, an institution of higher learning
37 under the control of the state board of regents, or an
38 accredited private institution as defined in section
39 261.9 and is accepted for admission.

40 e. Applies in a timely manner for any federal and
41 state student financial assistance available to the
42 student to attend a community college, an institution
43 of higher learning under the control of the state
44 board of regents, or an accredited private institution
45 as defined in section 261.9.

46 f. Files a new application, and parents'
47 confidential statement, as applicable, annually on the
48 basis of which the applicant's eligibility for a
49 renewed scholarship will be evaluated and determined.

50 2. FUND ESTABLISHED. A twenty-first century Iowa

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1 scholars fund is created in the state treasury as a
2 separate fund under the control of the commission.
3 All moneys deposited or paid into the fund are
4 appropriated and made available to the college student
5 aid commission to be used for scholarships for
6 students meeting all of the requirements of this
7 section, including meeting the requirements agreed to
8 in subsection 1, paragraph "b". The commission shall
9 deposit refunds paid to the commission in accordance
10 with subsection 3 into the twenty-first century Iowa
11 scholars fund. Notwithstanding section 8.33, any
12 balance in the fund on June 30 of each fiscal year
13 shall not revert to the general fund of the state, but
14 shall be available for the purposes of this section in
15 subsequent fiscal years. Scholarships awarded
16 pursuant to this section shall not exceed the resident
17 tuition rate and mandatory fees for the program of
18 enrollment established for institutions of higher
19 learning under the control of the state board of
20 regents.

21 3. DISCONTINUATION OF ATTENDANCE - REMITTANCE.

22 If the commission finds that a student receiving a
23 scholarship under the program discontinues attendance
24 before the end of any academic period or has violated
25 the agreement signed pursuant to subsection 1, but the

26 discontinuance or violation of the agreement occurs
 27 after scholarship moneys have been paid for the
 28 academic period, the entire amount of any refund due
 29 the student, up to the amount of any payments made by
 30 the state, shall be remitted by the postsecondary
 31 institution to the commission.

32 4. EXTENT OF SCHOLARSHIP. A qualified resident
 33 student in good standing at a community college, an
 34 institution of higher learning under the control of
 35 the state board of regents, or an accredited private
 36 institution as defined in section 261.9 may receive
 37 scholarships for not more than eight semesters of
 38 undergraduate study or the trimester or quarter
 39 equivalent if attending the institution on a full-time
 40 basis, or for not more than sixteen semesters of
 41 undergraduate study or the trimester or quarter
 42 equivalent if attending on a part-time basis. A
 43 qualified resident student may defer acceptance of
 44 scholarships awarded under this section for up to two
 45 years following the student's graduation from high
 46 school in order that the student may pursue military
 47 or other obligations.
 48 5. MENTORING PROGRAMS OFFERED BY INSTITUTIONS.
 49 Each community college, institution of higher learning
 50 under the control of the state board of regents, or

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1 accredited private institution which enrolls a student
 2 receiving a scholarship in accordance with this
 3 section shall develop a specific mentoring program to
 4 assist the scholarship recipients through
 5 particularized academic and social counseling."
 6 3. By renumbering as necessary.

PETERSEN of Polk
 WISE of Lee
 SWAIM of Davis
 WHITAKER of Van Buren
 REASONER of Union
 KUHN of Floyd
 FREVERT of Palo Alto
 PETTENGILL of Benton
 MURPHY of Dubuque

HEDDENS of Story
 SMITH of Marshall
 THOMAS of Clayton
 FOEGE of Linn
 D. OLSON of Boone
 REICHERT of Muscatine
 GASKILL of Wapello
 OLDSOON of Polk
 KRESSIG of Black Hawk

H-8273

1 Amend the amendment, H-8213, to House File 2527 as
 2 follows:
 3 1. Page 1, by inserting after line 1 the
 4 following:
 5 "___". Page 15, by inserting after line 19 the

6 following:

7 "The state board of regents shall require the
8 institutions of higher education under its control to
9 establish transfer and articulation agreements with
10 the community colleges that offer vocational-
11 technical programs which are part of the department of
12 workforce development's apprenticeship programs or
13 which offer an associate degree program as part of an
14 apprenticeship program."

15 2. By renumbering as necessary.

QUIRK of Chickasaw

H-8277

1 Amend the amendment, H-8255, to House File 2621 as
2 follows:

3 1. Page 1, line 2, by striking the words "word
4 "four"" and inserting the following: "words "four
5 through nine"".

6 2. Page 1, line 3, by inserting after the word
7 "three" the following: "through eight".

8 3. Page 1, by inserting after line 3 the
9 following:

10 "____. Page 1, by striking line 16 and inserting
11 the following: "the Iowa test of basic skills,"."

12 4. Page 1, by inserting after line 7 the
13 following:

14 "____. Page 1, line 18, by striking the words "The
15 school".

16 _____. Page 1, by striking lines 19 and 20."

17 5. Page 1, by striking lines 10 through 12 and
18 inserting the following:

19 "____. Page 1, by striking line 25 and inserting
20 the following: "number and percentages of each grade
21 level in each of the proficiency categories provided
22 by the Iowa testing"."

23 6. By renumbering, redesignating, and correcting
24 internal references as necessary.

MASCHER of Johnson

H-8287

1 Amend the amendment, H-8235, to House File 2734 as
2 follows:

3 1. Page 1, by inserting after line 1 the
4 following:

5 "____. Page 56, by inserting after line 14 the
6 following:

7 "Sec.____. ALLOWED GROWTH FUNDING STUDY. A study
8 committee shall be established by the legislative

9 council for the 2006 legislative interim to review the
 10 formulas used for distribution of state mental health,
 11 mental retardation, and developmental disabilities
 12 services allowed growth factor funding to counties.
 13 The purpose of the review is to determine whether the
 14 formulas are effective in distributing funds to
 15 counties in a manner that best serves Iowans with
 16 disabilities while enabling the state and counties to
 17 budget effectively for providing the services. The
 18 study committee shall hear testimony and provide an
 19 opportunity for discussion with counties, advocates
 20 for persons with disabilities, and other interested
 21 parties."

22 2. Page 1, by inserting before line 2 the
 23 following:

24 "____. Page 56, by inserting before line 15 the
 25 following:

26 "Sec.____. 2005 Iowa Acts, chapter 179, section 1,
 27 subsection 1, unnumbered paragraph 2, is amended to
 28 read as follows:

29 For distribution to counties of the county mental
 30 health, mental retardation, and developmental
 31 disabilities allowed growth factor adjustment, as
 32 provided in this section in lieu of the provisions of
 33 section 331.438, subsection 2, and section 331.439,
 34 subsection 3, and chapter 426B:

35 \$ 35,788,041
 36 43,788,041"

37 _____. Page 56, by inserting after line 20 the
 38 following:

39 "Sec.____. 2005 Iowa Acts, chapter 179, section 1,
 40 subsection 2, paragraph b, is amended to read as
 41 follows:

42 b. For deposit in the per capita expenditure
 43 target pool created in the property tax relief fund
 44 and for distribution in accordance with section
 45 426B.5, subsection 1:

46 \$ 19,361,148
 47 27,361,148"

48 3. Page 1, line 10, by striking the figure
 49 "25,925,724" and inserting the following:
 50 "33,925,724".

Page 2

1 4. By renumbering as necessary.

WINCKLER of Scott
 WHITEAD of Woodbury
 SHOULTZ of Black Hawk
 LENSING of Johnson
 WENDT of Woodbury

LYKAM of Scott
 JOCUM of Dubuque
 T. TAYLOR of Linn
 WESSEL-KROESCHELL of Story
 BERRY of Black Hawk

KRESSIG of Black Hawk
JACOBY of Johnson
HUNTER of Polk

HOGG of Linn
R. OLSON of Polk
MASCHER of Johnson

H-8291

- 1 Amend House File 2522 as follows:
- 2 1. Page 1, line 4, by inserting after the word
- 3 "dollars" the following: "except as otherwise
- 4 provided in this paragraph".
- 5 2. Page 1, line 8, by inserting after the figure
- 6 "602.8109," the following: "However, a fee shall not
- 7 be assessed against a political subdivision of the
- 8 state if the political subdivision of the state is
- 9 collecting a delinquent obligation owed the state."

J.R. VAN FOSSEN of Scott

H-8293

- 1 Amend House File 2671 as follows:
- 2 1. Page 1, by striking lines 1 through 7.
- 3 2. Page 3, by striking lines 17 through 31.
- 4 3. Title page, by striking lines 1 through 4 and
- 5 inserting the following: "An Act relating to the
- 6 employment of illegal aliens in the United States and
- 7 providing penalties."
- 8 4. By renumbering as necessary.

FORD of Polk

H-8294

- 1 Amend House File 2671 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. **NEW SECTION. 13.6A SPECIAL ASSISTANT**
- 5 **- HUMAN TRAFFICKING AND RELATED OFFENSES -**
- 6 **EMPLOYMENT OF UNAUTHORIZED ALIENS.**
- 7 The attorney general shall appoint a special
- 8 assistant attorney general for claims who shall, under
- 9 the direction of the attorney general, investigate and
- 10 prosecute all claims relating to the crime of human
- 11 trafficking and related offenses pursuant to sections
- 12 710A.2, 710A.3, and 710A.4 and the employment of
- 13 unauthorized aliens pursuant to section 91F.2. The
- 14 special assistant attorney general appointed pursuant
- 15 to this section shall work with the director of
- 16 revenue and the commissioner of insurance in
- 17 investigating the employment of unauthorized aliens,
- 18 including the examination of certain tax and insurance
- 19 documents."

20 2. Page 2, line 35, by inserting after the figure
21 "91F.2" the following: ", 710A.2, 710A.3, or 710A.4".

22 3. Page 3, by inserting after line 31 the
23 following:

24 "Sec.____. NEW SECTION. 710A.1 DEFINITIONS.

25 As used in this chapter:

26 1. "Commercial sexual activity" means any sex act
27 on behalf of which anything of value is given,
28 promised to, or received by any person and includes,
29 but is not limited to, prostitution, participation in
30 the production of pornography, and performance in
31 strip clubs.

32 2. "Forced labor or services" means labor or
33 services that are performed or provided by another
34 person and that are obtained or maintained through any
35 of the following:

36 a. Causing or threatening to cause serious
37 physical injury to any person.

38 b. Physically restraining or threatening to
39 physically restrain another person.

40 c. Abusing or threatening to abuse the law or
41 legal process.

42 d. Knowingly destroying, concealing, removing,
43 confiscating, or possessing any actual or purported
44 passport or other immigration document, or any other
45 actual or purported government identification
46 document, of another person.

47 3. "Labor" means work of economic or financial
48 value.

49 4. "Maintain" means, in relation to labor and
50 services, to secure continued performance thereof,

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1 regardless of any initial agreement on the part of the
2 victim to perform such type of services.

3 5. "Minor" means a person under the age of
4 eighteen years.

5 6. "Obtain" means, in relation to labor or
6 services, to secure performance thereof.

7 7. "Services" means an ongoing relationship
8 between a person and the actor in which the person
9 performs activities under the supervision of or for
10 the benefit of the actor, including commercial sexual
11 activity and sexually explicit performances.

12 8. "Sexually explicit performance" means a live or
13 public act or show intended to arouse or satisfy the
14 sexual desires or appeal to the prurient interest of
15 patrons.

16 9. "Venture" means any group of two or more
17 persons associated in fact, whether or not a legal
18 entity.

19 10. "Victim" means a person subjected to the
20 practices set forth in section 710A.2, 710A.3, or
21 710A.4.

22 Sec.____. NEW SECTION. 710A.2 FORCED LABOR AND
23 SERVICES.

24 1. A person who knowingly subjects, attempts to
25 subject, or engages in a conspiracy to subject another
26 person to forced labor or services by causing or
27 threatening to cause serious physical injury to that
28 other person is guilty of a class "B" felony, except
29 that if that other person is a minor, a person who
30 violates this subsection is guilty of a class "A"
31 felony.

32 2. A person who knowingly subjects, attempts to
33 subject, or engages in a conspiracy to subject another
34 person to forced labor or services by physically
35 restraining or threatening to physically restrain that
36 other person is guilty of a class "C" felony, except
37 that if that other person is a minor, a person who
38 violates this subsection is guilty of a class "B"
39 felony.

40 3. A person who knowingly subjects, attempts to
41 subject, or engages in a conspiracy to subject another
42 person to forced labor or services by abusing or
43 threatening to abuse the law or legal process is
44 guilty of a class "D" felony, except that if that
45 other person is a minor, a person who violates this
46 subsection is guilty of a class "C" felony.

47 4. A person who knowingly subjects, attempts to
48 subject, or engages in a conspiracy to subject another
49 person to forced labor or services by knowingly
50 destroying, concealing, removing, confiscating, or

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1 possessing any actual or purported passport or other
2 immigration document, or any other actual or purported
3 government identification document, of that other
4 person is guilty of a class "D" felony, except that if
5 that other person is a minor, a person who violates
6 this subsection is guilty of a class "C" felony.

7 Sec.____. NEW SECTION. 710A.3 HUMAN TRAFFICKING
8 – FORCED LABOR AND SERVICES.

9 1. A person shall not knowingly recruit, entice,
10 harbor, transport, provide, or obtain by any means, or
11 attempt to recruit, entice, harbor, transport,
12 provide, or obtain by any means, another person, with
13 the intent that the other person be subjected to
14 forced labor or services.

15 2. A person shall not knowingly benefit,
16 financially or by receiving anything of value, from
17 participation in a venture that involves a violation

18 of this section.

19 3. A person who violates this section is guilty of
20 a class "B" felony, except that if the other person is
21 a minor, a person who violates this section is guilty
22 of a class "A" felony.

23 Sec. ____ NEW SECTION. 710A.4 HUMAN TRAFFICKING
24 – SEXUAL EXPLOITATION OF A MINOR.

25 1. A person shall not knowingly recruit, entice,
26 harbor, transport, provide, or obtain by any means, or
27 attempt to recruit, entice, harbor, transport,
28 provide, or obtain by any means, a minor, with the
29 intent that the minor be subjected to sexual
30 exploitation in violation of section 728.12.

31 2. A person shall not knowingly benefit,
32 financially or by receiving anything of value, from
33 participation in a venture that involves a violation
34 of section 728.12.

35 3. A person who violates this section is guilty of
36 a class "A" felony.

37 Sec. ____ NEW SECTION. 710A.5 SENTENCING
38 ENHANCEMENTS.

39 1. If a violation of section 710A.2 or 710A.3
40 results in the death of the person or if the person is
41 kidnapped in violation of section 710.2 or 710.3, the
42 defendant is guilty of a class "A" felony.

43 2. In sentencing a person for a violation of
44 section 710A.2, 710A.3, or 710A.4, the court shall
45 sentence the defendant to an additional term of
46 confinement of ten years in cases in which the victim
47 was maintained or held for a period greater than one
48 hundred eighty days or if the offense involved more
49 than ten victims.

50 Sec. ____ NEW SECTION. 710A.6 CORPORATE

Page 4

1 LIABILITY.

2 If a corporation is convicted of an offense
3 pursuant to section 710A.2, 710A.3, or 710A.4, in
4 addition to any other penalties provided in this
5 chapter, the court shall, where appropriate, do any of
6 the following:

7 1. Order the corporation's dissolution or
8 reorganization.

9 2. Order the suspension or revocation of any
10 license, permit, or prior approval granted by a state
11 agency.

12 3. Order the surrender of the corporation's
13 organizational authority if organized under state law
14 or revocation of the corporation's authority to
15 conduct business in this state.

16 Sec. ____ NEW SECTION. 710A.7 RESTITUTION AND

17 ADDITIONAL FINE.

18 In addition to any fine or penalty imposed under
19 this chapter, the court shall order a defendant
20 convicted of a violation of this chapter to make
21 restitution for damages resulting directly from the
22 violation, to the victim, pursuant to chapter 910, and
23 shall include an additional fine of the greater of
24 either the gross income or value of the victim's labor
25 or services or the value of the victim's wages of not
26 less than the applicable federal minimum wage under
27 the federal Fair Labor Standards Act.

28 Sec. ____ **NEW SECTION. 915.51 GENERAL RIGHTS OF**
29 **HUMAN TRAFFICKING VICTIMS.**

30 1. In addition to other victim rights provided in
31 this chapter, including the right to receive victim
32 compensation pursuant to section 915.84 and the right
33 to exert victim counseling privileges pursuant to
34 section 915.20A, victims of a crime described in
35 section 710A.2, 710A.3, or 710A.4 shall have the
36 following rights without regard to their immigration
37 status:

38 a. The right to receive prompt medical care
39 including mental health care, food, shelter, and other
40 assistance, if necessary.

41 b. The right to have access to legal assistance
42 and translation services, if necessary.

43 c. The right to receive reasonable police
44 protection if a victim's safety is at risk or if there
45 is any danger of additional harm, including measures
46 to protect victims and their family members from
47 intimidation and threats of reprisals from traffickers
48 and their associates and ensuring that the names and
49 identifying information of victims and their family
50 members are not disclosed to the public.

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1 2. The departments of human services, human
2 rights, health, public safety, justice, and other
3 public state agencies shall provide the requisite
4 services to assist in the administration of this
5 section."

6 4. Title page, line 4, by inserting after the
7 word "employment," the following: "relating to human
8 trafficking,".

9 5. By renumbering as necessary.

H-8296

- 1 Amend the amendment, H-8271, to House File 2661 as
2 follows:
3 1. Page 1, by inserting after line 1 the
4 following:
5 "____. Page 3, by striking line 2 and inserting
6 the following: "businesses which are fifty-one
7 percent or more owned, operated, and actively managed
8 by one or more women or minority persons. A."
9 2. By renumbering as necessary.

LUKAN of Dubuque

H-8298

- 1 Amend the amendment, H-8220, to House File 2671, as
2 follows:
3 1. Page 1, by inserting after line 7 the
4 following:
5 "____. Page 3, by inserting after line 31 the
6 following:
7 "If a person who has agreed to buy residential real
8 property is denied a first mortgage loan pursuant to
9 this section and cannot otherwise comply with the
10 terms of the agreement, the seller of the property
11 shall be entitled to any down payment, earnest money,
12 or other trust funds held by a real estate broker
13 pursuant to section 543B.46 paid by the person or on
14 behalf of the person pursuant to the agreement.""

WISE of Lee
QUIRK of Chickasaw

H-8301

- 1 Amend the amendment, H-8220, to House File 2671, as
2 follows:
3 1. Page 1, by inserting before line 2 the
4 following:
5 "____. Page 1, by striking lines 1 through 7."
6 2. Page 1, line 2, by striking the figures and
7 words "19 through 22 and" and inserting the following:
8 "17 through 31."
9 3. Page 1, by striking lines 3 through 7 and
10 inserting the following:
11 "____. Title page, by striking lines 1 through 4
12 and inserting the following: "An Act relating to the
13 employment of illegal aliens in the United States and
14 providing for penalties.""
15 4. By renumbering as necessary.

FORD of Polk

H-8306

1 Amend House File 2725 as follows:

- 2 1. Page 2, by striking lines 6 through 8 and
3 inserting the following: "of outstanding shares
4 having not less than ~~ninety~~ fifty percent of the vote
5 entitled to be cast at a".
6 2. Title page, by striking lines 2 and 3 and
7 inserting the following: "entities, including
8 corporations, limited liability companies, and
9 nonprofit".

PAULSEN of Linn

H-8308

1 Amend House File 2637 as follows:

- 2 1. Page 1, by inserting after line 1, the
3 following:
4 "____. "Common patient identifier system" means a
5 system that utilizes a unique number to identify an
6 individual that belongs solely to that individual."
7 2. Page 1, line 16, by striking the words
8 "provide for" and inserting the following:
9 "investigate and facilitate".
10 3. Page 1, by striking line 29, and inserting the
11 following: "to oversee the investigation and
12 facilitation".
13 4. Page 1, lines 33 and 34, by striking the words
14 "governor as follows:" and inserting the following:
15 "governor:".
16 5. Page 1, line 35, by striking the words "or
17 health system".
18 6. Page 2, by inserting after line 2, the
19 following:
20 "(____) An administrator of an integrated
21 healthcare system containing multiple hospitals and
22 physicians with experience in the implementation of
23 electronic health records.
24 (____) An administrator of an academic hospital
25 with experience in the implementation of electronic
26 health records."
27 7. By striking page 2, line 27, through page 3,
28 line 2.
29 8. Page 4, by striking lines 1 through 5, and
30 inserting the following:
31 "____. The director of human services shall act as
32 the chairperson of the council. A majority of the
33 voting members of the council shall constitute a
34 quorum. The department of human services shall
35 provide staff support to the council."
36 9. Page 4, by striking lines 14 and 15, and

37 inserting the following: "governor on issues
38 concerning the development of an electronic health
39 records system."
40 10. Page 4, by striking lines 16 through 31, and
41 inserting the following:
42 "____. Create a process for the development and
43 implementation of a common patient identifier system
44 for all of the following populations:
45 (1) The expansion population as defined in section
46 249J.3.
47 (2) Residents, patients, or inmates of state
48 institutions.
49 (3) State employees as described in chapter 70A,
50 and including employees covered under a collective

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1 bargaining agreement, unless the agreement provides
2 otherwise, but not including employees of the state
3 board of regents or elected officials.
4 (4) Medical assistance program recipients pursuant
5 to chapter 249A.
6 (5) Hawk-i program recipients pursuant to chapter
7 514I.
8 _____. Submit an annual progress report to the
9 general assembly and the governor."
10 11. By striking page 5, line 2, through page 6,
11 line 22.
12 12. By renumbering as necessary.

CARROLL of Poweshiek

H-8309

1 Amend House File 2716 as follows:
2 1. Page 4, by inserting after line 13 the
3 following:
4 "Sec.____. Section 515F.5, Code 2005, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 1A. The commissioner shall
7 provide written notice to the public, as provided in
8 rules adopted under chapter 17A, that an insurer has
9 made a rate filing pursuant to this section, including
10 the proposed effective date of the filing, and the
11 character and extent of the coverage contemplated."
12 2. Page 5, by inserting after line 4 the
13 following:
14 "Sec.____. Section 622.10, subsection 3, paragraph
15 d, Code 2005, is amended to read as follows:
16 d. Any physician or surgeon, physician assistant,
17 advanced registered nurse practitioner, or mental
18 health professional who provides records or consults

19 with the counsel for the adverse party shall be
20 entitled to charge a reasonable fee for production of
21 the records, diagnostic imaging, and consultation.
22 Any party seeking consultation shall be responsible
23 for payment of all charges. ~~The fee for copies of any~~
24 ~~records shall be based upon actual cost of production.~~
25 Upon written request from a party or a party's
26 representative accompanied by a legally sufficient
27 patient's waiver, copies of the requested records or
28 diagnostic images shall be provided to the party or
29 the party's representative within thirty days of
30 receipt of the written request. A fee shall be
31 charged for the cost of producing such copies but the
32 fee shall not exceed the following:
33 (1) For printed or photocopied records, twelve
34 cents per single-sided page or seventeen cents per
35 double-sided page based upon a page measuring eight
36 and one-half inches by eleven inches or less.
37 (2) For X rays, diagnostic images, photographs, or
38 other graphic image records, the actual cost of
39 materials and supplies used to produce the copies of
40 such images or ten dollars per item, whichever is
41 less.
42 (3) For electronically scanned or produced
43 records, the actual cost of the materials and supplies
44 incurred in producing the records, or five dollars,
45 whichever is less.
46 (4) If applicable, reasonable and actual costs of
47 postage or delivery charges.
48 Fees charged pursuant to this subsection are not
49 subject to a sales or use tax. A physician or
50 surgeon, physician assistant, advanced registered

Page 2

1 nurse practitioner, or mental health professional may
2 require payment in advance if the copies are requested
3 in writing and fees are itemized."
4 3. Page 5, line 5, by striking the words "REGRET
5 OR" and inserting the following "REGRET."
6 4. Page 5, by striking line 6.
7 5. Page 5, line 13, by inserting after the word
8 "occupation," the following: "that portion of".
9 6. Page 5, line 14, by striking the word
10 "apology,".
11 7. By striking page 5, line 22, through page 6,
12 line 6, and inserting the following:
13 "Sec. ____ . CLOSED-CLAIM REPORT. An insurer
14 providing medical malpractice insurance coverage to a
15 health care provider or a health care provider who
16 maintains professional liability insurance coverage
17 through a self-insurance plan shall file annually with

18 the commissioner of insurance on or before March 15 a
19 report of all medical malpractice insurance closed
20 claims during the preceding calendar year. In
21 addition, any insurer who provided medical malpractice
22 insurance coverage to a health care provider or a
23 health care provider who maintained professional
24 liability coverage through a self-insurance plan
25 between January 1, 1991, and December 31, 2005, shall
26 file a report with the commissioner of all medical
27 malpractice closed claims during the period. The
28 commissioner shall prepare a comprehensive analysis of
29 the closed claim data for that period for submission
30 to the general assembly on or before January 15,
31 2007."

32 8. By renumbering as necessary.

JOCHUM of Dubuque

H-8310

1 Amend the amendment, H-8190, to House File 2662, as
2 follows:

3 1. Page 1, by striking lines 4 through 41 and
4 inserting the following:

5 ""Sec.____. NEW SECTION. 17A.5A AUTOMATIC SUNSET
6 AND LEGISLATIVE REAUTHORIZATION.

7 1. Commencing July 1, 2007, each rule adoption
8 shall expire on June 30, at least one year following
9 the initial effective date of the rule adoption.

10 2. By the second Monday in January of each year
11 each agency shall prepare a listing of those rule
12 adoptions which will expire on June 30 and submit that
13 list to the president of the senate and the speaker of
14 the house of representatives, who shall refer the list
15 to the appropriate standing committees of the general
16 assembly. A standing committee shall review the list
17 within twenty-one days after it is referred to the
18 committee by the speaker of the house of
19 representatives or the president of the senate and
20 shall take formal committee action by proposing
21 legislation to extend the effective date of some or
22 all of the rule adoptions contained on that list for
23 an additional specified period or make the rule
24 adoption permanent.

25 3. Any rule adoption which has not had its
26 effective date extended as provided in subsection 2 is
27 void the following June 30 and the administrative code
28 editor shall remove it from the Iowa administrative
29 code.

30 4. This section does not apply to rule adoptions
31 by the department of revenue, the state board of
32 regents, or a licensing board as described in section

33 272C.1, or any rule adoption that is required by a
 34 federal law and that does not exceed the minimum scope
 35 and intent of that federal law.""

36 2. Page 1, by striking lines 46 through 50 and
 37 inserting the following:

38 "____. Title page, by striking lines 1 and 2 and
 39 inserting the following: "An Act providing for the
 40 automatic expiration of all administrative rule
 41 adoptions, for their reauthorization by the general
 42 assembly, and providing additional legislative
 43 review.""

44 3. By renumbering as necessary.

J.K. VAN FOSSEN of Scott

H-8315

1 Amend House File 2750 as follows:

2 1. Page 4, by striking line 34 and inserting the
 3 following: ". In addition to any enrollment fee, the
 4 district department may require a person to pay a fee
 5 to the district department to offset the costs of
 6 providing sex offender treatment programming to that
 7 person."

HORBACH of Tama

H-8317

1 Amend the amendment, H-8254, to House File 2730 as
 2 follows:

3 1. Page 1, by striking lines 2 through 4.

4 2. Page 1, line 5, by striking the word
 5 "striking" and inserting the following: "inserting
 6 after".

7 3. Page 1, line 6, by striking the words "and
 8 inserting".

9 4. Page 1, line 7, by inserting before the word
 10 "person" the following: "on July 1, 2007, who is not
 11 a vested member, or a".

12 5. Page 1, by striking lines 10 through 15 and
 13 inserting the following:

14 "____. Page 8, line 23, by inserting after the
 15 word "member" the following: "on July 1, 2007, who is
 16 not a vested member".

17 _____. Page 8, line 24, by striking the word "may"
 18 and inserting the following: "shall".

19 _____. Page 8, line 28, by inserting after the word
 20 "member" the following: "who is not a vested member
 21 and".

22 6. Page 1, by striking line 21.

23 7. Page 1, line 33, by inserting after the word

- 24 "new" the following: "and nonvested".
25 8. Page 1, line 34, by inserting after the word
26 "new" the following: "and nonvested".
27 9. By renumbering as necessary.

ROBERTS of Carroll

H-8322

1 Amend House File 2716 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. Section 147.139, Code 2005, is amended
5 to read as follows:

6 147.139 EXPERT WITNESS STANDARDS.

7 If the standard of care given by a physician ~~and~~ or
8 surgeon licensed pursuant to chapter 148, or
9 osteopathic physician ~~and~~ or surgeon licensed pursuant
10 to chapter 150A, or a dentist licensed pursuant to
11 chapter 153, is at issue, the court shall only allow a
12 person to qualify as an expert witness and to testify
13 on the issue of the appropriate standard of care if
14 ~~the person's medical or dental qualifications relate~~
15 ~~directly to the medical problem or problems at issue~~
16 ~~and the type of treatment administered in the case,~~
17 breach of the standard of care, or proximate cause if
18 all of the following qualifications are established:

19 1. The expert is licensed to practice medicine,
20 osteopathic medicine, or dentistry and in the three
21 years preceding the allegedly negligent act, engaged
22 in the active practice of medicine, osteopathic
23 medicine, or dentistry, or was a qualified instructor
24 at an accredited university of medicine and surgery,
25 osteopathic medicine and surgery, or dentistry.

26 2. The expert practices in the same or
27 substantially similar specialty as the defendant.

28 3. If the defendant is board certified in a
29 specialty, the expert is also certified in that
30 specialty by a board recognized by the American board
31 of medical specialties and is licensed and in good
32 standing in each state of licensure, and has not had
33 the expert's license revoked or suspended in the past
34 five years.

35 Sec. 2. NEW SECTION. 147.140 EVIDENCE OF REGRET
36 OR APOLOGY.

37 In any civil action for personal injury or wrongful
38 death or in any arbitration proceeding relating to
39 such a civil action against any physician or surgeon
40 licensed pursuant to chapter 148, osteopathic
41 physician or surgeon licensed pursuant to chapter
42 150A, or dentist licensed pursuant to chapter 153,
43 based upon the alleged negligence of the licensee in

44 the practice of that profession or occupation, any
45 statement, affirmation, gesture, or conduct expressing
46 apology, sympathy, commiseration, condolence,
47 compassion, or a general sense of benevolence that was
48 made by a physician and surgeon, osteopathic physician
49 and surgeon, or dentist to the patient, relative of
50 the patient, or decision maker for the patient that

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1 relates to the discomfort, pain, suffering, injury, or
2 death of the patient as a result of an unanticipated
3 outcome of medical care is inadmissible as evidence of
4 an admission of liability or as evidence of an
5 admission against interest.

6 Sec. 3. **NEW SECTION.** 147.141 NOTICE OF CLAIM AND
7 CERTIFICATE OF MERIT REQUIREMENT.

8 1. At least thirty days prior to filing a civil
9 action for personal injury or wrongful death against a
10 licensed health care provider, based upon the alleged
11 negligence of the licensed health care provider in the
12 practice of that profession, a plaintiff shall serve
13 by certified mail, return receipt requested, a notice
14 of claim upon the licensed health care provider. The
15 notice of claim shall include a statement of the
16 theory of liability upon which the cause of action is
17 based and include a list of all persons to whom
18 notices have been sent, together with a certificate of
19 merit, if necessary, as specified in subsection 2.

20 2. a. The certificate of merit shall be signed
21 under oath by an expert who, in the three years
22 preceding the allegedly negligent act, either
23 practiced or instructed in the same or substantially
24 similar field of medicine as the defendant.

25 b. The certificate of merit shall contain
26 information relating to all of the following:

27 (1) The expert's familiarity with the applicable
28 standard of care.

29 (2) The expert's qualifications.

30 (3) The expert's statement that the appropriate
31 standard of care was breached by the health care
32 provider named in the complaint.

33 (4) The expert's statement of the actions that the
34 health care provider should have taken or failed to
35 take to have complied with the standard of care.

36 (5) A statement of the manner in which the breach
37 of the standard of care was the cause of the injury
38 alleged in the complaint.

39 c. A separate certificate of merit shall be
40 completed for each defendant named in the notice of
41 claim.

42 d. If a plaintiff or plaintiff's counsel asserts

43 in good faith that the plaintiff has insufficient time
44 to obtain a certificate of merit prior to the
45 expiration of the period of limitation in subsection
46 1, the plaintiff shall provide notice of intent to
47 provide a certificate of merit to the defendant within
48 sixty days of the date the defendant receives the
49 notice of the claim.
50 3. Notwithstanding subsection 2, if a plaintiff

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1 believes that a certificate of merit is not necessary
2 because the plaintiff's cause of action against a
3 health care provider is based upon a well-established
4 legal theory of liability which does not require
5 expert testimony supporting a breach of the applicable
6 standard of care, the plaintiff shall file a statement
7 setting forth the basis for the alleged liability of
8 the health care provider in lieu of the certificate of
9 merit.
10 4. Except as otherwise provided in this section,
11 the applicable statute of limitations in a civil cause
12 of action against a health care provider upon whom a
13 notice of claim is served pursuant to this section
14 shall be tolled from the date the notice of claim is
15 mailed.
16 5. If the plaintiff fails to provide a notice of
17 claim and a certificate of merit, or a statement of
18 the legal theory upon which the claim is based, the
19 claim shall be dismissed with prejudice.
20 6. For purposes of this section, "health care
21 provider" means a physician or surgeon, osteopath,
22 osteopathic physician or surgeon, dentist, podiatric
23 physician, optometrist, pharmacist, chiropractor, or
24 nurse licensed in this state, a hospital licensed
25 pursuant to chapter 135B, or a health care facility
26 licensed pursuant to chapter 135C."
27 2. Title page, by striking lines 1 through 3 and
28 inserting the following: "An Act relating to medical
29 malpractice actions."
30 3. By renumbering as necessary.

UPMEYER of Hancock

H-8324

1 Amend House File 2716 as follows:
2 1. By striking everything after the enacting
3 clause and inserting the following:
4 "Section 1. NEW SECTION. 147.140 EVIDENCE OF
5 REGRET OR APOLOGY.
6 In any civil action for personal injury or wrongful

7 death or in any arbitration proceeding relating to
8 such a civil action against any physician or surgeon
9 licensed pursuant to chapter 148, osteopathic
10 physician or surgeon licensed pursuant to chapter
11 150A, or dentist licensed pursuant to chapter 153,
12 based upon the alleged negligence of the licensee in
13 the practice of that profession or occupation, any
14 statement, affirmation, gesture, or conduct expressing
15 apology, sympathy, commiseration, condolence,
16 compassion, or a general sense of benevolence that was
17 made by a physician and surgeon, osteopathic physician
18 and surgeon, or dentist to the patient, relative of
19 the patient, or decision maker for the patient that
20 relates to the discomfort, pain, suffering, injury, or
21 death of the patient as a result of an unanticipated
22 outcome of medical care is inadmissible as evidence of
23 an admission of liability or as evidence of an
24 admission against interest.

25 Sec. 2. NEW SECTION. 147.141 NOTICE OF CLAIM AND
26 CERTIFICATE OF MERIT REQUIREMENT.

27 1. At least thirty days prior to filing a civil
28 action for personal injury or wrongful death against a
29 licensed health care provider, based upon the alleged
30 negligence of the licensed health care provider in the
31 practice of that profession, a plaintiff shall serve
32 by certified mail, return receipt requested, a notice
33 of claim upon the licensed health care provider. The
34 notice of claim shall include a statement of the
35 theory of liability upon which the cause of action is
36 based and include a list of all persons to whom
37 notices have been sent, together with a certificate of
38 merit, if necessary, as specified in subsection 2.

39 2. a. The certificate of merit shall be signed
40 under oath by an expert who meets the expert witness
41 standards in section 147.139.

42 b. The certificate of merit shall contain
43 information relating to all of the following:

44 (1) The expert's familiarity with the applicable
45 standard of care.

46 (2) The expert's qualifications.

47 (3) The expert's statement that the appropriate
48 standard of care was breached by the health care
49 provider named in the complaint.

50 (4) The expert's statement of the actions that the

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1 health care provider should have taken or failed to
2 take to have complied with the standard of care.

3 (5) A statement of the manner in which the breach
4 of the standard of care was the cause of the injury
5 alleged in the complaint.

6 c. A separate certificate of merit shall be
7 completed for each defendant named in the notice of
8 claim.

9 d. If a plaintiff or plaintiff's counsel asserts
10 in good faith that the plaintiff has insufficient time
11 to obtain a certificate of merit prior to the
12 expiration of the period of limitation in subsection
13 1, the plaintiff shall provide notice of intent to
14 provide a certificate of merit to the defendant within
15 sixty days of the date the defendant receives the
16 notice of the claim.

17 3. Notwithstanding subsection 2, if a plaintiff
18 believes that a certificate of merit is not necessary
19 because the plaintiff's cause of action against a
20 health care provider is based upon a well-established
21 legal theory of liability which does not require
22 expert testimony supporting a breach of the applicable
23 standard of care, the plaintiff shall file a
24 declaration setting forth the basis for the alleged
25 liability of the health care provider in lieu of the
26 certificate of merit.

27 4. Except as otherwise provided in this section,
28 the applicable statute of limitations in a civil cause
29 of action against a health care provider upon whom a
30 notice of claim is served pursuant to this section
31 shall be tolled from the date the notice of claim is
32 mailed.

33 5. If the plaintiff fails to provide a notice of
34 claim and a certificate of merit, or a declaration of
35 the legal theory upon which the claim is based
36 pursuant to subsection 3, the claim shall be dismissed
37 with prejudice. A failure to provide a notice of
38 claim and certificate of merit or a declaration of the
39 legal theory upon which the claim is based shall be
40 the only basis for dismissal under this subsection.
41 The insufficiency of such items shall not provide a
42 basis for objection, a bar to expansion of the claim,
43 or a limitation on the scope of discovery.

44 6. For purposes of this section, "health care
45 provider" means a physician or surgeon, osteopath,
46 osteopathic physician or surgeon, dentist, podiatric
47 physician, optometrist, pharmacist, chiropractor, or
48 nurse licensed in this state, a hospital licensed
49 pursuant to chapter 135B, or a health care facility
50 licensed pursuant to chapter 135C."

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1 2. Title page, line 2, by striking the words
2 "evidentiary, reporting," and inserting the following:

3 "evidentiary".

4 3. By renumbering as necessary.

UPMEYER of Hancock

H-8325

1 Amend House File 2716 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 147.139, Code 2005, is amended
5 to read as follows:

6 147.139 EXPERT WITNESS STANDARDS.

7 If the standard of care given by a physician ~~and or~~
8 surgeon licensed pursuant to chapter 148, or
9 osteopathic physician ~~and or~~ surgeon licensed pursuant
10 to chapter 150A, or a dentist licensed pursuant to
11 chapter 153, is at issue, the court shall only allow a
12 person to qualify as an expert witness and to testify
13 on the issue of the appropriate standard of care if
14 ~~the person's medical or dental qualifications relate~~
15 ~~directly to the medical problem or problems at issue~~
16 ~~and the type of treatment administered in the case,~~
17 ~~breach of the standard of care, or proximate cause if~~
18 all of the following qualifications are established:

19 1. The expert is licensed to practice medicine,
20 osteopathic medicine, or dentistry and in the three
21 years preceding the allegedly negligent act, engaged
22 in the active practice of medicine, osteopathic
23 medicine, or dentistry, or was a qualified instructor
24 at an accredited university of medicine and surgery,
25 osteopathic medicine and surgery, or dentistry.

26 2. The expert practices in the same or
27 substantially similar specialty as the defendant.

28 3. If the defendant is board certified in a
29 specialty, the expert is also certified in that
30 specialty by a board recognized by the American board
31 of medical specialties and is licensed and in good
32 standing in each state of licensure, and has not had
33 the expert's license revoked or suspended in the past
34 five years.

35 Sec. 2. NEW SECTION. 147.140 EVIDENCE OF REGRET
36 OR APOLOGY.

37 In any civil action for personal injury or wrongful
38 death or in any arbitration proceeding relating to
39 such a civil action against any physician or surgeon
40 licensed pursuant to chapter 148, osteopathic
41 physician or surgeon licensed pursuant to chapter
42 150A, or dentist licensed pursuant to chapter 153,
43 based upon the alleged negligence of the licensee in
44 the practice of that profession or occupation, any
45 statement, affirmation, gesture, or conduct expressing

46 apology, sympathy, commiseration, condolence,
47 compassion, or a general sense of benevolence that was
48 made by a physician and surgeon, osteopathic physician
49 and surgeon, or dentist to the patient, relative of
50 the patient, or decision maker for the patient that

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1 relates to the discomfort, pain, suffering, injury, or
2 death of the patient as a result of an unanticipated
3 outcome of medical care is inadmissible as evidence of
4 an admission of liability or as evidence of an
5 admission against interest."

6 2. Page 1, by striking line 1 and inserting the
7 following:

8 "Sec. 3. NEW SECTION. 147.141 CONFIDENTIALITY
9 OF".

10 3. Page 1, by striking line 19 and inserting the
11 following:

12 "Sec. 4. NEW SECTION. 147.142 INITIAL DISCLOSURE
13 OF".

14 4. By striking page 2, line 31, through page 4,
15 line 6, and inserting the following:

16 "Sec. NEW SECTION. 147.143 NOTICE OF CLAIM
17 AND CERTIFICATE OF MERIT REQUIREMENT.

18 1. At least thirty days prior to filing a civil
19 action for personal injury or wrongful death against a
20 licensed health care provider, based upon the alleged
21 negligence of the licensed health care provider in the
22 practice of that profession, a plaintiff shall serve
23 by certified mail, return receipt requested, a notice
24 of claim upon the licensed health care provider. The
25 notice of claim shall include a statement of the
26 theory of liability upon which the cause of action is
27 based and include a list of all persons to whom
28 notices have been sent, together with a certificate of
29 merit, if necessary, as specified in subsection 2.

30 2. a. The certificate of merit shall be signed
31 under oath by an expert who, in the three years
32 preceding the allegedly negligent act, either
33 practiced or instructed in the same or substantially
34 similar field of medicine as the defendant.

35 b. The certificate of merit shall contain
36 information relating to all of the following:

37 (1) The expert's familiarity with the applicable
38 standard of care.

39 (2) The expert's qualifications.

40 (3) The expert's statement that the appropriate
41 standard of care was breached by the health care
42 provider named in the complaint.

43 (4) The expert's statement of the actions that the
44 health care provider should have taken or failed to

45 take to have complied with the standard of care.
46 (5) A statement of the manner in which the breach
47 of the standard of care was the cause of the injury
48 alleged in the complaint.
49 c. A separate certificate of merit shall be
50 completed for each defendant named in the notice of

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1 claim.
2 d. If a plaintiff or plaintiff's counsel asserts
3 in good faith that the plaintiff has insufficient time
4 to obtain a certificate of merit prior to the
5 expiration of the period of limitation in subsection
6 1, the plaintiff shall provide notice of intent to
7 provide a certificate of merit to the defendant within
8 sixty days of the date the defendant receives the
9 notice of the claim.
10 3. Notwithstanding subsection 2, if a plaintiff
11 believes that a certificate of merit is not necessary
12 because the plaintiff's cause of action against a
13 health care provider is based upon a well-established
14 legal theory of liability which does not require
15 expert testimony supporting a breach of the applicable
16 standard of care, the plaintiff shall file a statement
17 setting forth the basis for the alleged liability of
18 the health care provider in lieu of the certificate of
19 merit.
20 4. Except as otherwise provided in this section,
21 the applicable statute of limitations in a civil cause
22 of action against a health care provider upon whom a
23 notice of claim is served pursuant to this section
24 shall be tolled from the date the notice of claim is
25 mailed.
26 5. If the plaintiff fails to provide a notice of
27 claim and a certificate of merit, or a statement of
28 the legal theory upon which the claim is based, the
29 claim shall be dismissed with prejudice.
30 6. For purposes of this section, "health care
31 provider" means a physician or surgeon, osteopath,
32 osteopathic physician or surgeon, dentist, podiatric
33 physician, optometrist, pharmacist, chiropractor, or
34 nurse licensed in this state, a hospital licensed
35 pursuant to chapter 135B, or a health care facility
36 licensed pursuant to chapter 135C."
37 5. Page 5, by striking lines 5 through 21.
38 6. By renumbering as necessary.

H-8326

1 Amend the amendment, H-8180, to House File 2650 as
2 follows:

3 1. Page 1, by inserting after line 10 the
4 following:

5 "____. Page 2, by inserting after line 13 the
6 following:

7 "Sec.____. Section 331.655, subsection 1, Code
8 2005, is amended by adding the following new
9 paragraph:

10 NEW PARAGRAPH. p. For serving notice of denial,
11 cancellation, suspension, disqualification, or bar of
12 a person's driver's license or operating privilege,
13 the fees provided pursuant to chapter 321 and this
14 section. The sheriff may refuse to serve any notice
15 of denial, cancellation, suspension, disqualification,
16 or bar until the fees and estimated mileage for
17 service have been paid.""

18 2. By renumbering as necessary.

ALONS of Sioux

H-8328

1 Amend House File 2750 as follows:

2 1. Page 1, by striking lines 1 through 9.

3 2. By striking page 2, line 16, through page 3,
4 line 5.

5 3. Title page, by striking lines 3 through 6 and
6 inserting the following: "correctional services, and
7 providing for a fee."

WISE of Lee
T. TAYLOR of Linn

H-8329

1 Amend the amendment, H-8312, to House File 2729, as
2 follows:

3 1. Page 1, by striking lines 2 through 20 and
4 inserting the following:

5 "____. By striking page 1, line 17, through page
6 2, line 24, and inserting the following:

7 "(1) The director of an area agency on aging who
8 is also the chairperson of the national association of
9 area agencies on aging.

10 (2) Four consumers selected by the co-chairpersons
11 of the senate standing committee on human resources
12 and the chairperson and ranking member of the house of
13 representatives standing committee on human resources.

14 (3) The co-chairpersons of the senate standing

15 committee on human resources and the chairperson and
 16 ranking member of the house of representatives
 17 standing committee on human resources."
 18 _____. Page 2, by striking lines 29 and 30, and
 19 inserting the following:
 20 "(1) Hold at least two public meetings to
 21 receive".
 22 _____. Page 3, line 5, by striking the figure
 23 "2007" and inserting the following: "2006".
 24 2. By renumbering as necessary.

UPMEYER of Hancock

H-8331

1 Amend the amendment, H-8320, to House File 2716 as
 2 follows:
 3 1. Page 1, by striking lines 2 and 3 and
 4 inserting the following:
 5 "_____. By striking page 1, line 1, through page 5,
 6 line 4.
 7 _____. Page 5, by striking lines 7 through 11 and
 8 inserting the following:
 9 "In any civil action for professional negligence,
 10 personal injury, or wrongful death or in any
 11 arbitration proceeding for professional negligence,
 12 personal injury, or wrongful death against a person in
 13 a profession represented by the examining boards
 14 listed in section 272C.1 and any other licensed
 15 profession recognized in this state, a hospital
 16 licensed pursuant to chapter 135B, or a health care
 17 facility licensed pursuant to chapter 135C, based upon
 18 the".
 19 _____. Page 5, by striking lines 13 and 14 and
 20 inserting the following: "occupation, any portion of
 21 a statement, affirmation, gesture, or conduct
 22 expressing sorrow, sympathy, commiseration,
 23 condolence,".
 24 _____. Page 5, by striking lines 22 and 23 and
 25 inserting the following:
 26 "Sec. _____. NEW SECTION. 519.14 ACTUARIAL STUDY.
 27 The commissioner of insurance shall conduct an
 28 actuarial study on all medical malpractice".
 29 _____. Page 6, by striking lines 3 and 4 and
 30 inserting the following: "and commerce, regulation
 31 and labor annually no later than January 15. The
 32 commissioner's report shall be open to the public,".
 33 _____. Title page, by striking lines 2 and 3 and
 34 inserting the following: "including certain
 35 evidentiary and reporting requirements.""
 36 2. By renumbering as necessary.

PAULSEN of Linn

H-8334

- 1 Amend House File 2753 as follows:
2 1. Page 4, by striking lines 33 and 34 and
3 inserting the following: "that issued the permit to
4 carry a weapon recognizes such permits issued in Iowa
5 and has weapons permit restrictions that are as strict
6 as the requirements of this state as determined by the
7 commissioner of public safety."
8 2. By renumbering as necessary.

SHOULTZ of Black Hawk
HOGG of Linn

H-8335

- 1 Amend the amendment, H-8309, to House File 2716, as
2 follows:
3 1. Page 1, by inserting after line 1 the
4 following:
5 "___ Page 1, by inserting before line 1 the
6 following:
7 "Section 1. NEW SECTION. 135N.1 TITLE.
8 This chapter shall be known and may be cited as the
9 "Patient Safety and Quality Assurance Act".
10 Sec. 2. NEW SECTION. 135N.2 DEFINITIONS.
11 As used in this chapter:
12 1. "Action plan" means a written plan prepared
13 after a root cause analysis that identifies strategies
14 that a health care provider intends to implement to
15 reduce the risk and reoccurrence of actual and
16 potential risks to patient safety. The plan shall
17 address health care provider responsibility for
18 implementation, oversight, pilot testing as
19 appropriate, timelines, and strategies for measuring
20 the effectiveness of the actions.
21 2. "Health care provider" means a physician or
22 surgeon, osteopath, osteopathic physician or surgeon,
23 dentist, podiatric physician, optometrist, pharmacist,
24 chiropractor, or nurse licensed in this state, a
25 hospital licensed pursuant to chapter 135B, or a
26 health care facility licensed pursuant to chapter
27 135C.
28 3. "Health care provider leaders" means a health
29 care provider, executive, physician as defined in
30 section 135C.1, registered or licensed practical nurse
31 or nurse practitioner, or health care provider
32 administrator.
33 4. "Quality assessment and assurance activities"
34 means the procedure by which a quality assessment and
35 assurance committee monitors, evaluates, recommends,
36 and implements actions to improve and assure the

37 delivery and quality of services and patient safety
38 through identification, correction, and prevention of
39 sentinel events.
40 5. "Quality assessment and assurance committee"
41 means a committee of a health care provider consisting
42 of individuals responsible for the identification of
43 sentinel events that may adversely impact the health
44 and safety of patients, and for the development of
45 root cause analyses, action plans, and other plans to
46 correct identified quality of care issues. The
47 quality assessment and assurance committee shall
48 include health care provider leaders, including but
49 not limited to the health care provider administrator
50 and the director of nursing.

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1 6. "Quality assessment and assurance committee
2 records" means complaint files, investigation files,
3 reports, and other investigative information relating
4 to licensee discipline or professional competence in
5 the possession of a quality assessment and assurance
6 committee or an employee of the committee.
7 7. "Risk of death or serious injury" means any
8 variation in a process related to quality of care or
9 patient safety which may result in a serious adverse
10 outcome.
11 8. "Root cause analysis" means the process for
12 identifying causal factors that relate to any
13 variation in the delivery and quality of services and
14 patient safety, including the occurrence or possible
15 occurrence of a sentinel event. A root cause analysis
16 focuses primarily on systems and processes, and not on
17 individual performances.
18 9. "Sentinel event" means an unexpected occurrence
19 resulting in the death or serious physical or
20 psychological injury of a patient of a health care
21 provider, or a risk of death or serious physical or
22 psychological injury to a patient of a health care
23 provider.
24 10. "Unanticipated outcome" means a result that
25 differs significantly from what was anticipated to be
26 the result of a treatment or procedure, including an
27 outcome caused by an error of an employee of a health
28 care provider or an independent practitioner who
29 provides medical services at a health care provider's
30 facility.
31 Sec. 3. **NEW SECTION. 135N.3 ACCOUNTABILITY OF**
32 **HEALTH CARE PROVIDER LEADERS.**
33 The health care provider leaders, including the
34 health care provider administrator and director of
35 nursing, and the quality assessment and assurance

36 committee, are responsible for all of the following:
37 1. Assuring the implementation of an integrated
38 patient safety program throughout the health care
39 provider facility. The patient safety program shall
40 include, at a minimum, all of the following:
41 a. A designation of one or more qualified
42 individuals or an interdisciplinary group to manage
43 the health care provider safety program.
44 b. A definition of the scope of the program
45 activities, including the types of occurrences to be
46 addressed.
47 c. A procedure for immediate response to medical
48 or health care errors or patient abuse, including care
49 of an affected patient, containment of risk to others,
50 and the preservation of factual information for

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1 subsequent analysis.
2 d. A system for internal and external reporting of
3 information relating to medical and health care errors
4 or patient abuse.
5 e. A defined mechanism for support of staff
6 involved in a sentinel event.
7 f. An annual report to the department of
8 inspections and appeals concerning medical or health
9 care errors and patient neglect or abuse, and actions
10 taken to improve patient safety, both proactively and
11 in response to actual occurrences.
12 2. Defining and implementing processes for
13 identifying and managing sentinel events, including
14 establishing processes for the identification,
15 reporting, analysis, and prevention of sentinel events
16 and assuring the consistent and effective
17 implementation of a mechanism to accomplish those
18 activities.
19 3. Establishing a continuous proactive program for
20 identifying risks to patient safety and reducing
21 medical and health care errors and patient neglect or
22 abuse.
23 4. Allocating adequate resources for measuring,
24 assessing, and improving patient safety.
25 5. Assigning personnel to participate in
26 activities to improve patient safety and providing
27 adequate time for personnel to participate in such
28 activities.
29 6. Providing staff training on the improvement of
30 patient safety.
31 7. Allocating physical and financial resources to
32 support safety improvement.
33 8. Analyzing undesirable patterns or trends in
34 staff performance and sentinel events.

35 9. Assuring the health care provider identifies
 36 changes for improved patient safety.
 37 Sec. 4. NEW SECTION. 135N.4 PATIENT RIGHTS AND
 38 DUTY OF DISCLOSURE.
 39 1. Patients and their immediate families have a
 40 right to know about the quality of care outcomes
 41 involved in patient care, including unanticipated
 42 outcomes and sentinel events.
 43 2. The health care provider leaders shall fully
 44 disclose all of the facts and circumstances relating
 45 to a sentinel event or an unanticipated outcome.
 46 Sec. 5. NEW SECTION. 135N.5 SENTINEL EVENT
 47 REPORTING.
 48 1. A health care provider involved in a sentinel
 49 event shall submit a root cause analysis and an action
 50 plan that describes the health care provider's risk

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1 reduction strategy and a strategy for evaluating the
 2 effectiveness of the risk reduction strategy to the
 3 department of inspections and appeals.
 4 2. A root cause analysis shall contain an analysis
 5 focusing primarily on systems and processes involved
 6 in quality of care and patient safety which includes
 7 changes that may be made to such systems and
 8 processes, and shall be thorough, credible, and
 9 acceptable as defined by industry standards.
 10 Sec. 6. NEW SECTION. 135N.6 CONFIDENTIALITY OF
 11 RECORDS.
 12 1. Quality assessment and assurance committee
 13 records shall be confidential and privileged and shall
 14 not be subject to discovery or subpoena.
 15 2. Information or documents discoverable from
 16 sources other than a quality assessment and assurance
 17 committee, a health care provider, or the department
 18 of inspections and appeals do not become
 19 nondiscoverable from the other sources because they
 20 are subject to a claim of confidentiality under this
 21 section.""
 22 2. By renumbering as necessary.

R. OLSON of Polk

H-8337

1 Amend House File 2634 as follows:
 2 1. Page 1, line 1, by inserting before the word
 3 "FINDINGS" the following: "NEW SECTION. 171.1".
 4 2. Page 1, by inserting after line 11 the
 5 following:
 6 "___ Feral swine damage or destroy cropland and

- 7 row crops, including but not limited to corn and
8 soybeans."
- 9 3. Page 1, line 25, by striking the figure
10 "171.5" and inserting the following: "171.6".
- 11 4. Page 1, line 26, by striking the figure
12 "171.1" and inserting the following: "171.2".
- 13 5. Page 1, by inserting after line 31 the
14 following:
15 "___." "Custody or control" means any of the
16 following:
17 a. Keeping swine in a manner that prevents the
18 release or escape of the swine from containment at all
19 times, including keeping swine for breeding, growing,
20 or transport.
21 b. Using due diligence to return escaped swine to
22 containment and in compliance with any applicable
23 fencing requirements."
- 24 6. By striking page 1, line 35, through page 2,
25 line 2, and inserting the following:
26 "___." "Feral swine" means swine that is currently
27 or has been out of the custody and control of the
28 swine's owner or that has no owner, including but not
29 limited to swine of either sex commonly known as
30 Russian boar or European boar, and that is not being
31 raised solely for personal consumption or marketing
32 through established livestock auctions or slaughter
33 plants. "Feral swine" includes swine, whether or not
34 the swine is in containment, that has been released
35 for the purpose of hunting or to breed and live
36 freely."
- 37 7. Page 2, line 19, by striking the figure
38 "171.4" and inserting the following: "171.5".
- 39 8. Page 2, by striking line 20 and inserting the
40 following:
41 "___." "Take" means to kill or injure a feral
42 swine".
- 43 9. Page 2, line 22, by striking the figure
44 "171.2" and inserting the following: "171.3".
- 45 10. Page 3, line 11, by striking the figure
46 "171.3" and inserting the following: "171.4".
- 47 11. Page 3, line 31, by striking the words
48 "control or custody" and inserting the following:
49 "custody or control".
- 50 12. Page 3, line 34, by striking the figure

Page 2

- 1 "171.4" and inserting the following: "171.5".
- 2 13. Page 5, line 6, by striking the figure
3 "171.5" and inserting the following: "171.6".
- 4 14. Page 5, line 8, by inserting after the word
5 "into" the following: "or within".

- 6 15. Page 5, by inserting after line 8 the
7 following:
8 "___ Release or allow the escape of swine from
9 the person's custody or control except when the person
10 has exercised due diligence in maintaining the swine
11 in containment or to return the swine to containment."
12 16. Page 5, line 17, by striking the figure
13 "171.6" and inserting the following: "171.7".
14 17. Page 5, line 20, by striking the figure
15 "171.5" and inserting the following: "171.6".
16 18. Page 5, line 24, by striking the figure
17 "171.7" and inserting the following: "171.8".
18 19. Page 5, by striking line 26 and inserting the
19 following: "A person".
20 20. Page 5, line 27, by striking the figure
21 "171.5" and inserting the following: "171.6".
22 21. Page 5, line 30, by inserting after the word
23 "investigative" the following: "and eradivative".
24 22. Page 5, line 31, by inserting after the word
25 "authority." the following: "The amount of the
26 indemnification shall not exceed ten thousand dollars
27 for each swine involved in the violation."
28 23. Page 5, line 33, by inserting after the word
29 "investigation" the following: "or eradication".
30 24. Page 5, line 35, by inserting after the word
31 "investigation" the following: "or eradication".
32 25. Page 6, line 4, by striking the figure
33 "171.5" and inserting the following: "171.6".
34 26. Page 6, line 10, by striking the figure
35 "171.8" and inserting the following: "171.9".
36 27. Page 6, by striking line 12 and inserting the
37 following:
38 "If a person is".
39 28. Page 6, line 13, by striking the figure
40 "171.5" and inserting the following: "171.6".
41 29. Page 6, line 18, by striking the figure
42 "171.9" and inserting the following: "171.10".
43 30. Page 6, line 24, by striking the figure
44 "171.10" and inserting the following: "171.11".
45 31. Page 6, line 24, by striking the word "OF"
46 and inserting the following: "OR CAPTURING".
47 32. Page 6, line 26, by inserting after the word
48 "take" the following: "or capture".
49 33. Page 6, by striking lines 30 and 31 and
50 inserting the following:

Page 3

- 1 "2. If the authorized department or local
2 authority has credible reason to believe that feral
3 swine is on land, the authorized department or local".
4 34. Page 7, line 3, by striking the figure

- 5 "171.11" and inserting the following: "171.12".
6 35. Page 7, line 15, by inserting after the word
7 "swine" the following: "except pursuant to the
8 approval of an authorized department or a local
9 authority".
10 36. Page 8, line 4, by striking the figure
11 "171.5" and inserting the following: "171.6".
12 37. Page 8, line 11, by striking the figure
13 "171.5" and inserting the following: "171.6".
14 38. Page 8, by inserting after line 11 the
15 following:
16 "Sec.____. EFFECTIVE DATE. This Act, being deemed
17 of immediate importance, takes effect upon enactment."
18 39. Title page, line 1, by striking the word
19 "and".
20 40. Title page, line 2, by inserting after the
21 word "penalties" the following: ", and providing an
22 effective date".
23 41. By renumbering as necessary.

GREINER of Washington

H-8340

- 1 Amend House File 2634 as follows:
2 1. Page 5, line 13, by striking the figure "2."
3 and inserting the following: "____. a."
4 2. Page 5, by inserting after line 16, the
5 following:
6 "b. A person who violates subsection 1 shall not
7 be eligible to hold a license, certificate, or permit
8 to hunt, fish, or trap in this state as provided in
9 section 481A.138."
10 3. Page 7, by inserting after line 22, the
11 following:
12 "Sec.____. NEW SECTION. 481A.138 VIOLATIONS OF
13 PROVISIONS RELATING TO FERAL SWINE.
14 A person who is convicted of violating section
15 171.5 shall immediately surrender all licenses,
16 certificates, and permits to hunt, fish, or trap in
17 the state to the department. The person shall not be
18 eligible to obtain a license, permit, or certificate
19 or enjoy the privileges associated with such license,
20 permit, or certificate for twenty years following the
21 person's conviction."
22 4. By renumbering as necessary.

WHITAKER of Van Buren

H-8341

1 Amend House File 2658 as follows:

2 1. Page 1, by striking lines 8 through 12, and
3 inserting the following: "Relative to the request for
4 joint physical care, the court shall consider the
5 specific circumstances of the parties before the court
6 including the living situation of each parent, the
7 ability of each parent to meet the needs of the child
8 including the psychological needs of the child, the
9 history of each parent in offering or providing
10 financial support to the child, any criminal record or
11 history of domestic or child abuse involving either
12 parent, and any other factor deemed relevant by the
13 court. Prior to ruling on the request for the".

FORD of Polk

H-8342

1 Amend House File 2634 as follows:

2 1. Page 7, by inserting after line 22 the
3 following:
4 "Sec. ____ NEW SECTION. 171.12 SCHEDULE OF HUNTS
5 – PENALTY.

6 1. A person maintaining custody or control of
7 feral swine on land as part of a business which
8 provides persons with the opportunity to hunt the
9 feral swine shall not provide for a hunt of the feral
10 swine if the person sold or offered to sell the hunt,
11 or scheduled a date or time for the hunt, on or after
12 March 1, 2006.

13 2. A person maintaining custody or control of
14 feral swine on land as part of a business which
15 provides persons with the opportunity to hunt the
16 feral swine shall report the schedule of all hunts of
17 the feral swine to the department not later than May
18 15, 2006, according to procedures required by the
19 department.

20 3. A person who violates this section is subject
21 to a civil penalty of not more than one thousand
22 dollars.

23 4. This section is repealed on July 1, 2007."

24 2. Page 8, by inserting after line 11 the
25 following:

26 "Sec. ____ EFFECTIVE DATE. The section of this
27 Act creating section 171.12, being deemed of immediate
28 importance, takes effect upon enactment."

29 3. Title page, lines 1 and 2, by striking the
30 words "and providing penalties" and inserting the
31 following: "providing penalties, and providing an

32 effective date".

33 4. By renumbering as necessary.

MERTZ of Kossuth

H-8344

1 Amend House File 2622 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Sec.____. Section 256.7, Code Supplement 2005, is
5 amended by adding the following new subsection:

6 **NEW SUBSECTION. 27. Adopt rules establishing**
7 **proficiency levels and definitions for students at**
8 **grade levels four, eight, and eleven for reading and**
9 **mathematics and at grade levels eight and eleven for**
10 **science.**

11 **Sec.____. NEW SECTION. 279.63 PROFICIENCY LEVELS**
12 **AND DEFINITIONS.**

13 The board of directors of a school district shall
14 publish on the school district's web page the
15 proficiency levels and definitions established by the
16 state board of education pursuant to section 256.7,
17 subsection 27; and shall include the proficiency
18 levels and definitions in all academic reports
19 submitted to the parents and guardians of students
20 enrolled in the school district and to the local
21 community, as well as the web address to the school
22 district web page containing the proficiency levels
23 and definitions."

24 2. Title page, line 1, by striking the word
25 "establishing" and inserting the following: "relating
26 to the establishment of".

27 3. By renumbering as necessary.

TYMESON of Madison

H-8345

1 Amend House File 2710 as follows:

2 1. Page 1, line 34, by striking the word "and".

3 2. Page 1, line 35, by striking the words "and
4 community leaders" and inserting the following:
5 "community leaders, and two youth representatives with
6 one representative a current high school student and
7 one representative a recent high school dropout".

FORD of Polk

H-8346

1 Amend House File 2710 as follows:

2 1. Page 1, line 35, by inserting after the word

- 3 "leaders." the following: "In selecting members of
- 4 the task force, the department shall include
- 5 individuals reflecting a variety of ethnic and racial
- 6 minorities in the state."

FORD of Polk

H-8350

- 1 Amend the amendment, H-8337, to House File 2634 as
- 2 follows:
- 3 1. Page 1, by striking lines 26 through 36, and
- 4 inserting the following:
- 5 "" _____. "Feral swine" means swine, including a
- 6 Russian boar or European wild boar, that does not have
- 7 an easily discernible ear tag affixed in either ear of
- 8 the swine or other form of conspicuous identification
- 9 and that is roaming freely on private land or public
- 10 land without the landowner's consent.""
- 11 2. By renumbering as necessary.

HORBACH of Tama

H-8351

- 1 Amend House File 2634 as follows:
- 2 1. By striking page 1, line 35, through page 2,
- 3 line 2, and inserting the following:
- 4 " _____. "Feral swine" means swine, including a
- 5 Russian boar or European wild boar, that does not have
- 6 an easily discernible ear tag affixed in either ear of
- 7 the swine or other form of conspicuous identification
- 8 and that is roaming freely on private land or public
- 9 land without the landowner's consent."
- 10 2. By renumbering as necessary.

HORBACH of Tama

H-8352

- 1 Amend House File 2753 as follows:
- 2 1. Page 4, by striking lines 33 and 34 and
- 3 inserting the following: "that issued the permit to
- 4 carry a weapon recognizes such permits issued in Iowa
- 5 and has weapons permit requirements that are as strict
- 6 as the requirements of this state as determined by the
- 7 commissioner of public safety."
- 8 2. By renumbering as necessary.

SHOULTZ of Black Hawk
HOGG of Linn

H-8353

- 1 Amend House File 2658 as follows:
2 1. Page 1, by striking lines 8 through 12 and
3 inserting the following: "Prior to ruling on the
4 request for the".

CARROLL of Poweshiek

H-8356

- 1 Amend Senate File 2320, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, by inserting before line 1 the
4 following:
5 "Section 1. Section 256.11, subsection 5, Code
6 Supplement 2005, is amended by adding the following
7 new paragraph:
8 NEW PARAGRAPH. k. One-half unit of personal
9 finance literacy, the curriculum of which shall
10 include but not be limited to the use of common
11 banking instruments such as checking accounts; credit;
12 debit cards; compound interest; mortgage, auto, and
13 personal loans; investment basics, including stocks,
14 bonds, and index funds; credit scores; budgeting;
15 saving and debt management; retirement planning and
16 savings; and insurance. All students shall complete
17 at least one-half unit of personal finance literacy as
18 a condition of graduation."
19 2. Page 3, by inserting after line 23 the
20 following:
21 "Sec. ____ EFFECTIVE DATE. The section of this
22 Act amending section 256.11 takes effect July 1,
23 2007."
24 3. Title page, line 1, by inserting after the
25 word "to" the following: "school district education
26 curricula, by providing for".
27 4. Title page, line 3, by inserting after the
28 word "committee" the following: "and requiring that
29 the educational program include coursework in personal
30 finance literacy, and providing an effective date".
31 5. By renumbering as necessary.

PETTENGILL of Benton
KRESSIG of Black Hawk
REICHERT of Muscatine

H-8357

- 1 Amend House File 2636 as follows:
2 1. Page 1, by inserting before line 1 the
3 following:

- 4 "Section 1. Section 256.11, subsection 5, Code
5 Supplement 2005, is amended by adding the following
6 new paragraph:
7 **NEW PARAGRAPH.** k. One-half unit of personal
8 finance literacy, the curriculum of which shall
9 include but not be limited to the use of common
10 banking instruments such as checking accounts; credit;
11 debit cards; compound interest; mortgage, auto, and
12 personal loans; investment basics, including stocks,
13 bonds, and index funds; credit scores; budgeting;
14 saving and debt management; retirement planning and
15 savings; and insurance. All students shall complete
16 at least one-half unit of personal finance literacy as
17 a condition of graduation."
18 2. Page 3, by inserting after line 23 the
19 following:
20 "Sec. ____ EFFECTIVE DATE. The section of this
21 Act amending section 256.11 takes effect July 1,
22 2007."
23 3. Title page, line 1, by inserting after the
24 word "to" the following: "school district education
25 curricula, by providing for".
26 4. Title page, line 3, by inserting after the
27 word "committee" the following: "and requiring that
28 the educational program include coursework in personal
29 finance literacy, and providing an effective date".
30 5. By renumbering as necessary.

PETTENGILL of Benton
KRESSIG of Black Hawk
REICHERT of Muscatine

H-8358

- 1 Amend the amendment, H-8337, to House File 2634 as
2 follows:
3 1. Page 1, by striking lines 30 through 36 and
4 inserting the following: "Russian boar or European
5 boar."
6 2. Page 1, line 41, by striking the word "injure"
7 and inserting the following: "attempt to kill".
8 3. Page 1, by inserting after line 46 the
9 following:
10 "____. Page 3, by striking lines 28 and 29 and
11 inserting the following: "evidence of ownership."
12 4. Page 1, by inserting after line 49 the
13 following:
14 "____. Page 3, by striking lines 32 and 33 and
15 inserting the following: "responsible party."
16 5. Page 3, by inserting after line 9 the
17 following:
18 "____. Page 7, by inserting after line 22 the

19 following:

20 "Sec. ____ NEW SECTION. 171.12 FERAL SWINE
21 INDEMNITY FUND.

22 1. A feral swine indemnity fund is created as a
23 separate fund in the state treasury under the control
24 of the department. The general fund of the state is
25 not liable for claims presented against the indemnity
26 fund.

27 2. a. The feral swine indemnity fund consists of
28 any moneys appropriated by the general assembly and
29 any other moneys available to and obtained or accepted
30 by the department from the federal government or
31 private sources for placement in the fund.
32 Notwithstanding section 12C.7, subsection 2, interest
33 or earnings on moneys deposited in the fund shall be
34 credited to the fund.

35 3. The moneys deposited in the feral swine
36 indemnity fund are appropriated to the department
37 exclusively for paying claims of persons who purchased
38 feral swine on or before the effective date of this
39 Act for purposes of maintaining custody or control of
40 the feral swine on land as part of a business, if the
41 business's purpose is to do any of the following:

42 a. Provide persons with the opportunity to hunt
43 the feral swine on the land.

44 b. Breed the swine for transfer to a person
45 described in paragraph "a".

46 4. In order to be eligible to file a claim for
47 indemnification, a person shall do all of the
48 following:

49 a. File an application, including supporting
50 documentation, with the department as required by the

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1 department pursuant to procedures established by the
2 department. The application shall state the amount of
3 the claim. The application shall be filed with the
4 department not later than August 1, 2006.

5 b. Relinquish custody or control of the feral
6 swine to an authorized department or a local
7 authority, as required by the department of
8 agriculture and land stewardship.

9 5. The department shall determine the validity of
10 a claim which is submitted by an eligible person as
11 part of the application for indemnification as
12 provided in this section. The dollar value of a claim
13 is one dollar per pound for each feral swine which the
14 person relinquishes custody or control of to an
15 authorized department or a local authority as provided
16 in this section.

17 6. Upon a determination that the amount claimed in

18 a person's application is valid, the department shall
19 provide for payment of one hundred percent of the
20 amount claimed. The department shall pay all valid
21 claims not later than September 15, 2006. If the
22 department determines that there are insufficient
23 moneys in the feral swine indemnity fund to fully
24 satisfy the amounts claimed in valid applications
25 submitted by all eligible persons, the department
26 shall prorate the amount paid to all eligible persons.
27 7. A person's submission of an application under
28 this section constitutes a waiver of any further claim
29 by the person against the state regarding the feral
30 swine.
31 8. This section is repealed on September 16, 2006.
32 Any moneys remaining in the feral swine indemnity fund
33 on that date shall be distributed as follows:
34 a. The amount of moneys which were contributed to
35 the fund by persons other than a state or federal
36 government source shall be refunded to the respective
37 persons. If the department determines that there are
38 insufficient moneys in the fund to fully satisfy the
39 amounts for refunds to all persons, the department
40 shall prorate the amount of refunds paid to those
41 persons based on their contributions.
42 b. Any remaining moneys that were appropriated by
43 a state or federal government source shall be repaid
44 to that source. If the department determines that
45 there are insufficient moneys in the fund to fully
46 satisfy the amounts for repayments to these sources,
47 the department shall prorate the amounts repaid to
48 those sources based on the amounts appropriated.
49 9. This section does not imply any guarantee or
50 obligation on the part of the state of Iowa, the

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1 department of agriculture and land stewardship, or any
2 state agency, employee, or official, either elective
3 or appointive."
4 6. Page 3, by inserting after line 15 the
5 following:
6 ""Sec. _____. ADOPTION OF RULES. The department of
7 agriculture and land stewardship shall adopt all rules
8 necessary to administer this Act by July 1, 2006. If
9 the department adopts the rules pursuant to section
10 17A.4, subsection 2, and section 17A.5, subsection 2,
11 it shall immediately readopt the rules as provided in
12 section 17A.4, subsection 1, and section 17A.5,

13 subsection 1."

14 7. By renumbering as necessary.

GREINER of Washington
WHITAKER of Van Buren

H-8362

1 Amend the amendment, H-8349, to Senate File 2183,
2 as passed by the Senate, as follows:

3 1. Page 2, by striking lines 6 through 11 and
4 inserting the following: "this subsection. For the
5 fiscal period".

6 2. Page 3, line 2, by striking the word and
7 figure "subsection 2B" and inserting the following:
8 "subsections 2 and 2B".

9 3. Page 3, by striking lines 10 through 12 and
10 inserting the following: "certification until one
11 year following the publication of the 2010 federal
12 census. Any state or local".

STRUYK of Pottawattamie

H-8364

1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 6, by inserting after line 18 the
4 following:

5 "Sec. ____ Section 321.284, Code 2005, is amended
6 to read as follows:

7 321.284 OPEN CONTAINERS IN MOTOR VEHICLES –
8 DRIVERS.

9 1. A driver of a motor vehicle upon a public
10 street or highway shall not possess in the passenger
11 area of the motor vehicle an open or unsealed bottle,
12 can, jar, or other receptacle containing an alcoholic
13 beverage. "Passenger area" means the area designed to
14 seat the driver and passengers while the motor vehicle
15 is in operation and any area that is readily
16 accessible to the driver or a passenger while in their
17 seating positions, including the glove compartment.
18 An open or unsealed receptacle containing an alcoholic
19 beverage may be transported in the trunk of the motor
20 vehicle. An unsealed receptacle containing an
21 alcoholic beverage may be transported behind the last
22 upright seat of the motor vehicle if the motor vehicle
23 does not have a trunk. A person convicted of a
24 violation of this ~~section~~ subsection is guilty of a
25 simple misdemeanor punishable as a scheduled violation
26 under section 805.8A, subsection 14, paragraph "e".

27 2. a. A peace officer shall make a reasonable

28 effort to identify a person under the age of eighteen
29 who violates subsection 1 and, if the person is not
30 referred to juvenile court, the law enforcement agency
31 of which the peace officer is an employee shall make a
32 reasonable attempt to notify the person's custodial
33 parent or legal guardian of the violation, whether or
34 not the person is taken into custody, unless the
35 officer has reasonable grounds to believe that
36 notification is not in the best interests of the
37 person or will endanger that person.
38 b. The peace officer shall also make a reasonable
39 effort to identify the elementary or secondary school
40 which the person attends if the person is enrolled in
41 elementary or secondary school and to notify the
42 superintendent or the superintendent's designee of the
43 school which the person attends, or the authorities in
44 charge of the nonpublic school which the person
45 attends, of the violation. If the person is taken
46 into custody, the peace officer shall notify a
47 juvenile court officer who shall make a reasonable
48 effort to identify the elementary or secondary school
49 the person attends, if any, and to notify the
50 superintendent of the school district or the

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1 superintendent's designee, or the authorities in
2 charge of the nonpublic school, of the violation. A
3 reasonable attempt to notify the person includes but
4 is not limited to a telephone call or notice by first-
5 class mail.
6 Sec. ____ Section 321.284A, Code 2005, is amended
7 to read as follows:
8 321.284A OPEN CONTAINERS IN MOTOR VEHICLES --
9 PASSENGERS.
10 1. a. A passenger in a motor vehicle upon a
11 public street or highway shall not possess in the
12 passenger area of the motor vehicle an open or
13 unsealed bottle, can, jar, or other receptacle
14 containing an alcoholic beverage. "Passenger area"
15 means the area of a motor vehicle designed to seat the
16 driver and passengers while the motor vehicle is in
17 operation and any area that is readily accessible to
18 the driver or a passenger while in their seating
19 positions, including the glove compartment. An open
20 or unsealed receptacle containing an alcoholic
21 beverage may be transported in the trunk of the motor
22 vehicle. An unsealed receptacle containing an
23 alcoholic beverage may be transported behind the last
24 upright seat of the motor vehicle if the motor vehicle
25 does not have a trunk.
26 2. b. This section subsection does not apply to a

27 passenger being transported in a motor vehicle
28 designed, maintained, or used primarily for the
29 transportation of persons for compensation, or a
30 passenger being transported in the living quarters of
31 a motor home, manufactured or mobile home, travel
32 trailer, or fifth-wheel travel trailer.

33 3. c. A person convicted of a violation of this
34 ~~section~~ subsection is guilty of a simple misdemeanor
35 punishable as a scheduled violation under section
36 805.8A, subsection 14, paragraph "e".

37 4. d. The department shall not include a
38 conviction for a violation of this ~~section~~ subsection
39 on the individual driving record of the person
40 committing the violation and the conviction shall not
41 be considered by the department in any proceeding for
42 suspension, revocation, barring, or denying of the
43 person's driver's license or upon any application for
44 renewal of driving privileges.

45 2. a. A peace officer shall make a reasonable
46 effort to identify a person under the age of eighteen
47 who violates subsection 1 and, if the person is not
48 referred to juvenile court, the law enforcement agency
49 of which the peace officer is an employee shall make a
50 reasonable attempt to notify the person's custodial

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1 parent or legal guardian of the violation, whether or
2 not the person is taken into custody, unless the
3 officer has reasonable grounds to believe that
4 notification is not in the best interests of the
5 person or will endanger that person.
6 b. The peace officer shall also make a reasonable
7 effort to identify the elementary or secondary school
8 which the person attends if the person is enrolled in
9 elementary or secondary school and to notify the
10 superintendent or the superintendent's designee of the
11 school which the person attends, or the authorities in
12 charge of the nonpublic school which the person
13 attends, of the violation. If the person is taken
14 into custody, the peace officer shall notify a
15 juvenile court officer who shall make a reasonable
16 effort to identify the elementary or secondary school
17 the person attends, if any, and to notify the
18 superintendent of the school district or the
19 superintendent's designee, or the authorities in
20 charge of the nonpublic school, of the violation. A
21 reasonable attempt to notify the person includes but
22 is not limited to a telephone call or notice by first-
23 class mail."

24 2. Page 7, by inserting after line 15 the
25 following:

26 "Sec. _____. Section 805.8A, subsection 14,
27 paragraph e, Code Supplement 2005, is amended to read
28 as follows:

29 e. OPEN CONTAINER VIOLATIONS. For violations
30 under ~~sections~~ section 321.284, subsection 1, and
31 section 321.284A, subsection 1, the scheduled fine is
32 one hundred dollars."

33 3. Title page, line 3, by inserting after the
34 word "age," the following: "providing for parental
35 and school notification regarding open container
36 violations committed by persons under age eighteen,".

37 4. By renumbering as necessary.

ALONS of Sioux

H-8365

1 Amend House File 2761 as follows:

2 1. Page 1, line 7, by striking the words "at
3 least half of the amount of the full" and inserting
4 the following: "the full amount of the".

5 2. Page 1, by striking lines 25 through 28 and
6 inserting the following: "school district that
7 submitted claims as provided in subsection 3, from
8 moneys appropriated to the department for this
9 purpose, an amount up to the full amount of the
10 advanced placement examination fees".

11 3. Title page, lines 1 and 2, by striking the
12 words "a portion of the advanced placement examination
13 fee" and inserting the following: "the advanced
14 placement fees".

MASCHER of Johnson

H-8366

1 Amend the amendment, H-8008, to the Senate
2 amendment, H-1542, to House File 540, as amended,
3 passed, and reprinted by the House, as follows:

4 1. Page 1, line 9, by inserting after the word
5 "OFFICERS" the following: "OR OTHER EMERGENCY
6 RESPONDERS".

7 2. Page 1, line 12, by inserting after the word
8 "officer" the following: "or other emergency
9 responder".

10 3. Page 1, line 13, by inserting after the word
11 "officer's" the following: "or responder's".

12 4. Page 1, line 14, by inserting after the word
13 "officer's" the following: "or responder's".

14 5. Page 1, line 17, by inserting after the word
15 "vehicle" the following: "or during the responder's
16 deployment on an emergency call. Such a certification

- 17 is effective only for the purposes of this section".
18 6. Page 1, line 22, by inserting after the word
19 "officer's" the following: "or responder's".
20 7. Page 1, line 24, by inserting after the word
21 "officer" the following: "or other emergency
22 responder".
23 8. Page 1, line 27, by inserting after the word
24 "officer" the following: "or other emergency
25 responder".
26 9. Page 1, line 28, by inserting after the word
27 "officer's" the following: "or responder's".
28 10. Page 1, by inserting after line 34, the
29 following:
30 "5. For the purposes of this section, "other
31 emergency responder" means a fire fighter certified as
32 a fire fighter I pursuant to rules adopted under
33 chapter 100B and trained in emergency driving or an
34 emergency medical responder certified under chapter
35 147A and trained in emergency driving."
36 _____. Title page, line 2, by inserting after the
37 word "officers" the following: "and other emergency
38 responders".
39 11. By renumbering as necessary.

THOMAS of Clayton

H-8367

- 1 Amend House File 2760 as follows:
2 1. Page 1, line 15, by striking the words
3 "twenty-five thousand five hundred" and inserting the
4 following: "thirty thousand".
5 2. Page 1, lines 21 and 22, by striking the words
6 "twenty-six thousand five hundred" and inserting the
7 following: "thirty-one thousand".
8 3. Page 1, line 23, by striking the words
9 "twenty-seven thousand five hundred" and inserting the
10 following: "thirty-two thousand".

MASCHER of Johnson

H-8368

- 1 Amend Senate File 367, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking page 1, line 1, through page 2,
4 line 26.
5 2. Page 2, by inserting before line 27, the
6 following:
7 "Sec. _____. Section 462A.5, subsection 1,
8 unnumbered paragraph 1, Code Supplement 2005, is
9 amended to read as follows:

10 The owner of each vessel required to be numbered by
11 this state shall register it every three years with
12 the department through the county recorder of the
13 county in which the owner resides, or, if the owner is
14 a nonresident, the owner shall register it in the
15 county in which such vessel is principally used. The
16 department shall develop and maintain an electronic
17 system for the registration of vessels pursuant to
18 this chapter. The commission shall have supervisory
19 responsibility over department shall establish forms
20 and procedures as necessary for the registration of
21 all vessels and shall provide each county recorder
22 with registration forms and certificates and shall
23 allocate identification numbers to each county.
24 Sec. ____ Section 462A.5, subsection 3, unnumbered
25 paragraph 2, Code Supplement 2005, is amended to read
26 as follows:

27 Every registration certificate and number issued
28 becomes delinquent at midnight April 30 of the last
29 calendar year of the registration period unless
30 terminated or discontinued in accordance with this
31 chapter. After January 1, 2007, an unregistered
32 vessel and a renewal of registration may be registered
33 for the three-year registration period beginning May 1
34 of that year. When unregistered vessels are
35 registered after May 1 of the second year of the
36 three-year registration period, such unregistered
37 vessels may be registered for the remainder of the
38 current registration period at ~~sixty-six percent two-~~
39 ~~thirds~~ of the appropriate registration fee. When
40 unregistered vessels are registered after May 1 of the
41 third year of the three-year registration period, such
42 unregistered vessels may be registered for the
43 remainder of the current registration period at
44 ~~thirty-three percent one-third~~ of the appropriate
45 registration fee."

46 3. Page 3, by inserting after line 19, the
47 following:

48 "Sec. ____ Section 462A.43, Code 2005, is amended
49 to read as follows:

50 462A.43 TRANSFER OF OWNERSHIP.

Page 2

1 Upon the transfer of ownership of any vessel, the
2 owner, except as otherwise provided by this chapter,
3 shall complete the form on the back of the
4 registration certificate and shall deliver it to the
5 purchaser or transferee at the time of delivering the
6 vessel. ~~All registrations must be valid for the~~
7 ~~current registration period prior to the transfer of~~
8 ~~any registration, including assignment to a dealer.~~

9 If a vessel has an expired registration at the time of
 10 transfer, the transferee shall pay all applicable fees
 11 for the current registration period, the appropriate
 12 writing fee, and a penalty of five dollars, and a
 13 transfer of number shall be awarded in the same manner
 14 as provided for an original registration."

15 4. By striking page 3, line 20, through page 4,
 16 line 5.

17 5. Title page, line 3, by striking the words
 18 "modifying fees,".

Committee on Natural Resources

H-8369

1 Amend House File 2760 as follows:

2 1. Page 1, by inserting after line 10 the
 3 following:

4 "Sec.____. DEPARTMENT OF EDUCATION – HIGH-RISK
 5 TEACHER COMPENSATION GRANTS. There is appropriated
 6 from the general fund of the state to the department
 7 of education for the fiscal year beginning July 1,
 8 2006, and ending June 30, 2007, the following amount,
 9 or so much thereof as is necessary, to be used for the
 10 purpose designated:

11 For high-risk teacher compensation grants to school
 12 districts:

13 \$ 1,000,000

14 The department shall determine grant criteria for
 15 the awarding of high-risk teacher compensation grants
 16 to school districts on a competitive basis to pay
 17 teachers who are employed by school districts in
 18 attendance centers in high crime areas that have a
 19 high incidence of police calls to the attendance
 20 center and who have high numbers of student
 21 suspensions. Individual teacher grant awards shall
 22 not be more than \$5,000."

23 2. By renumbering as necessary.

FORD of Polk

H-8370

1 Amend House File 2760 as follows:

2 1. By striking page 1, line 24, through page 3,
 3 line 20.

4 2. Title page, lines 2 and 3, by striking the
 5 words "and creating a teacher shortage salary
 6 supplement".

WISE of Lee

H-8372

1 Amend House File 2754 as follows:

2 1. Page 5, by inserting after line 12, the
3 following:

4 "Sec.____. Section 214A.2, Code 2005, is amended
5 by adding the following new subsection:

6 NEW SUBSECTION. 2B. a. Except as provided in
7 paragraph "b", a retail dealer shall not advertise for
8 sale, sell, or dispense gasoline other than ethanol
9 blended gasoline in this state.

10 b. A retail dealer may advertise for sale, sell,
11 or dispense gasoline, other than ethanol blended
12 gasoline, in this state if both of the following
13 apply:

14 (1) The gasoline is used to operate a motor which
15 powers any one of the following:

16 (a) An aircraft as defined in section 328.1.

17 (b) A motor vehicle used exclusively for motor
18 sports, including on a raceway, if the motor vehicle
19 cannot operate on a highway as provided in chapter 321
20 or rules adopted by the state department of
21 transportation.

22 (c) An antique vehicle registered under section
23 321.115.

24 (d) A snowmobile as defined in section 321G.1.

25 (e) An all-terrain vehicle as defined in section
26 321G.1.

27 (f) A watercraft as defined in section 462A.2.

28 (g) A lawnmower or other implement powered by a
29 small motor.

30 (2) The retail dealer does not use more than one
31 motor fuel pump located at a retail motor fuel site to
32 sell and dispense the gasoline."

33 2. Page 7, by inserting after line 24 the
34 following:

35 "Sec.____. EFFECTIVE DATE. Section 214A.2,
36 subsection 2B, as enacted in this Act, takes effect
37 January 1, 2007."

38 3. Page 20, by striking lines 7 through 10, and
39 inserting the following: "section, if the taxpayer
40 claims an E-85 gasoline promotion tax credit as
41 provided in".

42 4. By striking page 20, line 17, through page 22,
43 line 29.

44 5. Page 24, by striking lines 9 through 13.

45 6. Page 24, line 14, by striking the word "b."
46 and inserting the following: "5."

47 7. Page 27, by striking lines 6 through 9, and
48 inserting the following: "subsection, if the taxpayer
49 claims an E-85 promotion tax credit as provided in
50 section".

Page 2

- 1 8. Page 27, line 17, by striking the word
- 2 "subsections" and inserting the following:
- 3 "subsection".
- 4 9. Page 27, by striking lines 18 through 33.
- 5 10. Page 28, by striking lines 32 and 33 and
- 6 inserting the following: "422.11O and 422.11P, as
- 7 enacted in this Act, and section 422.33, subsections
- 8 11B and 11C, as enacted in".
- 9 11. Page 29, by striking lines 16 through 29.
- 10 12. By striking page 30, line 34, through page
- 11 40, line 15.
- 12 13. Title page, line 5, by striking the words
- 13 "and excise taxes".
- 14 14. By renumbering as necessary.

SHOULTZ of Black Hawk
KUHN of Floyd

H-8373

- 1 Amend House File 2759 as follows:
- 2 1. Page 1, by striking lines 3 through 23, and
- 3 inserting the following:
- 4 "a. For the fiscal period beginning July 1, 2005
- 5 2006, and ending June 30, 2015, there is appropriated
- 6 each fiscal year from the grow Iowa values fund
- 7 created in section 15G.108, to the department of
- 8 economic development ~~thirty-five~~ ~~thirty-three~~ million
- 9 dollars for programs administered by the department of
- 10 economic development."
- 11 2. Page 1, line 27, by striking the figure "2009"
- 12 and inserting the following: "2015".
- 13 3. Page 1, line 33, by striking the figure "2009"
- 14 and inserting the following: "2015".

KUHN of Floyd

H-8374

- 1 Amend House File 2760 as follows:
- 2 1. Page 1, by inserting after line 10 the
- 3 following:
- 4 "Sec. ____ Section 261.111, subsections 4 and 5,
- 5 Code 2005, are amended to read as follows:
- 6 4. Forgivable loans to eligible students shall not
- 7 become due until after the student graduates or leaves
- 8 school. The individual's total loan amount, including
- 9 principal and interest, shall be reduced by twenty
- 10 percent for each year in which the individual remains
- 11 an Iowa resident and is employed in Iowa by a school

12 district or an accredited nonpublic school as a
13 practitioner in the teacher shortage area for which
14 the loan was approved. However, the individual's
15 total loan amount, including principal and interest,
16 shall be reduced by twenty-five percent for each year
17 in which the individual remains an Iowa resident and
18 is employed in Iowa by a school district or accredited
19 nonpublic school as a practitioner if the individual
20 is appropriately endorsed by the board of educational
21 examiners and teaches mathematics or science for more
22 than fifty percent of the individual's contracted
23 time. If the commission determines that the person
24 does not meet the criteria for forgiveness of the
25 principal and interest payments, the commission shall
26 establish a plan for repayment of the principal and
27 interest over a ten-year period. If a person required
28 to make the repayment does not make the required
29 payments, the commission shall provide for payment
30 collection.

31 5. The amount of a teacher shortage forgivable
32 loan shall not exceed three thousand dollars annually,
33 or the amount of the student's established financial
34 need, whichever is less. However, if a student's
35 major course of study is in mathematics or science
36 leading to a baccalaureate or graduate degree, the
37 amount of the teacher shortage forgivable loan shall
38 not exceed five thousand dollars annually, or the
39 amount of the student's established financial need,
40 whichever is less."

41 2. By striking page 1, line 24, through page 3,
42 line 20, and inserting the following:
43 "Sec.____. Section 261.54, Code 2005, is
44 repealed."

45 3. By renumbering as necessary.

MASCHER of Johnson

H-8375

1 Amend House File 2760 as follows:
2 1. Page 1, by inserting after line 23 the
3 following:
4 "Sec.____. Section 284.7, Code Supplement 2005, is
5 amended by adding the following new subsection:
6 NEW SUBSECTION. 2A. The board of directors of a
7 school district shall use the minimum salaries
8 established pursuant to subsection 1 as the base
9 salary generator for the teacher salary schedule
10 adopted by the school board, unless the base salaries
11 provided for under the school district's teacher
12 salary schedule exceed the minimums established

- 13 pursuant to subsection 1."
14 2. By renumbering as necessary.

MASCHER of Johnson

H-8378

- 1 Amend Senate File 98, as passed by the Senate, as
2 follows:
3 1. Page 1, line 1, by inserting after the word
4 "Code" the following: "Supplement".
5 2. By striking page 1, line 21, through page 2,
6 line 6.
7 3. By renumbering as necessary.

Committee on Ways and Means

H-8380

- 1 Amend Senate File 2272, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 2, by inserting after line 12 the
4 following:
5 "Sec. ____ **NEW SECTION. 256.24 TWENTY-FIRST**
6 **CENTURY IOWA SCHOLARS PROGRAM AND FUND.**
7 1. **PROGRAM – ELIGIBILITY.** A twenty-first century
8 Iowa scholars program is established to be
9 administered by the department of education in
10 consultation with the college student aid commission.
11 A person who meets the following requirements is
12 eligible for the program:
13 a. Is a resident of Iowa and a citizen of the
14 United States or a lawful permanent resident.
15 b. Is a student enrolled in grade seven or grade
16 eight in a school district or accredited nonpublic
17 school in Iowa, and agrees in writing, on a document
18 also signed by the student's parent or guardian, that
19 the student will:
20 (1) Graduate from a public or accredited nonpublic
21 high school in Iowa whose curricula meets the
22 admission criteria of a community college, an
23 institution of higher learning under the control of
24 the state board of regents, or an accredited private
25 institution as defined in section 261.9.
26 (2) Achieve a cumulative grade point average upon
27 graduation of at least 2.0 on a 4.0 grading scale, or
28 its equivalent if another grading scale is used, for
29 courses taken by the student in grades nine through
30 twelve.
31 (3) Not illegally use controlled substances as
32 defined in section 124.101.
33 (4) Not use tobacco products.

- 34 (5) Not operate a motor vehicle while intoxicated
35 as prohibited by section 321J.2 or 321J.2A.
36 (6) Not commit a delinquent act as defined in
37 section 232.2; or become a runaway child as defined in
38 section 710.8; or a truant, as defined in section
39 299.8.
40 c. Is a child receiving foster care services paid
41 for by the state under section 234.35 or funded in
42 whole or in part under Title IV-E of the federal
43 Social Security Act; or is a child eligible for free
44 or reduced price meals under the federal National
45 School Lunch Act and the federal Child Nutrition Act
46 of 1966, 42 U.S.C. § 1751-1785.
47 d. Applies in a timely manner for admission to a
48 community college, an institution of higher learning
49 under the control of the state board of regents, or an
50 accredited private institution as defined in section

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- 1 261.9 and is accepted for admission.
2 e. Applies in a timely manner for any federal and
3 state student financial assistance available to the
4 student to attend a community college, an institution
5 of higher learning under the control of the state
6 board of regents, or an accredited private institution
7 as defined in section 261.9.
8 f. Files a new application, and parents'
9 confidential statement, as applicable, annually on the
10 basis of which the applicant's eligibility for a
11 renewed scholarship will be evaluated and determined.
12 2. FUND ESTABLISHED. A twenty-first century Iowa
13 scholars fund is created in the state treasury as a
14 separate fund under the control of the department of
15 education. All moneys deposited or paid into the fund
16 are appropriated and made available to the department
17 to be used for scholarships for students meeting all
18 of the requirements of this section, including meeting
19 the requirements agreed to in subsection 1, paragraph
20 "b". The department shall deposit refunds paid to the
21 department in accordance with subsection 3 into the
22 twenty-first century Iowa scholars fund.
23 Notwithstanding section 8.33, any balance in the fund
24 on June 30 of each fiscal year shall not revert to the
25 general fund of the state, but shall be available for
26 the purposes of this section in subsequent fiscal
27 years. Scholarships awarded pursuant to this section
28 shall not exceed the resident tuition rate and
29 mandatory fees for the program of enrollment
30 established for institutions of higher learning under
31 the control of the state board of regents.

32 3. DISCONTINUATION OF ATTENDANCE – REMITTANCE.

33 If the department of education, with the assistance of
34 the college student aid commission, finds that a
35 student receiving a scholarship under the program
36 discontinues attendance before the end of any academic
37 period or has violated the agreement signed pursuant
38 to subsection 1, but the discontinuance or violation
39 of the agreement occurs after scholarship moneys have
40 been paid for the academic period, the entire amount
41 of any refund due the student, up to the amount of any
42 payments made by the state, shall be remitted by the
43 postsecondary institution to the department.

44 4. EXTENT OF SCHOLARSHIP. A qualified resident
45 student in good standing at a community college, an
46 institution of higher learning under the control of
47 the state board of regents, or an accredited private
48 institution as defined in section 261.9 may receive
49 scholarships for not more than eight semesters of
50 undergraduate study or the trimester or quarter

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1 equivalent if attending the institution on a full-time
2 basis, or for not more than sixteen semesters of
3 undergraduate study or the trimester or quarter
4 equivalent if attending on a part-time basis. A
5 qualified resident student may defer acceptance of
6 scholarships awarded under this section for up to two
7 years following the student's graduation from high
8 school in order that the student may pursue military
9 or other obligations.

10 5. MENTORING PROGRAMS OFFERED BY INSTITUTIONS.

11 Each community college, institution of higher learning
12 under the control of the state board of regents, or
13 accredited private institution which enrolls a student
14 receiving a scholarship in accordance with this
15 section shall develop a specific mentoring program to
16 assist the scholarship recipients through
17 particularized academic and social counseling.

18 6. RULES. The state board of education, in
19 consultation with the college student aid commission,
20 shall adopt rules to administer this section."

21 2. Page 22, by inserting before line 10 the
22 following:

23 "Sec. ____ TWENTY-FIRST CENTURY IOWA SCHOLARS
24 PROGRAM PROMOTION AND SUPPORT STUDY. The department
25 of education, in consultation with the college student
26 aid commission, shall conduct a study of the
27 promotional and support components needed to make Iowa
28 students who are potentially eligible for the twenty-
29 first century Iowa scholars program aware of the
30 program and enthusiastic about participating in the

31 program. The department shall also develop a plan to
 32 promote the program, provide information about the
 33 program and easy access to program forms and
 34 applications, and encourage participation in the
 35 program by potentially eligible students. The plan
 36 shall provide for a web page, special scholar
 37 publication, a toll-free telephone number, and the
 38 placement and utilization of up to fifteen regional
 39 program support sites. The regional support sites
 40 shall provide tutoring, mentoring, summer camps,
 41 cultural and arts outings, sports and recreational
 42 activities, college visits, career preparation, job
 43 shadowing, internships, study skills, literacy
 44 programs, newsletters, community service projects, and
 45 parent activities. The department, with the
 46 assistance of the commission, shall identify the
 47 amount anticipated to be necessary to provide funding
 48 for the scholarships, based on the results of the
 49 study and preliminary estimates of the number of
 50 eligible eighth grade pupils. The department shall

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1 submit its plan, findings, recommendations, and a
 2 fiscal analysis of the plan to the senate and house of
 3 representatives standing committees on education not
 4 later than December 15, 2006."
 5 3. By renumbering as necessary.

PETERSEN of Polk
 WISE of Lee
 HEDDENS of Story

H-8381

1 Amend Senate File 2358, as passed by the Senate, as
 2 follows:
 3 1. By striking everything after the enacting
 4 clause and inserting the following:
 5 "Section 1. Section 7E.5, subsection 1, paragraph
 6 m, Code Supplement 2005, is amended to read as
 7 follows:
 8 m. The department of education, created in section
 9 256.1, which has primary responsibility for
 10 supervising public education at the elementary and
 11 secondary levels and for supervising the community
 12 colleges and the state board of regents.
 13 Sec. 2. Section 7E.5, subsection 1, paragraph t,
 14 Code Supplement 2005, is amended to read as follows:
 15 t. In the area of higher education, an agency
 16 headed by the state board of regents and including all
 17 the institutions administered by the state board of
 18 regents, which has primary responsibility for state

19 involvement in higher education and which is
20 established as part of the department of education.
21 Sec. 3. Section 15H.3, subsection 1, paragraph e,
22 Code Supplement 2005, is amended to read as follows:
23 e. The executive secretary A representative of the
24 state board of regents, or the executive secretary's
25 designee designated by the director of the department
26 of education.

27 Sec. 4. Section 261.1, subsection 1, Code 2005, is
28 amended to read as follows:

29 1. A member of the state board of regents to be
30 named by the board, or the ~~secretary thereof~~ director
31 of the department of education, if so appointed by the
32 board, who shall serve for a four-year term or until
33 the expiration of the member's term of office. Such
34 member shall convene the organizational meeting of the
35 commission.

36 Sec. 5. Section 262.1, Code 2005, is amended to
37 read as follows:

38 262.1 MEMBERSHIP.

39 The state board of regents is established as part
40 of the department of education consists of nine
41 members, eight of whom shall be selected from the
42 state at large solely with regard to their
43 qualifications and fitness to discharge the duties of
44 the office. The ninth member shall be a student
45 enrolled on a full-time basis in good standing at
46 either the graduate or undergraduate level at one of
47 the institutions listed in section 262.7, subsection
48 1, 2, or 3, at the time of the member's appointment.
49 Not more than five members shall be of the same
50 political party.

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1 Sec. 6. Section 262.7, subsection 1, Code 2005, is
2 amended to read as follows:

3 1. The state university of Iowa, including the
4 university of Iowa hospitals and clinics.

5 Sec. 7. Section 262.8, Code 2005, is amended to
6 read as follows:

7 262.8 MEETINGS.

8 The board shall meet four times a year. Special
9 meetings may be called by the board, by the president
10 of the board, or by the ~~secretary of the board~~
11 director of the department of education upon written
12 request of any five members thereof.

13 Sec. 8. Section 262.11, Code 2005, is amended to
14 read as follows:

15 262.11 RECORD – ACTS AFFECTING PROPERTY.

16 All acts of the board relating to the management,
17 purchase, disposition, or use of lands and other

18 property of said institutions shall be entered of
19 record, which shall show the members present, and how
20 each voted upon each proposition. The board may, in
21 its discretion, delegate to each university the
22 authority to approve leases.

23 Sec. 9. Section 262.34A, Code 2005, is amended to
24 read as follows:

25 262.34A BID REQUESTS AND TARGETED SMALL BUSINESS
26 PROCUREMENT.

27 1. The state board of regents shall request bids
28 and proposals for materials, products, supplies,
29 provisions, and other needed articles to be purchased
30 at public expense, from Iowa state industries as
31 defined in section 904.802, subsection 2, when the
32 articles are available in the requested quantity and
33 at comparable prices and quality.

34 2. Notwithstanding section 73.16, subsection 2,
35 the board may issue electronic bid notices for
36 distribution to the targeted small business internet
37 site through internet links to each of the regents
38 institutions.

39 3. Notwithstanding section 73.17, the board shall
40 notify the director of the department of economic
41 development of regents institutions' targeted small
42 business purchases on an annual basis.

43 Sec. 10. Section 262.58, Code 2005, is amended to
44 read as follows:

45 262.58 RATES AND TERMS OF BONDS OR NOTES.

46 Such bonds or notes may bear such date or dates,
47 may bear interest at such rate or rates, payable
48 semiannually, may mature at such time or times, may be
49 in such form, carry such registration privileges, may
50 be payable at such place or places, may be subject to

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1 such terms of redemption prior to maturity with or
2 without premium, if so stated on the face thereof, and
3 may contain such terms and covenants all as may be
4 provided by the resolution of the board authorizing
5 the issuance of the bonds or notes. In addition to
6 the estimated cost of construction, the cost of the
7 project shall be deemed to include interest upon the
8 bonds or notes during construction and for six months
9 after the estimated completion date, the compensation
10 of a fiscal agent or adviser, and engineering,
11 administrative and legal expenses. Such bonds or
12 notes shall be executed by the president of the state
13 board of regents and attested by the ~~secretary thereof~~
14 the director of the department of education and the
15 coupons thereto attached shall be executed with the
16 original or facsimile signatures of said president and

17 ~~secretary~~ director. Any bonds or notes bearing the
18 signatures of officers in office on the date of the
19 signing thereof shall be valid and binding for all
20 purposes, notwithstanding that before delivery thereof
21 any or all such persons whose signatures appear
22 thereon shall have ceased to be such officers. Each
23 such bond or note shall state upon its face the name
24 of the institution on behalf of which it is issued,
25 that it is payable solely and only from the net rents,
26 profits and income derived from the operation of
27 residence halls or dormitories, including dining and
28 other incidental facilities, at such institution as
29 hereinbefore provided, and that it does not constitute
30 a charge against the state of Iowa within the meaning
31 or application of any constitutional or statutory
32 limitation or provision. The issuance of such bonds
33 or notes shall be recorded in the office of the
34 treasurer of the institution on behalf of which the
35 same are issued, and a certificate by such treasurer
36 to this effect shall be printed on the back of each
37 such bond or note.

38 Sec. 11. Section 262A.6, Code 2005, is amended to
39 read as follows:

40 262A.6 FORM AND CONDITION OF BONDS.

41 Such bonds may bear such date or dates, may bear
42 interest at such rate or rates, payable semiannually,
43 may mature at such time or times, may be in such form
44 and denominations, may carry such registration
45 privileges, may be payable at such place or places,
46 may be subject to such terms of redemption prior to
47 maturity with or without premium, if so stated on the
48 face thereof, and may contain such terms and
49 covenants, including the establishment of reserves,
50 all as may be provided by the resolution of the board

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1 authorizing the issuance of the bonds. In addition to
2 the estimated cost of construction, including site
3 costs, the cost of the project may include interest
4 upon the bonds during construction and for six months
5 after the estimated completion date, the compensation
6 of a fiscal agent or adviser, engineering,
7 architectural, administrative and legal expenses and
8 provision for contingencies. Such bonds shall be
9 executed by the president of the state board of
10 regents and attested by the ~~executive secretary~~
11 director, secretary or other official thereof
12 performing the duties of ~~secretary~~ director, and the
13 coupons thereto attached shall be executed with the
14 original or facsimile signatures of said president,
15 ~~executive secretary~~ director, secretary or other

16 official; provided, however, that the facsimile
17 signature of either of such officers executing such
18 bonds may be imprinted on the face of the bonds in
19 lieu of the manual signature of such officer, but at
20 least one of the signatures appearing on the face of
21 each bond shall be a manual signature. Any bonds
22 bearing the signatures of officers in office on the
23 date of the signing thereof shall be valid and binding
24 for all purposes, notwithstanding that before delivery
25 thereof any or all such persons whose signatures
26 appear thereon shall have ceased to be such officers.
27 Each such bond shall state upon its face the name of
28 the institution on behalf of which it is issued, that
29 it is payable solely and only from the student fees
30 and charges and institutional income received by such
31 institution as hereinbefore provided, and that it does
32 not constitute a debt of or charge against the state
33 of Iowa within the meaning or application of any
34 constitutional or statutory limitation or provision.
35 The issuance of such bonds shall be recorded in the
36 office of the treasurer of the institution on behalf
37 of which the same are issued, and a certificate by
38 such treasurer to this effect shall be printed on the
39 back of each such bond.
40 Sec. 12. Section 263A.4, Code 2005, is amended to
41 read as follows:
42 263A.4 BONDS OR NOTES PROVISIONS.
43 Such bonds or notes may bear such date or dates,
44 may bear interest at such rate or rates, payable
45 semiannually, may mature at such time or times, may be
46 in such form and denominations, carry such
47 registration privileges, may be payable at such place
48 or places, may be subject to such terms of redemption
49 prior to maturity with or without premium, if so
50 stated on the face thereof, and may contain such terms

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1 and covenants, including the establishment of
2 reserves, all as may be provided by the resolution of
3 the board authorizing the issuance of the bonds or
4 notes. In addition to the estimated cost of
5 construction, including site costs, the cost of the
6 project may include interest upon the bonds or notes
7 during construction and for six months after the
8 estimated completion date, the compensation of a
9 fiscal agent or adviser, engineering, architectural,
10 administrative, and legal expenses and provision for
11 contingencies. Such bonds or notes shall be executed
12 by the president of the state board of regents and
13 attested by the ~~executive secretary~~ director,
14 secretary, or other official thereof performing the

15 duties of ~~secretary~~ director, and the coupons thereto
 16 attached shall be executed with the original or
 17 facsimile signatures of said president, ~~executive~~
 18 ~~secretary~~ director, secretary, or other official;
 19 provided, however, that the facsimile signature of
 20 either of such officers executing such bonds may be
 21 imprinted on the face of the bonds in lieu of the
 22 manual signature of such officer, but at least one of
 23 the signatures appearing on the face of each bond
 24 shall be a manual signature. Any bonds or notes
 25 bearing the signatures of officers in office on the
 26 date of the signing thereof shall be valid and binding
 27 for all purposes, notwithstanding that before delivery
 28 thereof any or all such persons whose signatures
 29 appear thereon shall have ceased to be such officers.
 30 Each such bond or note shall state upon its face the
 31 name of the institution on behalf of which it is
 32 issued, that it is payable solely and only from
 33 hospital income received by such institution as
 34 provided in this chapter, and that it does not
 35 constitute a debt of or charge against the state of
 36 Iowa within the meaning or application of any
 37 constitutional or statutory limitation or provision.
 38 The issuance of such bonds or notes shall be recorded
 39 in the office of the treasurer of the institution, and
 40 a certificate by such treasurer to this effect shall
 41 be printed on the back of each such bond or note.
 42 Sec. 12. Section 262.29, Code 2005, is repealed."
 43 2. Title page, line 1, by inserting before the
 44 word "administrative" the following: "establishment
 45 and".

PETTENGILL of Benton
 STRUYK of Pottawattamie
 QUIRK of Chickasaw

H-8383

1 Amend House File 2744, as follows:
 2 1. Page 6, by inserting after line 4 the
 3 following:
 4 "Sec. ____ NEW SECTION. 459.203A SWINE FARROWING
 5 AND GESTATING OPERATIONS – SPECIAL BIOSECURITY
 6 SEPARATION DISTANCES.
 7 1. A county board of supervisors may adopt a swine
 8 biosecurity ordinance requiring a separation distance
 9 in feet between an animal feeding operation
 10 maintaining swine and a structure which houses more
 11 than twenty-five animal units and is part of a swine
 12 farrowing and gestating operation located in the
 13 county. If the animal feeding operation or the
 14 structure is located in a different county, the joint
 15 boards of supervisors of the different counties may

16 adopt the biosecurity ordinance. On the effective
17 date of the ordinance requiring a separation distance,
18 except as provided in subsection 2 and section
19 459.205, the animal feeding operation shall not be
20 established or expanded within that separation
21 distance.

22 2. a. An animal feeding operation established or
23 expanded prior to the date that a separation distance
24 became effective as provided in a biosecurity
25 ordinance and which does not comply with the
26 separation distance may continue to operate regardless
27 of the separation distance requirement.

28 b. An animal feeding operation may be expanded
29 within a separation distance required in a biosecurity
30 ordinance if the expansion is in accordance with the
31 terms and conditions of a variance granted by the
32 county board of supervisors which adopted the
33 biosecurity ordinance.

34 Sec. ____ Section 459.205, subsection 3, Code
35 2005, is amended to read as follows:

36 3. a. A confinement feeding operation structure
37 which is constructed or expanded within any distance
38 from ~~a~~ any of the following:

39 (1) ~~A~~ residence, educational institution,
40 commercial enterprise, ~~or~~ bona fide religious
41 institution, ~~city, or public use area,~~ if the
42 residence, educational institution, commercial
43 enterprise, or bona fide religious institution was
44 constructed or expanded, ~~or the boundaries of the city~~
45 ~~or public use area were expanded,~~ after the date that
46 the confinement feeding operation was established.

47 (2) ~~A city or public use area, if the boundaries~~
48 ~~of the city or public use area were expanded after the~~
49 ~~date that the confinement feeding operation was~~
50 ~~established.~~

Page 2

1 (3) ~~A swine farrowing and gestating operation, if~~
2 ~~the swine farrowing and gestating operation was~~
3 ~~constructed or expanded after the date that the~~
4 ~~confinement feeding operation was established.~~

5 b. The date the confinement feeding operation was
6 established is the date on which the confinement
7 feeding operation commenced operating. A change in
8 ownership or expansion of the confinement feeding
9 operation shall not change the established date of
10 operation.

11 Sec. ____ Section 459.303, subsection 1,
12 unnumbered paragraph 1, Code 2005, is amended to read
13 as follows:

14 The department shall approve or disapprove

15 applications for permits for the construction,
16 including the expansion, of confinement feeding
17 operation structures, as provided by rules adopted
18 pursuant to this chapter. ~~The department's decision~~
19 ~~to department shall~~ approve or disapprove a permit for
20 the construction of a confinement feeding operation
21 structure ~~shall be~~ based on whether the application is
22 submitted according to procedures required by the
23 department and the application meets the requirements
24 of this chapter, including standards established by
25 the department and separation distance requirements
26 for the construction and expansion of confinement
27 feeding operation structures. A person shall not
28 begin construction of a confinement feeding operation
29 structure requiring a permit under this section,
30 unless the department first approves the person's
31 application and issues to the person a construction
32 permit. The department shall provide conditions for
33 requiring when a person must obtain a construction
34 permit.

35 Sec.____. EFFECTIVE DATE. The sections of this
36 Act enacting section 459.203A and amending section
37 459.205, subsection 3, and section 459.303, subsection
38 1, unnumbered paragraph 1, being deemed of immediate
39 importance, takes effect upon enactment."

40 2. Title page, line 1, by inserting after the
41 word "Act" the following: "relating to environmental
42 protection by".

43 3. Title page, line 3, by inserting after the
44 word "reliance" the following: ", providing for swine
45 operations, and providing an effective date".

46 4. By renumbering as necessary.

WHITAKER of Van Buren

H-8384

1 Amend the amendment, H-8349, to Senate File 2183,
2 as passed by the Senate, as follows:

3 1. Page 3, by inserting after line 28 the
4 following:

5 "Sec.____. Section 15E.194, subsection 1,
6 unnumbered paragraph 1, Code 2005, is amended to read
7 as follows:

8 An enterprise zone may be designated by a county
9 which has one of the fifteen highest family poverty
10 rates for counties in the state based on the 2000
11 census or meets at least two of the following
12 criteria:"

13 2. By renumbering as necessary.

ANDERSON of Page
SWAIM of Davis

H-8385

1 Amend the Committee amendment, H-8368, to Senate
2 File 367, as amended, passed, and reprinted by the
3 Senate, as follows:

4 1. Page 2, by striking line 16 and inserting the
5 following: "line 5, and inserting the following:
6 "Sec.____. Section 462A.12, Code Supplement 2005,
7 is amended by adding the following new subsection:
8 NEW SUBSECTION. 14. A person shall not operate a
9 vessel on the waters of this state under the
10 jurisdiction of the commission unless every person on
11 board the vessel who is under thirteen years of age is
12 wearing a type I, II, III, or V personal flotation
13 device, including "float coats" that meet this
14 definition, that is approved by the United States
15 coast guard, while the vessel is under way. This
16 subsection does not apply when the person under
17 thirteen years of age is in an enclosed cabin or below
18 deck, or is a passenger on a commercial vessel with a
19 passenger capacity of twenty-five persons or more."

20 ____ Page 6, by inserting after line 17, the
21 following:
22 "Sec.____. WARNING CITATIONS - TWELVE-MONTH
23 PERIOD. During the twelve-month period beginning on
24 the effective date of this section of this Act, peace
25 officers shall issue only warning citations for
26 violations of section 462A.12, new subsection 14, as
27 enacted by this Act.

28 Sec.____. EFFECTIVE DATE. The sections of this
29 Act creating new section 462A.12, subsection 14, and
30 providing for warning citations for violations of that
31 provision, being deemed of immediate importance, take
32 effect upon enactment.""

33 2. Page 2, line 18, by inserting after the word
34 "fees," the following: "and providing an effective
35 date".

36 3. By renumbering as necessary.

FREVERT of Palo Alto
REICHERT of Muscatine

H-8388

1 Amend Senate File 2217, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 20 the
4 following:

5 "Sec.____. EMERGENCY RULES. The mental health,
6 mental retardation, developmental disabilities, and
7 brain injury commission may adopt administrative rules
8 under section 17A.4, subsection 2, and section 17A.5,

9 subsection 2, paragraph "b", to implement the
10 provisions of this Act, and the rules shall become
11 effective immediately upon filing or on a later
12 effective date specified in the rules, unless the
13 effective date is delayed by the administrative rules
14 review committee. Any rules adopted in accordance
15 with this section shall not take effect before the
16 rules are reviewed by the administrative rules review
17 committee. The delay authority provided to the
18 administrative rules review committee under section
19 17A.4, subsection 5, and section 17A.8, subsection 9,
20 shall be applicable to a delay imposed under this
21 section, notwithstanding a provision in those sections
22 making them inapplicable to section 17A.5, subsection
23 2, paragraph "b". Any rules adopted in accordance
24 with the provisions of this section shall also be
25 published as notice of intended action as provided in
26 section 17A.4.

27 Sec. _____. USE OF CLIENT IDENTIFIER. The client
28 identifier established pursuant to section 225C.6A,
29 subsection 2, paragraph "c", subparagraph (2), as
30 enacted by this Act, shall be used beginning with the
31 data for disability services provided in the fiscal
32 year beginning July 1, 2005, that is submitted by
33 counties in December 2006."

34 2. By renumbering as necessary.

HEATON of Henry

H-8390

1 Amend House File 2764 as follows:

2 1. Page 2, by inserting after line 24 the
3 following:

4 "Sec. _____. TAX INCREMENT FINANCING STUDY. The
5 department of economic development shall contract with
6 members of the faculty of one or more Iowa
7 institutions of higher education under the control of
8 the state board of regents for the purpose of
9 evaluating the use of tax increment financing for
10 economic development outside of areas designated as
11 slum and blighted areas as opposed to areas designated
12 as slum and blighted areas. The evaluation shall
13 include an analysis as to whether approved projects
14 were likely to have been financially feasible or
15 likely to have occurred without the use of tax
16 increment financing outside of areas designated as
17 slum and blighted areas as opposed to areas designated
18 as slum and blighted areas and whether availability of
19 tax increment financing for economic development
20 projects outside of areas designated as slum and
21 blighted areas diminishes the ability to promote the

22 economic recovery of slum and blighted areas. The
23 department shall report concerning the results of the
24 study on or before December 1, 2006, to the governor
25 and to any legislative interim committee addressing
26 economic development or taxation issues."

27 2. Title page, line 1, by inserting after the
28 word "Act" the following: "relating to certain
29 incremental property taxes by".

30 3. Title page, line 2, by inserting after the
31 word "district" the following: "and by requiring a
32 study of tax increment financing for purposes of urban
33 renewal".

34 4. By renumbering as necessary.

FORD of Polk

H-8393

1 Amend House File 2759 as follows:

2 1. Page 1, by inserting before line 34 the
3 following:

4 "Sec. ____ NEW SECTION. 15G.115 BIOREFINERY
5 TECHNOLOGY PROJECTS FUND -SUPPORT OF PROJECTS.

6 A biorefinery technology projects fund is created
7 in the state treasury under the control of the
8 department of economic development. The fund is
9 separate from the general fund of the state.

10 1. Moneys in the biorefinery technology projects
11 fund are appropriated to the Iowa economic development
12 board exclusively to support persons engaged in the
13 research, development, and commercialization of
14 integrated biorefinery technology projects. A project
15 must further the production of liquid renewable fuels
16 and other high-value coproducts that use nonfood
17 agricultural crops as biofuel stock. The board shall
18 award moneys to eligible persons in the form of a
19 grant, loan, or no-interest loan based on terms and
20 conditions as established by the board.

21 2. a. Payments of interest, the recapture of
22 awards or penalties, or other repayments of moneys
23 originating from moneys awarded to support the
24 biorefinery technology projects fund shall be
25 deposited into the biorefinery technology projects
26 fund.

27 b. Notwithstanding section 8.33, any unexpended
28 balance in the fund at the end of a fiscal year shall
29 be retained in the fund.

30 c. Notwithstanding section 12C.7, subsection 2,
31 interest, earnings on investments, or time deposits of
32 the moneys in the fund shall be credited to the fund.

33 Sec. ____ Section 452A.2, as amended by 2006 Iowa
34 Acts, House File 2754, if enacted, is amended by

35 adding the following new subsection:

36 NEW SUBSECTION. 24C. "Sever" means the physical
37 removal of a natural resource, including a crop as
38 defined in section 717A.1, from land located within
39 the territory of this state.
40 Sec. __. NEW SECTION. 452A.41 BIOFUEL SEVERANCE
41 TAX.

42 1. A person who processes a severed natural
43 resource for the production of a biofuel which may be
44 used as a component of a renewable fuel as defined in
45 section 214A.1, if 2006 Iowa Acts, House File 2754, is
46 enacted, is subject to a severance tax as provided in
47 this section. The severance tax is imposed at a rate
48 of five cents per each gallon of biofuel that is
49 transported to a destination outside of this state for
50 sale.

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1 2. A person subject to the severance tax shall
2 maintain an inventory of gallons of biofuel which is
3 taxable under this section. The person shall report
4 the biofuel gallonage and pay the severance tax based
5 on that inventory on a monthly or quarterly basis as
6 determined by rules adopted by the department. The
7 exclusive method of determining gallonage is on a
8 gross volume basis.

9 3. The department shall adopt rules necessary to
10 administer this section and to collect the severance
11 tax, and may require that records such as invoices,
12 bills of lading, or other documents of sale or
13 purchase and returns be made and maintained by a
14 person who produces, processes, purchases, sells, or
15 transports the biofuel.

16 4. This section does not impose a tax or require
17 that records be made or maintained by a person who
18 produces or severs the natural resource.

19 5. Of the moneys collected from the severance tax
20 as provided in this section, the department shall
21 deposit the moneys as follows:

22 a. One-half of the moneys into the renewable fuel
23 infrastructure fund as created in section 455G.32, if
24 enacted in 2006 Iowa Acts, House File 2754.

25 b. One-half of the moneys into the biorefinery
26 technology projects fund created in section 15G.115."

27 2. Title page, line 1, by inserting after the
28 words "for the" the following: "imposition of a
29 severance tax and".

30 3. By renumbering as necessary.

H-8396

1 Amend House File 2759 as follows:

2 1. Page 1, by inserting before line 24 the
3 following:

4 "Sec. ____ Section 15G.111, subsection 1, Code
5 Supplement 2005, is amended by adding the following
6 new paragraph:

7 NEW PARAGRAPH. h. (1) Of the moneys appropriated
8 in paragraph "a", for each fiscal year of the period
9 beginning July 1, 2006, and ending June 30, 2011, the
10 Iowa economic development board may allocate up to
11 five million dollars to support persons engaged in the
12 research, development, and commercialization of
13 integrated biorefinery technology projects. A project
14 must further the production of liquid renewable fuels
15 and other high-value coproducts that use nonfood
16 agricultural crops as biofuel stock.

17 (2) An application for an integrated biorefinery
18 technology project must be filed with the department
19 as required by the department and must at a minimum
20 include all of the following:

21 (a) A business plan that demonstrates managerial
22 and technical expertise.

23 (b) A fundraising plan that demonstrates private
24 investment contributions and possible federal
25 government contributions.

26 (c) The probability of the future creation of new
27 high-quality jobs.

28 (d) The probability of improvements to the
29 environment.

30 (e) The probability of reductions in fossil fuel
31 use.

32 (f) The use of research or technology developed in
33 this state by a college, university, business, or
34 governmental agency.

35 (g) The potential for further technological
36 development in this state.

37 (h) The feasibility that a proposed biorefinery
38 will remain a viable enterprise in the state.

39 (i) Any other component that the Iowa economic
40 development board determines to be reasonable and
41 necessary to promote the viability of the project and
42 further the public interest.

43 (3) The Iowa economic development board may
44 establish terms and conditions for the allocation of
45 the moneys."

46 2. Page 2, line 7, by striking the words "This
47 Act is" and inserting the following: "The sections of
48 this Act amending section 15G.111, subsection 1,

49 paragraph "a", and enacting section 15G.111,
50 subsection 6A, are effective".

JACOBY of Johnson

H-8401

1 Amend House File 2752 as follows:

2 1. Page 1, by striking lines 16 through 18 and
3 inserting the following: "services shall be procured
4 as provided in subsection 3, paragraph "b". The rules
5 may include the use of a master contract";

6 2. Page 2, by striking lines 20 and 21 and
7 inserting the following: "services shall be procured
8 on the basis of competence and qualifications and for
9 a fair and reasonable price and shall not be based on
10 competitive".

11 3. Page 3, by striking lines 21 and 22 and
12 inserting the following: "services shall be procured
13 on the basis of competence and qualifications and for
14 a fair and reasonable price and shall not be based on
15 competitive".

16 4. Page 4, by striking lines 15 and 16 and
17 inserting the following: "services shall be procured
18 on the basis of competence and qualifications and for
19 a fair and reasonable price and shall not be based on
20 competitive".

ALONS of Sioux

H-8402

1 Amend House File 2760 as follows:

2 1. Page 1, by striking lines 30 through 33 and
3 inserting the following: "the teacher shortage
4 signing bonuses set forth in section 284.14, which may
5 include an amount sufficient to pay any".

6 2. Page 2, line 2, by striking the word "the" and
7 inserting the following: "a district."

8 3. Page 2, by striking lines 3 through 6.

9 4. Page 2, by striking line 8 and inserting the
10 following: "SIGNING BONUSES."

11 5. Page 2, line 14, by striking the word
12 "encourage" and inserting the following: "assist".

13 6. Page 2, by striking lines 15 through 25 and
14 inserting the following: "districts to recruit
15 qualified practitioners for traditionally hard-to-
16 staff schools and to alleviate subject-area teacher
17 shortages.

18 2. The state board of education shall adopt rules
19 establishing criteria for distribution of the moneys
20 allocated in section 284.13, subsection 1, paragraph

21 "bb". The criteria shall include but not be limited
22 to a requirement that practitioners paid a signing
23 bonus pursuant to section 284.13 and this section
24 possess an".

25 7. Page 2, line 28, by inserting after the word
26 "in" the following: "foreign language,".

27 8. Page 2, line 30, by striking the words "who
28 is" and inserting the following: "be".

29 9. Page 2, line 31, by striking the word
30 "science" and inserting the following: "foreign
31 language, science,".

32 10. By striking page 2, line 32, through page 3,
33 line 4, and inserting the following: "nine, ten,
34 eleven, or twelve."

35 11. Page 3, line 5, by striking the word "each"
36 and inserting the following: "a".

37 12. Title page, line 3, by striking the words
38 "salary supplement" and inserting the following:
39 "signing bonus".

WISE of Lee

H-8404

1 Amend the amendment, H-8349, to Senate File 2183,
2 as passed by the Senate, as follows:

3 1. Page 1, line 45, by striking the word
4 "subsections" and inserting the following:
5 "subsection".

6 2. Page 2, by striking lines 6 through 11 and
7 inserting the following: "this subsection. For the
8 fiscal year".

9 3. Page 2, by striking lines 18 through 30 and
10 inserting the following: "pursuant to this
11 subsection. For purposes of this subsection".

12 4. Page 2, by striking lines 34 through 42.

13 5. Page 2, lines 47 and 48, by striking the words
14 and figures "~~at any time prior to March 1, 2006~~" and
15 inserting the following: "at any time prior to ~~March~~
16 ~~1, 2006~~ July 1, 2010".

17 6. Page 3, line 2, by striking the word and
18 figure "subsection 2B" and inserting the following:
19 "subsection 2".

20 7. Page 3, by striking lines 10 through 12 and
21 inserting the following: "~~certification until one~~
22 ~~year following the complete publication of the 2010~~
23 ~~federal census~~. Any state or local".

24 8. Page 4, by striking lines 3 through 5.

25 9. By striking page 4, line 48, through page 5,
26 line 2, and inserting the following:

27 "Sec. ____ REPORT. By December 31, 2006, the
28 department of economic development shall submit a

29 written report to the general assembly regarding the
30 enterprise zone program and other programs
31 administered by the department. The report shall
32 include an analysis of the impact the enterprise zone
33 program has on the state's economy and the economy of
34 the cities and counties where enterprise zones are and
35 have been located, how the enterprise zone program
36 integrates with other programs administered by the
37 department, whether other programs administered by the
38 department are used to focus assistance on
39 economically distressed areas of the state, and any
40 changes to the enterprise zone program or any other
41 programs administered by the department necessary to
42 better serve the needs of the economically distressed
43 areas of the state.

44 Sec.____. **EFFECTIVE AND RETROACTIVE APPLICABILITY**
45 **DATES.**

- 46 1. The section of this Act amending section
47 15E.192, subsection 4, being deemed of immediate
48 importance, takes effect upon enactment and applies
49 retroactively to May 14, 1997.
50 2. The remaining sections of this Act, being

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- 1 deemed of immediate importance, take effect upon
2 enactment and apply retroactively to March 1, 2006."
3 10. By renumbering as necessary.

STRUYK of Pottawattamie
JENKINS of Black Hawk

H-8408

- 1 Amend Senate File 2272, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 11, line 17, by inserting after the word
4 "school." the following: "A school district that
5 maintained a continuous school calendar during the
6 2005-2006 school year or will use a continuous school
7 calendar during the 2006-2007 school year and which
8 received a school start date waiver prior to January
9 1, 2006, from the director of the department of
10 education under section 279.10, subsection 4, Code
11 2003, is not subject to the start date established
12 pursuant to this subsection, or to the provisions of
13 subsection 3 or section 256.20."

RAECKER of Polk

H-8410

1 Amend the amendment, H-8397, to House File 2755 as
2 follows:

3 1. By striking page 1, line 2, through page 2,
4 line 3, and inserting the following:

5 "____. Page 2, by inserting after line 3 the
6 following:

7 "Sec.____. Section 459.312, Code 2005, is amended
8 by adding the following new subsection:

9 NEW SUBSECTION. 4A. The department shall provide
10 for the receipt and processing of manure management
11 plans, including updates to manure management plans,
12 in an electronic format pursuant to section 459.302,
13 not later than July 1, 2008. After that time, a
14 person required to submit a manure management plan
15 under this section may submit the manure management
16 plan to the department and to the county board of
17 supervisors in an electronic format."

18 _____. Title page, line 1, by inserting after the
19 word "by" the following: "providing for the receipt
20 and processing of manure management plans and".

21 2. By renumbering as necessary.

RAYHONS of Hancock

H-8413

1 Amend the amendment, H-8349, to Senate File 2183,
2 as passed by the Senate, as follows:

3 1. Page 3, by inserting after line 16 the
4 following:

5 "Sec.____. Section 15E.193, subsection 1, Code
6 2005, is amended by adding the following new
7 paragraph:

8 NEW PARAGRAPH. f. Follows guidelines of the
9 federal equal employment opportunity commission
10 designed to encourage the employment of minorities and
11 persons with disabilities."

12 2. By renumbering as necessary.

FORD of Polk

H-8415

1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 35 the
4 following:

5 "Sec.____. Section 123.50, subsection 1, Code
6 2005, is amended to read as follows:

7 1. ~~Any~~ A person who violates any of the provisions

8 of section 123.49, except subsection 2, paragraph "h",
9 ~~shall be guilty of or who fails to affix upon sale,~~
10 ~~defaces, or fails to record a keg identification~~
11 ~~sticker or produce a record of keg identification~~
12 ~~stickers pursuant to section 123.138, commits a simple~~
13 misdemeanor. A person who violates section 123.49,
14 subsection 2, paragraph "h", commits a simple
15 misdemeanor punishable as a scheduled violation under
16 section 805.8C, subsection 2."

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

19 "Sec. ____ Section 123.138, Code 2005, is amended
20 to read as follows:

21 123.138 BOOKS OF ACCOUNT REQUIRED.

22 1. Each class "A" or special class "A" permittee
23 shall keep proper books of account and records showing
24 the amount of beer sold by the permittee, and these
25 books of account shall be at all times open to
26 inspection by the administrator and to other persons
27 pursuant to section 123.30, subsection 1. Each class
28 "B" and class "C" permittee shall keep proper books of
29 account and records showing each purchase of beer made
30 by the permittee, and the date and the amount of each
31 purchase and the name of the person from whom each
32 purchase was made, which books of account and records
33 shall be open to inspection pursuant to section
34 123.30, subsection 1, during normal business hours of
35 the permittee.

36 2. Each class "B", "C", or special class "C"
37 liquor control licensee and class "B" or "C" beer
38 permittee who sells beer for off-premises consumption
39 shall affix to each keg of beer an identification
40 sticker provided by the administrator. For the
41 purposes of this section, "keg" means all durable and
42 disposable containers with a liquid capacity of five
43 gallons or more. Each class "B", "C", or special
44 class "C" liquor control licensee and class "B" or "C"
45 beer permittee shall also keep a record of the
46 identification sticker number of each keg of beer sold
47 by the licensee or permittee with the name and address
48 of the purchaser and the number of the purchaser's
49 driver's license, nonoperator's identification card,
50 or military identification card, if the military

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1 identification card contains a picture and signature.
2 This information shall be retained by the licensee or
3 permittee for a minimum of ninety days. The records
4 kept pursuant to this section shall be available for
5 inspection by any law enforcement officer during
6 normal business hours.

- 7 3. The division shall provide the keg
8 identification stickers described in subsection 2.
9 Each sticker shall contain a number and the following
10 statement: "It is unlawful to sell, give, or
11 otherwise supply any alcoholic beverage, wine, or beer
12 to any person under legal age. Any person who defaces
13 this sticker shall be guilty of criminal mischief
14 punishable pursuant to section 716.6 and shall cause
15 the forfeiture of any deposit, if applicable." The
16 identification sticker shall be placed on the keg at
17 the time of retail sale. The licensee or permittee
18 shall purchase the stickers referred to in this
19 section from the division and shall remit to the
20 division deposits forfeited pursuant to this
21 subsection due to defacement. The cost of the
22 stickers to licensees and permittees shall not exceed
23 the division's cost of producing and distributing the
24 stickers. The moneys collected by the division
25 relating to the sale of stickers and forfeited
26 deposits shall be credited to the beer and liquor
27 control fund.
28 4. Enforcement of this section shall be
29 implemented uniformly throughout the state. For
30 purposes of uniform implementation, a county or
31 municipality shall not set requirements or establish a
32 penalty which is higher or more stringent than the
33 requirements or penalties enumerated in this section,
34 section 123.50, and section 716.6. The division shall
35 establish by rule procedures relating to the
36 forfeiture and remittance of deposits pursuant to
37 subsection 3."
38 3. Title page, line 3, by inserting after the
39 word "age," the following: "providing for an
40 identification number on kegs of beer,".
41 4. By renumbering as necessary.

HUNTER of Polk

H-8416

- 1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, by striking lines 4 through 33.
4 2. Page 7, line 24, by inserting after the word
5 "education," the following: "In its review of driver
6 education, the committee shall consider the value of
7 current driver education curricula, potential matters
8 for inclusion in an approved driver education course,
9 and requirements for hours of classroom and laboratory
10 instruction."
11 3. Page 8, line 12, by inserting after the figure
12 "2006," the following: "In addition, the committee

- 13 shall submit its recommendations concerning driver
14 education in a proposal for legislation, presented in
15 bill draft format, to the chairpersons of the house
16 and senate standing committees on transportation, for
17 consideration by the general assembly during the 2007
18 legislative session."
19 4. Page 8, line 14, by striking the words and
20 figure "amending section 321.178 and".
21 5. By renumbering as necessary.

HUNTER of Polk

H-8417

- 1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, line 8, by inserting after the word
4 "belts" the following: "and to no more than one
5 passenger under twenty-one years of age other than the
6 licensee's immediate family members".

HUNTER of Polk

H-8418

- 1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 6, by inserting after line 18 the
4 following:
5 "Sec. ____ . NEW SECTION. 321.363A CELL PHONE USE
6 BY DRIVER UNDER EIGHTEEN PROHIBITED.
7 A person under eighteen years of age shall not
8 operate or utilize a mobile telephone, two-way radio,
9 wireless electronic mail device, two-way pager, or any
10 other device used for remote two-way communication
11 while operating a motor vehicle on the roadway."
12 2. Page 7, by inserting after line 15 the
13 following:
14 "Sec. ____ . Section 805.8A, subsection 14, Code
15 Supplement 2005, is amended by adding the following
16 new paragraph:
17 NEW PARAGRAPH. j. CELL PHONE VIOLATIONS. For
18 violations under section 321.363A, the scheduled fine
19 is \$30."
20 3. Title page, line 5, by inserting after the
21 word "provisions," the following: "cell phone use
22 restrictions,".
23 4. By renumbering as necessary.

HUNTER of Polk
HOGG of Linn

H-8423

1 Amend Senate File 2219, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 16.181, Code 2005, is amended
6 by adding the following new subsection:

7 NEW SUBSECTION. 3A. Funds allocated from the
8 housing trust fund shall not be used for the provision
9 of rental housing for persons who are not lawfully
10 present in the United States. This subsection does
11 not apply to funds allocated to homeless shelters."

12 2. Page 1, by inserting after line 7 the
13 following:

14 "Sec.____. NEW SECTION. 91F.1 DEFINITIONS.

15 As used in this chapter:

16 1. "Commissioner" means the labor commissioner.

17 2. "Employee" means a natural person who is
18 employed in this state for wages paid on an hourly
19 basis by an employer.

20 3. "Employer" means a person, as defined in
21 section 4.1, who in this state employs for wages, paid
22 on an hourly basis, one or more natural persons. An
23 employer does not include a client, patient, customer,
24 or other person who obtains professional services from
25 a licensed person who provides the services on a fee
26 service basis or as an independent contractor, or the
27 state, or an agency or governmental subdivision of the
28 state.

29 4. "Unauthorized alien" means a person who is not
30 lawfully present in the United States.

31 Sec.____. NEW SECTION. 91F.2 UNAUTHORIZED ALIENS
32 - EMPLOYER PROHIBITION.

33 An employer shall not knowingly employ as an
34 employee an unauthorized alien. For purposes of this
35 section, "knowingly employ as an employee an
36 unauthorized alien" means an employer has actual
37 knowledge that a person is an unauthorized alien and
38 employs the person as an employee. An employer who
39 obtains a verification of employment eligibility form
40 required by the federal Immigration Reform and Control
41 Act of 1986, 8 U.S.C. § 1324a, shall not be considered
42 in violation of this chapter.

43 Sec.____. NEW SECTION. 91F.3 PENALTIES.

44 1. An employer who violates section 91F.2 is
45 subject to a civil penalty of up to one thousand
46 dollars.

47 2. A corporate officer of an employer who, by
48 knowingly directing the repeated violation of section
49 91F.2, demonstrates a pattern of employing
50 unauthorized aliens commits a serious misdemeanor.

Page 2

3. An employer who, through repeated violation of section 91F.2, demonstrates a pattern of employing unauthorized aliens may be ordered to pay punitive damages.

Sec. ____ **NEW SECTION. 91F.4 DUTIES AND AUTHORITY OF THE COMMISSIONER – ENFORCEMENT BY ATTORNEY GENERAL.**

1. The commissioner shall adopt rules to implement and enforce this chapter.

2. In order to carry out the purposes of this chapter, the commissioner or the commissioner's representative, upon presenting appropriate credentials to an employer's owner, operator, or agent in charge, may:

a. Inspect employment records relating to the employees of the employer.

b. Interview an employer, owner, operator, agent, or employee, during working hours or at other reasonable times.

3. If the commissioner has reason to believe than an employer may be in violation of this chapter, the commissioner shall notify the attorney general, and provide the attorney general with any supporting information, for prosecution of the violation by the attorney general.

Sec. ____ **NEW SECTION. 91F.5 PROHIBITIONS RELATING TO CERTAIN ACTIONS BY EMPLOYEES – PENALTY – CIVIL REMEDY.**

1. An employer shall not discharge an employee or take or fail to take action regarding an employee's appointment or proposed appointment or promotion or proposed promotion, or regarding any advantage of an employee as a reprisal for a failure by that employee to inform the employer that the employee made a disclosure of information to any law enforcement agency if the employee reasonably believes the information evidences a violation of section 91F.2.

2. Subsection 1 does not apply if the disclosure of the information is prohibited by statute.

3. An employer who violates subsection 1 commits a simple misdemeanor.

4. Subsection 1 may be enforced through a civil action.

a. An employer who violates subsection 1 is liable to an aggrieved employee for affirmative relief, including reinstatement, with or without back pay, or any other equitable relief the court deems appropriate, including attorney fees and costs.

b. If an employer commits, is committing, or proposes to commit an act in violation of subsection

Page 3

1 1, an injunction may be granted through an action in
2 district court to prohibit the person from continuing
3 such acts. The action for injunctive relief may be
4 brought by an aggrieved employee or the attorney
5 general.

6 5. An employer shall not discharge an employee or
7 take or fail to take action regarding an employee's
8 appointment or proposed appointment or promotion or
9 proposed promotion, or regarding any advantage of an
10 employee, or make a report regarding the status of the
11 employee as an unauthorized alien to any federal
12 department or agency as a reprisal against an employee
13 that made a report to a law enforcement agency that
14 the employee has been a victim of sexual abuse or
15 sexual harassment by another employee of the employer.
16 A law enforcement agency that accepts a report of
17 sexual abuse or sexual harassment as described in this
18 subsection shall not make a report regarding the
19 status of the victim as an unauthorized alien to any
20 federal department or agency.

21 Sec. ____ **NEW SECTION. 535B.11A MORTGAGES TO**
22 **PERSONS UNLAWFULLY PRESENT.**

23 A licensee or other mortgagee shall not knowingly
24 originate a first mortgage loan for residential real
25 estate located in this state on or after July 1, 2007,
26 that is intended to be used as a primary residence in
27 this state of a person who is not lawfully present in
28 the United States. The enforcement provisions of
29 section 535B.13 shall not apply to a violation under
30 this section. The attorney general may file an action
31 for injunctive relief against a licensee or other
32 mortgagee who violates this section. A licensee or
33 other mortgagee who complies with the customer
34 identification program requirements under 31 U.S.C. §
35 5318(l) shall not be considered in violation of this
36 section.

37 If a person who has agreed to buy residential real
38 property is denied a first mortgage loan pursuant to
39 this section and cannot otherwise comply with the
40 terms of the agreement, the seller of the property
41 shall be entitled to any earnest money or other trust
42 funds held by a real estate broker pursuant to section
43 543B.46 paid by the person or on behalf of the person
44 pursuant to the agreement."

45 3. Title page, line 1, by inserting after the
46 word "to" the following: "the labor and housing of
47 persons including".

48 4. Title page, line 2, by striking the word
49 "including" and inserting the following: "the
50 employment of unauthorized aliens, the allocation of

Page 4

- 1 housing trust fund moneys and first mortgages for
- 2 unauthorized aliens,".
- 3 5. By renumbering as necessary.

DIX of Butler

H-8425

- 1 Amend Senate File 2309, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by striking lines 13 and 14 and
- 4 inserting the following:
- 5 "b. Create endowed chair positions at each of the
- 6 regents universities and employ persons with
- 7 entrepreneurial expertise. Financial assistance from
- 8 a venture resources corporation may only be used to
- 9 partially fund an endowed chair position if
- 10 significant private contributions and contributions
- 11 from foreign governments are used to fund the
- 12 position. Not more than fifty percent of the cost of
- 13 funding an endowed chair position shall be paid with
- 14 financial assistance awarded from a venture resources
- 15 corporation."
- 16 2. Page 2, by striking lines 27 through 33 and
- 17 inserting the following: "In cooperation with".
- 18 3. Page 3, by striking lines 5 through 10 and
- 19 inserting the following: "regents. The state board
- 20 of regents shall review the recommendations and may
- 21 approve or deny the recommendations. If the
- 22 recommendations are denied, the state board of regents
- 23 shall state a reason for the denial. The state".
- 24 4. Page 3, lines 21 and 22, by striking the words
- 25 "approval, denial, or modification", and inserting the
- 26 following: "approval or denial".
- 27 5. Page 4, line 22, by inserting after the figure
- 28 "2.32." the following: "The initial appointee under
- 29 this paragraph shall serve a one-year term and every
- 30 appointee thereafter shall serve a three-year term."
- 31 6. Page 6, by inserting after line 22 the
- 32 following:
- 33 "5. As a condition of the receipt of moneys from
- 34 the corporation, the corporation shall require
- 35 recipients to enter into agreements specifying
- 36 compliance reporting requirements. If a recipient of
- 37 moneys fails to comply with a reporting requirement or
- 38 does not meet other compliance requirements in an
- 39 agreement, the recipient is subject to repayment of
- 40 all or a portion of the moneys received. An agreement
- 41 between the corporation and a recipient shall specify
- 42 the method for determining the amount of moneys which

43 will be repaid in the event of failure to comply with
44 the requirements of an agreement."

JENKINS of Black hawk
HOFFMAN of Crawford

H-8427

1 Amend Senate File 2363, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, by inserting after line 10 the
4 following:
5 "Sec. ____ Section 455B.173, subsection 3,
6 unnumbered paragraph 3, Code 2005, is amended to read
7 as follows:
8 A publicly owned treatment works whose discharge
9 meets the final effluent limitations which were
10 contained in its discharge permit on the date that
11 construction of the publicly owned treatment works was
12 approved by the department shall not be required to
13 meet more stringent effluent limitations for a period
14 of ten years from the date the construction was
15 completed and accepted but not longer than twelve
16 years from the date that construction was approved by
17 the department. In addition, such publicly owned
18 treatment works shall not be required to build
19 additional treatment facilities for a period of twenty
20 years from the date the construction was completed."
21 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-8429

1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, by inserting after line 33 the
4 following:
5 "Sec. ____ NEW SECTION. 321.178A DRIVER
6 EDUCATION – TEACHING PARENT.
7 1. TEACHING PARENT. As an alternative to the
8 driver education requirements under section 321.178, a
9 teaching parent may instruct a student in a driver
10 education course that meets the requirements of this
11 section and provide evidence that the requirements
12 under this section have been met.
13 2. DEFINITIONS. For purposes of this section:
14 a. "Approved course" means driver education
15 curriculum approved by the department pursuant to
16 rules adopted under chapter 17A. An approved course
17 shall, at a minimum, meet the requirements of
18 subsection 3 and be appropriate for teaching-parent-

19 directed driver education and related street or
20 highway instruction. Driver education materials that
21 meet or exceed standards established by the department
22 for an approved course in driver education for a
23 public or private school shall be approved unless
24 otherwise determined by the department. The list of
25 approved courses shall be posted on the department's
26 website.

27 b. "Student" means a person who is at least
28 fourteen but not yet eighteen years of age who is
29 within the custody and control of the teaching parent
30 and who satisfies preliminary licensing requirements
31 of the department.

32 c. "Teaching parent" means a parent, guardian, or
33 legal custodian of a student who is currently
34 providing competent private instruction to the student
35 pursuant to section 299A.2 or 299A.3 and who provided
36 such instruction to the student during the previous
37 year; who has a valid driver's license, other than a
38 motorized bicycle license or a temporary restricted
39 license, that permits unaccompanied driving; and who
40 has maintained a clear driving record for the previous
41 two years. For purposes of this paragraph, "clear
42 driving record" means the individual has not been
43 identified as a candidate for suspension of a driver's
44 license under the habitual offender provisions of this
45 chapter; is not subject to a driver's license
46 suspension, revocation, denial, cancellation,
47 disqualification, or bar; and has no record of a
48 conviction for a moving traffic violation determined
49 to be the cause of a motor vehicle accident.

50 3. COURSE OF INSTRUCTION. An approved course

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1 administered by a teaching parent shall consist of but
2 not be limited to the following:

3 a. Thirty clock hours of classroom instruction.

4 b. Fifty hours of street or highway driving while
5 accompanied by the teaching parent, including six
6 hours of driving after sunset and before sunrise.

7 c. Twelve hours of classroom instruction
8 concerning substance abuse, including the effects of
9 alcohol consumption on a person's driving skills.

10 d. A minimum of twenty minutes of instruction
11 concerning railroad crossing safety.

12 e. Instruction relating to becoming an organ donor
13 under the uniform anatomical gift Act.

14 f. Instruction concerning driver distractions,
15 including the use of a cell phone while driving.

16 g. Behind-the-wheel instruction in defensive
17 driving techniques, driving in adverse weather

18 conditions, and driving on gravel roads.

19 The content of the course of instruction required
20 under this subsection shall be equivalent to that
21 required under section 321.178. However, reference
22 and study materials, physical classroom requirements,
23 and extra vehicle safety equipment required for
24 instruction under section 321.178 shall not be
25 required for the course of instruction provided under
26 this section.

27 4. COURSE COMPLETION AND CERTIFICATION. Upon
28 application by a student for an intermediate license,
29 the teaching parent shall provide evidence showing the
30 student's completion of an approved course and
31 substantial compliance with the requirements of
32 subsection 3 by affidavit signed by the teaching
33 parent on a form to be provided by the department.
34 The evidence shall include all of the following:

35 a. Documentation that the instructor is a teaching
36 parent as defined in subsection 2.

37 b. Documentation that the student is receiving
38 competent private instruction under section 299A.2 or
39 the name of the school district within which the
40 student is receiving instruction under section 299A.3.

41 c. The name of the approved course completed by
42 the student.

43 d. An affidavit attesting to satisfactory
44 completion of course work and street or highway
45 driving instruction.

46 e. Copies of written tests completed by the
47 student.

48 f. A statement of the number of classroom hours of
49 instruction.

50 g. A log of completed street or highway driving

Page 3

1 instruction including the dates when the lessons were
2 conducted, the student's and the teaching parent's
3 name and initials noted next to each entry, notes on
4 driving activities including a list of driving
5 deficiencies and improvements, and the duration of the
6 driving time for each session.

7 5. INTERMEDIATE LICENSE. Any student who
8 successfully completes an approved course as provided
9 in this section, passes a driving test to be
10 administered by the department, and is otherwise
11 qualified under section 321.180B, subsection 2, shall
12 be eligible for an intermediate license pursuant to
13 section 321.180B. Thirty of the fifty hours of street
14 or highway driving instruction required under
15 subsection 3, paragraph "b", may be utilized to
16 satisfy the requirement of section 321.180B,

17 subsection 2, paragraph "a".

18 6. FULL LICENSE. A student must comply with
19 section 321.180B, subsection 4, to be eligible for a
20 full driver's license pursuant to section 321.180B."

21 2. Page 5, line 3, by inserting after the figure
22 "321.178" the following: "or 321.178A".

23 3. Page 6, by inserting after line 18 the
24 following:

25 "Sec. ____ Section 321.194, subsection 1,
26 unnumbered paragraph 1, Code Supplement 2005, is
27 amended to read as follows:

28 Upon certification of a special need by the school
29 board, superintendent of the applicant's school, or
30 principal, if authorized by the superintendent, the
31 department may issue a class C or M driver's license
32 to a person between the ages of fourteen and eighteen
33 years whose driving privileges have not been
34 suspended, revoked, or barred under this chapter or
35 chapter 321J during, and who has not been convicted of
36 a moving traffic violation or involved in a motor
37 vehicle accident for, the six-month period immediately
38 preceding the application for the special minor's
39 license and who has successfully completed an approved
40 driver education course other than a course taught
41 pursuant to section 321.178A. However, the completion
42 of a course is not required if the applicant
43 demonstrates to the satisfaction of the department
44 that completion of the course would impose a hardship
45 upon the applicant. The department shall adopt rules
46 defining the term "hardship" and establish procedures
47 for the demonstration and determination of when
48 completion of the course would impose a hardship upon
49 an applicant."

50 4. By renumbering as necessary.

TYMESON of Madison
PAULSEN of Linn

H-8430

1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, by striking lines 4 through 33.

4 2. Page 4, line 3, by striking the word "shall"
5 and inserting the following: "may be required to".

6 3. Page 4, line 7, by striking the words
7 "required under this section".

8 4. Page 4, lines 11 and 12, by striking the words
9 "penalty, sanction, or educational requirement" and
10 inserting the following: "penalty or sanction".

11 5. Page 5, by striking lines 8 through 12 and
12 inserting the following: "number of passenger safety

13 belts."

14 6. Page 6, line 23, by inserting after the word
15 "bicycle," the following: "or, if the driver of such
16 motor vehicle is under eighteen years of age, the
17 driver and all occupants of the vehicle".

18 7. Page 6, line 26, by striking the words "eleven
19 eighteen" and inserting the following: "eleven".

20 8. Page 6, by inserting after line 27 the
21 following:

22 "Sec.____. Section 321.445, subsection 2,
23 paragraphs a, b, and f, Code 2005, are amended to read
24 as follows:

25 a. The driver or ~~front-seat~~ occupants of a motor
26 vehicle which is not required to be equipped with
27 safety belts or safety harnesses.

28 b. The driver and ~~front-seat~~ occupants of a motor
29 vehicle who are actively engaged in work which
30 requires them to alight from and reenter the vehicle
31 at frequent intervals, providing the vehicle does not
32 exceed twenty-five miles per hour between stops.

33 f. ~~Front-seat occupants~~ Occupants of an authorized
34 emergency vehicle while they are being transported in
35 an emergency. However, this exemption does not apply
36 to the driver of the authorized emergency vehicle.

37 Sec.____. Section 321.445, subsections 3 and 5,
38 Code 2005, are amended to read as follows:

39 3. The driver and ~~front-seat~~ passengers may be
40 each charged separately for improperly used or nonused
41 equipment under subsection 2. The owner of the motor
42 vehicle may be charged for equipment violations under
43 subsection 1.

44 5. The department shall adopt rules pursuant to
45 chapter 17A providing exceptions from application of
46 subsections 1 and 2 for ~~front~~ seats and ~~front-seat~~
47 passengers of motor vehicles owned, leased, rented, or
48 primarily used by persons with physical disabilities
49 who use collapsible wheelchairs."

50 9. By striking page 6, line 28, through page 7,

Page 2

1 line 1.

2 10. Page 7, by striking lines 2 through 15 and
3 inserting the following:

4 "Sec.____. **NEW SECTION. 321J.2C EDUCATION FOR**
5 **PERSONS UNDER AGE TWENTY-ONE.**

6 Notwithstanding any other provision, a person under
7 twenty-one years of age who operates a motor vehicle
8 in violation of section 321J.2 or 321J.2A shall
9 complete a course of program in accordance with the
10 provisions of section 321J.22. In addition, the
11 person may be required to complete a classroom course

12 approved by the department consisting of behavior-
13 based training designed to promote positive and safe
14 decision making. The classroom course shall be the
15 "alive at 25" course developed by the national safety
16 council, or a course that contains equivalent
17 curriculum and meets the goals of the "alive at 25"
18 course.

19 Sec.____. Section 321J.25, Code Supplement 2005,
20 is repealed."

21 11. Page 7, line 24, by inserting after the word
22 "education." the following: "In its review of driver
23 education, the committee shall consider the value of
24 current driver education curricula, potential matters
25 for inclusion in an approved driver education course,
26 and requirements for hours of classroom and laboratory
27 instruction."

28 12. Page 8, by inserting after line 7, the
29 following:

30 "1. The Iowa state troopers association."

31 13. Page 8, line 12, by inserting after the
32 figure "2006." the following: "In addition, the
33 committee shall submit its recommendations concerning
34 driver education in a proposal for legislation,
35 presented in bill draft format, to the chairpersons of
36 the house and senate standing committees on
37 transportation, for consideration by the general
38 assembly during the 2007 legislative session."

39 14. Page 8, line 14, by striking the words and
40 figure "amending section 321.178 and".

41 15. By renumbering as necessary.

BUKTA of Clinton
TJEPKES of Webster

H-8435

1 Amend Senate File 2346, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, by striking lines 4 through 33.

4 2. Page 4, line 3, by striking the word "shall"
5 and inserting the following: "may be required to".

6 3. Page 4, line 7, by striking the words
7 "required under this section".

8 4. Page 4, lines 11 and 12, by striking the words
9 "penalty, sanction, or educational requirement" and
10 inserting the following: "penalty or sanction".

11 5. Page 5, by striking lines 8 through 12 and
12 inserting the following: "number of passenger safety
13 belts."

14 6. By striking page 6, line 19, through page 7,
15 line 1, and inserting the following:

16 "Sec.____. Section 321.445, Code 2005, is amended

17 by adding the following new subsection:

18 NEW SUBSECTION. 6. Notwithstanding subsection 2,
19 if the driver of a motor vehicle is under eighteen
20 years of age, the requirements and related provisions
21 of this section applicable to front seat occupants
22 apply to all persons eleven years of age or older who
23 are occupants of the vehicle, regardless of seating
24 position."

25 7. Page 7, by striking lines 2 through 15 and
26 inserting the following:

27 "Sec. NEW SECTION. 321J.2C EDUCATION FOR
28 PERSONS UNDER AGE TWENTY-ONE.

29 Notwithstanding any other provision, a person under
30 twenty-one years of age who operates a motor vehicle
31 in violation of section 321J.2 or 321J.2A shall
32 complete a course or program in accordance with the
33 provisions of section 321J.22. In addition, the
34 person may be required to complete a classroom course
35 approved by the department consisting of behavior-
36 based training designed to promote positive and safe
37 decision making. The classroom course shall be the
38 "alive at 25" course developed by the national safety
39 council, or a course that contains equivalent
40 curriculum and meets the goals of the "alive at 25"
41 course.

42 Sec. NEW SECTION. 321J.25, Code Supplement 2005,
43 is repealed."

44 8. Page 7, line 24, by inserting after the word
45 "education." the following: "In its review of driver
46 education, the committee shall consider the value of
47 current driver education curricula, potential matters
48 for inclusion in an approved driver education course,
49 and requirements for hours of classroom and laboratory
50 instruction."

Page 2

1 9. Page 8, by inserting after line 7, the
2 following:

3 "1. The Iowa state troopers association."

4 10. Page 8, line 12, by inserting after the
5 figure "2006." the following: "In addition, the
6 committee shall submit its recommendations concerning
7 driver education in a proposal for legislation,
8 presented in bill draft format, to the chairpersons of
9 the house and senate standing committees on
10 transportation, for consideration by the general
11 assembly during the 2007 legislative session."

12 11. Page 8, line 14, by striking the words and

- 13 figure "amending section 321.178 and".
14 12. By renumbering as necessary.

BUKTA of Clinton
TJEPKES of Webster

H-8437

- 1 Amend House File 2769 as follows:
2 1. Page 3, line 29, by inserting before the word
3 "At" the following: "In addition, the plan may
4 provide for provision of before and after school
5 programs for school-age children."
6 2. Page 4, line 7, by inserting after the word
7 "age" the following: "and before and after school
8 programs for school-age children".

FORD of Polk

H-8439

- 1 Amend House File 2750 as follows:
2 1. Page 1, by striking lines 1 through 9 and
3 inserting the following:
4 "Section 1. Section 709.16, Code 2005, is amended
5 to read as follows:
6 709.16 SEXUAL MISCONDUCT WITH OFFENDERS AND
7 JUVENILES.
8 1. An officer, employee, contractor, vendor,
9 volunteer, or agent of the department of corrections,
10 or an officer, employee, contractor, vendor,
11 volunteer, or agent of a judicial district department
12 of correctional services, who engages in a sex act
13 with an individual ~~committed to the custody of the~~
14 ~~department of corrections~~ known to be confined at a
15 correctional institution or known to reside in a
16 residential facility operated by a judicial district
17 department of correctional services commits an
18 aggravated misdemeanor.
19 2. An officer, employee, contractor, vendor,
20 volunteer, or agent of a juvenile placement facility
21 who engages in a sex act with a juvenile known to be
22 placed at such facility commits an aggravated
23 misdemeanor.
24 For purposes of this subsection, a "juvenile
25 placement facility" means any of the following:
26 a. A child foster care facility licensed under
27 section 237.4.
28 b. Institutions controlled by the department of
29 human services listed in section 218.1.
30 c. Juvenile detention and juvenile shelter care
31 homes approved under section 232.142.

32 d. Psychiatric medical institutions for children
 33 licensed under chapter 135H.
 34 e. Substance abuse facilities as defined in
 35 section 125.2.
 36 3. An officer, employee, contractor, vendor,
 37 volunteer, or agent of a county who engages in a sex
 38 act with a prisoner known to be incarcerated in a
 39 county jail commits an aggravated misdemeanor."
 40 2. Title page, line 3, by striking the words
 41 "increasing the penalty for" and inserting the
 42 following: "modifying the crime of".

R. OLSON of Polk

H-8441

1 Amend Senate File 2364, as passed by the Senate, as
 2 follows:
 3 1. Page 10, line 13, by striking the words
 4 "contract or" and inserting the following:
 5 "contractor".

STRUYK of Pottawattamie
 KURTENBACH of Story

H-8442

1 Amend House File 2664 as follows:
 2 1. Page 10, by striking lines 1 through 17, and
 3 inserting the following:
 4 "a. For registration or user permit violations
 5 under ~~sections~~ section 321G.3 and ~~321I.3~~, the
 6 scheduled fine is ~~twenty~~ fifty dollars. When the
 7 scheduled fine is paid, the violator shall submit
 8 sufficient proof that a valid registration or user
 9 permit has been obtained.
 10 b. (1) For operating violations under section
 11 321G.9, subsections 1, 2, 3, 4, 5, 6, and 7, sections
 12 the scheduled fine is fifty dollars.
 13 (2) For operating violations under sections
 14 321G.11, and 321G.13, subsection 1, paragraph "d",
 15 sections 321I.10, 321I.12, and 321I.14, subsection 1,
 16 paragraph "d", the scheduled fine is twenty dollars.
 17 (3) For operating violations under section
 18 321G.13, subsection 1, paragraphs "a", "b", "c", "f",
 19 "g", and "h", and subsections 2 and 3, the scheduled
 20 fine is one hundred dollars.
 21 c. For improper or defective equipment under
 22 ~~sections~~ section 321G.12 and ~~321I.13~~, the scheduled
 23 fine is twenty dollars.
 24 d. For violations of ~~sections~~ section 321G.19 and
 25 ~~321I.20~~, the scheduled fine is twenty dollars.

- 26 e. For identification violations under ~~sections~~
 27 section 321G.5 and 321H.6, the scheduled fine is
 28 twenty dollars.
- 29 f. For stop signal violations under section
 30 321G.17, the scheduled fine is one hundred dollars.
- 31 g. For violations of section 321G.20, the
 32 scheduled fine is fifty dollars."
- 33 2. Page 11, by striking lines 13 through 23.
- 34 3. Title page, line 2, by inserting after the
 35 word "penalties" the following: "for violations
 36 committed by snowmobile or all-terrain vehicle
 37 operators".
- 38 4. By renumbering as necessary.

TJEPKES of Webster

H-8444

- 1 Amend the amendment, H-8378, to Senate File 98, as
 2 passed by the Senate, as follows:
- 3 1. Page 1, by striking lines 5 and 6.
- 4 2. By renumbering as necessary.

REASONER of Union

H-8446

- 1 Amend House File 2785 as follows:
- 2 1. Page 1, line 2, by inserting after the word
 3 "LICENSE" the following: "AND INSPECTIONS".
- 4 2. Page 1, line 3, by inserting before the words
 5 "The state" the following: "1."
- 6 3. Page 1, line 8, by striking the words "and
 7 for".
- 8 4. Page 1, line 9, by inserting after the words
 9 "suspension of a license" the following: ", and proof
 10 of financial responsibility, including but not limited
 11 to a surety bond, liability insurance, or another form
 12 of liability coverage".
- 13 5. Page 1, by inserting after line 12 the
 14 following:
- 15 "2. The state fire marshal shall adopt rules to
 16 allow for inspections of events permitted pursuant to
 17 section 727.2 if the applicable city or county does
 18 not perform an inspection, and charge a fee reasonably
 19 related to the costs to the state fire marshal for
 20 providing the inspections. The rules shall require
 21 that the applicable city or county notify the state
 22 fire marshal if the city or county will not perform an
 23 inspection. Inspection fees received shall be
 24 retained by the state fire marshal for this purpose."
- 25 6. Page 1, line 23, by inserting after the word

26 "preserves." the following: "The permit shall require
 27 that the person issued the fireworks operator license
 28 be physically present when fireworks are used pursuant
 29 to the permit."

30 7. Page 2, line 9, by striking the word "with"
 31 and inserting the following: "who was issued".

32 8. Page 2, line 9, by striking the words "issued
 33 pursuant" and inserting the following: "pursuant".

34 9. Page 2, line 14, by striking the word "with"
 35 and inserting the following: "who was issued".

36 10. Page 2, line 15, by striking the word
 37 "issued".

38 11. Page 2, by inserting after line 16 the
 39 following:

40 "Sec. ____ EFFECTIVE DATE. This Act takes effect
 41 on January 1, 2007."

42 12. Title page, line 1, by inserting after the
 43 word "licensure" the following: "and inspection".

44 13. Title page, line 2, by inserting after the
 45 word "applicable" the following: "and providing an
 46 effective date".

47 14. By renumbering as necessary.

REASONER of Union
 TOMENGA of Polk

H-8448

1 Amend House File 2771 as follows:

2 1. By striking page 3, line 29, through page 4,
 3 line 28.

4 2. By striking page 7, line 26, through page 8,
 5 line 25.

6 3. Page 14, by striking lines 11 and 12 and
 7 inserting the following: "industrial property in the
 8 same manner it is applied to commercial property."

9 4. By striking page 14, line 16, through page 16,
 10 line 5.

11 5. Title page, lines 5 and 6, by striking the
 12 words "requiring funding of real property-related
 13 services,".

14 6. Title page, lines 9 and 10, by striking the
 15 words "abolishing county compensation boards,".

16 7. By renumbering as necessary.

PAULSEN of Linn

H-8451

1 Amend House File 2763 as follows:

2 1. Page 1, line 3, by striking the word "The" and
 3 inserting the following:

- 4 "a. Subject to paragraph "b", the".
5 2. Page 1, line 7, by striking the word "a." and
6 inserting the following: "(1)".
7 3. Page 1, line 8, by striking the word "b." and
8 inserting the following: "(2)".
9 4. Page 1, line 10, by striking the word "c." and
10 inserting the following: "(3)".
11 5. Page 1, line 13, by striking the word "d." and
12 inserting the following: "(4)".
13 6. Page 1, line 16, by striking the word "e." and
14 inserting the following: "(5)".
15 7. Page 1, by inserting after line 17 the
16 following:
17 "b. The items designated in paragraph "a",
18 subparagraphs (1) through (5), are only exempt if the
19 sales occurs during the fiscal year for which the
20 appropriations to the division of vocational
21 rehabilitation services of the department of education
22 for that fiscal year are sufficient to provide the
23 maximum funds needed to match the total federal
24 vocational rehabilitation allocation available to the
25 state as certified by the department of education."

WINCKLER of Scott
JOCHUM of Dubuque

H-8453

- 1 Amend House File 2752 as follows:
2 1. Page 2, by inserting after line 9 the
3 following:
4 "Sec. ____ Section 8A.321, subsection 7, Code
5 Supplement 2005, is amended to read as follows:
6 7. a. Unless otherwise provided by law,
7 coordinate the location, design, plans and
8 specifications, construction, and ultimate use of the
9 real or personal property to be purchased by a state
10 agency for whose benefit and use the property is being
11 obtained. If the purchase of real or personal
12 property is to be financed pursuant to section 12.28,
13 the department shall cooperate with the treasurer of
14 state in providing the information necessary to
15 complete the financing of the property.
16 A contract for acquisition, construction, erection,
17 demolition, alteration, or repair by a private person
18 of real or personal property to be lease-purchased by
19 the treasurer of state pursuant to section 12.28 is
20 exempt from section 8A.311, subsections 1 and 10,
21 unless the lease-purchase contract is funded in
22 advance by a deposit of the lessor's moneys to be
23 administered by the treasurer of state under a lease-
24 purchase contract which requires rent payments to

25 commence upon delivery of the lessor's moneys to the
26 lessee.
27 b. Prior to entering into a contract for the
28 acquisition of real property intended to be used for
29 the construction or location of a facility at which
30 services shall be offered or provided by a state
31 agency primarily for public use and access, the
32 director shall conduct a public hearing on the
33 question of location selection. The director shall
34 coordinate with the director of the department for the
35 blind, the director of transportation, and the
36 executive secretary of the state board of regents if
37 and to the extent that a proposed acquisition of real
38 property involves public use relating to a function or
39 service falling within the scope of chapters 216B,
40 307, and 262, respectively. The state agency shall
41 cause a notice of the public hearing to be published
42 once in a newspaper of general circulation in the
43 county or city where the location has been proposed.
44 The notice shall be published at least four but no
45 more than twenty days before the public hearing is
46 held. The published notice shall, at a minimum,
47 include the following information:
48 (1) The general nature of the proposed project and
49 rationale for the selection of the proposed location
50 for the project.

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1 (2) The process proposed to be followed in making
2 the final selection of the site location and funding
3 the final site-specific design.
4 (3) The time and place of the public hearing at
5 which an opportunity is provided for public input into
6 the location decision.
7 (4) The name, address, telephone number, and
8 electronic mail address, if applicable, of the contact
9 person regarding the location decision.
10 c. If the director or directors determine that
11 input received during the public hearing demonstrates
12 that a significant degree of public opposition or
13 concern appears to exist regarding the location
14 decision, the director or directors shall delay the
15 execution of a contract by the state agency pending
16 departmental review and subsequent referral to the
17 executive council for a recommendation relating to the
18 decision.
19 d. The public hearing requirements of paragraph
20 "b" shall not apply during the existence of an
21 emergency requiring construction or location in
22 situations where failure to immediately construct or
23 locate would result in immediate danger to public

24 health, safety, or welfare."

25 2. Page 5, by inserting after line 31 the
26 following:

27 "Sec. ____ APPLICABILITY. This section of this
28 Act providing for a public hearing procedure prior to
29 the selection of a location for services accessed by
30 the public is applicable to the acquisition of real
31 property intended to be used for the construction or
32 location of a facility at which services shall be
33 offered or provided primarily for public use by state
34 agencies entering into contracts under the purview of
35 the department of administrative services, and the
36 department for the blind, the state department of
37 transportation, the state board of regents, and any
38 other acquisition relating to public use facilities
39 made by or on behalf of the state."

40 3. Title page, line 1, by inserting after the
41 word "bidding" the following: "and service location".

42 4. Title page, line 1, by inserting after the
43 word "purchases" the following: "and public services
44 and including an applicability provision".

PETERSEN of Polk

H-8454

1 Amend the amendment, H-8435, to Senate File 2346,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by inserting after line 3 the
5 following:

6 " ____ Page 3, by inserting before line 34 the
7 following:

8 "Sec. ____ NEW SECTION. 321.178A DRIVER
9 EDUCATION - TEACHING PARENT.

10 1. TEACHING PARENT. As an alternative to the
11 driver education requirements under section 321.178, a
12 teaching parent may instruct a student in a driver
13 education course that meets the requirements of this
14 section and provide evidence that the requirements
15 under this section have been met.

16 2. DEFINITIONS. For purposes of this section:

17 a. "Approved course" means driver education
18 curriculum approved by the department pursuant to
19 rules adopted under chapter 17A. An approved course
20 shall, at a minimum, meet the requirements of
21 subsection 3 and be appropriate for teaching parent-
22 directed driver education and related street or
23 highway instruction. Driver education materials that
24 meet or exceed standards established by the department
25 for an approved course in driver education for a
26 public or private school shall be approved unless

27 otherwise determined by the department. The list of
28 approved courses shall be posted on the department's
29 website.

30 b. "Student" means a person who is at least
31 fourteen but not yet eighteen years of age who is
32 within the custody and control of the teaching parent
33 and who satisfies preliminary licensing requirements
34 of the department.

35 c. "Teaching parent" means a parent, guardian, or
36 legal custodian of a student who is currently
37 providing competent private instruction to the student
38 pursuant to section 299A.2 or 299A.3 and who provided
39 such instruction to the student during the previous
40 year; who has a valid driver's license, other than a
41 motorized bicycle license or a temporary restricted
42 license, that permits unaccompanied driving; and who
43 has maintained a clear driving record for the previous
44 two years. For purposes of this paragraph, "clear
45 driving record" means the individual has not been
46 identified as a candidate for suspension of a driver's
47 license under the habitual offender provisions of this
48 chapter; is not subject to a driver's license
49 suspension, revocation, denial, cancellation,
50 disqualification, or bar; and has no record of a

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1 conviction for a moving traffic violation determined
2 to be the cause of a motor vehicle accident.

3 3. COURSE OF INSTRUCTION. An approved course
4 administered by a teaching parent shall consist of but
5 not be limited to the following:

6 a. Thirty clock hours of classroom instruction.

7 b. Fifty hours of street or highway driving while
8 accompanied by the teaching parent, including six
9 hours of driving after sunset and before sunrise.

10 c. Four hours of classroom instruction concerning
11 substance abuse, including the effects of alcohol
12 consumption on a person's driving skills.

13 d. A minimum of twenty minutes of instruction
14 concerning railroad crossing safety.

15 e. Instruction relating to becoming an organ donor
16 under the uniform anatomical gift Act.

17 The content of the course of instruction required
18 under this subsection shall be equivalent to that
19 required under section 321.178. However, reference
20 and study materials, physical classroom requirements,
21 and extra vehicle safety equipment required for
22 instruction under section 321.178 shall not be
23 required for the course of instruction provided under
24 this section.

25 4. COURSE COMPLETION AND CERTIFICATION. Upon

26 application by a student for an intermediate license,
27 the teaching parent shall provide evidence showing the
28 student's completion of an approved course and
29 substantial compliance with the requirements of
30 subsection 3 by affidavit signed by the teaching
31 parent on a form to be provided by the department.
32 The evidence shall include all of the following:
33 a. Documentation that the instructor is a teaching
34 parent as defined in subsection 2.
35 b. Documentation that the student is receiving
36 competent private instruction under section 299A.2 or
37 the name of the school district within which the
38 student is receiving instruction under section 299A.3.
39 c. The name of the approved course completed by
40 the student.
41 d. An affidavit attesting to satisfactory
42 completion of course work and street or highway
43 driving instruction.
44 e. Copies of written tests completed by the
45 student.
46 f. A statement of the number of classroom hours of
47 instruction.
48 g. A log of completed street or highway driving
49 instruction including the dates when the lessons were
50 conducted, the student's and the teaching parent's

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1 name and initials noted next to each entry, notes on
2 driving activities including a list of driving
3 deficiencies and improvements, and the duration of the
4 driving time for each session.
5 5. INTERMEDIATE LICENSE. Any student who
6 successfully completes an approved course as provided
7 in this section, passes a driving test to be
8 administered by the department, and is otherwise
9 qualified under section 321.180B, subsection 2, shall
10 be eligible for an intermediate license pursuant to
11 section 321.180B. Thirty of the fifty hours of street
12 or highway driving instruction required under
13 subsection 3, paragraph "b", may be utilized to
14 satisfy the requirement of section 321.180B,
15 subsection 2, paragraph "a".
16 6. FULL LICENSE. A student must comply with
17 section 321.180B, subsection 4, to be eligible for a
18 full driver's license pursuant to section 321.180B."
19 2. Page 1, by inserting after line 10 the
20 following:
21 " ____ Page 5, line 3, by inserting after the
22 figure "321.178" the following: "or 321.178A".
23 3. Page 1, by inserting before line 16 the
24 following:

25 ""Sec. ____ Section 321.194, subsection 1,
26 unnumbered paragraph 1, Code Supplement 2005, is
27 amended to read as follows:
28 Upon certification of a special need by the school
29 board, superintendent of the applicant's school, or
30 principal, if authorized by the superintendent, the
31 department may issue a class C or M driver's license
32 to a person between the ages of fourteen and eighteen
33 years whose driving privileges have not been
34 suspended, revoked, or barred under this chapter or
35 chapter 321J during, and who has not been convicted of
36 a moving traffic violation or involved in a motor
37 vehicle accident for, the six-month period immediately
38 preceding the application for the special minor's
39 license and who has successfully completed an approved
40 driver education course other than a course taught
41 pursuant to section 321.178A. However, the completion
42 of a course is not required if the applicant
43 demonstrates to the satisfaction of the department
44 that completion of the course would impose a hardship
45 upon the applicant. The department shall adopt rules
46 defining the term "hardship" and establish procedures
47 for the demonstration and determination of when
48 completion of the course would impose a hardship upon
49 an applicant."
50 4. By renumbering as necessary.

TYMESON of Madison
PAULSEN of Linn

H-8456

1 Amend Senate File 2352, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 18 the
4 following:
5 "Sec. ____ Section 321G.1, subsection 9, Code
6 Supplement 2005, is amended to read as follows:
7 9. "Nonambulatory person" means an individual with
8 paralysis of the lower half of the body with the
9 involvement of both legs, usually caused by disease of
10 or injury to the spinal cord, or ~~caused by an~~
11 ~~individual who has suffered~~ the loss of ~~one or both~~
12 ~~legs or the loss of a part of both legs thereof~~.
13 Sec. ____ Section 321G.13, subsection 2, Code
14 Supplement 2005, is amended to read as follows:
15 2. A person shall not operate or ride a snowmobile
16 with a firearm in the person's possession unless it is
17 unloaded and enclosed in a carrying case. However, a
18 nonambulatory person may carry an uncased and loaded
19 or unloaded firearm while operating or riding a
20 snowmobile on land other than a street or highway."

21 2. Page 3, by inserting after line 1 the
22 following:

23 "Sec.____. Section 321I.1, subsection 8, Code
24 2005, is amended to read as follows:

25 8. "Nonambulatory person" means an individual with
26 paralysis of the lower half of the body with the
27 involvement of both legs, usually caused by disease of
28 or injury to the spinal cord, or ~~caused by an~~
29 individual who has suffered the loss of one or both
30 legs or the loss of a part of both legs thereof."

31 3. Page 7, by inserting after line 5 the
32 following:

33 "Sec.____. Section 321I.14, subsection 2, Code
34 2005, is amended to read as follows:

35 2. A person shall not operate or ride an all-
36 terrain vehicle with a firearm in the person's
37 possession unless it is unloaded and enclosed in a
38 carrying case. However, a nonambulatory person may
39 carry an uncased and loaded or unloaded firearm while
40 operating or riding an all-terrain vehicle on land
41 other than a street or highway."

42 4. Page 9, by inserting after line 32 the
43 following:

44 "Sec.____. Section 481A.120, Code 2005, is amended
45 by striking the section and inserting in lieu thereof
46 the following:

47 481A.120 HUNTING FROM MOTORIZED VEHICLES OR
48 AIRCRAFT PROHIBITED – EXCEPTION.

49 1. A person, either singly or as one of a group of
50 persons, shall not intentionally kill or wound,

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1 attempt to kill or wound, or pursue any animal, fowl,
2 or fish from or with an aircraft of any kind or a
3 motor-driven land conveyance on public or private
4 land.

5 2. Notwithstanding subsection 1, a nonambulatory
6 person may hunt game on public or private land, other
7 than a street or highway, from a stationary motor-
8 driven land conveyance, as provided by the commission
9 by rules adopted pursuant to chapter 17A. For the
10 purposes of this subsection, the following definitions
11 apply:

12 a. "Nonambulatory person" means an individual with
13 paralysis of the lower half of the body with the
14 involvement of both legs, usually caused by disease of
15 or injury to the spinal cord, or an individual who has
16 suffered the loss of one or both legs or part thereof.

17 b. "Street" or "highway" means the entire width
18 between property lines of every way or place of
19 whatever nature when any part thereof is open to the

- 20 use of the public, as a matter of right, for purposes
 21 of vehicular travel, except in public areas in which
 22 the boundary shall be thirty-three feet each side of
 23 the center line of the roadway.
- 24 3. For the purposes of this section, a "motor-
 25 driven land conveyance" includes but is not limited to
 26 a motor vehicle as defined in section 321.1, an all-
 27 terrain vehicle as defined in section 321I.1, an all-
 28 terrain utility vehicle as defined in section 321I.1,
 29 and a snowmobile as defined in section 321G.1."
- 30 5. Title page, line 1, by striking the words "of
 31 all-terrain" and inserting the following: "and use of
 32 certain".
- 33 6. Title page, line 1, by inserting after the
 34 word "vehicles," the following: "including the
 35 possession of and use of firearms while riding on
 36 certain motorized vehicles,".
- 37 7. By renumbering as necessary.

BAUDLER of Adair

H-8457

- 1 Amend the amendment, H-8369, to House File 2760, as
 2 follows:
- 3 1. Page 1, line 21, by inserting after the word
 4 "suspensions." the following: "Grants shall be
 5 awarded to small, medium-sized, and large school
 6 districts. For purposes of this section, a large
 7 school district is a district with an actual
 8 enrollment of five thousand or more pupils, a medium-
 9 sized school district is a district with an actual
 10 enrollment of at least one thousand two hundred but
 11 not more than four thousand nine hundred ninety-nine
 12 pupils, and a small school district is a district with
 13 an actual enrollment of one thousand one hundred
 14 ninety-nine or fewer pupils."

FORD of Polk

H-8459

- 1 Amend House File 2780 as follows:
- 2 1. Page 10, by inserting after line 23 the
 3 following:
- 4 "DIVISION ____
 5 ALLOWED GROWTH FUNDING
 6 Sec. ____ Section 426B.5, subsection 1, Code
 7 Supplement 2005, is amended to read as follows:
- 8 1. PER CAPITA EXPENDITURE TARGET POOL.
 9 a. A per capita expenditure target pool is created
 10 in the property tax relief fund. The pool shall

11 consist of the moneys credited to the pool by law.

12 b. For the purposes of this subsection:

13 (1) "Budget year" means the fiscal year for which
14 moneys are appropriated by the general assembly for
15 distribution to the counties meeting eligibility
16 requirements under this subsection.

17 (2) "Ending balance percentage" means the amount
18 of a county's mental health, mental retardation, and
19 developmental disabilities services fund fiscal year
20 ending balance under generally accepted accounting
21 principles expressed as a percentage of the county's
22 actual gross expenditures from the services fund for
23 that fiscal year.

24 (3) "Five-year rolling average ending balance
25 percentage" means the average of a county's ending
26 balance percentages over the five fiscal years
27 immediately preceding the budget year.

28 b. c. A statewide per capita expenditure target
29 amount is established. The statewide per capita
30 expenditure target amount shall be equal to the one-
31 hundredth percentile of all county per capita
32 expenditures in the fiscal year beginning July 1,
33 1997, and ending June 30, 1998.

34 e. d. Moneys available in the per capita
35 expenditure pool for a fiscal year shall be
36 distributed to those counties that meet all of the
37 following eligibility requirements:

38 (1) The county is levying the maximum amount
39 allowed for the county's mental health, mental
40 retardation, and developmental disabilities services
41 fund under section 331.424A.

42 (2) The county's per capita expenditure in the
43 latest fiscal year for which the actual expenditure
44 information is available is equal to or less than the
45 statewide per capita expenditure target amount.

46 (3) (2) In the fiscal year that commenced two
47 years prior to the fiscal year of distribution, the
48 county's mental health, mental retardation, and
49 developmental disabilities services fund ending
50 balance under generally accepted accounting principles

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1 was The county's five-year rolling average ending
2 balance percentage as of the budget year is equal to
3 or less than twenty-five percent of the county's
4 actual gross expenditures for the fiscal year that
5 commenced two years prior to the fiscal year of
6 distribution.

7 (4) (3) The county is in compliance with the
8 filing date requirements under section 331.403.

9 d. e. The distribution amount a county receives

10 from the moneys available in the pool shall be
 11 determined based upon the county's proportion of the
 12 general population of the counties eligible to receive
 13 moneys from the pool for that fiscal year. ~~However, a~~
 14 ~~county shall not receive moneys in excess of the~~
 15 ~~amount which would cause the county's per capita~~
 16 ~~expenditure to exceed the statewide per capita~~
 17 ~~expenditure target.~~ Moneys credited to the per capita
 18 expenditure target pool which remain unobligated or
 19 unexpended at the close of a fiscal year shall remain
 20 in the pool for distribution in the succeeding fiscal
 21 year.
 22 e. f. The department of human services shall
 23 annually calculate the amount of moneys due to
 24 eligible counties in accordance with this subsection.
 25 The department shall authorize the issuance of
 26 warrants payable to the county treasurer for the
 27 amounts due and the warrants shall be issued in
 28 January."
 29 2. By renumbering as necessary.

WHITAKER of Van Buren

H-8465

1 Amend the amendment H-8435 to Senate File 2346, as
 2 amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 1, by striking lines 11 through 24.
 5 2. By renumbering as necessary.

MASCHER of Johnson

H-8466

1 Amend House File 845, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, line 6, by inserting after the word
 4 "appointment" the following: "prior to the fourth
 5 Monday in January of the first regular session of each
 6 general assembly and".
 7 2. Page 1, line 10, by striking the words and
 8 figures "sections 333A.2 and 455A.8" and inserting the
 9 following: "section 333A.2".
 10 3. Page 1, by striking lines 21 and 22.
 11 4. Page 3, by striking lines 2 through 29.
 12 5. Page 3, line 30, by inserting after the word
 13 "Code" the following: "Supplement".
 14 6. Page 5, line 13, by inserting after the word
 15 "Code" the following: "Supplement".
 16 7. Page 5, by striking lines 15 through 21, and
 17 inserting the following:

18 "a. "Authority" means a department, or public or
19 quasi-public instrumentality of the state including,
20 but not limited to, the authority created under
21 chapter 12E, 16, ~~46A~~, 175, 257C, 261A, 327I, or 463C,
22 which has the power to issue obligations, except that
23 "authority" does not include the state board of
24 regents or the Iowa finance authority to the extent it
25 acts pursuant to chapter 260C. "Authority" also
26 includes a port authority created under chapter 28J."

27 8. Page 6, line 23, by inserting after the word
28 "Code" the following: "Supplement".

29 9. Page 7, by striking lines 18 through 30.

30 10. Page 8, line 10, by inserting after the word
31 "Code" the following: "Supplement".

32 11. By striking page 11, line 25, through page
33 13, line 1, and inserting the following:

34 "Sec.____. Section 249A.4B, subsection 2,
35 paragraph g, unnumbered paragraph 1, Code Supplement
36 2005, is amended to read as follows:

37 The following members of the general assembly, each
38 for a term of two years as provided in section
39 69.16B:"

40 12. Page 13, by inserting before line 2, the
41 following:

42 "Sec.____. Section 249J.20, Code Supplement 2005,
43 is amended by adding the following new subsection:

44 NEW SUBSECTION. 1A. The members of the council
45 shall serve terms as provided in section 69.16B and
46 are eligible for per diem and expenses as provided in
47 section 2.10."

48 13. Page 14, by inserting after line 28, the
49 following:

50 "Sec.____. Section 261D.3, subsection 3, Code

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1 Supplement 2005, is amended to read as follows:

2 3. The Nonlegislative members shall serve two-year
3 terms except as otherwise provided under the terms of
4 the compact. Legislative members shall serve two-year
5 terms as provided in section 69.16B. Nonlegislative
6 members shall serve without compensation, but shall
7 receive their actual and necessary expenses and
8 travel. Legislative members shall receive actual and
9 necessary expenses pursuant to sections 2.10 and 2.12.
10 Vacancies on the commission shall be filled for the
11 unexpired portion of the term in the same manner as
12 the original appointments. If a member ceases to be a
13 member of the general assembly, the member shall no
14 longer serve as a member of the commission."

15 14. Page 15, by inserting after line 15, the
16 following:

17 "Sec. ____ Section 280A.2, subsection 8, Code
18 Supplement 2005, is amended to read as follows:

19 8. TERMS OF MEMBERS. The members shall be
20 appointed to three-year staggered terms and the terms
21 shall commence and end as provided by section 69.19,
22 except that the appointment and terms of legislators
23 shall be as provided in section 69.16B. If a vacancy
24 occurs, a successor shall be appointed to serve the
25 unexpired term. A successor shall be appointed in the
26 same manner and subject to the same qualifications as
27 the original appointment to serve the unexpired term."

28 15. Page 16, by striking lines 1 through 19, and
29 inserting the following:

30 "1. The Brushy creek recreation trails advisory
31 board shall be organized within the department and
32 shall be composed of ten members including but not
33 limited to the following: the director of the
34 department or the director's designee who shall serve
35 as a nonvoting ex officio member, the park ranger
36 responsible for the Brushy creek recreation area, a
37 member of the state advisory board for preserves
38 established under chapter 465C, and a person appointed
39 by the governor, ~~and six persons appointed by the~~
40 ~~legislative council.~~ Each The person appointed by the
41 governor ~~or legislative council~~ must actively
42 participate in recreational trail activities such as
43 hiking, an equestrian sport, or a winter sport at the
44 Brushy creek recreation area. The voting members
45 shall elect a chairperson at the board's first meeting
46 each year."

47 16. Page 16, by inserting before line 20, the
48 following:

49 "Sec. ____ Section 466A.3, subsection 2, paragraph
50 a, Code Supplement 2005, is amended to read as

Page 3

1 follows:

2 a. The nonlegislator voting members of the board
3 shall serve three-year staggered terms commencing and
4 ending as provided in section 69.19. Legislator
5 voting members of the board shall serve two-year terms
6 as provided in section 69.16B. If a vacancy occurs, a
7 successor shall be appointed in the same manner and
8 subject to the same qualifications as the original
9 appointment, to serve the remainder of the term."

10 17. Page 16, line 20, by inserting after the word
11 "Code" the following: "Supplement".

12 18. By renumbering as necessary.

H-8470

- 1 Amend House File 2782 as follows:
- 2 1. Page 4, by inserting after line 34 the
- 3 following:
- 4 "Sec. ____ There is appropriated from the rebuild
- 5 Iowa infrastructure fund to the department of economic
- 6 development for the fiscal year beginning July 1,
- 7 2007, and ending June 30, 2008, the following amount,
- 8 or so much thereof as is necessary, to be used for the
- 9 purposes designated:
- 10 For allocation to the world food prize for purposes
- 11 of renovating the former state library in Des Moines:
- 12 \$ 500,000"
- 13 2. By renumbering as necessary.

THOMAS of Clayton

H-8471

- 1 Amend House File 2752 as follows:
- 2 1. By striking page 3, line 11, through page 4,
- 3 line 3.
- 4 2. Page 5, by striking lines 18 and 19 and
- 5 inserting the following: "and other institutions."
- 6 3. By renumbering as necessary.

LENSING of Johnson
JENKINS of Black Hawk
UPMEYER of Hancock

H-8472

- 1 Amend House File 2782 as follows:
- 2 1. Page 2, line 13, by inserting before the word
- 3 "For" the following: "a."
- 4 2. Page 2, by inserting after line 17 the
- 5 following:
- 6 "b. For providing a grant to the Grout museum
- 7 district for infrastructure needs in establishing a
- 8 veterans database and interpretive exhibits at the
- 9 Sullivan brothers veterans museum in order to honor
- 10 Iowa veterans and their many contributions:
- 11 \$ 1,000,000"
- 12 3. By renumbering as necessary.

SHOULTZ of Black Hawk
BERRY of Black Hawk

H-8476

- 1 Amend House File 2782 as follows:
- 2 1. Page 28, by inserting after line 13 the
- 3 following:

"DIVISION IX

MISCELLANEOUS CHANGES

Sec. ____ Section 103A.10, subsection 2, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. To all newly constructed buildings and structures the construction of which is paid for in whole or in part with money appropriated by the state. If a municipality has adopted a building code, such a new building or structure shall be built to comply to that standard, but if a municipality has not adopted a building code, such a new building or structure must be built to comply with the state building code and the project will be assessed a fee for the employment of an independent building inspector."

2. By renumbering as necessary.

HUSER of Polk

H-8480

Amend the amendment, H-8462, to House File 2782 as follows:

1. Page 1, by inserting after line 1 the following:

"____. Page 2, by inserting after line 30 the following:

"____. DEPARTMENT OF PUBLIC SAFETY

For the planning, design, and construction of a law enforcement driving safety training facility in the same location as the automobile racetrack facility, as defined in section 423.4, subsection 5:

..... \$ 800,000""

2. Page 1, line 10, by striking the figure "10,000,000" and inserting the following: "9,200,000".

3. By renumbering as necessary.

BELL of Jasper
HUSER of Polk

H-8481

Amend House File 2782 as follows:

1. Page 2, line 13, by inserting before the word "For" the following: "a."

2. Page 2, by inserting after line 17 the following:

"b. For allocation to the world food prize for purposes of renovating the former Des Moines public library:

9\$ 500,000"
 10 3. By renumbering as necessary.

THOMAS of Clayton

H-8486

1 Amend the amendment, H-8475 to House File 2782 as
 2 follows:
 3 1. Page 1, line 6, by striking the figure
 4 "1,800,000" and inserting the following:
 5 "21,250,000".
 6 2. Page 1, by inserting after line 6 the
 7 following:
 8 "____. Page 2, by inserting after line 17 the
 9 following:
 10 "____. DEPARTMENT OF EDUCATION
 11 For administrative costs including FTEs for a
 12 preschool initiative located in a county with a
 13 population of at least 86,000 residents but not more
 14 than 88,000 residents, notwithstanding section 8.57,
 15 subsection 6, paragraph "c":
 16\$ 750,000"
 17 3. Page 1, line 18, by striking the figure
 18 "14,600,000" and inserting the following:
 19 "24,435,000".
 20 4. By renumbering and correcting internal
 21 references as necessary.

STRUYK of Pottawattamie

H-8487

1 Amend the amendment, H-8475, to House File 2782 as
 2 follows:
 3 1. Page 1, line 6, by striking the figure
 4 "1,800,000" and inserting the following: "1,300,000".
 5 2. Page 1, by inserting after line 6 the
 6 following:
 7 "____. Page 2, line 23, by inserting before the
 8 word "To" the following: "a."
 9 _____. Page 2, by inserting after line 26 the
 10 following:
 11 "b. To clean up asbestos on land that can be used
 12 for public purposes in the city of Letts:
 13\$ 500,000"
 14 3. Page 1, line 18, by striking the figure
 15 "14,600,000" and inserting the following:
 16 "15,100,000".
 17 4. By renumbering as necessary.

SANDS of Louisa

H-8489

- 1 Amend House File 2767 as follows:
2 1. Page 1, by striking lines 3 through 6 and
3 inserting the following:
4 "NEW SUBSECTION. 89. The sales price of tangible
5 personal property representing services rendered,
6 furnished, or performed for the production of master
7 audio, video, film, or digital tape recordings or
8 similar media for which a business expense deduction
9 is allowable for income tax purposes."
10 2. Title page, by striking line 1 and inserting
11 the following: "An Act exempting tangible personal
12 property representing services".

BOAL of Polk

H-8491

- 1 Amend House File 2782 as follows:
2 1. Page 28, by inserting after line 13 the
3 following:
4 "DIVISION IX
5 MISCELLANEOUS CHANGES
6 Sec. ____ Section 103A.10, subsection 2, Code
7 2005, is amended by adding the following new
8 paragraph:
9 NEW PARAGRAPH. c. To all newly constructed
10 buildings and structures the construction of which is
11 paid for in whole or in part with money appropriated
12 by the state. If a municipality has adopted a
13 building code, electrical code, mechanical code, and
14 plumbing code, and performs inspections pursuant to
15 such codes, such a new building or structure shall be
16 built to comply to such codes, but if a municipality
17 has not adopted a building code, electrical code,
18 mechanical code, and plumbing code, or does not
19 perform inspections pursuant to such codes, such new
20 building or structure shall be built to comply with
21 the state building code and such building shall be
22 subject to a plan review and inspection by the state
23 building code commissioner or an independent building
24 inspector appointed by the state building code
25 commissioner, and a fee, established by rule, shall be
26 assessed for the cost of plan review and the cost of
27 inspection."
28 2. By renumbering as necessary.

HUSER of Polk
QUIRK of Chickasaw

H-8492

1 Amend the amendment, H-8475, to House File 2782, as
2 follows:

3 1. Page 1, line 18, by striking the figure
4 "14,600,000" and inserting the following:
5 "14,900,000".

6 2. Page 1, by inserting after line 35 the
7 following:

8 " _____. Page 12, by inserting after line 13 the
9 following:

10 " _____. DEPARTMENT OF EDUCATION

11 For renovations and maintenance projects associated
12 with a career vision academy in a school district
13 served by area education agency 13:

14 \$ 300,000""

15 3. Page 2, line 37, by striking the figure
16 "38,485,000" and inserting the following:
17 "38,185,000".

18 4. By renumbering, redesignating, and correcting
19 internal references as necessary.

STRUYK of Pottawattamie

H-8496

1 Amend the House amendment, H-8475, to House File
2 2782 as follows:

3 1. Page 1, line 6, by striking the figure
4 "1,800,000" and inserting the following: "300,000".

5 2. Page 1, by inserting after line 6 the
6 following:

7 " _____. Page 2, by inserting after line 17 the
8 following:

9 " _____. DEPARTMENT OF HUMAN SERVICES

10 For construction costs associated with the
11 construction of a multiagency human services campus in
12 a city with a population of at least 58,000 residents
13 but not more than 59,000 residents:

14 \$ 1,500,000""

15 3. Page 1, line 18, by striking the figure
16 "14,600,000" and inserting the following:
17 "16,100,000".

18 4. By renumbering and correcting internal
19 references as necessary.

STRUYK of Pottawattamie

H-8503

1 Amend Senate File 2268, as passed by the Senate, as
2 follows:

- 3 1. By striking page 4, line 29, through page 5,
 4 line 28, and inserting the following:
 5 "Sec. ____ EFFECTIVE DATE AND RETROACTIVE
 6 APPLICABILITY PROVISIONS. This Act takes effect
 7 January 1, 2007, and is applicable to tax years
 8 beginning on or after that date."
 9 2. Title page, by striking lines 2 through 4, and
 10 inserting the following: "agricultural production, by
 11 providing for a tax credit to facilitate the transfer
 12 of assets, and including an effective and
 13 applicability date."
 14 3. By renumbering as necessary.

FREVERT of Palo Alto
 KUHN of Floyd
 SWAIM of Davis

H-8508

- 1 Amend Senate File 2319, as passed by the Senate, as
 2 follows:
 3 1. Page 1, by striking lines 11 through 13 and
 4 inserting the following: "of such moneys shall be
 5 deposited in the general fund of the county in which
 6 the violation occurred."

PETTENGILL of Benton
 MERTZ of Kossuth

H-8511

- 1 Amend House File 2770 as follows:
 2 1. By striking page 1, line 1, through page 2,
 3 line 24, and inserting the following:
 4 "Sec. ____ NEW SECTION. 15.361 UNIVERSITY
 5 TECHNOLOGY TRANSFER AND COMMERCIALIZATION REVIEW
 6 COMMITTEE.
 7 1. The general assembly finds and declares that
 8 the public good requires that Iowa successfully
 9 participate and compete in the emerging world economy
 10 and that this participation and competition is a
 11 public purpose. A university technology transfer and
 12 commercialization review committee is established for
 13 the public purpose of assisting the universities under
 14 the control of the state board of regents in securing
 15 additional investment in research infrastructure and
 16 information technology and in enhancing the commercial
 17 potential of proposals for research infrastructure and
 18 information technology submitted to the state board of
 19 regents for funding.
 20 2. The committee shall consist of all of the
 21 following members:

- 22 a. Three members of the state board of regents
23 appointed by the state board of regents.
- 24 b. Two members appointed by a single bioscience
25 development organization identified by the department
26 pursuant to section 15G.111, subsection 2.
- 27 c. Five members appointed by the governor and
28 confirmed by the senate pursuant to section 2.32 as
29 follows:
- 30 (1) Two members with expertise in advanced
31 manufacturing.
- 32 (2) Two members with expertise in information
33 technology.
- 34 (3) One member who shall serve as the chairperson
35 of the committee.
- 36 3. In reviewing proposals by the universities
37 under the control of the state board of regents, the
38 committee shall do all of the following:
- 39 a. Review the proposals for their applicability to
40 the targeted areas of biosciences, advanced
41 manufacturing, or information technology.
- 42 b. Review the potential of the proposals to
43 increase economic activity in the state through job
44 creation, wealth creation, or the creation of new
45 businesses.
- 46 c. Identify additional sources of research
47 financing for the proposals from private sector
48 businesses or other nonstate sources.
- 49 d. Identify individuals or companies that are
50 potential research or commercialization collaborators

Page 2

- 1 in the proposals.
- 2 e. Within forty-five days of receiving a proposal,
3 prepare and forward to the state board of regents a
4 written review of the proposal including
5 recommendations for approval, denial, or modification
6 of the proposal.
- 7 The state board of regents shall review the
8 recommendations of the committee and shall approve,
9 deny, or modify the recommendations. If the board
10 modifies or denies the recommendation, the proposal
11 shall be resubmitted to the committee for
12 consideration. The board may award financial
13 assistance to approved proposals.
- 14 Sec. ____ NEW SECTION. 15.362 ENDOWED CHAIRS.
- 15 1. The state board of regents may create endowed
16 chair positions at each of the regents universities
17 using, in part, moneys appropriated to the state board
18 of regents for purposes of implementing
19 recommendations provided in separate consultant
20 reports on bioscience, advanced manufacturing, and

21 information technology submitted to the department of
22 economic development in the calendar years 2004 and
23 2005. Such moneys may only be used to partially fund
24 an endowed chair position if significant private
25 contributions and contributions from governmental
26 entities other than the state and political
27 subdivisions of the state are used to fund the
28 position. Not more than fifty percent of the cost of
29 funding an endowed chair position shall be paid with
30 such moneys.

31 2. The state board of regents shall not use moneys
32 appropriated to the board for purposes of implementing
33 recommendations provided in separate consultant
34 reports on bioscience, advanced manufacturing, and
35 information technology submitted to the department of
36 economic development in the calendar years 2004 and
37 2005 to pay the salary of a salaried employee, but may
38 use the moneys to pay the salary of a contract
39 employee provided that the employment contract is for
40 not more than five years."

41 2. Title page, by striking lines 1 and 2 and
42 inserting the following: "An Act relating to economic
43 development by creating a university technology
44 transfer and commercialization review committee,
45 providing tax incentive provisions".

46 3. By renumbering as necessary.

HUSER of Polk
WISE of Lee
THOMAS of Clayton

H-8513

1 Amend the amendment, H-8505, to Senate File 2364,
2 as passed by the Senate, as follows:

3 1. Page 1, by inserting after line 2 the
4 following:

5 "____. Page 72, line 3, by striking the word
6 "subsections" and inserting the following:
7 "subsection"."

8 2. Page 1, by striking line 3 and inserting the
9 following:

10 "____. Page 72, by striking lines 4 through 9."

11 3. By renumbering as necessary.

KURTENBACH of Story

H-8514

1 Amend the amendment, H-8471, to House File 2752 as
2 follows:

3 1. Page 1, by striking lines 2 through 6 and

4 inserting the following:

5 " _____. Page 3, by striking lines 29 and 30 and
6 inserting the following: "shall be maintained in the
7 central office of the board in a master contract file.
8 A".

ALONS of Sioux

H-8517

1 Amend the amendment, H-8510, to House File 2770 as
2 follows:

- 3 1. Page 1, line 7, by striking the figure "1."
- 4 2. Page 1, by striking lines 27 through 36.

RAECKER of Polk

H-8524

1 Amend the amendment, H-8510, to House File 2770 as
2 follows:

- 3 1. By striking page 1, line 2, through page 3,
4 line 30, and inserting the following:
5 " _____. By striking page 1, line 1, through page 2,
6 line 24, and inserting the following:
7 "Sec. _____. NEW SECTION. 15.361 UNIVERSITY
8 TECHNOLOGY TRANSFER AND COMMERCIALIZATION REVIEW
9 COMMITTEE.

10 1. The general assembly finds and declares that
11 the public good requires that Iowa successfully
12 participate and compete in the emerging world economy
13 and that this participation and competition is a
14 public purpose. A university technology transfer and
15 commercialization review committee is established for
16 the public purpose of assisting the universities under
17 the control of the state board of regents in securing
18 additional investment in research infrastructure and
19 information technology and in enhancing the commercial
20 potential of proposals for research infrastructure and
21 information technology submitted to the state board of
22 regents for funding.

23 2. The committee shall consist of all of the
24 following members:

- 25 a. Three members of the state board of regents
26 appointed by the state board of regents.
- 27 b. Two members appointed by a single bioscience
28 development organization identified by the department
29 pursuant to section 15G.111, subsection 2.
- 30 c. Five members appointed by the governor and
31 confirmed by the senate pursuant to section 2.32 as
32 follows:

33 (1) Two members with expertise in advanced

34 manufacturing.
35 (2) Two members with expertise in information
36 technology.
37 (3) One member who shall serve as the chairperson
38 of the committee.
39 3. In reviewing proposals by the universities
40 under the control of the state board of regents, the
41 committee shall do all of the following:
42 a. Review the proposals for their applicability to
43 the targeted areas of biosciences, advanced
44 manufacturing, or information technology.
45 b. Review the potential of the proposals to
46 increase economic activity in the state through job
47 creation, wealth creation, or the creation of new
48 businesses.
49 c. Identify additional sources of research
50 financing for the proposals from private sector

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1 businesses or other nonstate sources.
2 d. Identify individuals or companies that are
3 potential research or commercialization collaborators
4 in the proposals.
5 e. Within forty-five days of receiving a proposal,
6 prepare and forward to the state board of regents a
7 written review of the proposal including
8 recommendations for approval, denial, or modification
9 of the proposal.
10 The state board of regents shall review the
11 recommendations of the committee and shall approve,
12 deny, or modify the recommendations. If the board
13 modifies or denies the recommendation, the proposal
14 shall be resubmitted to the committee for
15 consideration. The board may award financial
16 assistance to approved proposals.
17 Sec.____. NEW SECTION. 15.362 ENDOWED CHAIRS.
18 1. The state board of regents may create endowed
19 chair positions at each of the regents universities
20 using, in part, moneys appropriated to the state board
21 of regents for purposes of implementing
22 recommendations provided in separate consultant
23 reports on bioscience, advanced manufacturing, and
24 information technology submitted to the department of
25 economic development in the calendar years 2004 and
26 2005. Such moneys may only be used to partially fund
27 an endowed chair position if significant private
28 contributions and contributions from governmental
29 entities other than the state and political
30 subdivisions of the state are used to fund the
31 position. Not more than fifty percent of the cost of
32 funding an endowed chair position shall be paid with

33 such moneys.

34 2. The state board of regents shall not use moneys
35 appropriated to the board for purposes of implementing
36 recommendations provided in separate consultant
37 reports on bioscience, advanced manufacturing, and
38 information technology submitted to the department of
39 economic development in the calendar years 2004 and
40 2005 to pay the salary of a salaried employee, but may
41 use the moneys to pay the salary of a contract
42 employee provided that the employment contract is for
43 not more than five years.""

44 2. Page 3, by striking lines 39 through 42 and
45 inserting the following:

46 "____. Title page, by striking lines 1 and 2 and
47 inserting the following: "An Act relating to economic
48 development by creating a university technology
49 transfer and commercialization review committee,
50 providing tax incentive provisions"."

Page 3

1 3. By renumbering as necessary.

HUSER of Polk
WISE of Lee
THOMAS of Clayton

H-8527

1 Amend the amendment, H-8523, to House File 2790 as
2 follows:

3 1. Page 3, line 33, by inserting after the word
4 "section." the following: "The commissioner shall
5 offer the Iowa association of business and industry,
6 the Iowa association of realtors, the Iowa motor truck
7 association, the associated builders and contractors
8 of Iowa, and the Iowa retail federation the
9 opportunity to participate in the pilot project before
10 selecting any other bona fide association to
11 participate in the project."

STRUYK of Pottawattamie

H-8531

1 Amend Senate File 2301, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 2, line 29, by striking the words "past
4 and".

ANDERSON of Page
SWAIM of Davis

H-8533

- 1 Amend the amendment, H-8516, to Senate File 2369,
- 2 as passed by the Senate, as follows:
- 3 1. Page 1, line 37, by striking the word "Two"
- 4 and inserting the following: "Four".
- 5 2. Page 2, line 1, by striking the word "five"
- 6 and inserting the following: "three".
- 7 3. Page 2, line 2, by inserting after the words
- 8 "implemented to" the following: "contain the
- 9 stockpiled solids, including but not limited to using
- 10 hay bales or other effective measures, and to".
- 11 4. By renumbering as necessary.

DOLECHECK of Ringgold

H-8534

- 1 Amend House File 2794 as follows:
- 2 1. Page 16, by striking lines 16 through 21 and
- 3 inserting the following:
- 4 "NEW SUBSECTION. 8. Storing tangible personal
- 5 property in a warehouse located in Iowa which is not
- 6 owned by the corporation provided that not more than
- 7 twenty-five percent of the dollar amount of the goods
- 8 are delivered or shipped so as to be included in the
- 9 gross sales of the corporation within this state as
- 10 provided in section 422.33, subsection 2, paragraph
- 11 "b", subparagraph (6), provided that not more than
- 12 twenty-five percent of the dollar amount of the goods
- 13 sold through the warehouse are sold to customers in
- 14 Iowa."

KURTENBACH of Story

H-8536

- 1 Amend House File 2750 as follows:
- 2 1. Page 1, by inserting before line 1 the
- 3 following:
- 4 "Section 1. Section 99F.15, subsection 1,
- 5 paragraphs a and b, Code 2005, are amended to read as
- 6 follows:
- 7 a. Operating a gambling excursion or racetrack
- 8 enclosure where wagering is used or to be used without
- 9 a license issued by the commission.
- 10 b. Operating a gambling excursion or racetrack
- 11 enclosure where wagering is permitted other than in
- 12 the manner specified by section 99F.9.
- 13 Sec. _____. Section 99F.15, subsection 4, unnumbered
- 14 paragraph 1, Code 2005, is amended to read as follows:
- 15 A person commits a class "D" felony and, in

16 addition, shall be barred for life from excursion
 17 gambling boats and racetrack enclosures conducting
 18 gambling games under the jurisdiction of the
 19 commission, if the person does any of the following:
 20 Sec. _____. Section 99F.15, subsection 4, paragraphs
 21 a and b, Code 2005, are amended to read as follows:
 22 a. Offers, promises, or gives anything of value or
 23 benefit to a person who is connected with an excursion
 24 gambling boat or racetrack enclosure operator
 25 including, but not limited to, an officer or employee
 26 of a licensee or holder of an occupational license
 27 pursuant to an agreement or arrangement or with the
 28 intent that the promise or thing of value or benefit
 29 will influence the actions of the person to whom the
 30 offer, promise, or gift was made in order to affect or
 31 attempt to affect the outcome of a gambling game, or
 32 to influence official action of a member of the
 33 commission.
 34 b. Solicits or knowingly accepts or receives a
 35 promise of anything of value or benefit while the
 36 person is connected with an excursion gambling boat or
 37 racetrack enclosure including, but not limited to, an
 38 officer or employee of a licensee, or holder of an
 39 occupational license, pursuant to an understanding or
 40 arrangement or with the intent that the promise or
 41 thing of value or benefit will influence the actions
 42 of the person to affect or attempt to affect the
 43 outcome of a gambling game, or to influence official
 44 action of a member of the commission."
 45 2. Title page, by striking lines 1 through 6 and
 46 inserting the following: "An Act relating to criminal
 47 penalties for violations committed by personnel and
 48 agents of the department of corrections and judicial
 49 district department of correctional services and at
 50 racetrack enclosures conducting casino games, and to

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1 the practices and procedures of the department of
 2 corrections and the judicial district department of
 3 correctional services, and providing for a fee."
 4 3. By renumbering as necessary.

HUSER of Polk

H-8540

1 Amend Senate File 2312, as amended, passed, and
 2 reprinted by the Senate, as follows:
 3 1. Page 2, by inserting after line 35 the
 4 following:
 5 "Sec. _____. COUNTY GRANT PROGRAM FOR VETERANS -

6 APPROPRIATION. There is appropriated from the general
 7 fund of the state to the department of veterans
 8 affairs, for the fiscal year beginning July 1, 2006,
 9 and ending June 30, 2007, the following amount, or so
 10 much thereof as is necessary, to be used for the
 11 purpose designated:
 12 For providing matching grants to counties to
 13 provide improved services to veterans:
 14 \$ 1,000,000
 15 The department shall establish a grant application
 16 process and shall require each county applying for a
 17 grant to submit a plan for utilizing the grant to
 18 improve services for veterans. The maximum matching
 19 grant to be awarded to a county shall be \$10,000 and
 20 the amount awarded shall be matched on a dollar-for-
 21 dollar basis by the county. Each county receiving a
 22 grant shall submit a report to the department
 23 identifying the impact of the grant on increasing
 24 services to veterans. The department shall submit a
 25 report to the general assembly by October 1, 2007,
 26 concerning the impact of the grant program on
 27 increasing services to veterans."
 28 2. Title page, line 1, by inserting after the
 29 word "grants" the following: "to counties to provide
 30 veterans services and grants".
 31 3. By renumbering as necessary.

TYMESON of Madison
 CHAMBERS of O'Brien

H-8543

1 Amend House File 2794 as follows:
 2 1. Page 34, by inserting after line 11 the
 3 following:
 4 "Sec. ____ Section 476B.6, subsection 5, Code
 5 Supplement 2005, is amended by striking the subsection
 6 and inserting in lieu thereof the following:
 7 5. A tax credit certificate may be filed pursuant
 8 to any of the following, to the extent applicable:
 9 a. If the tax credit application is filed by a
 10 partnership, limited liability company, S corporation,
 11 estate, trust, or other reporting entity all of the
 12 income of which is taxed directly to its equity
 13 holders or beneficiaries, for the taxes imposed under
 14 chapter 422, division II or III, the tax credit
 15 certificate shall be issued directly to equity holders
 16 or beneficiaries of the applicant in proportion to
 17 their pro rata share of the income of such entity.
 18 The applicant shall, in the application made under
 19 this section, identify its equity holders or
 20 beneficiaries, and the percentage of such entity's

21 income that is allocable to each equity holder or
22 beneficiary.
23 b. If the tax credit applicant under this section
24 is eligible to receive renewable electricity
25 production credits authorized under section 45 of the
26 Internal Revenue Code, as amended, and the tax credit
27 applicant is a partnership, limited liability company,
28 S corporation, estate, trust, or other reporting
29 entity all of the income of which is taxed directly to
30 its equity holders or beneficiaries, for the taxes
31 imposed under chapter 422, division II or III, the tax
32 credit certificate may be issued to a partner if the
33 business is a partnership, a shareholder if the
34 business is an S corporation, or a member if the
35 business is a limited liability company in the amounts
36 designated by the eligible partnership, S corporation,
37 or limited liability company. In absence of such
38 designation, the credits under this section shall flow
39 through to the partners, shareholders, or members in
40 accordance with their pro rata share of the income of
41 the entity.
42 The applicant shall, in the application made under
43 this section, identify the holders or beneficiaries
44 that are to receive the tax credit certificates and
45 the percentage of the tax credit that is allocable to
46 each holder or beneficiary.
47 c. If an applicant under this section is eligible
48 to receive renewable electricity production credits
49 authorized under section 45 of the Internal Revenue
50 Code, as amended, and the tax credit applicant is a

Page 2

1 partnership, limited liability company, S corporation,
2 estate, trust, or other reporting entity all of the
3 income of which is taxed directly to its equity
4 holders or beneficiaries, for the taxes imposed under
5 chapter 422, division II or III, the tax credit
6 certificates and all future rights to the tax credit
7 in this section may be distributed to an equity holder
8 or beneficiary as a liquidating distribution or
9 portion thereof, of a holder or beneficiary's interest
10 in the applicant entity.
11 The applicant shall, in the application made under
12 this section, designate the percentage of the tax
13 credit allocable to the liquidating equity holder or
14 beneficiary that is to receive the current and future
15 tax credit certificates under this section.
16 d. If the tax credit application is filed by a
17 partnership, limited liability company, S corporation,
18 estate, trust, or other reporting entity, all of whose
19 income is taxed directly to its equity holders or

20 beneficiaries for the taxes imposed under chapter 422,
21 division V, or under chapter 432, the tax credit
22 certificate shall be issued directly to the
23 partnership, limited liability company, S corporation,
24 estate, trust, or other reporting entity."

KURTENBACH of Story

H-8547

1 Amend House File 2739 as follows:
2 1. Page 2, by striking lines 19 through 34 and
3 inserting the following:
4 "NEW SUBSECTION. 15. The debtor's interest in
5 payments reasonably necessary for the support of the
6 debtor or the debtor's dependents to or for the
7 benefit of the debtor or the debtor's dependents,
8 including structured settlements, resulting from the
9 wrongful death of a decedent upon which the debtor or
10 the debtor's dependents were dependent."
11 2. By renumbering as necessary.

ANDERSON of Page

H-8548

1 Amend House File 2794 as follows:
2 1. By striking page 25, line 35, through page 30,
3 line 8.

WATTS of Dallas

H-8549

1 Amend House File 2794 as follows:
2 1. Page 20, by striking lines 28 through 32 and
3 inserting the following:
4 "Sec. ____ Section 423.6, subsection 10,
5 unnumbered paragraph 1, Code 2005, is amended to read
6 as follows:
7 Vehicles subject to registration which are
8 transferred from a business or individual conducting a
9 business within this state as a sole proprietorship,
10 partnership, or limited liability company to a
11 corporation formed by the sole proprietorship,
12 partnership, or limited liability company for the
13 purpose of continuing the business when all of the
14 stock of the corporation so formed is owned by the
15 sole proprietor and the sole proprietor's spouse, by
16 all the partners in the case of a partnership, or by
17 all the members in the case of a limited liability
18 company. For the purpose of this subsection, the

19 exemption applies without regard to the time the
20 corporation has been in existence. This exemption is
21 equally available where the vehicles subject to
22 registration are transferred from a corporation to a
23 sole proprietorship, partnership, or limited liability
24 company formed by that corporation for the purpose of
25 continuing the business when all of the incidents of
26 ownership are owned by the same person or persons who
27 were stockholders of the corporation."

WATTS of Dallas

H-8551

1 Amend House File 2794 as follows:
2 1. Page 34, by inserting after line 11 the
3 following:
4 "Sec. ____ Section 468.55, Code 2005, is amended
5 to read as follows:
6 468.55 ASSESSMENTS – MATURITY AND COLLECTION.
7 If a landowner selects an option provided in
8 section 468.57, all drainage or levee tax assessments
9 become due and payable with the first half of ordinary
10 taxes, and shall be collected in the same manner with
11 the same interest for delinquency and the same manner
12 of enforcing collection by tax sales. As an
13 alternative, ~~the certifying authority may request that~~
14 ~~landowner may pay~~ the annual installment ~~be payable~~ in
15 two equal payments, one-half with the September
16 payment of ordinary taxes and one-half payable with
17 the March payment of ordinary taxes. All drainage or
18 levee tax assessments not optioned for installment
19 payments by the landowner shall become due and payable
20 within thirty days after the levy of assessments."

MERTZ of Kossuth

H-8552

1 Amend House File 2769 as follows:
2 1. Page 5, by inserting after line 3 the
3 following:
4 "Sec. ____ NEW SECTION. 28.11 PUBLIC-PRIVATE
5 PARTNERSHIPS FOR ECONOMIC DEVELOPMENT AND EARLY
6 CHILDHOOD EDUCATION.
7 1. FINDINGS. The general assembly finds all of
8 the following in regard to the relationship between
9 economic development efforts and early childhood
10 education:
11 a. That economic development and education are
12 intrinsically linked; one is not successful without
13 the other.

14 b. That strong economic growth cannot occur or be
15 maintained without a strong early childhood education
16 system that begins at birth and continues into older
17 ages.

18 c. That investments in high-quality early
19 childhood education will save significant costs by
20 avoiding the future need for extensive special
21 education, criminal justice, public assistance, and
22 child welfare services.

23 d. That Iowa has a wide variety of investors in
24 early childhood education, ranging from parents to
25 federal and state governments and the private sector.

26 e. That the state's economic development and early
27 childhood education efforts can be greatly improved by
28 supporting public and private partnerships dedicated
29 to enhancing early childhood education.

30 2. PUBLIC POLICY. The Iowa empowerment board, the
31 community empowerment office, and the community
32 empowerment assistance team shall give priority to
33 supporting efforts at the state and community
34 empowerment area levels to build public-private
35 partnerships for economic development through
36 enhancing early childhood education.

37 3. BLUE RIBBON COMMITTEE.

38 a. The Iowa empowerment board shall establish a
39 blue ribbon public-private partnership committee to
40 develop a framework for building integrated, high-
41 quality early childhood education programs in all
42 areas of the state. The blue ribbon committee shall
43 be directed to report to the board, the governor, and
44 the general assembly regarding the framework and other
45 findings and recommendations on or before December 15,
46 2006, so that the recommendations can be incorporated
47 into the governor's budget proposal and the general
48 assembly's budget deliberations for the 2007
49 legislative session.

50 b. The membership of the blue ribbon committee

Page 2

1 shall include but is not limited to all of the
2 following:

3 (1) The directors of the departments of economic
4 development, education, human rights, human services,
5 and public health, or their designees.

6 (2) Two representatives of private sector
7 employers from nominations provided by the Iowa
8 business council.

9 (3) One representative of for-profit organizations
10 providing services to young children or early
11 childhood education.

12 (4) One representative of nonprofit organizations

- 13 providing services to young children or early
14 childhood education.
- 15 (5) One representative of home-based providers of
16 services to young children or early childhood
17 education.
- 18 (6) One representative of religious organizations
19 providing services to young children.
- 20 (7) One representative of organizations providing
21 funding for services to young children or early
22 childhood education.
- 23 (8) One school superintendent from a rural area.
- 24 (9) One school superintendent from an urban area.
- 25 (10) One public school educator who works with
26 kindergarten-age and younger children.
- 27 (11) One parent who is involved with school
28 organizations such as the parent-teacher association.
- 29 c. The committee's deliberations and
30 recommendations shall include but are not limited to
31 all of the following:
- 32 (1) Identifying the types of programs that are
33 best for improving the quality of early childhood
34 education.
- 35 (2) A strategy for blending child care and
36 preschool into a seamless system.
- 37 (3) A best approach for identifying standards and
38 quality in early childhood education.
- 39 (4) A strategy for blending funding for early
40 childhood education services from the public sector
41 and the private sector, including but not limited to
42 the funding provided by businesses and individual
43 families.
- 44 (5) An approach for committing funding designated
45 for economic development to early childhood education,
46 including but not limited to funding from the vision
47 Iowa program, the grow Iowa values fund, and similar
48 sources.
- 49 (6) A strategy for community empowerment area
50 boards to develop and implement local public-private

Page 3

- 1 partnership networks and apply for state and private
2 funding to implement innovative childhood education
3 programming, or to be able to apply for competitive
4 grants to enhance the partnership networks. The
5 committee shall give consideration to adapting the
6 smart start approach utilized in North Carolina.
- 7 (7) A best process for evaluating early childhood
8 education services on an annual or other periodic
9 basis.
- 10 d. Staff and administrative support for the blue
11 ribbon committee shall be provided by the community

- 12 empowerment office and the community empowerment
13 assistance team.
14 e. This subsection is repealed July 1, 2008."
15 2. By renumbering as necessary.

FOEGE of Linn
HEATON of Henry
BOAL of Polk

H-8553

- 1 Amend House File 2794 as follows:
2 1. Page 30, by inserting after line 8 the
3 following:
4 "Sec. __. Section 423B.7, subsection 4, Code
5 2005, is amended to read as follows:
6 4. a. Twenty-five Except as provided in paragrah
7 "b", twenty-five percent of each county's account
8 shall be remitted based on the sum of property tax
9 dollars levied by the board of supervisors if the tax
10 was imposed in the unincorporated areas and each city
11 in the county where the tax was imposed during the
12 three-year period beginning July 1, 1982, and ending
13 June 30, 1985, as follows:
14 a. (1) To the board of supervisors a pro rata
15 share based upon the percentage of the total property
16 tax dollars levied by the board of supervisors during
17 the above three-year period.
18 b. (2) To each city council where the tax was
19 imposed a pro rata share based upon the percentage of
20 property tax dollars levied by the city during the
21 above three-year period of the above total property
22 tax dollars levied by the board of supervisors and
23 each city where the tax was imposed during the above
24 three-year period.
25 b. In the case of a county where the tax is not
26 imposed in any area of the county on June 30, 2006,
27 and subsequently is imposed in an area of the county
28 on or after July 1, 2006, twenty-five percent of each
29 county's account shall be remitted based on the sum of
30 property tax dollars levied by the board of
31 supervisors if the tax was imposed in the
32 unincorporated areas and each city in the county where
33 the tax was imposed during the fiscal year ending
34 after the most recent certified federal decennial
35 census as follows:
36 (1) To the board of supervisors a pro rata share
37 based upon the percentage of the total property tax
38 dollars levied by the board of supervisors during the
39 above fiscal year.
40 (2) To each city council where the tax was imposed
41 a pro rata share based upon the percentage of property

42 tax dollars levied by the city during the above fiscal
43 year of the above total property tax dollars levied by
44 the board of supervisors and each city where the tax
45 was imposed during the above fiscal year."

WATTS of Dallas

H-8555

- 1 Amend the amendment, H-8523, to House File 2790 as
2 follows:
3 1. Page 3, line 35, by striking the word "ten"
4 and inserting the following: "fifteen".
5 2. Page 4, line 4, by striking the figure "2011"
6 and inserting the following: "2016".

WISE of Lee
OLDSON of Polk
PETTENGILL of Benton
BERRY of Black Hawk
COHOON of Des Moines
FOEGE of Linn
FREVERT of Palo Alto
HEDDENS of Story
HUNTER of Polk
JOCHUM of Dubuque
KUHN of Floyd
MASCHER of Johnson
MERTZ of Kossuth
R. OLSON of Polk
REICHERT of Muscatine
SHOMSHOR of Pottawattamie
SMITH of Marshall
D. TAYLOR of Linn
THOMAS of Clayton
WHITAKER of Van Buren

PETERSEN of Polk
QUIRK of Chickasaw
BELL of Jasper
BUKTA of Clinton
DAVITT of Warren
FORD of Polk
GASKILL of Wapello
HOGG of Linn
JACOBY of Johnson
KRESSIG of Black Hawk
LYKAM of Scott
McCARTHY of Polk
MILLER of Webster
REASONER of Union
SCHUELLER of Jackson
SHOULTZ of Black Hawk
SWAIM of Davis
T. TAYLOR of Linn
WENDT of Woodbury
WHITEAD of Woodbury

H-8558

- 1 Amend House File 2769 as follows:
2 1. Page 2, by inserting after line 27 the
3 following:
4 "Sec. ____ Section 28.6, subsection 1, paragraph
5 a, Code Supplement 2005, is amended to read as
6 follows:
7 a. Community empowerment area functions shall be
8 performed under the authority of a community
9 empowerment area board. A majority of the members of
10 a community board shall be elected officials and
11 members of the public who are not employed by a
12 provider of services to or for the community board.
13 At least one member shall be a service consumer or the

- 14 parent of a service consumer. At least one member
15 shall be a provider of early care services. Terms of
16 office of community board members shall be not more
17 than three years and the terms shall be staggered.
18 The membership of a community empowerment area board
19 shall include members with early care, education,
20 health, human services, business, faith, and public
21 interests."
22 2. Page 3, line 23, by inserting after the word
23 "age" the following: "who are not enrolled in
24 elementary school".
25 3. By renumbering as necessary.

TYMESON of Madison

H-8559

- 1 Amend the amendment, H-8552, to House File 2769 as
2 follows:
3 1. Page 1, line 5, by striking the words
4 "ECONOMIC DEVELOPMENT AND".
5 2. Page 1, by striking lines 7 through 29.
6 3. Page 1, lines 32 and 33, by striking the words
7 "give priority to supporting" and inserting the
8 following: "support".
9 4. Page 1, line 35, by striking the words
10 "economic development through".
11 5. Page 2, by inserting after line 24 the
12 following:
13 "() One nonpublic school superintendent."
14 6. Page 2, by inserting after line 26 the
15 following:
16 "() One nonpublic school educator who works
17 with kindergarten-age and younger children."
18 7. Page 2, by striking lines 32 through 34.
19 8. Page 2, by striking lines 44 through 48.
20 9. Page 3, line 4, by striking the word "The".
21 10. Page 3, by striking lines 5 and 6.
22 11. Page 3, by inserting after line 9 the
23 following:
24 "dd. The committee shall gather information on the
25 total number of children in the state who are served
26 by public and community preschool providers."
27 12. By renumbering as necessary.

TYMESON of Madison

H-8564

- 1 Amend Senate File 2364, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 11 the

4 following:

5 Sec. ____ Section 15G.111, subsection 1, paragraph
6 a, Code Supplement 2005, is amended to read as
7 follows:

8 a. For the fiscal period beginning July 1, 2005
9 2006, and ending June 30, 2015, there is appropriated
10 each fiscal year from the grow Iowa values fund
11 created in section 15G.108, to the department of
12 economic development ~~thirty-five~~ thirty million
13 dollars for programs administered by the department of
14 economic development.

15 Sec. ____ Section 15G.111, Code Supplement 2005,
16 is amended by adding the following new subsection:
17 NEW SUBSECTION. 1A. For the fiscal period
18 beginning July 1, 2006, and ending June 30, 2015,
19 there is appropriated each fiscal year from the grow
20 Iowa values fund created in section 15G.108 to the
21 insurance division of the department of commerce five
22 million dollars for deposit in the small employer
23 health care reinsurance fund created in section
24 513B.13A for the purpose of administering the small
25 employer health care reinsurance program and fund
26 pursuant to section 513B.13A."

27 2. Page 30, by inserting after line 24 the
28 following:

29 "Sec. ____ NEW SECTION. 513B.13A SMALL EMPLOYER
30 HEALTH CARE REINSURANCE PROGRAM.

31 1. DEFINITIONS.

32 As used in this section, unless the context
33 otherwise requires:

34 a. "Fund" means the small employer health care
35 reinsurance fund.

36 b. "Qualified carrier" means a carrier, as defined
37 in section 513B.2.

38 c. "Small employer group health insurance plan"
39 means a group health insurance plan that provides
40 health insurance coverage for employees of a small
41 employer.

42 2. REINSURANCE FUND.

43 a. A small employer health care reinsurance fund
44 is created as a separate fund in the state treasury
45 under the control of the commissioner of insurance.

46 b. The treasurer of state shall act as custodian
47 of the fund and shall disburse amounts contained in
48 the fund as directed by the commissioner.

49 c. The commissioner shall keep accounts in
50 relation to the appropriation of moneys to the fund

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1 and all amounts of approved vouchers for
2 reimbursements to qualified carriers chargeable to the

3 fund.

4 d. Notwithstanding section 12C.7, subsection 2,
5 interest or earnings on moneys deposited in the small
6 employer health care reinsurance fund shall be
7 credited to the small employer health care reinsurance
8 fund. Notwithstanding section 8.33, moneys credited
9 to the small employer health care reinsurance fund
10 shall not revert to the general fund of the state at
11 the close of a fiscal year.

12 3. REINSURANCE PROGRAM.

13 a. A reinsurance program is created in the
14 insurance division of the department of commerce to
15 administer the fund and to make expenditures from the
16 fund pursuant to this section.

17 b. Moneys in the fund shall be used to reimburse a
18 qualified carrier that offers a small employer group
19 health insurance plan in which at least eighty-five
20 percent of the eligible employees of the small
21 employer participate, for certain claims paid by the
22 qualified carrier. The amount of reimbursement shall
23 be fifty percent of the cost of each claim that
24 amounts to at least fifty thousand dollars that is
25 paid by a qualified carrier under such a plan in a
26 year.

27 c. The commissioner shall submit an annual report
28 not later than January 1 to the governor, the general
29 assembly, and the legislative services agency
30 evaluating the fund and reinsurance program, including
31 but not limited to consideration of the factors
32 contained in subsection 5, paragraph "b", summarizing
33 the status of the fund and reinsurance program, and
34 proposing modifications to or suspension of the
35 operation of the fund and reinsurance program as
36 deemed necessary by the commissioner.

37 4. QUALIFIED CARRIERS.

38 a. In order to qualify for participation in the
39 reinsurance program for the first time, a carrier
40 shall certify to the commissioner that the carrier
41 will immediately reduce its base premium rates or
42 otherwise demonstrate to the commissioner that the
43 carrier will immediately effectively reduce premiums,
44 according to accepted actuarial guidelines adopted by
45 the commissioner by rule under chapter 17A, for all
46 small employer group health insurance plans offered by
47 the carrier for the plan benefit year in an amount
48 that reflects the estimated reimbursement the carrier
49 will receive from participating in the reinsurance
50 program during that plan benefit year, as determined

2 guidelines adopted by rule under chapter 17A.

3 b. In order to qualify for continued participation
4 in the reinsurance program, a carrier shall certify to
5 the commissioner that for the plan benefit year for
6 which reimbursement from the fund is claimed, the
7 carrier reduced its base premium rates or otherwise
8 demonstrate to the commissioner that the carrier
9 effectively reduced premiums, according to accepted
10 actuarial guidelines adopted by the commissioner by
11 rule under chapter 17A, for all small employer group
12 health insurance plans offered by the carrier for that
13 plan benefit year.

14 c. A qualified carrier may claim reimbursement
15 from the fund for the cost of eligible claims
16 annually, by filing, with the commissioner, a claim in
17 a form prescribed by the commissioner by rule.

18 5. MONITORING AND EVALUATION.

19 a. The commissioner shall develop and implement
20 criteria to monitor and evaluate the fund and
21 reinsurance program on an ongoing basis and may make
22 recommendations to the general assembly, including
23 proposed modifications to or suspension of the
24 operation of the fund and reinsurance program.

25 b. In monitoring and evaluating the reinsurance
26 program, the commissioner shall consider such factors
27 as the population whose claims are being reimbursed by
28 the reinsurance program, the number and percentage of
29 qualified carriers electing to utilize the reinsurance
30 program, health care reform measures implemented in
31 the state, premium costs of small employer group
32 health insurance plans offered by qualified carriers
33 that participate in the reinsurance program compared
34 to carriers that do not, and other factors deemed
35 relevant by the commissioner."

36 3. Title page, line 10, by inserting after the
37 word "cemeteries" the following: ", and creating a
38 small employer health care reinsurance program and
39 fund, and providing an appropriation".

KAUFMANN of Cedar

H-8565

1 Amend Senate File 2272, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 4, by striking lines 4 through 17.

4 2. By striking page 10, line 31, through page 11,
5 line 17, and inserting the following:

6 "1. The school year shall begin on the first day
7 of July and each regularly established elementary and
8 secondary school shall begin no sooner than a day
9 during the calendar week in which the first day of

10 September falls but no later than the first Monday in
11 December. However, if the first day of September
12 falls on a Sunday, school may begin on a day during
13 the calendar week which immediately precedes the first
14 day of September. School shall continue for at least
15 one hundred eighty days, except as provided in
16 subsection 3, and may be maintained during the entire
17 calendar year. However, if the board of directors of
18 a district extends the school calendar because
19 inclement weather caused the district to temporarily
20 close school during the regular school calendar, the
21 district may excuse a graduating senior who has met
22 district or school requirements for graduation from
23 attendance during the extended school calendar. A
24 school corporation may begin employment of personnel
25 for in-service training and development purposes
26 before the date to begin elementary and secondary
27 school. This subsection does not prohibit a school
28 board from holding athletic contests or practices
29 before the school start date or scheduling in-service
30 training or contract days for career development
31 before the school start date."

32 3. Page 11, line 22, by inserting after the word
33 "subsection" the following: "and inserting in lieu
34 thereof the following:

35 4. a. The board of directors of a school district
36 may commence its school calendar prior to the school
37 start date set forth in subsection 1 if it submits a
38 written request to the department of education for an
39 earlier school calendar start date and the department
40 determines there are extraordinary reasons for
41 granting the request. The department may grant the
42 request upon written findings based on consideration
43 of the following factors:

44 (1) The request was adopted as a written
45 resolution by the board of directors of the school
46 district at an open school board meeting.

47 (2) The request sets forth the reasons and other
48 relevant facts relating to the request for an earlier
49 school start date, including but not limited to the
50 extraordinary event, or chronology of events, leading

Page 2

1 to the request, and when the event or events occurred.
2 b. For purposes of this subsection, "extraordinary
3 reasons" includes any of the following:

4 (1) Major construction projects that cause the
5 school calendar to be altered and which necessitate an
6 earlier school start date for the entire school
7 district.

8 (2) Closure of school due to forces of nature,

- 9 code violations, or environmental orders.
10 (3) The majority of the students enrolled in grade
11 twelve in the school district are also enrolled in
12 three or more credit hours offered by a community

H-8572

- 1 Amend Senate File 2393, as passed by the Senate, as
2 follows:
3 1. Page 1, by inserting after line 25 the
4 following:
5 "Sec. ____ NEW SECTION. 68A.407 DISCLOSURES
6 RELATED TO POLITICAL TELEPHONE CALLS.
7 1. A candidate, an authorized representative of a
8 candidate, a candidate's committee, a political
9 committee, or an individual who is acting on behalf of
10 any of the above and who engages in a telephone
11 communication that identifies by name a candidate
12 shall disclose all of the following by the end of the
13 telephone call:
14 a. The identity of the individual who is calling
15 and the entity with which the individual is
16 affiliated, if any.
17 b. The individual or entity that paid for the
18 telephone communication. If a candidate's committee
19 or political committee has paid for or authorized the
20 telephone communication, the name of the candidate's
21 committee or political committee shall be disclosed.
22 If any person other than a candidate's committee or
23 political committee has paid for or authorized the
24 telephone communication, the communication shall also
25 disclose whether or not the communication has been
26 authorized by any candidate and shall disclose whether
27 the communication is an independent expenditure.
28 c. The name, telephone number, and address of an
29 individual whom the call recipient can contact for
30 further information regarding the telephone
31 communication.
32 2. The board shall adopt rules pursuant to chapter
33 17A establishing procedures to administer this
34 section."
35 2. Title page, line 2, by inserting after the
36 word "law" the following: "and campaign finance and
37 disclosure law".
38 3. By renumbering as necessary.

H-8576

- 1 Amend Senate File 2272, as amended, passed, and
2 reprinted by the Senate, as follows:

- 3 1. Page 10, line 34, by striking the figure "25"
4 and inserting the following: "22".

WILDERDYKE of Harrison

H-8578

1 Amend the amendment, H-8566, to House File 2794, as
2 follows:

3 1. Page 10, by striking lines 43 through 47 and
4 inserting the following: "development expenses. ~~In~~
5 ~~determining the amount of early childhood development~~
6 ~~expenses, such expenses paid during November and~~
7 ~~December of the previous tax year shall be considered~~
8 ~~paid in the tax year for which the tax credit is~~
9 ~~claimed.~~ This credit is".

10 2. Page 11, by inserting after line 6 the
11 following:

12 "Sec.____. Section 422.12C, subsection 2,
13 paragraph b, Code Supplement 2005, is amended by
14 striking the paragraph."

15 3. Page 24, by inserting after line 31 the
16 following:

17 "____. The sections of this division of this Act
18 amending section 422.12C, subsection 2, apply
19 retroactively to January 1, 2006, for tax years
20 beginning on or after that date."

HOGG of Linn

H-8579

1 Amend the amendment, H-8566, to House File 2794 as
2 follows:

3 1. Page 23, by inserting after line 5 the
4 following:

5 "Sec.____. Section 523L.316, subsection 3, Code
6 Supplement 2005, is amended to read as follows:

7 3. DUTY TO PRESERVE AND PROTECT.

8 a. A governmental subdivision having a cemetery,
9 or a burial site that is not located within a
10 dedicated cemetery, within its jurisdiction, for which
11 preservation is not otherwise provided, shall preserve
12 and protect the cemetery or burial site as necessary
13 to restore or maintain its physical integrity as a
14 cemetery or burial site. The governmental subdivision
15 may enter into ~~an~~ a written agreement to delegate the
16 responsibility for the preservation and protection of
17 the cemetery or burial site to a the owner of the
18 property on which the cemetery or burial site is
19 located or to a public or private organization
20 interested in historical preservation. The

21 governmental subdivision shall not enter into an
22 agreement with a public or private organization to
23 preserve and protect the cemetery or burial site
24 unless the property owner has been offered the
25 opportunity to enter into such an agreement and has
26 declined to do so.
27 b. A governmental subdivision is authorized to
28 expend public funds, in any manner authorized by law,
29 in connection with such a cemetery or burial site.
30 c. If a governmental subdivision proposes to enter
31 into an agreement with a public or private
32 organization pursuant to this subsection to preserve
33 and protect a cemetery or burial site that is located
34 on property owned by another person within the
35 jurisdiction of the governmental subdivision, the
36 proposed agreement shall be written, and the
37 governmental subdivision shall provide written notice
38 by ordinary mail of the proposed agreement to the
39 property owner at least fourteen days prior to the
40 date of the meeting at which such proposed agreement
41 will be authorized. The notice shall include the
42 location of the cemetery or burial site and a copy of
43 the proposed agreement, and explain that the property
44 owner is required to permit members of the public or
45 private organization reasonable ingress and egress for
46 the purposes of preserving and protecting the cemetery
47 or burial site pursuant to the proposed agreement.
48 The notice shall also include the date, time, and
49 place of the meeting and a statement that the property
50 owner has a right to attend the meeting and to comment

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1 regarding the proposed agreement.
2 d. Subject to chapter 670, a governmental
3 subdivision that enters into an agreement with a
4 public or private organization pursuant to this
5 subsection is liable for any personal injury or
6 property damage that occurs in connection with the
7 preservation or protection of the cemetery or burial
8 site or access to the cemetery or burial site by the
9 governmental subdivision or the public or private
10 organization.
11 For the purposes of this paragraph, "liable" means
12 liability for every civil wrong which results in
13 wrongful death or injury to a person or injury to
14 property or injury to personal or property rights and
15 includes but is not restricted to actions based upon
16 negligence; error or omission; nuisance; breach of
17 duty, whether statutory or other duty; or denial or
18 impairment of any right under any constitutional
19 provision, statute, or rule of law.

- 20 e. A property owner who is required to permit
 21 members of a public or private organization reasonable
 22 ingress and egress for the purpose or preserving or
 23 protecting a cemetery or burial site on that owner's
 24 property and who acts in good faith and in a
 25 reasonable manner pursuant to this subsection is not
 26 liable for any personal injury or property damage that
 27 occurs in connection with the preservation or
 28 protection of the cemetery or burial site or access to
 29 the cemetery or burial site.
 30 f. For the purposes of this subsection, reasonable
 31 ingress and egress to a cemetery or burial site shall
 32 include the following:
 33 (1) A member of a public or private organization
 34 that has entered into a written agreement with the
 35 governmental subdivision who desires to visit such a
 36 cemetery or burial site shall give the property owner
 37 at least ten days' written notice of the intended
 38 visit.
 39 (2) If the property owner cannot provide
 40 reasonable access to the cemetery or burial site on
 41 the desired date, the property owner shall provide
 42 reasonable alternative dates when the property owner
 43 can provide access to the member.
 44 (3) A property owner is not required to make any
 45 improvements to that person's property to satisfy the
 46 requirement to provide reasonable access to a cemetery
 47 or burial site pursuant to this subsection."
 48 2. Page 31, by inserting after line 18, the
 49 following:
 50 "____. Title page, line 4, by inserting after the

Page 3

- 1 word "taxes," the following: "affecting the
 2 administration of certain cemetery property by
 3 governmental subdivisions,".
 4 3. By renumbering as necessary.

HUSER of Polk
 LALK of Fayette
 SWAIM of Davis

KAUFMANN of Cedar
 SCHUELLER of Jackson

H-8583

- 1 Amend Senate File 2364, as passed by the Senate, as
 2 follows:
 3 1. Page 10, by striking lines 18 through 26.
 4 2. Page 30, by striking lines 23 and 24.
 5 3. Page 39, line 3, by striking the words "or
 6 process" and inserting the following: "or process".
 7 4. Page 40, line 1, by striking the words "or

8 ~~process~~" and inserting the following: "or process".
9 5. Page 41, by striking lines 12 through 25.
10 6. Page 43, by striking lines 11 through 20.
11 7. By striking page 43, line 33, through page 44,
12 line 6.
13 8. By striking page 48, line 9, through page 50,
14 line 2, and inserting the following:
15 "Sec.____. Section 516E.3, subsection 1, paragraph
16 a, Code Supplement 2005, is amended to read as
17 follows:
18 a. A service contract shall not be issued, sold,
19 or offered for sale in this state unless a true and
20 correct copy of the service contract, and the service
21 company's reimbursement insurance policy, if
22 applicable, have been filed with the commissioner by
23 the service company.
24 Sec.____. Section 516E.3, subsection 2, paragraph
25 b, Code Supplement 2005, is amended to read as
26 follows:
27 b. A provider shall file a consent to service of
28 process on the commissioner, a notice with the name
29 and ownership of the provider, and such other
30 information as the commissioner requires, annually
31 with the commissioner no later than August 1. If
32 August 1 falls on a weekend or a holiday, the date for
33 filing shall be the next business day. In addition to
34 the annual filing, the provider shall promptly file
35 copies of any amended documents if material amendments
36 have been made in the materials on file with the
37 commissioner. If an annual filing is made after
38 August 1 and sales have occurred during the period
39 when the provider was in noncompliance with this
40 section, the commissioner shall assess an additional
41 filing fee that is two times the amount normally
42 required for an annual filing. A fee shall not be
43 charged for interim filings made to keep the materials
44 filed with the division current and accurate. The
45 annual filing shall be accompanied by a filing fee in
46 the amount of one hundred dollars."
47 9. Page 60, by striking lines 31 through 33 and
48 inserting the following: "the association or upon the
49 commissioner of insurance on its behalf. The
50 commissioner shall promptly transmit any notice served

Page 2

1 upon the commissioner to the association."
2 10. By striking page 60, line 34, through page
3 61, line 33.
4 11. By striking page 69, line 15, through page

5 70, line 16.

6 12. Page 78, by striking lines 2 through 16.

ANDERSON of Page
SWAIM of Davis
R. OLSON of Polk
HUSER of Polk

H-8588

1 Amend the amendment, H-8583, to Senate File 2364,
2 as passed by the Senate, as follows:

3 1. Page 2, line 6, by striking the figure "16."
4 and inserting the following: "16, and inserting the
5 following:

6 "Sec.____. Sections 509B.4, 521.9, 521.11, and
7 521.12, Code 2005, are repealed.

8 Sec.____. Section 516E.17, Code Supplement 2005,
9 is repealed.""

SWAIM of Davis

H-8590

1 Amend the amendment, H-8558, to House File 2769 as
2 follows:

3 1. Page 1, line 15, by inserting before the word
4 "Terms" the following: "Each community empowerment
5 area board is strongly encouraged to include members
6 who reflect the ethnic and racial diversity of the
7 community empowerment area."

FORD of Polk

H-8591

1 Amend Senate File 2364, as passed by the Senate, as
2 follows:

3 1. By striking page 75, line 9, through page 77,
4 line 26.

5 2. Page 78, by inserting after line 16 the
6 following:

7 "Sec.____. PUBLIC ACCESS TO CEMETERIES OR BURIAL
8 SITES – STUDY. The commissioner of insurance shall
9 study the legal ramifications of acquiring property
10 rights or rights of access through private property to
11 a cemetery or burial site that is not located within a
12 dedicated cemetery, for the purpose of preserving and
13 protecting the cemetery or burial site; the
14 appropriate size and location of such access rights;
15 and any other issues related to expanding access to
16 such a cemetery or burial site.

- 17 The commissioner shall submit a report of the
 18 results of the study to the general assembly and to
 19 the governor no later than December 15, 2006."
 20 3. By renumbering as necessary.

EICHHORN of Hamilton

H-8594

- 1 Amend the amendment, H-8566, to House File 2794 as
 2 follows:
 3 1. By striking page 3, line 43, through page 4,
 4 line 16.

FREVERT of Palo Alto

H-8600

- 1 Amend House File 2769 as follows:
 2 1. Page 1, by inserting before line 1 the
 3 following:
 4 "DIVISION I
 5 CODE CHANGES"
 6 2. Page 3, by striking lines 13 through 17 and
 7 inserting the following: "shall include but are not
 8 limited to home visitation. After a community
 9 empowerment area board has committed the portion of
 10 school ready grant funding that is designated or
 11 authorized by law to be used or set aside for a
 12 particular purpose, the community board shall commit
 13 approximately sixty percent of the remainder to family
 14 support services and parent education programs
 15 targeted to families with newborn and infant
 16 children."

- 17 3. Page 5, by inserting after line 30 the
 18 following:

- 19 "DIVISION II
 20 EARLY CHILDHOOD APPROPRIATIONS
 21 Sec. ____ FAMILY SUPPORT AND PARENT EDUCATION -
 22 FY 2006-2007 THROUGH FY 2008-2009. There is
 23 appropriated from the general fund of the state to the
 24 department of education for deposit in the school
 25 ready children grants account of the Iowa empowerment
 26 fund for each fiscal year of the period beginning July
 27 1, 2006, and ending June 30, 2009, the following
 28 amount, or so much thereof as is necessary, to be used
 29 for the purposes designated:
 30 For family support services and parent education
 31 programs targeted to families with newborn and infant
 32 children through age three, in accordance with this
 33 section:

34 \$ 5,000,000

35 The amount appropriated in this section shall be
36 distributed in each of the fiscal years as part of the
37 school ready children grant program funding using the
38 distribution formula approved by the Iowa empowerment
39 board and shall be used by a community empowerment
40 area only for family support services and parent
41 education programs targeted to families with newborn
42 and infant children through age three.
43 Sec.____. EARLY CHILDHOOD AND PRESCHOOL PROGRAMS
44 – FY 2006-2007.
45 1. There is appropriated from the general fund of
46 the state to the school ready children grants account
47 of the Iowa empowerment fund for the fiscal year
48 beginning July 1, 2006, and ending June 30, 2007, the
49 following amount, or so much thereof as is necessary,
50 to be used for the purposes designated:

Page 2

1 For early childhood and preschool programs, in
2 accordance with this section:
3 \$ 10,000,000
4 2. Of the amount appropriated in subsection 1,
5 \$5,500,000 is allocated to increase the funding
6 designated for distribution to community empowerment
7 areas to assist low-income parents with preschool
8 tuition in order to increase the basic family income
9 eligibility requirement from not more than 185 percent
10 of the federal poverty level to not more than 200
11 percent of the federal poverty level. In addition, if
12 sufficient funding is available after addressing the
13 needs of those who meet the basic income eligibility
14 requirement, a community empowerment area board may
15 provide for eligibility for those with a family income
16 in excess of the basic income eligibility requirement
17 through use of a sliding scale or other copayment
18 provision.
19 3. Of the amount appropriated in subsection 1,
20 \$3,500,000 is allocated for efforts to improve the
21 quality of early childhood and preschool programs.
22 The Iowa empowerment board may reserve a portion of
23 the allocation, not to exceed \$100,000 for the
24 technical assistance expenses of the Iowa empowerment
25 office and shall distribute the remainder to community
26 empowerment areas for local quality improvement
27 efforts through a methodology identified by the board
28 to make the most productive use of the funding, which
29 may include use of the distribution formula, grants,
30 or other means.
31 4. a. Of the amount appropriated in subsection 1,
32 \$1,000,000 shall be credited to the community
33 empowerment gifts and grants account created in this

34 Act within the Iowa empowerment fund. The amount
35 credited shall be reserved for distribution to
36 implement those recommendations of the business
37 community investment advisory council created in this
38 subsection that are approved for implementation by the
39 Iowa empowerment board. Not more than 3 percent of
40 the amount allocated in this subsection shall be used
41 for the expenses of the advisory council created in
42 this subsection.

43 b. A business community investment advisory
44 council is created to advise the Iowa empowerment
45 board. The membership of the advisory council shall
46 be appointed by the governor in a manner to ensure
47 there is representation for rural and urban interests,
48 various geographic areas of the state, and different
49 sizes of businesses. The membership shall be
50 appointed as follows:

Page 3

1 (1) Two members from nominees provided by the Iowa
2 business council.

3 (2) Two members from nominees provided by the Iowa
4 association of business and industry.

5 (3) One member from nominees provided by the Iowa
6 chamber alliance.

7 (4) One member from nominees provided by the
8 professional developers of Iowa.

9 (5) Three members representing early childhood
10 services providers from nominees provided by the state
11 child care advisory council so that representation is
12 provided for for-profit child development home
13 providers, for-profit child care center providers, and
14 nonprofit child care center providers.

15 (6) One member representing school administrators
16 who have responsibilities involving a public preschool
17 program from nominees provided by the school
18 administrators of Iowa.

19 (7) One member representing kindergarten teachers
20 from nominees provided by the Iowa state education
21 association, professional educators of Iowa, and
22 nonpublic schools.

23 (8) One parent of a child from birth through age
24 five who is not attending kindergarten from nominees
25 submitted by a community empowerment area board.

26 (9) The directors of the state agencies
27 represented on the Iowa empowerment board may serve as
28 nonvoting, ex officio members of the advisory council.

29 c. The advisory council shall advise the Iowa
30 empowerment board on the best means to leverage
31 private investment in early childhood services and
32 provide options for creating model projects for

33 public-private partnerships to support quality early
 34 childhood programming in communities. The advisory
 35 council shall complete its deliberations by submitting
 36 a report with recommendations and findings to the Iowa
 37 empowerment board on or before December 31, 2006. The
 38 report shall address all of the following in addition
 39 to other items identified by the advisory council:
 40 (1) A strategy for blending funding for early
 41 childhood services from the public sector and the
 42 private sector, including but not limited to the
 43 funding provided by businesses and individual
 44 families. The advisory council shall consider an
 45 approach based on that used for the vision Iowa
 46 program, the grow Iowa values fund, and other economic
 47 models.
 48 (2) A strategy for community empowerment area
 49 boards to develop and implement local public-private
 50 partnership networks and apply for state and private

Page 4

1 funding to implement innovative early childhood
 2 programming, or to be able to apply for competitive
 3 grants to enhance such partnership networks. The
 4 advisory council shall give consideration to similar
 5 approaches that have been successful in other states.
 6 (3) A strategy for requiring local match funding
 7 for a community empowerment area to access the funding
 8 allocated in this subsection.
 9 (4) Accountability and evaluation measures.
 10 (5) Provisions to ensure efficiency.
 11 Sec.____. EARLY CHILDHOOD AND PRESCHOOL PROGRAMS
 12 – FY 2007–2008 AND 2008–2009.
 13 1. There is appropriated from the general fund of
 14 the state to the department of education for deposit
 15 in the school ready children grants account of the
 16 Iowa empowerment fund for each fiscal year of the
 17 fiscal period beginning July 1, 2007, and ending June
 18 30, 2009, the following amount, or so much thereof as
 19 is necessary, to be used for the purposes designated:
 20 For early childhood and preschool programs, to
 21 continue programs and initiatives developed pursuant
 22 to the appropriation made in this division of this Act
 23 for this purpose for the fiscal year beginning July 1,
 24 2006:
 25 \$ 15,000,000
 26 2. Expenditure of the amounts appropriated in this
 27 section is subject to enactment of law specifying how
 28 the amounts are to be distributed. It is the intent
 29 of the general assembly that the increase in funding
 30 provided by this section of \$5,000,000 over the amount
 31 appropriated in this division of this Act for the same

32 purpose for the fiscal year beginning July 1, 2006,
33 will be designated for the expansion of the
34 initiatives implemented pursuant to the business
35 community investment advisory council recommendations
36 adopted pursuant to this Act.”
37 4. Title page, line 2, by striking the words “an
38 appropriation” and inserting the following:
39 “appropriations”.
40 5. By renumbering as necessary.

TYMESON of Madison
FOEGE of Linn
UPMEYER of Hancock
HEATON of Henry

H-8601

1 Amend House File 2797 as follows:
2 1. Page 36, by inserting after line 34 the
3 following:
4 “Sec. _____. Section 99F.15, subsection 1,
5 paragraphs a and b, Code 2005, are amended to read as
6 follows:
7 a. Operating a gambling excursion or racetrack
8 enclosure where wagering is used or to be used without
9 a license issued by the commission.
10 b. Operating a gambling excursion or racetrack
11 enclosure where wagering is permitted other than in
12 the manner specified by section 99F.9.
13 Sec. _____. Section 99F.15, subsection 4, unnumbered
14 paragraph 1, Code 2005, is amended to read as follows:
15 A person commits a class “D” felony and, in
16 addition, shall be barred for life from excursion
17 gambling boats and racetrack enclosures conducting
18 gambling games under the jurisdiction of the
19 commission, if the person does any of the following:
20 Sec. _____. Section 99F.15, subsection 4, paragraphs
21 a and b, Code 2005, are amended to read as follows:
22 a. Offers, promises, or gives anything of value or
23 benefit to a person who is connected with an excursion
24 gambling boat or racetrack enclosure operator
25 including, but not limited to, an officer or employee
26 of a licensee or holder of an occupational license
27 pursuant to an agreement or arrangement or with the
28 intent that the promise or thing of value or benefit
29 will influence the actions of the person to whom the
30 offer, promise, or gift was made in order to affect or
31 attempt to affect the outcome of a gambling game, or
32 to influence official action of a member of the
33 commission.
34 b. Solicits or knowingly accepts or receives a
35 promise of anything of value or benefit while the

36 person is connected with an excursion gambling boat or
 37 racetrack enclosure including, but not limited to, an
 38 officer or employee of a licensee, or holder of an
 39 occupational license, pursuant to an understanding or
 40 arrangement or with the intent that the promise or
 41 thing of value or benefit will influence the actions
 42 of the person to affect or attempt to affect the
 43 outcome of a gambling game, or to influence official
 44 action of a member of the commission."
 45 2. By renumbering as necessary.

HUSER of Polk

H-8604

1 Amend the amendment, H-8584, to Senate File 2272,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 12, by inserting after line 13 the
 5 following:
 6 "Sec. ____ DEPARTMENT OF EDUCATION GRADUATION
 7 REQUIREMENTS STUDY. The department of education shall
 8 review the graduation requirements established by the
 9 section of this division of this Act amending section
 10 256.7, subsection 26, if enacted. The department
 11 shall study measures the state may take to assist
 12 students and school districts to achieve the
 13 graduation requirements and increase the number of
 14 graduating high school students who have completed a
 15 rigorous core curriculum. The department shall submit
 16 its findings and recommendations in a report to the
 17 chairpersons and ranking members of the senate and
 18 house standing committees on education by January 10,
 19 2007."
 20 2. By renumbering as necessary.

FORD of Polk

H-8611

1 Amend House File 2796 as follows:
 2 1. Page 1, line 5, by striking the word
 3 "sixty-five" and inserting the following:
 4 "thirty-five".

SHOULTZ of Black Hawk

H-8612

1 Amend House File 2796 as follows:
 2 1. Page 2, by striking lines 8 through 11 and
 3 inserting the following: "one-half times the most

4 recently published federal poverty guidelines in the
5 federal register by the United States department of
6 health and human services."

JOCHUM of Dubuque

H-8613

1 Amend House File 2797 as follows:

2 1. Page 45, by inserting after line 31 the
3 following:

4 "Sec. ____ Section 543B.54, Code 2005, is amended
5 to read as follows:

6 543B.54 REAL ESTATE EDUCATION FUND.

7 1. The Iowa real estate education fund is created
8 as a financial assurance mechanism to assist in the
9 establishment and maintenance of a college credit rea
10 estate education program at the university of northern
11 Iowa programs at Iowa community colleges and other
12 Iowa colleges and universities, and to assist the real
13 estate commission in providing an education director.
14 The fund is created as a separate fund in the state
15 treasury, and any funds remaining in the fund at the
16 end of each fiscal year shall not revert to the
17 general fund, but shall remain in the Iowa real estate
18 education fund. Twenty-five dollars per license from
19 fees deposited for each real estate salesperson's
20 license and each broker's license shall be distributed
21 and are appropriated to the board of regents real
22 estate commission for the purpose of establishing and
23 maintaining a real estate education program at the
24 university of northern Iowa a program to provide
25 grants to Iowa community colleges and other Iowa
26 colleges and universities providing programs under
27 this section and using the curriculum maintained by
28 the commission.

29 2. Grants shall be awarded by a grant committee
30 established by the real estate commission. The
31 committee shall consist of seven members: two members
32 of the commission, four members of the Iowa
33 association of realtors, and one member of the public.
34 The commission shall promulgate rules relating to the
35 organization and operation of the committee, which
36 shall include the term of membership, and establishing
37 standards for awarding grants. The members of the
38 committee may be reimbursed for actual and necessary
39 expenses incurred in the performance of their duties
40 but shall not receive a per diem payment. The
41 remaining moneys in the fund shall be distributed and
42 are appropriated to the professional licensing and
43 regulation division of the department of commerce for
44 the purpose of hiring and compensating a real estate

45 education director and regulatory compliance
46 personnel."
47 2. By renumbering as necessary.

HUSER of Polk

H-8619

1 Amend House File 2796 as follows:
2 1. Page 2, line 12, by inserting after the word
3 "means" the following: "a public elementary or
4 secondary school in this state or".

WESSEL-KROESCHELL of Story

H-8620

1 Amend the amendment, H-8572, to Senate File 2393,
2 as passed by the Senate, as follows:
3 1. Page 1, line 34, by inserting after the word
4 "section." the following: "This section shall not
5 apply to a bona fide public opinion poll which does
6 not attempt, in any way, to influence the recipient of
7 the call."

WISE of Lee

H-8638

1 Amend House File 2792 as follows:
2 1. Page 1, by inserting after line 24 the
3 following:
4 "Sec. ____ DEPARTMENT OF EDUCATION GRADUATION
5 REQUIREMENTS STUDY. The department of education shall
6 review the graduation requirements established by the
7 section of this division of this Act amending section
8 256.7, subsection 26, if enacted. The department
9 shall study measures the state may take to assist
10 students and school districts to achieve the
11 graduation requirements and increase the number of
12 graduating high school students who have completed a
13 rigorous core curriculum. The department shall submit
14 its findings and recommendations in a report to the
15 chairpersons and ranking members of the senate and
16 house standing committees on education by January 10,
17 2007."
18 2. By renumbering as necessary.

FORD of Polk

H-8642

- 1 Amend House Resolution 176 as follows:
- 2 1. Page 3, by striking lines 11 and 12 and
- 3 inserting the following: "shall exist from the date
- 4 of passage of this Resolution until the day preceding
- 5 the commencement of the 2007 regular legislative
- 6 session."

ALONS of Sioux

H-8651

- 1 Amend House Resolution 176 as follows:
- 2 1. Page 4, by striking lines 6 through 25.
- 3 2. Page 5, lines 2 and 3, by striking the words
- 4 "and retention of outside special legal counsel".

D. OLSON of Boone

H-8653

- 1 Amend Senate File 2410, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, line 28, by striking the words "five
- 4 hundred" and inserting the following: "fifty".
- 5 2. Page 2, line 31, by striking the words "five
- 6 hundred" and inserting the following: "fifty".

FORD of Polk

H-8654

- 1 Amend Senate File 2410, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. By striking page 1, line 1, through page 12,
- 4 line 35.
- 5 2. Page 15, by striking lines 7 through 14 and
- 6 inserting the following:
- 7 "Sec. _____. Section 70A.29, subsection 1, Code
- 8 2005, is amended to read as follows:
- 9 1. A person shall not discharge an employee from
- 10 or take or fail to take action regarding an employee's
- 11 appointment or proposed appointment to, promotion or
- 12 proposed promotion to, or any advantage in, a position
- 13 in employment by a political subdivision of this state
- 14 or by an entity created under chapter 28E, as a
- 15 reprisal for a disclosure of any information by that
- 16 employee to a member or employee of the general
- 17 assembly, or an official of that political subdivision
- 18 or a state official or for a disclosure of information
- 19 to any other public official or law enforcement agency

20 if the employee reasonably believes the information
21 evidences a violation of law or rule, mismanagement, a
22 gross abuse of funds, an abuse of authority, or a
23 substantial and specific danger to public health or
24 safety. This section does not apply if the disclosure
25 of the information is prohibited by statute.
26 Sec. _____. NEW SECTION. 70A.29A DISCLOSURE OF
27 COMPENSATION.

28 By November 1 of each year, an employer, as defined
29 by section 97B.1A, shall publish a report, in a local
30 newspaper of general circulation, which contains the
31 name, gender, county, or city of residence when
32 possible, official title, salary received during the
33 previous fiscal year, compensation as computed on July
34 1 of the current fiscal year, and traveling and
35 subsistence expense of the personnel of each employee
36 of the employer covered by chapter 97B, except
37 personnel who receive an annual salary of less than
38 one thousand dollars. The number of the personnel and
39 the total amount received by them shall be shown. All
40 employees who have drawn salaries, fees, or expense
41 allowances from more than one department or
42 subdivision of an employer shall be listed separately
43 under the proper departmental heading. The report
44 shall be distributed upon request without charge in an
45 electronic medium to each caucus of the general
46 assembly, the legislative services agency, the chief
47 clerk of the house of representatives, and the
48 secretary of the senate. Copies of the report shall
49 be made available to other persons in an electronic
50 medium upon payment of a fee, which shall not exceed

Page 2

- 1 the cost of providing the copy of the report.
- 2 Sections 22.2 through 22.6 apply to the report. This
- 3 section shall not apply to employers whose employees'
- 4 salaries and related information are already required
- 5 to be published pursuant to section 8A.341."
- 6 3. Title page, by striking lines 1 through 9 and
- 7 inserting the following: "An Act concerning
- 8 disclosures of information by certain employers and
- 9 providing for the disclosure of compensation by
- 10 employees covered under the Iowa public employees'
- 11 retirement system."
- 12 4. By renumbering as necessary.

SHOULTZ of Black Hawk

H-8656

- 1 Amend Senate File 2410, as amended, passed, and
- 2 reprinted by the Senate, as follows:

1. Page 13, by inserting before line 1 the following:

"Sec. _____. Section 2.12, unnumbered paragraph 4, Code 2005, is amended to read as follows:

There is appropriated out of any funds in the state treasury not otherwise appropriated such sums as may be necessary for the fiscal year budgets of the legislative services agency and the office of the citizens' aide office and inspector general for salaries, support, maintenance, and miscellaneous purposes to carry out their statutory responsibilities. The legislative services agency and the office of the citizens' aide office and inspector general shall submit their proposed budgets to the legislative council not later than September 1 of each year. The legislative council shall review and approve the proposed budgets not later than December 1 of each year. The budget approved by the legislative council for each of its statutory legislative agencies shall be transmitted by the legislative council to the department of management on or before December 1 of each year for the fiscal year beginning July 1 of the following year. The department of management shall submit the approved budgets received from the legislative council to the governor for inclusion in the governor's proposed budget for the succeeding fiscal year. The approved budgets shall also be submitted to the chairpersons of the committees on appropriations. The committees on appropriations may allocate from the funds appropriated by this section the funds contained in the approved budgets, or such other amounts as specified, pursuant to a concurrent resolution to be approved by both houses of the general assembly. The director of the department of administrative services shall issue warrants for salaries, support, maintenance, and miscellaneous purposes upon requisition by the administrative head of each statutory legislative agency. If the legislative council elects to change the approved budget for a legislative agency prior to July 1, the legislative council shall transmit the amount of the budget revision to the department of management prior to July 1 of the fiscal year, however, if the general assembly approved the budget it cannot be changed except pursuant to a concurrent resolution approved by the general assembly.

Sec. _____. Section 2.42, subsection 14, Code 2005, is amended to read as follows:

Page 2

1 14. To hear and act upon appeals of aggrieved
2 employees of the legislative services agency and the
3 office of the citizens' aide and inspector general
4 pursuant to rules of procedure established by the
5 council."

6 2. Page 13, by inserting after line 24 the
7 following:

8 "Sec. _____. Section 23A.4, unnumbered paragraph 3,
9 Code 2005, is amended to read as follows:

10 Chapter 17A and this section are the exclusive
11 remedy for violations of this chapter. However, the
12 office of the citizens' aide and inspector general may
13 review violations of this chapter and make
14 recommendations as provided in chapter 2C."

15 3. Page 15, by inserting after line 6 the
16 following:

17 "Sec. _____. Section 70A.28, subsection 7, Code
18 2005, is amended to read as follows:

19 7. The director of the department of
20 administrative services or, for employees of the
21 general assembly or of the state board of regents, the
22 legislative council or the state board of regents,
23 respectively, shall provide procedures for notifying
24 new state employees of the provisions of this section
25 and shall periodically conduct promotional campaigns
26 to provide similar information to state employees.
27 The information shall include the toll-free telephone
28 number of the office of the citizens' aide and
29 inspector general.

30 Sec. _____. Section 236.16, subsection 1, paragraph
31 c, Code 2005, is amended to read as follows:

32 c. Designate and award moneys for publicizing and
33 staffing a statewide, toll-free telephone hotline for
34 use by victims of domestic abuse. The department may
35 award a grant to a public agency or a private,
36 nonprofit organization for the purpose of operating
37 the hotline. The operation of the hotline shall
38 include informing victims of their rights and of
39 various community services that are available,
40 referring victims to service providers, receiving
41 complaints concerning misconduct by peace officers and
42 encouraging victims to refer such complaints to the
43 office of citizens' aide and inspector general,
44 providing counseling services to victims over the
45 telephone, and providing domestic abuse victim
46 advocacy.

47 Sec. _____. Section 252B.18, subsection 1, paragraph
48 a, Code 2005, is amended to read as follows:

49 a. The department shall establish a child support
50 advisory committee. Members shall include at least

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1 one district judge and representatives of custodial
 2 parent groups, noncustodial parent groups, the general
 3 assembly, the office of citizens' aide and inspector
 4 general, the Iowa state bar association, the Iowa
 5 county attorneys association, and other constituencies
 6 which have an interest in child support enforcement
 7 issues, appointed by the respective entity.
 8 Sec. _____. AMENDMENTS CHANGING TERMINOLOGY –
 9 DIRECTIVE TO CODE EDITOR. The Iowa Code editor is
 10 directed to strike the words "citizens' aide" and
 11 insert the words "citizens' aide and inspector
 12 general" wherever the words "citizens' aide" appear in
 13 chapter 2C of the Code unless a contrary intent is
 14 clearly evident."
 15 4. By renumbering as necessary.

WISE of Lee
 BUKTA of Clinton
 FOEGE of Linn
 MURPHY of Dubuque

H-8657

1 Amend House File 2792, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, by striking lines 12 through 14 and
 4 inserting the following:
 5 "FY 2006-2007..... \$ 104,343,94
 6 FY 2007-2008..... \$139,343,84
 7 FY 2008-2009..... \$ 174,343,84"
 8 2. Page 1, lines 25 and 26, by striking the words
 9 "the individual leaves the employ of the school
 10 district" and inserting the following: "June 30,
 11 2011, if the individual is making annual progress
 12 toward meeting the requirements for a teacher
 13 librarian endorsement issued by the board of
 14 educational examiners under chapter 272. A school
 15 district that entered into a contract with an
 16 individual for employment as a media specialist or
 17 librarian who holds at least a master's degree in
 18 library and information studies shall be considered to
 19 be in compliance with this subsection until the
 20 individual leaves the employ of the school district."
 21 3. Page 18, line 21, by striking the words "must
 22 meet" and inserting the following: "should have".
 23 4. Page 18, line 29, by striking the words
 24 "engineers, who has" and inserting the following:
 25 "engineers. This individual should have".
 26 5. Page 20, line 24, by striking the word
 27 "Commencing".

28 6. Page 20, by striking lines 25 and 26 and
 29 inserting the following: "The general assembly shall
 30 consider implementing the pay-for-performance program
 31 statewide for the 2009-2010 school year,".

32 7. Page 24, line 8, by striking the word "three"
 33 and inserting the following: "five".

34 8. Page 25, by striking lines 9 through 11 and
 35 inserting the following: "January 15, 2007."

36 9. Page 25, by inserting after line 35 the
 37 following:

38 "Sec.____. STATE EDUCATIONAL ASSISTANCE –
 39 CHILDREN OF DECEASED VETERANS. There is appropriated
 40 from the general fund of the state to the department
 41 of veterans affairs for the fiscal year beginning July
 42 1, 2006, and ending June 30, 2007, the following
 43 amount, or so much thereof as is necessary, for the
 44 purpose designated:

45 For educational assistance pursuant to section
 46 35.9:

47 \$ 27,000

48 Notwithstanding section 8.33, moneys appropriated
 49 under this section that remain unexpended at the close
 50 of the fiscal year shall not revert to any fund but

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1 shall remain available for the purpose designated
 2 until the close of the succeeding fiscal year.

3 Sec.____. Section 35.8, Code Supplement 2005, is
 4 amended to read as follows:

5 35.8 WAR ORPHANS EDUCATIONAL ~~AID~~ ASSISTANCE FUND.

6 A war orphans educational ~~aid~~ assistance fund is
 7 created as a separate fund in the state treasury under
 8 the control of the department of veterans affairs.

9 Any money appropriated for the purpose of ~~aiding~~
 10 assisting in the education of orphaned children of
 11 veterans, as defined in section 35.1, or the education
 12 of a child as provided in section 35.9, subsection 2,
 13 shall be deposited in the war orphans educational ~~aid~~
 14 assistance fund.

15 Sec.____. Section 35.9, Code Supplement 2005, is
 16 amended to read as follows:

17 35.9 EXPENDITURE BY COMMISSION.

18 1. a. The department ~~of veterans affairs~~ may
 19 expend not more than six hundred dollars per year for
 20 any one child who has lived in the state of Iowa for
 21 two years preceding application for aid state
 22 educational assistance, and who is the child of a
 23 person who died prior to September 11, 2001, during
 24 active federal military service while serving in the
 25 armed forces or during active federal military service
 26 in the Iowa national guard or other military component

27 of the United States, to defray the expenses of
28 tuition, matriculation, laboratory and similar fees,
29 books and supplies, board, lodging, and any other
30 reasonably necessary expense for the child or children
31 incident to attendance in this state at an educational
32 or training institution of college grade, or in a
33 business or vocational training school with standards
34 approved by the department of veterans affairs.
35 b. A child eligible to receive funds under this
36 section shall not receive more than three thousand
37 dollars under this section subsection during the
38 child's lifetime.
39 2. Upon application by a child who has lived in
40 the state of Iowa for two years preceding application
41 for state educational assistance, and who is the child
42 of a person who died on or after September 11, 2001,
43 during active federal military service while serving
44 in the armed forces or during active federal military
45 service in the Iowa national guard or other military
46 component of the United States, the department shall
47 provide state educational assistance in the amount of
48 five thousand five hundred dollars per year or the
49 amount of the child's established financial need,
50 whichever is less, to defray the expenses of tuition,

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1 matriculation, laboratory and similar fees, books and
2 supplies, board, lodging, and any other reasonably
3 necessary expense for the child or children incident
4 to attendance in this state at a community college
5 established under chapter 260C or at an institution of
6 higher education governed by the state board of
7 regents. A child eligible to receive state
8 educational assistance under this subsection shall not
9 receive more than twenty-seven thousand five hundred
10 dollars under this subsection during the child's
11 lifetime. The college student aid commission may, if
12 requested, assist the department in administering this
13 subsection.
14 Sec. ____. Section 35.10, Code Supplement 2005, is
15 amended to read as follows:
16 35.10 ELIGIBILITY AND PAYMENT OF AID ASSISTANCE.
17 Eligibility for aid assistance shall be determined
18 upon application to the department of veterans
19 affairs, whose decision is final. The eligibility of
20 eligible applicants shall be certified by the
21 department of veterans affairs to the director of the
22 department of administrative services, and all amounts
23 that are or become due to an individual or a training
24 institution under this chapter shall be paid to the
25 individual or institution by the director of the

26 department of administrative services upon receipt by
27 the director of certification by the president or
28 governing board of the educational or training
29 institution as to accuracy of charges made, and as to
30 the attendance of the individual at the educational or
31 training institution. The department of veterans
32 affairs may pay over the annual sum of ~~four hundred~~
33 dollars set forth in section 35.9 to the educational
34 or training institution in a lump sum, or in
35 installments as the circumstances warrant, upon
36 receiving from the institution such written
37 undertaking as the department may require to assure
38 the use of funds for the child for the authorized
39 purposes and for no other purpose. A person is not
40 eligible for the benefits of this chapter until the
41 person has graduated from a high school or educational
42 institution offering a course of training equivalent
43 to high school training."

44 10. Page 26, by striking lines 1 through 8.

45 11. Page 27, by inserting after line 35 the
46 following:

47 "Sec. _____. Section 261.1, subsection 5, Code 2005,
48 is amended to read as follows:

49 5. ~~Eight~~ Nine additional members to be appointed
50 by the governor. One of the members shall be selected

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1 to represent private colleges, private universities
2 and private junior colleges located in the state of
3 Iowa. When appointing this member, the governor shall
4 give careful consideration to any person or persons
5 nominated or recommended by any organization or
6 association of some or all private colleges, private
7 universities and private junior colleges located in
8 the state of Iowa. One of the members shall be
9 selected to represent institutions located in the
10 state of Iowa whose income is not exempt from taxation
11 under section 501(c) of the Internal Revenue Code.
12 One of the members shall be selected to represent
13 community colleges located in the state of Iowa. When
14 appointing this member, the governor shall give
15 careful consideration to any person or persons
16 nominated or recommended by any organization or
17 association of Iowa community colleges. One member
18 shall be enrolled as a student at a board of regents
19 institution, community college, or accredited private
20 institution. One member shall be a representative of
21 a lending institution located in this state. One
22 member shall be a representative of the Iowa student
23 loan liquidity corporation. The other three members,
24 none of whom shall be official board members or

25 trustees of an institution of higher learning or of an
26 association of institutions of higher learning, shall
27 be selected to represent the general public.

28 Sec. ____ Section 261.25, subsection 1A, as
29 enacted by 2006 Iowa Acts, House File 2527, if
30 enacted, is amended to read as follows:

31 1A. There is appropriated from the general fund of
32 the state to the commission for each fiscal year the
33 sum of five million one hundred sixty-seven thousand
34 three hundred fifty-eight dollars for ~~proprietary~~
35 tuition grants for students attending for-profit
36 accredited private institutions located in Iowa. A
37 for-profit institution which, effective March 9, 2005,
38 purchased an accredited private institution that was
39 exempt from taxation under section 501(c) of the
40 Internal Revenue Code, shall be an eligible
41 institution under the tuition grant program. In the
42 case of a qualified student who was enrolled in such
43 accredited private institution that was purchased by
44 the for-profit institution effective March 9, 2005,
45 and who continues to be enrolled in the eligible
46 institution in succeeding years, the amount the
47 student qualifies for under this subsection shall be
48 not less than the amount the student qualified for in
49 the fiscal year beginning July 1, 2004. For purposes
50 of the tuition grant program, "for-profit accredited

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1 private institution" means an accredited private
2 institution which is not exempt from taxation under
3 section 501(c)(3) but which otherwise meets the
4 requirements of section 261.9, subsection 1, paragraph
5 "b", and whose students were eligible to receive
6 tuition grants in the fiscal year beginning July 1,
7 2003."

8 12. Page 29, by inserting after line 8 the
9 following:

10 "Sec. ____ LIMITED ENGLISH PROFICIENT WEIGHTING
11 ADJUSTMENT. For the fiscal year beginning July 1,
12 2006, and ending June 30, 2007, there shall be
13 allocated to the department of education from the
14 amount appropriated pursuant to section 257.16,
15 subsection 1, based upon the increase from three to
16 four years in the availability of supplementary
17 weighting for instruction of limited English
18 proficient students pursuant to section 280.4, an
19 amount not to exceed three million, three hundred
20 thousand dollars. The funds shall be used to adjust
21 the weighted enrollment of a school district with
22 students identified as limited English proficient on a
23 prorated basis."

24 13. Page 30, by inserting after line 6 the
25 following:
26 "Sec.____. BOARD OF EDUCATIONAL EXAMINERS –
27 TEACHER LIBRARIAN REVIEW. The board of educational
28 examiners shall review the impact the enactment of
29 section 256.11, subsection 9, if enacted, on school
30 districts, media specialists, and librarians and shall
31 submit its findings and recommendations in a report to
32 the chairpersons and ranking members of the senate and
33 house of representatives standing committees on
34 education by January 1, 2007."

35 14. Page 31, line 29, by inserting after the word
36 "circumstances," the following: "allocating funds for
37 a limited English proficient weighting adjustment for
38 the fiscal year beginning July 1, 2006, and ending
39 June 30, 2007,".

40 15. Page 32, by inserting after line 2 the
41 following:

42 "DIVISION
43 STATE AND LOCAL GOVERNMENT OPERATIONS

44 Sec.____. Section 8A.108, Code 2005, is amended to
45 read as follows:

46 8A.108 ACCEPTANCE OF FUNDS.

47 1. The department may receive and accept
48 donations, grants, gifts, and contributions in the
49 form of moneys, services, materials, or otherwise,
50 from the United States or any of its agencies, from

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1 this state or any of its agencies, or from any other
2 person, and may use or expend such moneys, services,
3 materials, or other contributions, or issue grants, in
4 carrying out the operations of the department. All
5 federal grants to and the federal receipts of the
6 department are hereby appropriated for the purpose set
7 forth in such federal grants or receipts. The
8 department shall report annually to the general
9 assembly on or before September 1 the donations,
10 grants, gifts, and contributions with a monetary value
11 of one thousand dollars or more that were received
12 during the most recently concluded fiscal year.
13 2. a. The department may solicit donations,
14 grants, gifts, and contributions in the form of
15 moneys, services, materials, real property, or
16 otherwise from any person for specific projects and
17 improvements on or near the capitol complex. However,
18 no less than twenty days prior to commencing any such
19 solicitation, the department shall notify the
20 executive council, the department of management, and
21 the legislative council of the project for which the
22 solicitation is proposed. The department is only

23 required to provide one notification for each project
24 for which a solicitation is proposed.
25 b. The department shall not accept any donation,
26 grant, gift, or contribution in any form that includes
27 any condition other than a condition to use the
28 donation, grant, gift, or contribution for the project
29 for which it was solicited. The department shall not
30 confer any benefit upon or establish any permanent
31 acknowledgement of the donor of the donation, grant,
32 gift, or contribution unless specifically authorized
33 by a constitutional majority of each house of the
34 general assembly and approved by the governor or
35 unless otherwise specifically authorized by law.
36 Sec. ____ Section 8A.321, Code Supplement 2005, is
37 amended by adding the following new subsection:
38 NEW SUBSECTION. 8A. With the approval of the
39 executive council pursuant to section 7D.29 or
40 pursuant to other authority granted by law, acquire
41 real property to be held by the department in the name
42 of the state as follows:
43 a. By purchase, lease, option, gift, grant,
44 bequest, devise, or otherwise.
45 b. By exchange of real property belonging to the
46 state for property belonging to another person.
47 Sec. ____ Section 68B.7, Code 2005, is amended by
48 adding the following new unnumbered paragraph:
49 NEW UNNUMBERED PARAGRAPH. Notwithstanding the
50 provisions of this section, a person who has served as

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1 the workers' compensation commissioner, or any deputy
2 thereof, may represent a claimant in a contested case
3 before the division of workers' compensation at any
4 point subsequent to termination of such service,
5 regardless of whether the person charges a contingent
6 fee for such representation, provided such case was
7 not pending before the division during the person's
8 tenure as commissioner or deputy.
9 Sec. ____ Section 100B.13, Code Supplement 2005,
10 is amended to read as follows:
11 **100B.13 VOLUNTEER FIRE FIGHTER PREPAREDNESS FUND.**
12 1. A volunteer fire fighter preparedness fund is
13 created as a separate and distinct fund in the state
14 treasury under the control of the division of state
15 fire marshal of the department of public safety.
16 2. Revenue for the volunteer fire fighter
17 preparedness fund shall include, but is not limited
18 to, the following:
19 a. Moneys credited to the fund pursuant to section
20 422.12F.
21 b. Moneys credited to the fund pursuant to section

22 422.12G.

23 b. c. Moneys in the form of a devise, gift,
24 bequest, donation, or federal or other grant intended
25 to be used for the purposes of the fund.

26 3. Moneys in the volunteer fire fighter
27 preparedness fund are not subject to section 8.33.
28 Notwithstanding section 12C.7, subsection 2, interest
29 or earnings on moneys in the fund shall be credited to
30 the fund.

31 4. Moneys in the volunteer fire fighter
32 preparedness fund are appropriated to the division of
33 state fire marshal of the department of public safety
34 to be used annually to pay the costs of providing
35 volunteer fire fighter training around the state and
36 to pay the costs of providing volunteer fire fighting
37 equipment.

38 Sec.____. Section 232.116, subsection 1, Code
39 2005, is amended by adding the following new
40 paragraph:

41 NEW PARAGRAPH. o. The parent has been convicted
42 of a felony offense that is a criminal offense against
43 a minor as defined in section 692A.1, the parent is
44 divorced from or was never married to the minor's
45 other parent, and the parent is serving a minimum
46 sentence of confinement of at least five years for
47 that offense.

48 Sec.____. Section 314.28, Code 2005, is amended to
49 read as follows:

50 314.28 KEEP IOWA BEAUTIFUL FUND.

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1 A keep Iowa beautiful fund is created in the office
2 of the treasurer of state. The fund is composed of
3 moneys appropriated or available to and obtained or
4 accepted by the treasurer of state for deposit in the
5 fund. The fund shall include moneys transferred to
6 the fund as provided in section 422.12A. The fund
7 shall also include moneys transferred to the fund as
8 provided in section 422.12G. All interest earned on
9 moneys in the fund shall be credited to and remain in
10 the fund. Section 8.33 does not apply to moneys in
11 the fund.

12 Moneys in the fund that are authorized by the
13 department for expenditure are appropriated, and shall
14 be used, to educate and encourage Iowans to take
15 greater responsibility for improving their community
16 environment and enhancing the beauty of the state
17 through litter prevention, improving waste management
18 and recycling efforts, and beautification projects.

19 The department may authorize payment of moneys from
20 the fund upon approval of an application from a

21 private or public organization. The applicant shall
22 submit a plan for litter prevention, improving waste
23 management and recycling efforts, or a beautification
24 project along with its application. The department
25 shall establish standards relating to the type of
26 projects available for assistance.

27 Sec. ____ NEW SECTION. 422.12G JOINT INCOME TAX
28 REFUND CHECKOFF FOR KEEP IOWA BEAUTIFUL FUND AND
29 VOLUNTEER FIRE FIGHTER PREPAREDNESS FUND.

30 1. A person who files an individual or a joint
31 income tax return with the department of revenue under
32 section 422.13 may designate one dollar or more to be
33 paid jointly to the keep Iowa beautiful fund created
34 in section 314.28 and to the volunteer fire fighter
35 preparedness fund created in section 100B.13. If the
36 refund due on the return or the payment remitted with
37 the return is insufficient to pay the additional
38 amount designated by the taxpayer, the amount
39 designated shall be reduced to the remaining amount of
40 refund or the remaining amount remitted with the
41 return. The designation of a contribution under this
42 section is irrevocable.

43 2. The director of revenue shall draft the income
44 tax form to allow the designation of contributions to
45 the keep Iowa beautiful fund and to the volunteer fire
46 fighter preparedness fund as one checkoff on the tax
47 return. The department of revenue, on or before
48 January 31, shall transfer one-half of the total
49 amount designated on the tax return forms due in the
50 preceding calendar year to the keep Iowa beautiful

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1 fund and the remaining one-half to the volunteer fire
2 fighter preparedness fund. However, before a checkoff
3 pursuant to this section shall be permitted, all
4 liabilities on the books of the department of
5 administrative services and accounts identified as
6 owing under section 8A.504 and the political
7 contribution allowed under section 68A.601 shall be
8 satisfied.

9 3. The department of revenue shall adopt rules to
10 administer this section.

11 4. This section is subject to repeal under section
12 422.12E.

13 Sec. ____ Section 427.1, subsection 21A, Code
14 Supplement 2005, as amended by 2006 Iowa Acts, House
15 File 2797, section 84, if enacted, is amended to read
16 as follows:

17 21A. DWELLING UNIT PROPERTY OWNED BY COMMUNITY
18 HOUSING DEVELOPMENT ORGANIZATION. Dwelling unit
19 property owned and managed by a community housing

20 development organization, as recognized by the state
21 of Iowa and the federal government pursuant to
22 criteria for community housing development
23 organization designation contained in the HOME program
24 of the federal National Affordable Housing Act of
25 1990, if the organization is also a nonprofit
26 organization exempt from federal income tax under
27 section 501(c)(3) of the Internal Revenue Code and
28 owns and manages more than one hundred and fifty
29 dwelling units that are located in a city with a
30 population of more than one hundred ten thousand. For
31 the 2005 and 2006 assessment years, an application is
32 not required to be filed to receive the exemption.
33 For the 2007 and subsequent assessment years, an
34 application for exemption must be filed with the
35 assessing authority not later than February 1 of the
36 assessment year for which the exemption is sought.
37 Upon the filing and allowance of the claim, the claim
38 shall be allowed on the property for successive years
39 without further filing as long as the property
40 continues to qualify for the exemption.
41 Sec. _____. Section 600A.8, Code Supplement 2005, is
42 amended by adding the following new subsection:
43 NEW SUBSECTION. 10. The parent has been convicted
44 of a felony offense that is a criminal offense against
45 a minor as defined in section 692A.1, the parent is
46 divorced from or was never married to the minor's
47 other parent, and the parent is serving a minimum
48 sentence of confinement of at least five years for
49 that offense.
50 Sec. _____. Section 602.8108, subsection 8B, if

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1 enacted by 2006 Iowa Acts, House File 2789, section 8,
2 is amended to read as follows:
3 8B. The state court administrator shall allocate
4 to the office of attorney general for the fiscal year
5 beginning July 1, 2006, and for each fiscal year
6 thereafter, ~~three~~ four hundred fifty thousand dollars
7 of the moneys received annually under subsection 2, to
8 be used for legal services for persons in poverty
9 grants as provided in section 13.34.
10 Sec. _____. 2006 Iowa Acts, House File 2797, section
11 43, subsection 1, paragraph a, if enacted, is amended
12 by adding the following new subparagraphs:
13 NEW SUBPARAGRAPH. (11) Sierra club - Iowa
14 chapter.
15 NEW SUBPARAGRAPH. (12) Izaak Walton league of
16 Iowa.
17 NEW SUBPARAGRAPH. (13) State conservation
18 districts.

19 Sec.____. 2006 Iowa Acts, House File 2794, section
20 58, if enacted, is repealed.

21 Sec.____. RETROACTIVE APPLICABILITY. The section
22 of this Act enacting section 422.12G applies
23 retroactively to tax years beginning on or after
24 January 1, 2006."

25 16. Page 32, by inserting after line 2 the
26 following:

27 "DIVISION

28 MISCELLANEOUS PROVISIONS

29 Sec.____. Section 8F.2, subsection 8, paragraph b,
30 subparagraph (3), if enacted by 2006 Iowa Acts, Senate
31 File 2410, is amended to read as follows:

32 (3) A contract for services provided for the
33 operation, construction, or maintenance of a public or
34 city utility, combined public or city utility, or a
35 city enterprise as defined by section 384.24."

36 17. Title page, line 1, by striking the word
37 "education" and inserting the following: "government
38 operations and".

39 18. Title page, line 3, by inserting after the
40 word "management," the following: "the department of
41 veterans affairs,".

42 19. By renumbering, relettering, or redesignating
43 and correcting internal references as necessary.

RESOLUTIONS ADOPTED

Resolutions adopted during the Eighty-first General Assembly, 2006 Session, not otherwise printed in the House Journal.

1 House Concurrent Resolution 107
 2 By Roberts
 3 A concurrent resolution relating to the board of
 4 correction's evaluation of the Iowa state penitentiary
 5 in Fort Madison.
 6 *Whereas*, the governor requested the board of
 7 corrections to evaluate the condition of the Iowa
 8 state penitentiary following the escape of two inmates
 9 at the facility; and
 10 *Whereas*, the governor requested the board to
 11 evaluate whether a new facility should be constructed
 12 to replace the existing Iowa state penitentiary,
 13 whether the existing penitentiary should be upgraded,
 14 or whether inmates should be transferred from the
 15 penitentiary to other correctional institutions; and
 16 *Whereas*, the governor requested the board of
 17 corrections to report the board's recommendations to
 18 the governor within 30 days of undertaking such an
 19 evaluation; and
 20 *Whereas*, the decision to replace the penitentiary,
 21 or upgrade the facility, or to transfer inmates to
 22 other correctional institutions is an extremely
 23 important public safety issue for the citizens of
 24 Iowa; *Now Therefore*,
 25 *Be It Resolved By The House Of Representatives, The*
 26 *Senate Concurring*, That the board of corrections
 27 should undertake a more deliberative process and study
 28 the future of the Iowa state penitentiary more
 29 thoroughly before making any recommendations about the
 30 future of an institution that has been serving Iowans

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1 for over 150 years; and
 2 *Be It Further Resolved*, That the general assembly
 3 requests that the governor order the board of
 4 corrections to continue to study the future of the
 5 Iowa state penitentiary and to allow the board more
 6 time to finish such an important undertaking; and
 7 *Be It Further Resolved*, That the board make
 8 recommendations about the future of the penitentiary
 9 to the general assembly by January 8, 2007.

HCR 107 filed April 3, 2006; adopted April 3, 2006.

House Concurrent Resolution 109

By Rants and Murphy

Be It Resolved By The House Of Representatives, The Senate Concurring, That a joint convention of the two houses of the 2006 session of the Eighty-first General Assembly be held on Monday, March 27, 2006, at 1:00 p.m.; and

Be It Further Resolved, That Major General Ron Dardis be invited to present his message of the Condition of the Iowa National Guard at this convention.

HCR 109 filed March 27, 2006; adopted March 27, 2006.

House Concurrent Resolution 112

By Huser, Struyk, Arnold, Van Engelenhoven,
Rasmussen, Greiner, Pettengill, Lukan,
J.R. Van Fossen, Carroll, Horbach, Dandekar,
D. Olson, Thomas, Davitt, And Mertz

A concurrent resolution designating May 2006 as Motorcycle Safety Awareness Month.

Whereas, motorcycle riding is a popular form of recreation and transportation for thousands of people across Iowa and the nation; and

Whereas, motorcycle riding can be an enjoyable activity when safety is of paramount consideration and all laws and regulations are observed; and

Whereas, the safe operation of a motorcycle requires the use of special skills developed through a combination of training and experience, the use of good judgment, and a thorough knowledge of traffic laws and licensing requirements; and

Whereas, the Motorcycle Safety Awareness Campaign is intended to reduce the number of accidents, injuries, and fatalities associated with motorcycling by encouraging motorcycle operators to participate in rider education programs, wear proper apparel, not drink and ride, and operate their vehicles defensively according to the rules of the road; and

Whereas, motorcycle organizations, clubs, dealerships, and groups and highway safety officials in our state should join Iowa motorcyclists in actively promoting safe motorcycle operation, increased rider training, improved licensing efforts,

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and motorist awareness of motorcycles; and

Whereas, the Motorcycle Safety Awareness Campaign encourages operators of other motor vehicles to be cautious and observe these smaller vehicles, especially during the seasonal return of motorcycles to Iowa's streets and highways; and

Whereas, a motorcycle is a vehicle with all of the

8 privileges of any vehicle on the roadway, so a
9 motorcyclist should be allowed the use of a full lane
10 of travel; and
11 *Whereas*, other motorists need to take a second look
12 for motorcycles on the highway, at intersections, and
13 when a motorcyclist may be changing lanes or making a
14 left turn; and
15 *Whereas*, other motorists should clearly signal
16 their intentions, not follow motorcycles too closely,
17 and allow enough room for motorcyclists to take
18 evasive action by allowing plenty of space; and
19 *Whereas*, obstructions that other motorists might
20 ignore, such as debris and potholes, can be deadly for
21 a motorcyclist, so other motorists should learn to
22 predict when a motorcyclist might take evasive action;
23 *Now Therefore*,
24 *Be It Resolved By The House Of Representatives, The*
25 *Senate Concurring*, That the General Assembly
26 designates the month of May 2006 as Motorcycle Safety
27 Awareness Month and encourages all Iowa motorists to
28 strive to improve motorcycle safety in this state.

HCR 112 filed April 26, 2006; adopted April 26, 2006.

1 House Resolution 101
2 By Wilderdyke
3 A resolution to honor Whiting High School on being
4 awarded the 2004-2005 No Child Left Behind Blue
5 Ribbon Schools Award.
6 *Whereas*, in 2002, the United States Department of
7 Education created the No Child Left Behind Blue Ribbon
8 Schools Program for schools which had attained the
9 national education reform goals for high standards and
10 accountability; and
11 *Whereas*, that program was established to honor
12 public and private K-12 schools that are either
13 academically superior or that demonstrate dramatic
14 gains in student achievement; and
15 *Whereas*, Whiting High School students and staff
16 have demonstrated outstanding improvements in academic
17 achievement and superior academic performance within
18 the State of Iowa; and
19 *Whereas*, in 2005, Whiting High School was one of
20 only five Iowa schools awarded the 2004-2005 No Child
21 Left Behind Blue Ribbon Schools Award; *Now Therefore*,
22 *Be It Resolved By The House Of Representatives*,
23 That the House of Representatives congratulates the
24 staff and students of Whiting High School on being
25 awarded the 2004-2005 No Child Left Behind Blue Ribbon
26 Schools Award and thanks the Whiting High School for
27 its efforts in making Iowa a better place to learn and
28 live.

HR 101 filed January 9, 2006; House adopted March 6, 2006.

1 House Resolution 102
2 By Upmeyer And Jacobs
3 A resolution to recognize and honor photographer
4 Robert Nandell.
5 *Whereas*, Robert Nandell began his distinguished
6 career as a photojournalist at the University of
7 Iowa's college newspaper; and
8 *Whereas*, for 41 years Mr. Nandell has worked as a
9 professional photographer, first working for the Mason
10 City Globe Gazette and the Milwaukee Journal, and for
11 the last 28 years serving as a photographer for the
12 Des Moines Register; and
13 *Whereas*, during his career, Mr. Nandell has taken
14 tens of thousands of photographs, providing a vast
15 archive which chronicles people, places, and events
16 over the decades; and
17 *Whereas*, in 1979, a photograph taken by Mr.
18 Nandell, showing an enthusiastic Iowa crowd
19 surrounding Pope John Paul II, ran as a full page in
20 the Des Moines Register; and
21 *Whereas*, Mr. Nandell photographed not just
22 celebrities and events in the news, but also delighted
23 in capturing images of Iowa's people and places; and
24 *Whereas*, on December 1, 2005, Mr. Nandell retired,
25 leaving a 41-year legacy of excellence in
26 photojournalism; NOW THEREFORE,
27 *Be It Resolved By The House Of Representatives*,
28 That the House of Representatives recognizes and
29 honors Robert Nandell for his distinguished career and
30 thanks him for chronicling Iowa and Iowans for these

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1 many decades in his photographs.

HR 102 filed January 10, 2006; House adopted January 11, 2006.

1 House Resolution 103
2 By Wendt, Whitead, Soderberg, And Rants
3 A resolution requesting that the United States Postal
4 Service retain the area mail processing center in
5 Sioux City, Iowa.
6 *Whereas*, the current area mail processing center in
7 Sioux City, Iowa, serves the fourth largest city in
8 Iowa and employs 150 people; and
9 *Whereas*, the United States Postal Service has
10 announced a study examining the feasibility of
11 centralizing Sioux City's mail processing in Sioux
12 Falls, South Dakota; and

13 *Whereas*, currently the mail service in Sioux City
14 and the surrounding area is very prompt, providing
15 one-day service locally and national service in two
16 days; and
17 *Whereas*, the people of the Siouxland area are
18 justifiably proud of their 150-year-old postmark; and
19 *Whereas*, loss of the Sioux City area mail
20 processing center would degrade service to two days
21 for the Siouxland area and to three days for other
22 parts of the country; *Now Therefore*,
23 *Be It Resolved By The House Of Representatives*,
24 That the House of Representatives requests that the
25 United States Postal Service retain the area mail
26 processing center in Sioux City, Iowa; and
27 *Be It Further Resolved*, That a copy of this
28 resolution be sent to the Postmaster General and the
29 Chief Executive Officer of the United States Postal
30 Service, to the Hawkeye District Manager of the United

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- 1 States Postal Service, and to the Vice President of
- 2 Operations of the United States Postal Service.

HR 103 filed January 12, 2006; adopted January 19, 2006.

1 House Resolution 105
2 By Gipp and Murphy
3 A resolution honoring James L. Brimeyer, the 2005 Iowa
4 Professor of the Year.
5 *Whereas*, career educator James L. Brimeyer received
6 both his Bachelor of Arts and his Master of Arts
7 degrees at Loras College in Dubuque; and
8 *Whereas*, for 10 years Professor Brimeyer has been a
9 composition and literature instructor at the Peosta
10 Campus of Northeast Iowa Community College; and
11 *Whereas*, out of 400 top professors nominated by
12 colleges and universities across the country, the
13 Carnegie Foundation for the Advancement of Teaching
14 and the Council for Advancement and Support of
15 Education have named Professor Brimeyer as the 2005
16 Iowa Professor of the Year; and
17 *Whereas*, Professor Brimeyer has received many
18 accolades in the course of his career, including the
19 Iowa State University Educational Leadership Award in
20 2004, the Iowa Literacy Award for Contributions to
21 Literacy and Learning in 2001, the National Institute
22 for Staff and Organizational Development Teaching
23 Excellence Award in 1997, the Northeast Iowa Community
24 College Extra Effort Award in 2003, and a listing in
25 the 58th Edition of Marquis Who's Who in America in
26 2004; and

27 *Whereas*, Professor Brimeyer has dedicated his life
28 to the education of generations of young Iowans,
29 teaching at Wahlert High School in Dubuque for 25
30 years before joining the Northeast Iowa Community

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1 College faculty in 1995; *Now Therefore*,
2 *Be It Resolved By The House Of Representatives*,
3 That the House of Representatives congratulates James
4 L. Brimeyer on being named the 2005 Iowa Professor of
5 the Year and honors his three decades of service to
6 the education of Iowa's youth.

HR 105 filed January 25, 2006; adopted January 26, 2006.

1 House Resolution 107
2 By Kaufmann, Gipp, Upmeyer, Frevert,
3 Thomas and Jacoby
4 A resolution congratulating Iowa's community colleges
5 in their 40th anniversary year.
6 *Whereas*, in 1966 the State Board of Education
7 officially designated each of Iowa's 15 community
8 colleges; and
9 *Whereas*, 2005 fall term credit enrollments totaled
10 82,681, and noncredit enrollments totaled in excess of
11 300,000; and
12 *Whereas*, the community colleges of Iowa have an
13 exceptionally broad mission as identified in the Code
14 of Iowa, and that mission is still fulfilled within
15 the context of an open-door philosophy; and
16 *Whereas*, the vast majority of community college
17 graduates remain in Iowa following graduation; and
18 *Whereas*, the community colleges of Iowa emphasize
19 flexibility, adaptability, and high quality in their
20 teaching philosophy and practice; and
21 *Whereas*, the community colleges of Iowa provide
22 innovation in achieving academic excellence, promoting
23 economic development, establishing proactive
24 vocational programming, and sustaining cooperative
25 endeavors with secondary students; *Now Therefore*,
26 *Be It Resolved By The House Of Representatives*,
27 That the House of Representatives congratulates the 15
28 community colleges of Iowa in their 40th anniversary
29 year and their ongoing commitment to educational
30 excellence and the students of Iowa.

HR 107 filed January 25, 2006; adopted January 26, 2006.

1 House Resolution 109
2 By Kressig, Shultz, Jenkins, Berry, Pettengill,

3 Davitt, Hutter, Gaskill, Jacoby, Whitaker, Bell,
4 Winckler, Shomshor, May, Miller, Petersen,
5 Lukan, Soderberg, Tjepkes, Murphy and Oldson
6 A resolution honoring the University of Northern Iowa
7 Football Team.
8 *Whereas*, in 2005 the University of Northern Iowa
9 Football Team, led by Coach Mark Farley, achieved an
10 11-4 record and won the Gateway Football Conference
11 Title; and
12 *Whereas*, the Panthers have made 12 trips to
13 National Collegiate Athletic Association Division 1-AA
14 playoff games and six trips to the semifinal games;
15 and
16 *Whereas*, the Panthers football team in 2005
17 advanced to the National Collegiate Athletic
18 Association Division 1-AA championship game, played at
19 Max Finley Stadium and Davenport Field in Chattanooga,
20 Tennessee, before a record 20,236 fans; and
21 *Whereas*, in a hard-fought championship game the
22 Panthers football team was at last defeated by the
23 Appalachian State University Mountaineers Football
24 Team; and
25 *Whereas*, as a result of their performance five
26 players were named to Don Hansen's Football Gazette
27 All-region Team and Coach Mark Farley was named the
28 Northwest Region Coach of the Year; *Now Therefore*,
29 *Be It Resolved By The House Of Representatives*,
30 That the House of Representatives congratulates the

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1 members of the University of Northern Iowa Panthers
2 Football Team and Coach Mark Farley for a great season
3 of football and thanks them for the honor and
4 recognition they have brought to the University of
5 Northern Iowa and to the State of Iowa; and
6 *Be It Further Resolved*, That, upon adoption, an
7 official copy of this Resolution be prepared for
8 presentation to Coach Farley and the members of the
9 University of Northern Iowa Panthers Football Team.

HR 109 filed January 31, 2006; adopted February 6, 2006.

1 House Resolution 115
2 By Berry, Jenkins, Kressig and Shoultz
3 A resolution recognizing Ms. Effie Burt for her
4 composition, "I'll Make Me a World in Iowa".
5 *Whereas*, Ms. Effie Burt, an esteemed resident of
6 Waterloo, Iowa, has composed "I'll Make Me a World in
7 Iowa", a song reflecting on the best qualities of
8 Iowa, to remind her daughter and others that Iowa is a
9 state in which dreams may be dreamt and then achieved;

10 and

11 *Whereas*, Ms. Burt's initiative in composing "I'll
12 Make Me a World in Iowa" is both commendable and
13 inspirational and reflects a continuing dedication to
14 the values and traditions at the core of the Iowa
15 spirit; and
16 *Whereas*, Ms. Burt's composition is a worthy
17 companion to the official state song, "The Song of
18 Iowa", by S.H.M. Byers; *Now Therefore*,
19 *Be It Resolved By The House Of Representatives*,
20 That the House of Representatives recognizes Ms. Effie
21 Burt for her composition, "I'll Make Me a World in
22 Iowa", and thanks her for her initiative and ongoing
23 dedication to Iowa and for using her musical talent in
24 such a beneficial manner; and
25 *Be It Further Resolved*, That the House of
26 Representatives encourages the use of "I'll Make Me a
27 World in Iowa" as a companion to the official state
28 song and all contexts in which the state song is
29 presented; and
30 *Be It Further Resolved*, That, upon passage, the

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1 Chief Clerk of the House of Representatives shall cause
2 an official copy of this Resolution to be prepared for
3 presentation to Ms. Effie Burt.

HR 115 filed February 9, adopted February 27, 2006.

1 House Resolution 117

2 By Tymeson, Quirk, Baudler, Eichhorn, Hutter,
3 Huseman, Chambers, Tjepkes, Alons, Watts, De Boef,
4 Freeman, Carroll, Tomenga, Rayhons, Boal, Dix,
5 Paulsen, Upmeyer, Dolecheck, J.R. Van Fossen,
6 Elgin, Roberts, Arnold, Horbach, Van Engelenhoven,
7 Kurtenbach, Schickel, Sands, S. Olson, Jenkins,
8 May, Lalk, Rasmussen, Anderson, Soderberg, Gipp,
9 J.K. Van Fossen, Lukan, Jacobs, Hoffman, Struyk,
10 Greiner, Granzow, D. Taylor, Pettengill, Berry,
11 Hunter, Wendt, Thomas, Cohoon, Dandekar, Mertz,
12 Bell, Davitt, Swaim, Kuhn, Petersen, Mascher,
13 Winckler, Jochum, Lensing, Smith, Frevert,
14 D. Olson, Gaskill, Wessel-Kroeschell, Shomshor,
15 Reasoner, Schueller, Whitead, Shoultz, Reichert,
16 Whitaker and Raecker
17 A resolution honoring Sergeant Major (Select) Brad Kasal
18 for his rare courage and inspiring sacrifice in the
19 Iraq war.
20 *Whereas*, for over 200 years the Marines of the
21 United States Marine Corps have been known for their
22 bravery and devotion to duty; and

23 *Whereas*, Sergeant Major Brad Kasal has proven his
24 ability and displayed those qualities in serving our
25 nation in Iraq; and
26 *Whereas*, Sergeant Major Brad Kasal grew up on a
27 farm near Afton, Iowa, hunted and fished as a kid,
28 wrestled and played football in high school,
29 detasseled corn and managed a restaurant to earn
30 money; and

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1 *Whereas*, Sergeant Major Brad Kasal knew he wanted
2 to be a Marine in the eighth grade, joined the Marine
3 Corps straight out of East Union High School and
4 excelled in marksmanship and physical fitness in boot
5 camp; and
6 *Whereas*, in his 20 years of military service,
7 Sergeant Major Kasal did tours of duty in nearly 50
8 foreign lands, including Operation Desert Storm in
9 Kuwait, Operation Enduring Freedom in Afghanistan, and
10 Operation Iraqi Freedom; and
11 *Whereas*, during the early part of Operation Iraqi
12 Freedom Sergeant Major Kasal earned a Purple Heart for
13 wounds he suffered from enemy action but in his own
14 words, he "gutted it out and kept going like a lot of
15 Marines do", and he returned to duty and even
16 volunteered for a second tour of duty because he was a
17 leader and he felt he belonged with his young Marines;
18 and
19 *Whereas*, on November 13, 2004, during fierce
20 fighting in Fallujah, Iraq, he vowed to leave no
21 Marine behind, returned to save three wounded soldiers
22 trapped in a house crawling with insurgents, received
23 seven serious wounds from an automatic rifle, received
24 40 shrapnel wounds from an exploding grenade when he
25 shielded another Marine with his body and neglected
26 his own injuries to treat his fellow soldier, lost 60
27 percent of his body's blood without losing
28 consciousness, and did all this while guarding the
29 door and without loosening the grip on his gun; and
30 *Whereas*, as a result of those wounds, Sergeant

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1 Major Kasal spent 35 days over the holidays bedridden
2 and another 30 days at the Navy Hospital in Bethesda,
3 Maryland, endured 20 surgeries and expects a full
4 recovery because in his own words, "I'm a Kasal and
5 we're tough"; and
6 *Whereas*, in recognition for his heroism, sacrifice,
7 and devotion to duty Sergeant Major Kasal is under
8 consideration for the Congressional Medal of Honor,

9 America's highest award for bravery; and
10 *Whereas*, Iowa Families United for Our Troops and
11 Their Mission stands with steadfast support for
12 Sergeant Major Kasal and all men and women serving to
13 protect the freedom for all Americans, for the
14 families of our service men and women, and for the
15 families of our fallen heroes; *Now Therefore*,
16 *Be It Resolved By The House Of Representatives*,
17 That the House of Representatives, on behalf of all 3
18 million fellow Iowans and Iowa Families United for Our
19 Troops and Their Mission, honors Sergeant Major Brad
20 Kasal for his "Iowa Toughness and Tenacity", his
21 patriotic service to America, his devotion to the
22 highest principles of military service, and his
23 undaunted courage under hostile fire; and
24 *Be It Further Resolved*, That, upon adoption, an
25 official copy of this Resolution be prepared for
26 presentation to Sergeant Kasal so that he knows
27 without a doubt that Iowans are proud of him and his
28 fellow troops and look forward to welcoming him back
29 home when his military service is concluded.

HR 117 filed February 10, 2006; adopted February 13, 2006.

1 House Resolution 119
2 By Bell, Eichhorn, Dandekar, Roberts, Gipp,
3 Murphy, Carroll, Lykam and Huser
4 A resolution supporting a free trade agreement between
5 the Republic of China on Taiwan and the United States.
6 *Whereas*, the Republic of China on Taiwan and the
7 United States enjoy one of the most important economic
8 and strategic international relationships that exists
9 today; and
10 *Whereas*, together, Taiwan and the United States
11 promote a shared belief in freedom, democracy, and
12 market principles; and
13 *Whereas*, the level of mutual investment between
14 Taiwan and the United States is substantial; and
15 *Whereas*, streamlined foreign investment procedures
16 developed under a free trade agreement between Taiwan
17 and the United States would create new business
18 opportunities and new jobs; and
19 *Whereas*, a free trade agreement between Taiwan and
20 the United States would encourage greater innovations
21 and manufacturing efficiencies by stimulating joint
22 technological development, practical applications, and
23 new cooperative ventures; and
24 *Whereas*, a recent study by the United States
25 International Trade Commission supports the
26 negotiation of a free trade agreement between Taiwan
27 and the United States; and

28 *Whereas*, a free trade agreement between Taiwan and
29 the United States would build on the existing strong
30 relations between Taiwan and the United States to

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1 simultaneously boost Taiwan's security and democracy
2 and serve the broader interests of the United States
3 in the Asia-Pacific region; *Now Therefore*,
4 *Be It Resolved By The House Of Representatives*,
5 That the House of Representatives supports the
6 negotiation of a free trade agreement between the
7 Republic of China on Taiwan and the United States of
8 America; and

9 *Be It Further Resolved*, That upon adoption, an
10 official copy of this Resolution be prepared and

11 presented to the Taipei Economic and Cultural Office
12 located in Chicago, Illinois.

HR 119 filed February 15, 2006, adopted April 3, 2006.

1 House Resolution 122
2 By Bell, Eichhorn, Dandekar, Roberts, Gipp, Murphy,
3 Carroll, Lykam, and Huser

4 A resolution requesting the Congress of the United
5 States to give due consideration to the readiness
6 of the Republic of China on Taiwan for membership
7 in the United Nations.

8 *Whereas*, the Republic of China on Taiwan has
9 established a democratic, multiparty political system,
10 its diplomacy aimed at national unification
11 demonstrates its progressive spirit as a government
12 and a people, and its inclusion in the United Nations
13 would only further the universality of this essential
14 global forum; and

15 *Whereas*, already having provided many developing
16 nations with financial assistance, as well as overseas
17 aid, training, and disaster relief, Taiwan has amply
18 illustrated its concern for the welfare of the world;
19 and

20 *Whereas*, the government of Taiwan has accepted the
21 obligations contained in the United Nations Charter
22 and agrees to promote international peace and
23 security; and

24 *Whereas*, the fundamental right of the 21 million
25 citizens of Taiwan to be partners in the community of
26 nations should no longer be denied; **NOW THEREFORE**,
27 *be it resolved by the house of representatives*,
28 That the House of Representatives supports the
29 membership of the Republic of China on Taiwan in the
30 United Nations and urges due consideration by the

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1 Congress of the United States; and
2 *Be It Further Resolved*, That upon adoption, an
3 official copy of this Resolution be prepared and
4 presented to the President of the United States
5 Senate, the Secretary of the United States Senate, the
6 Speaker of the United States House of Representatives,
7 the Clerk of the United States House of
8 Representatives, the members of Iowa's congressional
9 delegation, and the Secretary General of the United
10 Nations.

HR 122 filed February 16, 2006; adopted April 3, 2006.

1 House Resolution 126
2 By Alons, Hutter, Frevert, Freeman, Pettengill,
3 Wendt, Arnold, De Boef, Jacoby, Kurtenbach,
4 Carroll, Watts, Chambers, D. Olson, Lukan,
5 Hoffman, Eichhorn, Huseman, Sands, Soderberg,
6 Wilderdyke, Tjepkes, and Heaton
7 A resolution to honor the service of the 185th Air
8 Refueling Wing, Iowa Air National Guard.
9 *Whereas*, the Iowa Air National Guard located in
10 America's heartland at Sioux Gateway Airport in Sioux
11 City, Iowa, houses the 185th Fighter Wing which was
12 originally established in December 1946 as the 174th
13 Fighter Squadron; and
14 *Whereas*, the unit originally was equipped with P-51
15 Mustangs and by 1991 was flying the famous F-16
16 fighter; and
17 *Whereas*, in 2003, the 185th Fighter Wing was
18 redesignated the 185th Air Refueling Wing ("ARW"),
19 Iowa Air National Guard, flying KC-135E refueling
20 tankers; and
21 *Whereas*, that redesignation, first announced in
22 2001, required the 185th to completely redesign its
23 facilities and design the unit's own training program,
24 recruit its own instructors, and, in many cases,
25 repair salvaged equipment, all while still fulfilling
26 its current mission of flying F-16 aircraft until
27 December 2002; and
28 *Whereas*, by the fall of 2004, the 185th was flying
29 KC-135E tankers out of Geilenkirchen, Germany,
30 supporting NATO AWACS refueling missions; and

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1 *Whereas*, in its 50-year history the 185th has
2 served the United States of America with distinction
3 and has garnered numerous awards, including the Air
4 Force Association's Outstanding Unit Award, 1956; the

5 Spaatz Trophy, recognizing the unit as the most
6 outstanding Air National Guard squadron in the nation
7 in 1956; the Presidential Unit Citation and Air Force
8 Outstanding Unit award during Viet Nam activation,
9 1968; the Air Force Outstanding Unit award five times
10 for exceptionally meritorious service, 1985, 1986,
11 1987, 1989, and 1991; the Maintenance Team Award
12 Gunsmoke, 1989; the Spaatz Trophy, won for a second
13 time, 1990; the Air Force Association's Outstanding
14 Unit Award, 1994; and the Winston P. Wilson Safety
15 Award, 1994; and
16 *Whereas*, the 185th Air Refueling Wing provided
17 critical domestic aid during the Katrina disaster in
18 2005, flying a total of 78 sorties, the most sorties
19 by any KC-135 unit, with 185 members of the 185th
20 supporting Katrina missions; and
21 *Whereas*, the vision of the 185th Air Refueling Wing
22 is to be the premier air refueling wing, ready to be
23 the first wing to be called up for service; to
24 preserve and enhance the value of the citizen soldier;
25 to be proactive in facing the changes in technology
26 and challenges of 21st Century; to reflect the
27 cultural diversity of the community; and to promote a
28 climate of diversity, growth, creativity, and
29 teamwork; *Now Therefore*,
30 *Be It Resolved By The House Of Representatives*,

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1 That the House of Representatives, on behalf of all
2 Iowans, congratulates the men and women of the 185th
3 Air Refueling Wing, Iowa Air National Guard, and their
4 commander Colonel John Janson for 50 years of
5 dedicated service and thanks them for their
6 selflessness and willingness to place themselves in
7 harm's way to protect the United States of America.

HR 126 filed February 20, 2006; adopted April 5, 2006.

1 House Resolution 130
2 By Upmeyer and Wise
3 A resolution honoring John G. Pappajohn, a 2006
4 nationally recognized Outstanding Community College
5 Alumnus.
6 *Whereas*, John G. Pappajohn graduated in 1948 from
7 Mason City Junior College, the predecessor of North
8 Iowa Area Community College (NIACC), and is among
9 NIACC's most accomplished alumni and top benefactors;
10 and
11 *Whereas*, Mr. Pappajohn joins a prestigious
12 contingent of community college alumni from across the
13 nation honored by the American Association of

14 Community Colleges for their outstanding professional
15 contributions and generous philanthropy; and
16 *Whereas*, Mr. Pappajohn has a dream to make Iowa the
17 most entrepreneurial state in the nation and
18 encourages and supports the development and growth of
19 new business ventures through John Pappajohn
20 Entrepreneurial Centers at NIACC and around the state;
21 and

22 *Whereas*, Mr. Pappajohn represents what community
23 colleges stand for and provides opportunities for new
24 Iowa entrepreneurs to live the American dream; and
25 *Whereas*, Mr. Pappajohn has achieved many honors and
26 accolades in the course of his career, including the
27 Iowa Business Leader of the Year, the Oscar C. Schmidt
28 Iowa Business Leadership Award, the Brotherhood Award,
29 the Hellenic Heritage Achievement Award, the Iowa
30 Business Hall of Fame, Entrepreneur of the Year, the

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1 Ellis Island Medal of Honor, the NIACC Outstanding
2 Alumni Award, and the Horatio Alger Award; NOW
3 *Therefore*,
4 *Be It Resolved By The House Of Representatives*,
5 That the House of Representatives recognizes John G.
6 Pappajohn for his 2006 National Outstanding Community
7 College Alumni Award and his vision and philanthropy
8 which will have long-lasting and far-reaching effects
9 in Iowa.

HR 130 filed February 24, 2006; adopted March 15, 2006.

1 House Resolution 131
2 By Smith, Hoffman, Baudler, and Wendt
3 A resolution to designate the month of June 2006 as Prostate
4 Cancer Awareness Month and to encourage all health
5 benefit plan providers to include annual screening
6 for prostate cancer as part of their coverage.
7 *Whereas*, over 200,000 men in the United States will
8 be diagnosed with prostate cancer each year; and
9 *Whereas*, the purpose of screening for cancer is to
10 detect the cancer at its earliest stages, before any
11 symptoms have developed; and
12 *Whereas*, screening for prostate cancer can be
13 performed quickly and easily in a physician's office
14 using two tests: the prostate specific antigen blood
15 test and the digital rectal examination; and
16 *Whereas*, when caught and treated early, prostate
17 cancer has a cure rate of over 90 percent; and
18 *Whereas*, the American Cancer Society recommends
19 that both the test and the examination should be
20 offered annually, and depending on individual

21 circumstances this testing should begin as early as 40
22 years of age for certain high-risk men; *Now Therefore,*
23 *Be It Resolved By The House Of Representatives,*
24 That the House of Representatives designates the month
25 of June 2006 as Prostate Cancer Awareness Month and
26 encourages all health benefit plan providers to
27 include annual screening for prostate cancer for men
28 over 40 years of age as part of their coverage
29 package, in accordance with the early detection
30 guidelines of the National Comprehensive Cancer

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1 Network.

HR 131 filed February 24, 2006; adopted May 2, 2006.

1 House Resolution 136
2 By Committee On Human Resources
3 (Successor To HSB 690)
4 A resolution recognizing the month of May 2006 as Iowa
5 Heart Health Month.
6 *Whereas*, cholesterol is an important part of a
7 healthy body because it is used to form cell membranes
8 and some hormones, and is needed for other functions;
9 and
10 *Whereas*, a high level of cholesterol in the blood
11 is a major risk factor for coronary heart disease,
12 which can lead to a heart attack; and
13 *Whereas*, an expert panel on detection, evaluation
14 and treatment of high blood cholesterol in adults
15 recommends that everyone 20 years of age and older
16 have a fasting "lipoprotein profile" every five years;
17 and
18 *Whereas*, this test gives information about total
19 cholesterol, low-density lipoprotein (LDL) or "bad"
20 cholesterol, high-density lipoprotein (HDL) or "good"
21 cholesterol, and triglycerides (blood fats); and
22 *Whereas*, there are no symptoms of high cholesterol
23 and it can only be detected through a cholesterol
24 test; and
25 *Whereas*, treatment goals have been recommended by
26 the National Cholesterol Education Program (NCEP); and
27 *Whereas*, there are three main ways to fight high
28 cholesterol or "get to goal": diet, exercise, and,
29 when appropriate, medication; and
30 *Whereas*, the only way to manage cholesterol is to

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1 know the goals and track progress; *Now Therefore,*
2 *Be It Resolved By The House Of Representatives,*

3 That the House of Representatives hereby recognizes
4 May 2006 as Iowa Heart Health Month and encourages its
5 citizens to have their cholesterol tested and to "get
6 to goal".

HR 136 filed March 2, 2006; adopted May 2, 2006.

1 House Resolution 137
2 By Hoffman
3 A resolution designating a Technology and Science Day
4 in Iowa.
5 *Whereas*, in the 21st century, growth and
6 development in Iowa will increasingly depend on a
7 technologically sophisticated workforce; and
8 *Whereas*, information technology is a highly
9 innovative industry in Iowa that is increasingly
10 becoming the backbone of commerce, as scientists,
11 engineers, and programmers develop new, faster, and
12 more proficient methods of transferring and processing
13 data and have become driving forces for promoting
14 growth in Iowa's economy; and
15 *Whereas*, information technology is an important
16 sector for Iowa's economic future, providing well-
17 paying jobs and the fundamental technological
18 underpinning for advancement in a broad range of other
19 sectors, from finance and insurance to manufacturing
20 and the biosciences; and
21 *Whereas*, Iowa's information technology sector shows
22 significant promise for growth and has proven itself
23 to be more robust than the national information
24 technology sector in weathering downturns and
25 challenges; and
26 *Whereas*, a thriving technology sector relies on a
27 skilled and productive workforce, and the availability
28 of human capital will be a key factor in the success
29 of the industry; and
30 *Whereas*, future demand for computer specialists and

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1 engineers in Iowa will far outstrip supply, and
2 production will move where these professionals are
3 located; and
4 *Whereas*, interest among students in becoming
5 scientists or engineers has steadily declined, and the
6 proportion of college students earning science and
7 engineering degrees in the United States is lower than
8 in almost all of its major trading partners; and
9 *Whereas*, Iowa's middle and high school students
10 will comprise the bulk of the future workforce and
11 must be highly educated in the areas of science and
12 technology, and aware of career opportunities in those

13 areas; *Now Therefore,*
14 *Be It Resolved By The House Of Representatives,*
15 That the House of Representatives declares Friday, May
16 19, 2006, as Technology and Science Day in Iowa and
17 urges all schools, educators, and guidance counselors
18 to use this day to offer a competition, activity, or
19 initiative to build student awareness and interest in
20 science and technology and in the varied careers these
21 fields offer students who will be tomorrow's workforce
22 leaders.

HR 137 filed March 7, 2006; adopted April 18, 2006.

1 House Resolution 138
2 By Mertz and Drake
3 A resolution supporting the proposal of Iowa State
4 University to pursue the location of the national
5 bio and agro-defense facility at the site of the
6 current National Center for Animal Health in Ames,
7 Iowa.
8 *Whereas*, the security of Iowa and the United States
9 depends on an integrated national bio and agro-defense
10 strategy; and
11 *Whereas*, the federal Department of Homeland
12 Security has determined an urgent need exists for a
13 new integrated research infrastructure to provide
14 research, development, testing, and evaluation that
15 will enhance agricultural and public health; and
16 *Whereas*, the Department of Homeland Security has
17 proposed construction of a national bio and agro-
18 defense facility which will be an integrated human,
19 foreign animal, and zoonotic disease research and
20 testing facility to support the complementary missions
21 of the Department of Homeland Security, the United
22 States Department of Health and Human Services, and
23 the United States Department of Agriculture; and
24 *Whereas*, the state of Iowa is a leading state in
25 livestock production, a multibillion dollar industry
26 of critical importance to the state's economy; and
27 *Whereas*, the state of Iowa is already the location
28 of several research assets of great importance to this
29 new national effort, including the National Center for
30 Animal Health, the National Animal Disease Center, the

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1 National Veterinary Services Laboratory, the Center
2 for Veterinary Biologics, Iowa State University
3 College of Agriculture, Iowa State University College
4 of Veterinary Medicine, the University of Iowa College
5 of Medicine, the University of Iowa College of Public

6 Health, the Iowa Hygienic Laboratory, and University
7 of Iowa Hospitals and Clinics; and
8 *Whereas*, these assets include state-of-the-art
9 facilities and laboratories which could greatly
10 enhance the efficiency and effectiveness of a national
11 bio and agro-defense facility; and
12 *Whereas*, the current site of the National Center
13 for Animal Health in Ames, Iowa, is undergoing a \$460
14 million remodernization and has a large number of
15 scientists and support staff for potential
16 collaborations, making the Ames location an ideal
17 choice for effective and efficient implementation of
18 an integrated bio and agro-defense facility; and
19 *Whereas*, Iowa State University of Science and
20 Technology intends to submit a proposal to the
21 Department of Homeland Security for the construction
22 and operation of the national bio and agro-defense
23 facility in Ames; and
24 *Whereas*, the Iowa State University proposal will
25 consist of a consortium of academic institutions and
26 industry, commodity, and professional organizations
27 from across the nation that brings together the
28 necessary research and development expertise to
29 address these high-consequence human, foreign animal,
30 and zoonotic pathogens; *Now Therefore*,

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1 *Be It Resolved By The House Of Representatives*,
2 That the House of Representatives supports the
3 proposal of Iowa State University to pursue the
4 location of the national bio and agro-defense facility
5 at the site of the current National Center for Animal
6 Health in Ames.

HR 138 filed March 7, 2006; adopted March 28, 2006.

1 House Resolution 142
2 By Raecker
3 A resolution to congratulate the Urbandale Senior League
4 All-Star Team for winning the 2005 Senior League
5 Baseball World Series Championship.
6 *Whereas*, the 12 players on the Urbandale Senior
7 League All-Star Team are athletes who participated in
8 the Urbandale Little League Senior League regular
9 season program; and
10 *Whereas*, players on the 2005 team include Darin
11 Davis, Matt Coffey, Alex Conlon, Stephen Englund, Mike
12 Hoberg, Tyler Miles, Jared Norris, Sean Raisch, Jeremy
13 Schuck, Brad Watson, Kelly Waddell, and Andrew Weeks;
14 and
15 *Whereas*, the 2005 Senior League Baseball World

16 Series took place from August 14 through August 20,
17 2005, at Mansfield Stadium in Bangor, Maine, featuring
18 athletes in the 14 through 16 age-bracket; and
19 *Whereas*, on August 20, 2005, Urbandale won its
20 fifth consecutive World Series game, seven to two over
21 Pearl City, Hawaii, to win the 2005 World Series
22 title; and
23 *Whereas*, in the final game the Urbandale team made
24 a 14-hit attack, while left-hander Jared Norris
25 pitched Urbandale's second three-hitter in as many
26 days for the complete game win; and
27 *Whereas*, Urbandale's championship was the first for
28 a United States Central team since Athens, Ohio, won
29 the series in 1987; *Now Therefore*,
30 *Be It Resolved By The House Of Representatives*,

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1 That the House of Representatives congratulates the
2 players on the Urbandale Senior League All-Star Team,
3 coaches Don Davis, Dan Schuck, and Shannon Waddell,
4 and team manager John Hoberg for winning the 2005
5 Senior League Baseball World Series Championship.

HR 142 filed March 4, 2006; adopted April 10, 2006.

1 House Resolution 145
2 By Bell
3 A resolution supporting a proposal to invite the
4 Republic of China (Taiwan) to participate in the
5 upcoming meeting of the World Health Assembly as an
6 observer.
7 *Whereas*, the next World Health Assembly meeting is
8 scheduled to take place on May 18, 2006, in Geneva,
9 Switzerland; and
10 *Whereas*, the Republic of China, commonly known as
11 Taiwan, was a founding member of the World Health
12 Organization and participated for 24 years as a full
13 member contributing to the achievement of the
14 organization's objectives; and
15 *Whereas*, in 1972, in the wake of the admission of
16 the People's Republic of China to the United Nations,
17 Taiwan's membership in the World Health Organization
18 was discontinued; and
19 *Whereas*, Taiwanese health officials and medical
20 professionals have been unable to participate in World
21 Health Organization forums and workshops regarding
22 technological advances in the diagnosis, monitoring,
23 and control of diseases since 1972, and have been
24 denied the right to maintain contact and coordination
25 with the World Health Organization in emergency

26 situations involving the containment and cure of
27 existing and newly emerging infectious diseases; and
28 *Whereas*, Taiwan's location at the juncture of
29 important maritime routes between northeast and
30 southeast Asia has resulted in extensive world trade

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1 with Taiwan, a thriving Taiwanese tourism industry,
2 and a large foreign migrant worker population in
3 Taiwan; and
4 *Whereas*, Taiwan's absence from the World Health
5 Organization system has become a missing link in the
6 global framework of providing health care; and
7 *Whereas*, the granting of observer status to Taiwan
8 would not constitute a challenge to participation by
9 the People's Republic of China in the World Health
10 Organization and would demonstrate that the
11 organization is inclusive with regard to Taiwan's 23
12 million inhabitants; and
13 *Whereas*, as a democratically elected government,
14 the government of Taiwan has a duty and responsibility
15 to ensure that the people of Taiwan are represented by
16 an organization which establishes and oversees an
17 international framework for the control of disease and
18 the promotion of universal health; and
19 *Whereas*, Taiwan has made substantial progress in
20 the health field, has one of the highest life
21 expectancy rates in Asia, has maternal and infant
22 mortality rates comparable to those in western
23 countries, has eradicated infectious diseases such as
24 cholera, smallpox, and the plague, and has been the
25 first country in the region to eradicate polio and
26 provide children with hepatitis B vaccinations; and
27 *Whereas*, Taiwan has expressed a willingness in
28 recent years to provide financial and technological
29 assistance in international aid and health activities
30 supported by the World Health Organization; *Now*

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1 *Therefore*,
2 *Be It Resolved By The House Of Representatives*,
3 That the House of Representatives supports the
4 granting of observer status to Taiwan during the World
5 Health Assembly to be held in May 2006; and
6 *Be It Further Resolved*, That an official copy of
7 this Resolution be prepared and forwarded by the Chief
8 Clerk of the House to the President of the United
9 States, the government of Taiwan, the Taipei economic
10 and cultural office, located in Chicago, Illinois, and

- 11 the governing authority of the World Health
12 Organization.

HR 145 filed March 17, 2006; adopted April 3, 2006.

- 1 House Resolution 149
2 By Heddens, Wessel-Kroeschell, Alons, Anderson,
3 Arnold, Baudler, Bell, Berry, Boal, Bukta, Carroll,
4 Chambers, Cohoon, Dandekar, Davitt, De Boef, Dix,
5 Dolecheck, Drake, Eichhorn, Elgin, Fallon, Foege,
6 Ford, Freeman, Frevert, Gaskill, Gipp, Granzow,
7 Greiner, Heaton, Hoffman, Hogg, Horbach, Hunter,
8 Huseman, Huser, Hutter, Jacobs, Jacoby, Jenkins,
9 Jochum, Jones, Kaufmann, Kressig, Kuhn, Kurtenbach,
10 Lalk, Lensing, Lukan, Lykam, Maddox, Mascher, May,
11 McCarthy, Mertz, Miller, Murphy, Oldson, D. Olson,
12 R. Olson, S. Olson, Paulsen, Petersen, Pettengill,
13 Quirk, Raecker, Rants, Rasmussen, Rayhons, Reasoner,
14 Reichert, Roberts, Sands, Schickel, Schueller,
15 Shomshor, Shoultz, Smith, Soderberg, Struyk, Swaim,
16 D. Taylor, T. Taylor, Thomas, Tjepkes, Tomenga,
17 Tymeson, Upmeyer, Van Engelenhoven, J.K. Van Fossen,
18 J.R. Van Fossen, Watts, Wendt, Whitaker, Whitead,
19 Wilderdyke, Winckler and Wise
20 A resolution to welcome the 2006 Special Olympics USA
21 National Games to Iowa.
22 *Whereas*, the 2006 Special Olympics USA National
23 Games, the first-ever United States national games,
24 will be held July 2 through July 7, 2006, at Iowa
25 State University in Ames, Iowa; and
26 *Whereas*, this major sports event will bring 3,000
27 Special Olympics athletes from across the United
28 States, 2,000 coaches and official delegates, 10,000
29 family members and friends, 8,000 volunteers, and
30 30,000 spectators; and

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- 1 *Whereas*, the festivities begin July 2, 2006, with
2 the opening ceremonies to be held in Hilton Coliseum,
3 including star-studded entertainment, the Parade of
4 Athletes, and the lighting of the torch; and
5 *Whereas*, a list of events for the 2006 USA National
6 Games includes aquatics, basketball, bocce, bowling,
7 golf, gymnastics, power-lifting, soccer, softball,
8 tennis, track and field, volleyball, and a motor
9 activity training program; and
10 *Whereas*, major sponsors and area businesses will
11 host the "festival village", where attendees can
12 gather information and participate in a variety of
13 activities; and
14 *Whereas*, Iowa has long shown its commitment to the

15 Special Olympics, first by the ongoing and unstinting
16 support of Iowans and Iowa businesses and also by
17 legislative appropriations of over \$1,000,000; NOW
18 *Therefore,*
19 *Be It Resolved By The House Of Representatives,*
20 That the House of Representatives takes great pleasure
21 in welcoming the 2006 Special Olympics USA National
22 Games to the campus of Iowa State University in Ames,
23 Iowa; and
24 *Be It Further Resolved,* That the House of
25 Representatives offers its thanks to those people and
26 organizations that have donated their time, money, and
27 energies toward bringing the first-ever United States
28 national games to Iowa.

HR 149 filed March 22, 2006; adopted April 4, 2006.

1 House Resolution 153
2 By Oldson, Petersen, Ford, R. Olson,
3 Hunter, Mccarthy, And Fallon
4 A resolution honoring the Des Moines Roosevelt High
5 School Girls' Basketball Team.
6 *Whereas,* the Des Moines Roosevelt High School
7 Girls' Basketball Team, the "Roughriders", completed
8 the 2005-2006 season with a record of 17 wins and four
9 losses and a postseason record of five wins and no
10 losses, for a final record of 22 wins and four losses;
11 and
12 *Whereas,* the Roosevelt Roughriders were ranked
13 fifth in the class 4-A division by the Iowa Girls High
14 School Athletic Union; and
15 *Whereas,* on Saturday, March 11, 2006, in front of
16 almost 12,000 fans at Wells Fargo Arena, the Roosevelt
17 Roughriders won the class 4-A championship at the 2006
18 Iowa Girls' State Basketball Tournament; and
19 *Whereas,* that championship was clinched with a
20 victory over Cedar Rapids Washington; and
21 *Whereas,* the Roosevelt Roughriders girls' state
22 championship is the first for a Des Moines school
23 since 1979, when an East High School team won a six-
24 player title in Veterans Memorial Auditorium; and
25 *Whereas,* Roughrider Charmaine Bell, a junior
26 forward who scored 15 points in the championship game
27 and was tournament leader in both points and assists,
28 was named captain of the all-tournament team and was
29 chosen for the Des Moines Register's Girls' Class 4-A
30 All-State Basketball Team; and

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1 *Whereas,* MyKenya Johnson, scoring a game-high 18
2 points, was also named to the all-tournament team; and

3 *Whereas*, both the freshman and junior varsity teams
4 contributed to this victory, assisting in practices
5 and providing material and emotional support to their
6 varsity teammates; and

7 *Whereas*, the Roosevelt community was also honored,
8 as principal Anita Micich accepted the class 4-A
9 sportsmanship award; *Now Therefore*,

10 *Be It Resolved By The House Of Representatives*,
11 That the House of Representatives congratulates the
12 members of the Des Moines Roosevelt High School Girls'
13 Basketball Team: Steph Fleckenstein, Emily Warford,
14 Whitney Brewer, Charmaine Bell, Leigh Hotchkiss, Sacha
15 Tyson, Ashley Tindrell, Samantha Tapscott, Megan
16 Pederson, Quinnetta Claytor, Taylor Gray, Emma Van
17 Winkle, Morgan Hamner, and MyKenya Johnson; their
18 coach, Tig Johnson; assistant coaches, James McNear,
19 Shawn McCurtain, Kevin Reed, and Mike Anderson; and
20 the team managers, Megan Ashley and Peri Baldwin, for
21 winning the class 4-A championship at the 2006 Iowa
22 Girls' State Basketball Tournament and for the honor
23 they have brought to their school and the residents of
24 Des Moines; and

25 *Be It Further Resolved*, That, upon adoption, an
26 official copy of this Resolution be prepared for
27 presentation to Coach Johnson and the members of the
28 Roosevelt Roughriders High School Girls' Basketball
29 Team.

HR 153 filed March 27, 2006; adopted March 28, 2006.

1 House Resolution 154

2 By Petersen, Oldson, Ford, R. Olson, Hunter,

3 McCarthy, And Fallon

4 A resolution congratulating the Des Moines Hoover High
5 School Boys' Basketball Team on winning the class 4-A
6 championship at the 2006 Iowa Boys' State Basketball
7 Tournament.

8 *Whereas*, the "Huskies", the Des Moines Hoover High
9 School Boys' Basketball Team, ended the 2005-2006
10 season with no losses and entered the 2006 State
11 Basketball Tournament as the top-ranked class 4-A
12 team; and

13 *Whereas*, on Saturday, March 18, 2006, at the first
14 boys' tournament held in the Wells Fargo Arena, the
15 Huskies won the class 4-A championship at the 2006
16 Iowa Boys' State Basketball Tournament before a crowd
17 of more than 9,000 fans; and

18 *Whereas*, that victory gave the Huskies a phenomenal
19 2005-2006 record of 26 wins and no losses; and

20 *Whereas*, that championship came after a ferocious
21 defensive battle with number three-ranked Pleasant
22 Valley, resulting in a win by the Huskies; and

23 *Whereas*, the Hoover Huskies state championship is
 24 the first boys' championship for Hoover High School
 25 and for a Des Moines school since a 1978 Roosevelt
 26 High School championship; and
 27 *Whereas*, Husky senior Ray Miller, a forward who
 28 scored a game-high 14 points, was named to the Des
 29 Moines Register's Boys' All-State Basketball First
 30 Team and senior guard DeAnthony Zanders, scoring four

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1 points, was named to the all-state third team; and
 2 *Whereas*, both team members Mr. Miller and Mr.
 3 Zanders were also named to the 2006 class 4-A All-
 4 Tournament Team; and
 5 *Whereas*, the Hoover High School cheerleaders,
 6 coached by Andrea Eustice, were presented, on behalf
 7 of the school, the class 4-A sportsmanship award; *Now*
 8 *Therefore*,
 9 *Be It Resolved By The House Of Representatives*,
 10 That the House of Representatives congratulates the
 11 members of the Des Moines Hoover High School Boys'
 12 Basketball Team: Chad Boston, Stefon Brown, DeAnthony
 13 Zanders, Dylan Imhoff, James Wiggins, Jake Levine,
 14 John Maahs, Tremaine Brown, Sasha Francic, David
 15 Gross, Ray Miller, Joe Muldoon, Damir Dzafic, Robert
 16 Patton, Robert Rockwell, coach Charles Zanders, Sr.,
 17 assistant coaches Jamel Crawford, Chris McMahon, Pat
 18 McMahon, Jason Karaidos, Pat Lawler, Troy Floyd,
 19 practice players LeRay Shabazz, James Wilkerson,
 20 Dantaze Richardson, Evan Eastman, and Ryan Parrish,
 21 and varsity managers Kelsey Jones, Breanna Glenn,
 22 Montique Hernandez, and Toiane Johnson for winning the
 23 class 4-A championship at the 2006 Iowa State Boys'
 24 Basketball Tournament and for the honor they have
 25 brought to Des Moines and Hoover High School; and
 26 *Be It Further Resolved*, That, upon adoption, an
 27 official copy of this Resolution be prepared for
 28 presentation to Coach Zanders and the members of the
 29 Hoover Huskies High School Boys' Basketball Team.

HR 154 filed March 27, 2006; adopted March 28, 2006.

1 House Resolution 156
 2 By Kuhn, Gipp, Swaim, Lensing, Davitt, Hunter, Bukta,
 3 Miller, Mertz, Foegen, Berry, Schickel, D. Olson,
 4 Whitaker, Heddens, D. Taylor, Kressig, Gaskill,
 5 Hutter, T. Taylor, Jochum, Wessel-Kroeschell,
 6 Mascher, Winckler, Smith, Shomshor, Frevert,
 7 Murphy, Pettengill, Jacoby, Oldson, Lykam, Whitead,
 8 Huser, McCarthy, R. Olson, Shoultz, Schueller,
 9 Reichert, Quirk, Petersen, Wise, Wendt and Dandekar

10 A resolution recognizing March 29, 2006, as Advocating
11 Change Day 2006 for persons with disabilities.
12 *Whereas*, Wednesday, March 29, 2006, is Advocating
13 Change Day 2006 at the Iowa State Capitol in Iowa; and
14 *Whereas*, in the past, Iowa's 450,000 persons with
15 disabilities have not fully participated in the
16 political and civic processes due to physical
17 barriers, lack of advocacy resources, lack of
18 knowledge regarding the legislative process, and other
19 factors; and
20 *Whereas*, the General Assembly is in the process of
21 considering a redesign of the financing and service
22 delivery system for persons with chronic mental
23 illness, mental retardation, developmental
24 disabilities, and brain injury; and
25 *Whereas*, the funding formula to pay for services
26 for persons with disabilities is 10 years old and may
27 need to be reconsidered so that Iowans can be
28 confident that funding levels will be sufficient to
29 ensure quality and availability of services; and
30 *Whereas*, in the past, the Iowa State Capitol has

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1 not been properly equipped with facilities to
2 accommodate persons with disabilities who work in the
3 building or who wish to visit state offices; and
4 *Whereas*, recent renovations to the Iowa State
5 Capitol have included the construction of facilities
6 to enable persons with disabilities to gain access to
7 many areas of the building; and
8 *Whereas*, efforts to meet the needs of people with
9 disabilities and to provide access to the State
10 Capitol to Iowans with disabilities must continue; *Now*
11 *Therefore*,
12 *Be It Resolved By The House Of Representatives*,
13 That the House of Representatives recognizes March 29,
14 2006, as Advocating Change Day 2006, and as a part of
15 that recognition a trained individual will demonstrate
16 the proper use of an evacuation chair in an emergency
17 situation in the House of Representatives; and
18 *Be It Further Resolved*, That the House of
19 Representatives will continue to take the necessary
20 steps to ensure that the chamber of the House of
21 Representatives is accessible to the fullest extent
22 possible and that persons with disabilities are
23 welcome and safe in the chamber.

HR 156 filed March 28, 2006; adopted March 29, 2006.

3 A resolution honoring the Valley High School mock
4 trial program and congratulating its mock trial
5 team on winning the Iowa High School Mock Trial
6 State Tournament.
7 *Whereas*, the Iowa State Bar Association's high
8 school mock trial program is designed to introduce
9 students to the American legal system by providing a
10 challenging, academic competition; and
11 *Whereas*, lawyers and judges from communities
12 throughout Iowa contribute their time and talents as
13 coaches and judges at the tournaments; and
14 *Whereas*, the 24th annual Iowa High School Mock
15 Trial State Tournament was held March 16, 17, and 18
16 in Des Moines, with 32 teams from across Iowa emerging
17 from district competitions to earn the right to
18 compete at the state tournament; and
19 *Whereas*, four of these teams came from West Des
20 Moines, with three teams from West Des Moines Valley
21 High School and the fourth from Valley Southwoods
22 Freshman High School; and
23 *Whereas*, on Saturday, March 18, 2006, the West Des
24 Moines Valley team, which won the 2005 state
25 tournament, advanced to the finals, defeating a team
26 from Carroll High School; and
27 *Whereas*, two members of that team, Van Everett and
28 Elyse Lyons received outstanding attorney awards,
29 while a third member, Alex Salem, received an
30 outstanding witness award; and

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1 *Whereas*, the team will now represent Iowa in the
2 National High School Mock Trial Championship in
3 Oklahoma City, Oklahoma, May 11 through 14, 2006; *Now*
4 *Therefore*,
5 *Be It Resolved By The House Of Representatives*,
6 That the House of Representatives congratulates team
7 members Elizabeth Barrent, Ella Doerge, Van Everett,
8 Elyse Lyons, Amy Paul, Alex Salem, Philip Sandager,
9 Tracey Shi, and Nora Tobin (currently a Senate Page),
10 coaches Gordy Allen, Jim Holcomb, Kathy Paul, and
11 Maureen Tobin, along with educator coordinator Karen
12 Downing for their championship in the 24th annual Iowa
13 High School Mock Trial State Tournament; and
14 *Be It Further Resolved*, That, upon adoption, an
15 official copy of this Resolution be prepared for
16 presentation to the members of the 2006 Iowa High
17 School Mock Trial State Tournament team.

HR 158 filed March 28, 2006; adopted April 5, 2006.

1 House Resolution 162

2 By Heaton

3 A resolution honoring Coach Robert Hilmer, the "winningest"
4 coach in the history of Iowa boys' high school basketball.

5 *Whereas*, Robert Hilmer was born in Mt. Pleasant,
6 Iowa, and grew up in Storm Lake, Iowa; and

7 *Whereas*, Mr. Hilmer graduated from Cornell College
8 in Mt. Vernon, where he taught in the community high
9 school and began his coaching career as the boys'
10 assistant basketball coach; and

11 *Whereas*, Coach Hilmer took his first head coaching
12 position at Fredericksburg, where in four years he
13 achieved a record of 56 wins and 25 losses, then was
14 the head coach at Forest City for 34 years, with a
15 record of 534 wins and 187 losses; and

16 *Whereas*, capping a four-decade career, in January
17 2006 Coach Hilmer, as the coach at WACO of Wayland,
18 became the winningest coach in Iowa boys' basketball
19 history when the WACO Warriors defeated the Pekin
20 Panthers; and

21 *Whereas*, in the 2005-2006 season, the Warriors went
22 on to place fourth in the class 1-A division at the
23 2006 Iowa Boys' State Basketball Tournament and to win
24 the class 1-A Sportsmanship Trophy; and

25 *Whereas*, team member Travis Temple was named to the
26 Des Moines Register's Boys' All-State Basketball First
27 Team and team member Ryan Shelman was named to the
28 Register's All-State Third Team and to the All-
29 Tournament Team; and

30 *Whereas*, Coach Hilmer now holds a career record of

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1 691 wins and 234 losses and a state championship in 43
2 years of coaching; and

3 *Whereas*, the National Federation of State High
4 Schools Associations' Coaches Association named Coach
5 Hilmer the 2005 National Coach of the Year for boys
6 basketball, an award which is granted for a cumulative
7 career of accomplishments, not just those
8 accomplishments which take place on the court; and

9 *Whereas*, in honor of this achievement, WACO High
10 School has named its basketball court the "Bob Hilmer
11 Court"; and

12 *Whereas*, Coach Hilmer brings more than just
13 coaching experience to the game of basketball; he
14 brings integrity, and it is to that integrity that his
15 players respond; *Now Therefore*,

16 *Be It Resolved By The House Of Representatives*,
17 That the House of Representatives honors Coach Robert
18 Hilmer as Iowa's "winningest" boys' basketball coach
19 and thanks him for his devotion to the game of

20 basketball, to his student-athletes, and to public
21 education in Iowa; and
22 *Be It Further Resolved*, That upon adoption an
23 official copy of this Resolution be prepared for
24 presentation to Coach Hilmer.

HR 162 filed April 3, 2006; adopted April 5, 2006.

1 House Resolution 163
2 By Gipp And Murphy
3 A resolution to recognize and honor Iowans serving in
4 all branches and components of the military.
5 *Whereas*, Iowa contributes significant numbers of
6 military personnel to the defense capability of the
7 United States and such personnel are vitally important
8 to our national security; and
9 *Whereas*, Iowans serving in the military accept
10 their role as defenders of our people's freedoms and
11 rights, and continue to meet and exceed the readiness
12 standards; and
13 *Whereas*, Iowans serving in the military are
14 continually on the vigil and ready to respond when
15 called for a war, conflict, or national emergency; and
16 *Whereas*, Iowans serving in the military continue to
17 demonstrate their professionalism, dedication, and
18 skills, as well as their patriotism and love for their
19 country and the liberties, freedoms, and rights that
20 it stands for as they fight the global war on
21 terrorism; and
22 *Whereas*, Iowans serving in the military are
23 prepared to accomplish their missions in worldwide
24 locations as they endure separation from their homes
25 and family relationships and obligations, and missed
26 special family occasions as they fulfill their
27 assignments; and
28 *Whereas*, the actions of Iowans serving in the
29 military reflect great credit upon all the people of
30 the State of Iowa; *Now Therefore*,

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1 *Be It Resolved By The House Of Representatives*,
2 That the House of Representatives recognizes and
3 honors the Iowa members of the military for their
4 dedication and outstanding performance of duty, and
5 the House of Representatives expresses its
6 appreciation to the families of Iowa's military
7 members.

HR 163 filed April , 2006; adopted April 5, 2006.

1 House Resolution 164

2 By Whitaker, Wise, Heaton, Greiner, Gaskill, Sands,
3 Cohoon, Swaim, De Boef, Miller, Thomas, Hutter,
4 D. Taylor, Watts, Baudler, Shomshor, Reasoner,
5 Dolecheck, Kurtenbach, Dandekar, Boal, Heddens,
6 Granzow, Struyk, Lukan, Reichert, Huseman, Hunter,
7 Pettengill, Tymeson, Berry, Eichhorn, Kressig,
8 Davitt, Murphy, D. Olson, Bukta, Petersen, Jacoby,

9 And Tjepkes

10 A resolution to honor the 224th Combat Engineer Battalion
11 of the Iowa National Guard for its service and
12 sacrifice in the Iraq War.

13 *Whereas*, the 224th Combat Engineer Battalion of the
14 Iowa National Guard is based in Fairfield and has
15 units in Burlington, Keokuk, Mount Pleasant, and
16 Ottumwa; and

17 *Whereas*, about 500 soldiers of the 224th have
18 returned to Iowa after a year on duty in Iraq; and

19 *Whereas*, to date, that contingent of the 224th is
20 the largest Iowa group which has returned from Iraq;
21 and

22 *Whereas*, the work of the 224th was long, hard, and
23 dangerous, including finding and disarming the so-
24 called "improvised explosive devices" while conducting
25 combat operations in support of the 1st Marine
26 Division, 2nd Marine Division, and other Army and
27 Marine organizations in the Al Anbar province of Iraq;
28 and

29 *Whereas*, that deadly work resulted in locating over
30 500 of these deadly devices, saving countless lives,

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1 and earned the 224th the respect and gratitude of
2 soldiers throughout Iraq; and

3 *Whereas*, during that service four soldiers of the
4 224th were killed and 37 soldiers were recognized with
5 Purple Heart Medals; and

6 *Whereas*, the 224th Combat Engineer Battalion
7 concluded combat operations in the Al Anbar province
8 of Iraq on December 2, 2005, after having supported
9 the I Marine Expeditionary Force, II Marine
10 Expeditionary Force, 1st Marine Division, 2nd Marine
11 Division, the United States Marine Corps Regimental
12 Combat Teams 1, 2, 7, and 8, the 11th and 13th Marine
13 Expeditionary Units, the 2nd Brigade Combat Team 2nd
14 Infantry Division, the 2nd Brigade Combat Team 28th
15 Infantry Division, the 155th Brigade Combat Team, and
16 over 35 maneuver battalions and task forces during
17 2005; and

18 *Whereas*, soldiers of the 224th Combat Engineer
19 Battalion cleared over 500 improvised explosive

20 devices from over 16,000 kilometers of roadways
21 between March 15 and November 29, 2005; and
22 *Whereas*, these explosive devices ranged in size
23 from a surface-laid 122 millimeter round up to the
24 size of a refrigerator, buried beneath the surface of
25 a road; and
26 *Whereas*, Company C of Mount Pleasant and Keokuk
27 cleared most of the distance, operating in support of
28 the United States Marine Corps' Regimental Combat
29 Teams 1, 2, 7, and 8 in Fallujah, Hit, Hadithah, Al
30 Qaim, Husaybah, Ar Rutbah, and other areas in the

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1 western areas of the province, spending many weeks
2 working out of base camps and forward operating bases
3 in these areas of operation; and
4 *Whereas*, Companies A and B of Burlington and
5 Ottumwa, respectively, conducted route clearance
6 operations primarily in Ar Ramadi, the provincial
7 capitol of Iraq. The convoy security escort teams,
8 which are comprised of soldiers and Marines of Company
9 A, Company B, Battery B 2nd Battalion 11th Marines
10 (United States Marine Corps), and Company C 4th Tank
11 Battalion (United States Marine Corps), traveled over
12 900,000 miles throughout the country of Iraq,
13 providing security to combat support and combat
14 service support units, as well as civilian
15 contractors, as they delivered the sustainment items
16 to the camps and forward operating bases throughout
17 Iraq; and
18 *Whereas*, the battalion was headquartered at Camp
19 Ramadi, a former Iraqi Republican Guard installation
20 on the western outskirts of Ar Ramadi, where they were
21 engaged by indirect fire over 219 times between March
22 1, 2005, and November 27, 2005; **NOW THEREFORE**,
23 *Be It Resolved By The House Of Representatives*,
24 That the House of Representatives thanks the soldiers
25 of the 224th Combat Engineer Battalion of the Iowa
26 National Guard for their service in Iraq; and
27 *Be It Further Resolved*, That the House of
28 Representatives honors the memory of Sergeant Casey
29 Byers, Sergeant Seth Garceau, Second Lieutenant
30 Richard B. "Brian" Gienau, and Specialist John W.

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1 Miller, who gave their lives in service to their
2 country and to the cause of freedom.

HR 164 filed April 4, 2006; adopted April 5, 2006.

1 House Resolution 165
2 By Jenkins And Kressig
3 A resolution honoring Robert Koob, President of the
4 University of Northern Iowa.
5 *Whereas*, Robert Koob was born in Graettinger, Iowa,
6 graduated from Hawarden High School in 1959 and from
7 the University of Northern Iowa in 1962, and in 1967
8 received a doctorate in chemistry from the University
9 of Kansas; and
10 *Whereas*, Dr. Koob has always been a devoted
11 educator, holding positions as a teaching assistant at
12 the University of Kansas, a high school math and
13 science teacher in Merville, Iowa, and a researcher at
14 the University of Kansas; and
15 *Whereas*, in 1967 he began teaching chemistry at
16 North Dakota State University as an assistant
17 professor, achieving the rank of professor by 1972,
18 and thereafter serving in several different positions
19 including vice president for academic affairs and
20 interim president; and
21 *Whereas*, from 1990 to 1995, Dr. Koob was senior
22 vice president and vice president for academic affairs
23 at California Polytechnic State University at San Luis
24 Obispo, California; and
25 *Whereas*, in 1995, Dr. Koob returned home to Iowa,
26 taking his place as the eighth president of the
27 University of Northern Iowa and the first alumnus to
28 assume the presidency; and
29 *Whereas*, under his leadership, the University of
30 Northern Iowa experienced a phenomenal level of

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1 institutional development, including construction of
2 the Gallagher-Bluedorn Performing Arts Center, the
3 Freeburg Early Childhood Program, and the Center for
4 Multicultural Education, the expansion of McCollum
5 Science Hall, Lang Hall, and Maucker Union, and
6 groundbreaking on the McLeod Center and the Business
7 and Community Services building; and
8 *Whereas*, President Koob has always been involved in
9 the larger community, currently serving as a co-chair
10 of the Institute for Tomorrow's Workforce and also
11 serving on the Iowa Empowerment Board, Iowa Education
12 Roundtable, Iowa Business Council, Governor's
13 Strategic Planning Council, Iowa Commission on
14 Volunteer Services, Iowa Coordinating Council for Post
15 High School Education, Iowa Association of College
16 Presidents, and Des Moines Higher Education Center
17 Board of Directors, and participating on a national
18 level with various educational organizations; and
19 *Whereas*, President Koob has garnered numerous

20 personal awards, including the 2002 Cedar Valley
21 Business Hall of Fame award, the 2003 Cedar Falls
22 Representative Citizen of the Year award, and, in
23 2004, the Benjamin Franklin Award from the Eastern
24 Iowa Chapter of the Association of Fundraising
25 Professionals for outstanding charitable service; and
26 *Whereas*, President Koob has led with the core value
27 of quality as his touchstone and has placed a high
28 priority on the quality of the learning environment
29 for students, working collaboratively with students
30 and the entire campus community to continuously

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1 improve the university and its relationships with all
2 sectors of education; and
3 *Whereas*, after four decades of public service and a
4 dedication to excellence, President Koob announced his
5 intention to retire from the presidency at the end of
6 the 2005-2006 academic year; *Now Therefore*,
7 *Be It Resolved By The House Of Representatives*,
8 That the House of Representatives honors University of
9 Northern Iowa's President Robert Koob for a lifetime
10 of service and remarkable achievements and for his
11 tenure as President of the University of Northern
12 Iowa, where he guided his alma mater into the 21st
13 century; and
14 *Be It Further Resolved*, That, upon adoption, an
15 official copy of this Resolution be prepared for
16 presentation to President Koob.

HR 165 filed April 5, 2006; adopted April 5, 2006.

1 House Resolution 167
2 By Chambers, Kaufmann, Hutter, Lalk, Hogg, Watts,
3 Horbach, Baudler, Swaim, May, Wilderdyke, Roberts,
4 Dandekar, Pettengill, Tymeson, Alons, Freeman,
5 Wendt, Jacoby, Murphy, De Boef, Soderberg, Maddox,
6 Heddens, Arnold, Rasmussen, Paulsen, Gaskill,
7 Sands, Tomenga, Upmeyer, Reichert, Jones, Huseman
8 and Schickel
9 A resolution honoring the Iowa Army National Guard's 2168th
10 Transportation Company for its service in support of the
11 Global War on Terrorism.
12 *Whereas*, the 2168th Transportation Company of the
13 Iowa Army National Guard was called to active duty on
14 July 18, 2004; and
15 *Whereas*, the 2168th was comprised of a headquarters
16 and two platoons in Sheldon and a detachment in Cedar
17 Rapids; and
18 *Whereas*, the company included 91 soldiers from
19 Sheldon, 35 from Cedar Rapids, 23 from Mason City, 12
20 from Muscatine, and nine from Centerville, with 10

21 soldiers deploying for their second tour; and
22 *Whereas*, the 2168th arrived in Kuwait on October
23 14, 2004, at their duty station, Camp Arifjan, its
24 mission consisting of transporting equipment essential
25 to deploying and redeploying units; and
26 *Whereas*, the 2168th Transportation Company drove
27 over 300 missions to many key locations in Kuwait and
28 Iraq; and
29 *Whereas*, the 2168th logged over 6,233,205 miles
30 throughout the deployment and is credited with

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1 delivering 15,508 pieces of equipment to the
2 appropriate destinations; and
3 *Whereas*, the 2168th served with military and
4 civilian personnel from many countries, striving to
5 overcome language barriers to accomplish its missions;
6 and
7 *Whereas*, while transporting equipment, 2168th
8 personnel encountered efforts from the enemy to
9 disrupt its mission, such as small arms fire,
10 improvised explosive devices, and rocket propelled
11 grenades, and despite those efforts, the 2168th sent
12 only one soldier home due to injuries sustained from
13 enemy contact; and
14 *Whereas*, the 2168th Transportation Company's
15 mission complete date was October 6, 2005, with the
16 unit leaving Kuwait on October 11, 2005; and
17 *Whereas*, the 2168th was decorated with many awards,
18 consisting of five Purple Hearts, six Bronze Stars, 18
19 Meritorious Service Medals, 105 Army Commendation
20 Medals, 27 Army Achievement Medals, 74 Driver Badges,
21 and nine Mechanic Badges; *Now Therefore*,
22 *Be It Resolved By The House Of Representatives*,
23 That the House of Representatives expresses its
24 profound gratitude, on behalf of all Iowans, to the
25 men and women of the 2168th Transportation Company for
26 their steadfast dedication, excellence in performing
27 their duty, and personal sacrifice.

HR 167 filed April 10, 2006; adopted April 18, 2006.

1 House Resolution 173
2 By Eichhorn, Paulsen And Swaim
3 A resolution urging the General Assembly to continue
4 the work begun during the 2006 Legislative Session
5 in determining the proper manner for the Iowa court
6 system to recognize civil judgments, decrees, and
7 orders issued by the Meskwaki Tribal Court.
8 *Whereas*, the Meskwaki Settlement has existed within
9 the borders of the state of Iowa near Tama since 1857,
10 and the Sac and Fox tribe of the Mississippi in Iowa

11 is a federally recognized tribe; and
12 *Whereas*, the Meskwaki Nation and the state of Iowa
13 have an established government-to-government
14 relationship that is based on mutual respect which has
15 resulted in cooperative efforts, including legislation
16 creating landmark laws such as the Iowa Indian Child
17 Welfare Act and the reestablishment of the tribe's
18 right to control the taking of game on its own land;
19 and
20 *Whereas*, the Meskwaki Nation previously operated a
21 tribal court in the 1930s and, after several years of
22 study by past councils and input from tribal members,
23 the present tribal council has recently established a
24 tribal court to handle civil matters between and
25 concerning tribal members; and
26 *Whereas*, the Meskwaki Nation is in the process of
27 amending its Constitution to incorporate the creation
28 of the tribal court into the Constitution, along with
29 other progressive reforms initiated by the current
30 tribal council; and

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1 *Whereas*, while nearly 300 tribal courts exist in
2 the United States, the Meskwaki Tribal Court is the
3 first tribal court established within Iowa's borders;
4 and
5 *Whereas*, the Meskwaki Tribal Court, while giving
6 consideration to tribal customs and traditions,
7 operates under rules of procedure that are similar to
8 the rules of procedure used by state and federal
9 courts, including rules that address a party's
10 appropriate notice and opportunity to be heard; and
11 *Whereas*, the tribal council is in the process of
12 adopting laws granting reciprocal full faith and
13 credit to orders from state courts, and the tribal
14 court has already given full faith and credit to
15 orders from Iowa district courts; and
16 *Whereas*, in recruiting judges to hear cases in the
17 Meskwaki Tribal Court, the tribal council sought some
18 of the nation's leading judges familiar with tribal
19 court caseloads, including two judges who serve on the
20 board of directors for the National American Indian
21 Court Judges Association; and
22 *Whereas*, the Chief Judge of the 6th Judicial
23 District supported the creation of the Meskawki Tribal
24 Court, and the United States Supreme Court and the
25 United States Congress have taken steps to support the
26 creation and operation of tribal courts across the
27 country; and
28 *Whereas*, the General Assembly adopted legislation

29 during the 2005 Legislative Session asking the Iowa
30 Supreme Court to study whether a court rule should be

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1 created to recognize civil judgments, orders, and
2 decrees issued by the Meskwaki Tribal Court, and the
3 General Assembly, during the 2006 Legislative Session
4 dedicated a significant amount of time to determining
5 the proper manner in which to recognize civil
6 judgments, orders, and decrees issued by the Meskwaki
7 Tribal Court; *Now Therefore,*
8 *Be It Resolved By The House Of Representatives,*
9 That the House of Representatives firmly supports the
10 cross-education of state, local, and tribal officials
11 concerning state, local, and tribal systems of law and
12 jurisdictional authority; and
13 *Be It Further Resolved,* That the House of
14 Representatives recognizes the right of the Sac and
15 Fox tribe of the Mississippi in Iowa to form a tribal
16 court with the ability to resolve disputes emanating
17 from the tribe, and believes that a tribal court can
18 bring a special perspective and unique insight to
19 issues involving the Meskwaki Nation and tribal
20 members; and
21 *Be It Further Resolved,* That the House of
22 Representatives also believes that the Meskwaki Tribal
23 Court will not only benefit members of the tribe, but
24 may benefit the state of Iowa and all of its citizens;
25 and
26 *Be It Further Resolved,* That the House of
27 Representatives urges members of the judicial branch
28 of state government, members of the Iowa legal
29 community, members of law enforcement, and all
30 affected Iowa citizens to establish a working

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1 relationship with the Sac and Fox tribe of the
2 Mississippi in Iowa, and in particular, the Meskwaki
3 Tribal Court, to maximize understanding of the tribe's
4 legal system, including but not limited to due process
5 considerations, and to ensure strong communication
6 between the tribal legal system and the legal system
7 for the state of Iowa; and
8 *Be It Further Resolved,* That the House of
9 Representatives urges the next General Assembly to
10 continue the work begun by this General Assembly in
11 determining the proper reciprocal manner for the Iowa
12 court system and the Meskwaki Tribal Court system to
13 recognize civil judgments, decrees, and orders issued
14 by the respective courts.

HR 173 filed April 25, 2006; adopted May 1, 2006.

House Resolution 174

By Arnold And Huser

A resolution honoring Dwayne McAninch for his pioneering work in revolutionizing the construction industry.

Whereas, Dwayne McAninch grew up on an Iowa farm, started his own earthmoving business in 1954 at age 17, and founded the McAninch Corporation in 1967, constructing farm ponds with one D7 bulldozer; and

Whereas, after almost four decades of dedicated work, the McAninch Corporation has earned a reputation as one of America's leading contractors, specializing in high production, quality earthmoving and sanitary, storm, and water main installation; and

Whereas, at a time when most people think of retirement, Dwayne McAninch is busy taking the earthmoving industry into the 21st century, pioneering efforts to combine global positioning satellites and other sophisticated project controls with traditional earthmoving techniques; and

Whereas, Mr. McAninch recognized the potential for global positioning satellites while visiting Caterpillar's research facility in Mossville, Illinois; and

Whereas, Dwayne McAninch served as a catalyst, encouraging Caterpillar and Trimble Navigation to form Caterpillar Trimble Control Technologies, L.L.C., a Dayton, Ohio-based joint venture, with Dwayne McAninch serving on its advisory board; and

Whereas, Mr. McAninch's subsequent field tests and enthusiastic promotion helped turn machine control

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into a global phenomenon; and

Whereas, Dwayne McAninch is responsible for putting a new generation of global positioning satellite-guided equipment to work in the field and demonstrated, with real-world results, that the melding of computer technology and earthmoving equipment can generate enormous productivity and savings; and

Whereas, for pioneering the use of cutting-edge technology, popularizing its use, and pushing the earthmoving business to innovate, the editors of Engineering News-Record named Dwayne McAninch one of the top 25 newsmakers of 2005, a list which recognizes 25 individuals for their accomplishments in the industry; and

Whereas, on April 6, 2006, the editors awarded Mr. McAninch its 2005 Award of Excellence at a dinner for

18 1,400 industry leaders in New York City; *Now*
19 *Therefore,*
20 *Be It Resolved By The House Of Representatives,*
21 That the House of Representatives recognizes the
22 dedicated and forward-thinking efforts of Dwayne
23 McAninch in bringing the construction industry into
24 the 21st century and congratulates him for being
25 awarded the Engineering News-Record's 2005 Award of
26 Excellence; and
27 *Be It Further Resolved,* That upon adoption an
28 official copy of this Resolution be prepared for
29 presentation to Dwayne McAninch.

HR 174 filed April 25, 2006; adopted May 1, 2006.

1 House Resolution 176
2 By Committee On Government Oversight
3 A resolution conferring authority upon the standing
4 Committee on Government Oversight to conduct an
5 investigation into the compensation levels, use of
6 public moneys, personnel, operations, funding, and
7 oversight of the Central Iowa Employment and Training
8 Consortium, the Iowa Department of Workforce
9 Development, and all matters reasonably related
10 thereto.
11 *Whereas,* the Auditor of State conducted a special
12 investigation of programs administered by the Central
13 Iowa Employment and Training Consortium and the Iowa
14 Department of Workforce Development and in a report
15 issued March 31, 2006, identified unallowable uses of
16 federal funds, including excessive compensation for
17 Central Iowa Employment and Training Consortium
18 executive employees, improper allocation of salaries
19 and supplemental payments to federal grants, and an
20 indication of less-than-arm's-length transactions
21 between the Central Iowa Employment and Training
22 Consortium and the Iowa Department of Workforce
23 Development; and
24 *Whereas,* the Auditor of State further reported
25 concerns with operations at the Iowa Department of
26 Workforce Development, relating to and including use
27 of excess federal funds, monitoring of providers, the
28 provision of additional funds to the Central Iowa
29 Employment and Training Consortium through the
30 amendment process, and reporting requirements

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1 established for providers; and
2 *Whereas,* the serious concerns raised by the Auditor
3 of State regarding the misuse of public funds,
4 improper relationships linked to questionable

5 transactions, and failure to provide necessary
6 monitoring and oversight violate the public trust and
7 demand further investigation by the General Assembly,
8 as well as by other state and federal agencies; and
9 *Whereas*, the standing Committee on Government
10 Oversight is empowered, pursuant to Iowa Code sections
11 2.15 and 2.23, to require information of state
12 agencies with full cooperation of their personnel, to
13 review the operations of state agencies and
14 departments, and to conduct investigations, with
15 authority to call witnesses, administer oaths, issue
16 subpoenas, and cite for contempt; *Now Therefore*,
17 *Be It Resolved By The House Of Representatives*,
18 That the standing Committee on Government Oversight is
19 authorized to conduct an investigation into
20 compensation levels, use of public moneys, personnel,
21 operations, funding, and oversight of the Central Iowa
22 Employment and Training Consortium, its Board of
23 Directors, affiliated boards, agencies, and
24 organizations, and all matters reasonably related
25 thereto, including but not limited to oversight of the
26 Central Iowa Employment and Training Consortium by the
27 Iowa Department of Workforce Development and its
28 affiliated agencies and boards; and
29 *Be It Further Resolved*, That the investigation
30 shall be conducted in accordance with the full

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1 authority granted the standing Committee on Government
2 Oversight by law including but not limited to the
3 authority to conduct the investigation, call
4 witnesses, administer oaths, issue subpoenas, cite and
5 impose punishment for contempt, and otherwise enforce
6 these investigative powers as authorized by and in
7 accordance with law, subject to the following:
8 1. A subpoena may be issued by the Chairperson of
9 the standing Committee on Government Oversight.
10 2. Subpoena authority conferred by this Resolution
11 shall exist for a ninety-day period following the date
12 of passage of this Resolution.
13 3. A citation and punishment for contempt may be
14 issued and imposed according to the following
15 schedule:
16 a. An initial citation may be issued by the
17 standing Committee on Government Oversight by a
18 majority vote of the members of the Committee and is
19 punishable by a fine of \$500.
20 b. A second or subsequent citation may be issued
21 by the standing Committee on Government Oversight by a
22 majority vote of the members of the Committee and is
23 punishable by a fine of \$1,000.

24 c. In addition to the fines authorized pursuant to
25 paragraphs "a" and "b", the House of Representatives
26 may by resolution impose a punishment of imprisonment
27 for a period of up to six months.
28 4. Subpoenas and citations for contempt shall be
29 signed by the Chairperson of the standing Committee on
30 Government Oversight, the Speaker of the House of

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1 Representatives, and the Chief Clerk of the House of
2 Representatives. Warrants for contempt shall be
3 signed by the Speaker of the House of Representatives
4 and the Chief Clerk of the House of Representatives;
5 and
6 *Be It Further Resolved*, That the standing Committee
7 on Government Oversight is authorized to retain
8 outside special legal counsel to coordinate, direct,
9 and conduct the investigation, and in furtherance of
10 this authority to retain two outside special legal
11 counsel, one to be selected by Republican members, and
12 one to be selected by Democratic members,
13 respectively, to serve jointly regarding the
14 coordination, direction, and conduct of the
15 investigation, and including authorization to
16 compensate such outside special legal counsel at a
17 reasonable rate of compensation for all work
18 undertaken, including compensation or reimbursement of
19 such reasonable expenses as may be necessary to carry
20 out the investigation authorized hereunder; and
21 *Be It Further Resolved*, That outside special legal
22 counsel conducting the investigation hereunder shall
23 advise and report to the standing Committee on
24 Government Oversight in such manner and at such times
25 as shall be directed by the Committee; and
26 *Be It Further Resolved*, That the standing Committee
27 on Government Oversight may meet at such times and at
28 such places as the Chairperson of the Committee deems
29 necessary and may coordinate its investigation with a
30 standing committee of the Senate conducting a similar

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1 investigation; and
2 *Be It Further Resolved*, That the investigation and
3 retention of outside special legal counsel shall
4 continue until the investigation is completed, or
5 until such time as the investigation is terminated by
6 the standing Committee on Government Oversight by
7 majority vote of the members of the Committee.

IN MEMORIAM

House

A memorial adopted by the House of Representatives, 2006 Regular Session of the Eighty-first General Assembly, commemorating the life, character and public service of the former members of the House of Representatives.

DONALD H. BINNEBOESE ..	February 17, 1924 – February 28, 2005
BETTY JEAN “BEJE” CLARK.....	April 18, 1920 – April 10, 2005
THOMAS COOPER EVANS.....	May 26, 1924 – December 22, 2005
ROBERT J. GRANDIA.....	December 28, 1914 – April 24, 2005
JANE L. GREIMANN	January 25, 1942 – February 4, 2006
WALTER R. HAGEN.....	February 8, 1915 – August 7, 2005
HARLEY S. HANSON.....	June 20, 1916 – January 2, 2002
DONALD L. KIMBALL.....	February 15, 1933 – April 4, 2005
E. JEAN KISER.....	July 11, 1925 – May 9, 2004
JOYCE LONERGAN	March 5, 1934 – January 17, 2006
JACK N. MILROY	May 31, 1923 – January 4, 2004
EMIL S. PAVICH	July 30, 1931 – May 6, 2005
JOHN T. PELTON.....	June 16, 1946 – March 17, 2006
DON A. PETRUCCELLI.....	March 1, 1913 – January 8, 2003
VICTOR G. STUELAND	March 17, 1920 – November 1, 2005
DAVID E. WEICHMAN	September 22, 1921 – April 11, 2000
WARREN K. WOOD.....	March 7, 1932 – December 24, 2000

DONALD H. BINNEBOESE

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Donald H. Binneboese begs to submit the following Memorial:

Donald H. Binneboese was born February 17, 1924, on the family farm in Plymouth County, the son of Albert Eugene and Emma Anna (Helmke) Binneboese. He was raised in Plymouth County and assisted his family with farming.

On August 27, 1944, Donald and Marga F. Howe were united in marriage in Hinton. They made their home on a farm near Hinton. Donald, along with his brother Eugene, were innovative farmers who were the first in the area to practice conservation tilling and utilize grain-drying bins on their farms.

Donald and Marga moved to Hinton in January of 1981. Donald served as Mayor of Hinton and a city council member from 1988 to 1991. Donald was a member of the Trinity Lutheran Church in Hinton and served the church in various capacities.

A Democrat, Mr. Binneboese was a member of the second half of the Sixty-sixth, Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, and Sixty-ninth Second Extra General Assemblies.

Donald H. Binneboese passed away February 28, 2005, at the age of 81.

Now Therefore, Be It Resolved By The House Of Representatives Of The Eighty-first General Assembly Of Iowa, That in the passing of the Honorable Donald H. Binneboese, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

CHUCK SODERBERG
ROGER WENDT
DAN HUSEMAN
Committee

BETTY JEAN "BEJE" CLARK

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Betty Jean Clark begs to submit the following Memorial:

Betty Jean Clark was born April 18, 1920 in Kansas City, Kansas, to Raymond C. and Mary Hunt Walker. She graduated from Hays (Kansas) High School and attended Fort Hays Kansas State College, the University of Utah and the College of the Pacific in Stockton, California for her undergraduate work, and Garrett Evangelical Seminary in Evanston, Illinois for graduate work.

She was active in the music field, singing in the Betty Lavonn Trio with her sister for more than 30 years, teaching piano and directing 13 choral groups in California, Utah, and Iowa.

Over the years, she edited four church papers, published a religious periodical index, wrote for many national periodicals and Indiana and Iowa newspapers. In 1956, she and her sister compiled a book of meditations from the Revised Standard Version of the Bible.

The family moved to Mason City in 1959 and became members of Wesley United Methodist Church. Always active in church work, Beje held local, district and conference offices with the United Methodist Women. She was Christian education director for seven years and financial secretary for five years.

Her in-depth work on criminal and juvenile justice resulted in a governor's appointment to the Advisory Council to the Division of Criminal and Juvenile Justice Planning. She chaired Iowa's Justice Fellowship Task Force and served on the boards of several other justice groups.

A Republican, Mrs. Clark was a member of the Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second Extra, Seventieth, Seventy-first, Seventy-second, Seventy-second Extra, Seventy-second Second Extra and Seventy-third General Assemblies.

Betty Jean Clark passed away April 10, 2005, at the age of 84.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Betty Jean Clark, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

BILL SCHICKEL
MARK KUHN
BILL DIX
Committee

THOMAS COOPER EVANS

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Thomas Cooper Evans begs to submit the following Memorial:

Thomas Cooper Evans was born May 26, 1924 in Cedar Rapids, son of Thomas E. and Ora Evans. He earned a bachelor's degree in mechanical engineering from Iowa State University and a master's degree in civil engineering. In 1948 he married Jean Ruppelt.

Mr. Evans spent 22 years in Washington, including 14 years in the Army. He served as a staff member of the Atomic Energy Commission and was director of lunar missions at NASA in the early 1960's.

He served Iowa's 3rd Congressional District from 1980-1986. He didn't run in 1986, but was hired by Governor Terry Branstad to study ways to improve Iowa's grain quality and exports. The Des Moines Register named him Iowa Farm Leader of the Year in 1989. Mr. Evans served in the elder Bush administration through 1991.

Through 1996, Mr. Evans worked for Volunteers in Overseas Cooperative Assistance, working on free-enterprise agriculture policy initiatives in the former Soviet Republics and Eastern Bloc states.

He lived in Grundy Center with his wife, Jean and spent much of his time in recent years farming in Missouri.

A Republican, Mr. Evans was a member of the Sixty-sixth, Sixty-seventh, Sixty-seventh Extra and the first half of the Sixty-eighth General Assemblies.

Thomas Cooper Evans passed away December 22, 2005, at the age of 81.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Thomas Cooper Evans, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

LANCE HORBACH
MARK SMITH
POLLY GRANZOW
Committee

ROBERT J. GRANDIA

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Robert J. Grandia begs to submit the following Memorial:

Robert John Grandia was born December 28, 1914, near Leighton, son of John A. and Josena (Klyn) Grandia. He graduated from Pella High school in 1932. At the age of 17, Robert began working for other farmers to help his parents save the farm during the Great Depression. He then did carpentry work and worked at Brom's hatchery for two years. During this time he married Carol Keuning. They had two children, Barbara Joyce and John Henry.

In 1945, the family moved to Eddyville where Bob and Carol (better known as "Tootie") operated a restaurant with her brother. In 1947, they were living above "Bob

& Al's" when the Des Moines River flooded and destroyed their business and the children were rescued by boat through a second story window. The couples cleaned up and opened for business three more times before they were forced to close the doors. Bob went to work at the John Morrell Packing House in Ottumwa. The family moved back to Pella in 1949.

Bob's long career of butchering and meat cutting had begun earlier at Klyn & De Winter Meat Market on Main Street in Pella. In 1950, the Grandia Locker opened in Otley. Later the business became Grandia Meat Processing, Inc. and was located just outside of town. Bob and "Tootie" operated that business along with their son John for many years until Bob's retirement at the age of 65 in 1979.

Bob joined the Pella Lions Club in 1984 spending the next 20 years gathering glasses for VOSH. (Volunteer Optometric Service to Humanity) For these acts of service, Bob received the coveted Warren Coleman and Melvin Jones awards.

Bob served one year on the Pella City Council. He was active for many years as a Trustee of the Porter Grove Cemetery Association; serving on the board for 30 years, many times as chairman. He served as an advisor to the board until the time of his death. He was a member of the Third Reformed Church in Pella.

A Republican, Mr. Grandia was a member of the Seventieth and Seventy-first General Assemblies.

Robert J. Grandia passed away April 24, 2005, at the age of 90.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Robert J. Grandia, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JIM VAN ENGELENHOVEN
MARK DAVITT
CARMINE BOAL
Committee

JANE L. GREIMANN

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Jane L. Greimann begs to submit the following Memorial:

Jane L. Greimann was born January 25, 1942 in Klemme, Iowa to Chet and Ina Mae (Jarchow) Renner. She grew up on the farm, learning to love horses, holding leadership positions in 4-H and graduating from Klemme High School in 1960. She acquired a degree from Iowa State University in Textile and Clothing in 1964 and a teaching certificate in 1980.

She married Lowell Greimann in Klemme, Iowa on June 7, 1964. They moved to Boulder, Colorado where Jane worked as a seamstress and then office worker. Later, they moved to San Antonio, Texas where Jane worked with children in the Hispanic community and low-income adults. They returned to Ames in 1973. Jane taught at Nevada Junior High for sixteen years. While teaching, she worked on studies of student health with regard to cholesterol, helped to start a breakfast program, taught parenting classes, made a five week trip to Russia in 1992 and sat on the Board of Easter Story County Youth and Shelter Services. Jane retired from full-time employment in 1998.

Jane served on many volunteer positions at Collegiate Presbyterian Church. She was on the Mid-Iowa Community Action Board and Hawk-I-State Board. She believed in more preventative programs and more humane sentencing laws in our corrections system.

Jane volunteered for several service activities in the community, including President of the Local League of Women Voters, Democratic caucus organizer, Ames Public Art Commission, and the Education and Prevention Board of Youth and Shelter Services.

A Democrat, Jane L. Greimann was a member of the second half of the Seventy-eighth, Seventy-ninth, Seventy-ninth Extra, Seventy-ninth Second Extra, Eightieth, Eightieth Extra, and Eightieth Second Extra General Assemblies.

Jane L. Greimann passed away on February 4, 2006, at the age of 64.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Jane L. Greimann, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

BETH WESSEL-KROESCHELL
JIM KURTENBACH
LISA HEDDENS
Committee

WALTER R. HAGEN

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Walter R. Hagen begs to submit the following Memorial:

Walter R. Hagen was born February 8, 1915, at the Paint Creek Township, rural Waterville, Iowa, farm of his parents Albert G. and Karen M. (Leyse) Hagen. He graduated from Waterville Consolidated High School in 1932, and from the Iowa State College Herdsman Class in Ames in 1938. On July 28, 1946, he married Jean Raymond.

Agriculture was Walter's life's work. He operated "Springvale", the farm that had been in his family since 1899, where he raised a dairy herd, hogs, and beef cattle. He was in the first Iowa Master Pork Producer class in 1942 and was named an Iowa Master Farmer in 1963. Walter was a lifelong promoter of soil conservation serving as a district commissioner from 1958 to 1970 and as a state Soil Conservation Committee member from 1973 to 1985. He was an Iowa Master Gardener and an Iowa Master Forester and hosted Conservation Education Days for Allamakee County sixth graders at the pond on his farm for over 25 years. He also grew and sold Christmas trees and spearheaded the effort to plant living snow fences in Allamakee County.

Among his many awards were the Conservation District Distinguished Service Award, the Iowa Owner-Operator Soil Conservation Award, the Iowa State Extension Service Award, and many others in community and agricultural service. He was honored to be a member of the first "People to People" tour, sponsored by Wallace's Farmer, which went to Russia in 1959 to share ideas about agriculture.

During his life he was a Boy Scout, a Mason, and an active member of the First Presbyterian Church in Waukon where he served as an elder and a deacon. A talented singer, he was a member of the Iowa State College Men's Glee Club, church choir, barbershoppers, and sang at countless community musicals, events, funerals, and weddings.

Walter Hagen wrote and sponsored the bill that made the oak Iowa's state tree.

A Republican, Mr. Hagen was a member of the Fifty-ninth, Sixtieth, and Sixtieth Extra General Assemblies.

Walter R. Hagen passed away August 7, 2005, at the age of 90.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Walter R. Hagen, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

CHUCK GIPP
ROGER THOMAS
DAVID LALK
Committee

HARLEY S. HANSON

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Harley S. Hanson begs to submit the following Memorial:

Harley S. Hanson was born June 20, 1916 on a farm south of Vinton, the son of Sven and Belle (McElhaney) Hanson. Harley graduated from Lincoln High School in Vinton

and served his country in the Navy, as a 2nd Class Machinist Mate and was stationed in San Diego from 1935 through 1939. On April 30, 1941 he married Ina Mae Wiese.

The couple farmed south of Vinton until retiring in 1969. They lived in California for three years and returned to Vinton in 1972.

Harley was an active member of the First Christian Church in Vinton, where he served as a deacon and elder. He also served as a member of the Benton County Crop Commission and the Benton County Farm Service Bureau, where he held the offices of treasurer and president.

A Democrat, Mr. Hanson was a member of the Sixty-second General Assembly.

Harley S. Hanson passed away January 2, 2002, at the age of 85.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Harley S. Hanson, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAWN PETTENGILL
LANCE HORBACH
ROB HOGG
Committee

DONALD L. KIMBALL

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Donald L. Kimball begs to submit the following Memorial:

Donald L. Kimball was born February 15, 1933 in Fairbank, the son of Donald Keith and Katherine (Finch) Kimball. He graduated from Stanley High School in 1951 and from Upper Iowa University in Fayette, Iowa in 1960. He was a veteran of the Korean Conflict serving in the Army. Don married Mary E. Moore on May 5, 1957.

He was a history teacher at Manchester and Primghar, an author, and owned and operated the Fayette Leader Newspaper. Don was a member of the Fayette American Legion Post #339 at Fayette, and was a longtime Fayette resident.

A Republican, Mr. Kimball was a member of the Fifty-seventh and Fifty-eighth General Assemblies.

Donald L. Kimball passed away April 4, 2005, at the age of 72.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Donald L. Kimball, the

State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAVID LALK
DAN RASMUSSEN
ROGER THOMAS
Committee

E. JEAN KISER

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable E. Jean Kiser begs to submit the following Memorial:

E. Jean Kiser was born July 11, 1925 in Oskaloosa, the daughter of Sam and Nellie (Kimes) Raley. She married Ira Kiser in 1941. He preceded her in death in 1996.

She was a member of the Presbyterian Church of Palm Harbor and DAR Dunedin Chapter, a member of Clearwater Women's Republican Club, local president of the TB Association in Davenport, past president of Scott County Republican Women, vice-chair of Scott County Young Republicans and served over 20 years as committee woman on both Scott County and Davenport City Republican Central Committees. She held various PTA and Little League offices.

A Republican, E. Jean Kiser was a member of the Sixty-fifth General Assembly.

E. Jean Kiser passed away May 9, 2004, at the age of 78.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable E. Jean Kiser, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JIM VAN FOSSEN
JOE HUTTER
STEVEN LYKAM
Committee

JOYCE LONERGAN

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Joyce Lonergan begs to submit the following Memorial:

Joyce Lonergan was born March 5, 1934 on a farm near Belle Plaine in Benton County, daughter of Robert and Fannie (Duda) Jacobi. Her mother married Charles "Peck" Hutchinson and the family moved to Boone in 1947. She graduated from Boone High School in 1952. She married Paul Lonergan on August 12, 1950.

Joyce was the Boone County recorder from 1986-1998 and was active in Boone County Democratic politics for many years and worked on many congressional and political campaigns. The highlight of her political career was lunch at the White House with President Jimmy Carter in 1980. She received the Boone County Democrats Everett Brown Award in 2002 and won the Women Helping Women Award from Soroptimists International in 1977. She enjoyed serving as a host family in the Foreign Exchange Program.

She was a 25-year member of ABWA, serving in every capacity, Boone County Historical Society, Boone Railroad Society, American Legion Auxiliary, the Boone Area Humane Society and the Purple Hat Guild. She was also an active member of the Church of the Sacred Heart in Boone, Sioux City Diocese Council of Catholic Women and a former president of Boone Church Women United. She served as chairman of the board of directors for Boone County Community Credit Union for two years. She owned "The Book Store" in Boone.

A Democrat, Joyce Lonergan was a member of the Sixty-sixth, Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second Extra, Seventieth, and Seventy-first General Assemblies.

Joyce Lonergan passed away January 17, 2006, at the age of 71.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Joyce Lonergan, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of her service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

CHUCK SODERBERG
ROGER WENDT
DAN HUSEMAN
Committee

JACK N. MILROY

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Jack N. Milroy begs to submit the following Memorial:

Jack N. Milroy was born May 31, 1923 in Manchester to James H. and Margaret (Nichols) Milroy. His family later moved to Vinton and he graduated from Lincoln High School in 1941. In 1948 he graduated from Grinnell College and began his practice as an attorney with his father's law firm after receiving his law degree from the University of Iowa in 1951.

During World War II, Jack served in the U.S. Army from 1943 to 1946 and was stationed in Europe.

As an active member of his community and his profession, Jack was a member of and served on several boards of the Vinton Lions Club; served on Vinton's first Airport Commission, and the first Benton County Board of Health. He was a member of the Chamber of Commerce, the Vinton Development Board, the Geo. G. Luckey American Legion Post #57 and served as Judge Advocate of the Iowa Department of the American Legion from 1959 to 1961. For 18 years he served on the Virginia Gay Hospital Board and the Health Care Foundation at St. Luke's Hospital in Cedar Rapids. He served on the Alumni Board of Grinnell College for six years and was honored as Alumni of the Year in 1968 for the class of '48. For two years, Jack was President of the Hawkeye Area Boy Scout Council, was a National Council Representative and received the Silver Beaver Award, the highest award given to volunteers. He was also a Charter Member of The Society of Hospital Attorneys, and served on the Board of the Keystone Savings Bank for seven years.

On September 5, 1970, he married Virginia Hurless. She preceded him in death on March 3, 2001.

A Republican, Mr. Milroy was a member of the Fifty-sixth, Fifty-seventh, and Fifty-eighth General Assemblies.

Jack N. Milroy passed away January 4, 2004, at the age of 80.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Jack N. Milroy, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAWN PETTENGILL
KRAIG PAULSEN
BETTY DE BOEF
Committee

EMIL S. PAVICH

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Emil S. Pavich begs to submit the following Memorial:

Emil S. Pavich was born July 30, 1931 in Council Bluffs, the son of Guy and Josephine (Pavelich) Pavich. He graduated from Thomas Jefferson High School in 1949. He served in the U.S. Army during the Korean War and was later a machine operator for the Kellogg Cereal Company in Omaha, retiring in 1991.

Mr. Pavich served two terms on the Council Bluffs City Council, was a member of Holy Family Catholic Church, American Legion Post No. 2, Grain Millers Local 50, Croatian Cultural Club, Southside Neighborhood Organization, American Political Items Collectors, Pottawattamie and state historical societies, and was the Pottawattamie County Democratic chair from 1966 to 1974.

A Democrat, Mr. Pavich was a member of the Sixty-sixth, Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second Extra, Seventieth, Seventy-first, Seventy-second, Seventy-second Extra, Seventy-second Second Extra, Seventy-third, Seventy-fourth, Seventy-fourth Extra, and Seventy-Fourth Second Extra General Assemblies.

Emil S. Pavich died May 6, 2005, at the age of 73.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Emil S. Pavich, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

PAUL SHOMSHOR
DOUG STRUYK
JACK DRAKE
Committee

JOHN T. PELTON

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable John T. Pelton begs to submit the following Memorial:

John T. Pelton was born June 16, 1946 to Rosanna Howard Pelton and Charles H. Pelton in Clinton, Iowa. He was educated at the University of Iowa, earning his B.A. and advanced degrees of Juris Doctorate, Master of Arts in Political Science and Educational Specialist. He was an MP with the United States Army during the Vietnam War. A life-long student of the financial markets, he earned the Certified Financial Planner designation.

He began his political career in college, serving as the University of Iowa student body president in 1968. John and Elizabeth L. (Beth) Ford were married on May 8, 1982 in Lone Tree.

Director of legal affairs and human resource council for Centro, Inc., John was active in a wide variety of civic and community organizations including the Iowa City Noon Rotary Club where he was a Paul Harris Fellow. He particularly enjoyed serving on the Board of Directors of the Preucil School of Music. He was active in the First Christian Church of Coralville.

A Republican, Mr. Pelton was a member of the Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, and Sixty-ninth Second Extra General Assemblies.

John T. Pelton passed away March 17, 2006, at the age of 59.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable John T. Pelton, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

STEVEN OLSON
POLLY BUKTA
JIM VAN FOSSEN
Committee

DON A. PETRUCCELLI

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Don A. Petruccelli begs to submit the following Memorial:

Don A. Petruccelli was born March 1, 1913, son of Vincent and Amelia Petruccelli. He attended public schools in Davenport and graduated from St. Ambrose College in Davenport and law school at the University of South Dakota. He set up a private practice in Davenport but soon after was drafted into the Army. Petruccelli, who spoke fluent Italian, ended up as an espionage agent during World War II, working in Italy for the Office of Strategic Services, and attained the rank of Major. He worked at the State Department in Washington in 1946 before his discharge. After the war, he went back to Davenport and resumed his law practice.

Mr. Petruccelli served as mayor of Davenport, worked as an assistant Scott County attorney before winning a municipal judgeship in 1971. From 1971 until 1985 he served as a full-time judge in charge of all juvenile matters in Scott County. From 1985 until 1991 he served as a senior judge. He considered his work as a juvenile court judge the most important contribution made in his public career. He believed that the juvenile court system allowed him, the probation department, and the lawyers who appeared in court to make positive differences in the lives of those children whose circumstances or conduct mandated public intervention and attention.

He married Carol Selitto on October 7, 1945, in South Orange, New Jersey. She preceded him in death on May 19, 1977. He later married Edna Palmisano on December 17, 1982. She preceded him in death in July, 1990.

A Republican, Mr. Petruccelli was a member of the Fifty-sixth and Fifty-seventh General Assemblies.

Don A. Petruccelli passed away January 8, 2003, at the age of 89.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Don A. Petruccelli, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JAMIE VAN FOSSEN
JOE HUTTER
JIM LYKAM
Committee

VICTOR G. STUELAND

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Victor G. Stueland begs to submit the following Memorial:

Victor Gerald Stueland was born March 17, 1920 to Henry Sr. and Katherine (Gohlman) Stueland in Clinton County. He married Evelyn Eastvold December 27, 1940 in Colorado Springs, Colorado. They were lifelong residents of Clinton County, farming for many years north of Grand Mound. Vic was a founding member of Faith Lutheran Church, Calamus. They moved to DeWitt in 1998, where they resided until moving to Wheatland Manor in 2004.

Mr. Stueland's many activities included Director of Iowa Cattleman's Association, 4-H Leader, Vice-Chair of Iowa Beef Industry Council, Chair of Tri-State Health Planning Commission, member of the Iowa Natural Resources Council, Farm Bureau, Izaak Walton League, Lion's Club, and Board of Directors of First Central Bank. He was also remembered for working for water quality and conservation, and forming county parks and tree farms on unproductive acres.

A Democrat, Mr. Stueland was a member of the Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second Extra, Seventieth, Seventy-first, Seventy-second, Seventy-second Extra, Seventy-second Second Extra, and Seventy-third General Assemblies.

Victor G. Stueland passed away November 1, 2005, at the age of 85.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Victor G. Stueland, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

STEVEN OLSON
POLLY BUKTA
JIM VAN FOSSEN
Committee

DAVID E. WEICHMAN

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable David E. Weichman begs to submit the following Memorial:

David E. Weichman was born September 22, 1921 in Newhall, the son of Harry and Elizabeth Meyer Weichman. He graduated from Newhall High School in 1939 and attended the University of Iowa, receiving his B.A. in 1946, and his J.D. at the College of Law in 1948. He practiced law in Newhall for 52 years.

Mr. Weichman was in the Army Air Corps from 1942-1945, and a pilot of a B24 involved in bombing raids over Europe. He retired from the U.S. Air Corps Reserves in 1972, with the rank of Lieutenant Colonel. During his career, he worked for the Iowa Department of Public Safety, as Newhall City Attorney and Treasurer; Justice of the Peace, and Judicial Magistrate, Benton County.

He was a member of the Benton County and Iowa State Bar Associations, VFW, and John Ward McGranahan Post No. 167 of the American Legion. He was active in local, state and national Legion functions serving as State Department Commander in 1965-1966. He served one term as Judicial Advocate and many years on the National Legislative Committee.

A Republican, Mr. Weichman was a member of the Fifty-ninth and Sixty-third General Assemblies.

David E. Weichman passed away April 11, 2000, at the age of 78.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable David E. Weichman, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

DAWN PETTENGILL
KRAIG PAULSEN
BETTY DE BOEF
Committee

WARREN K. WOOD

Mr. Speaker: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Warren K. Wood begs to submit the following Memorial:

Warren K. Wood was born March 7, 1932 in Davenport, son of Jasper and Helen (Kirchner) Wood. He was a graduate of the University of Iowa and the University of Iowa College of Law. He served in the U.S. Air Force from 1955 to 1958. In 1960, he married Sue Ann Hohenadel in Davenport.

As an attorney, Mr. Wood held a variety of positions in public service, including 2nd Ward Alderman (Davenport), Scott County Coordinator and Davenport City Attorney.

Mr. Wood was a member of the American and Scott County Bar Associations and Davenport Lodge 37 A.F. & A.M. He was a past master of Kadosh of the Davenport Consistory, a 33rd Degree Mason of the Scottish Rite, past director of Royal Order of Jesters Court 129 and a member of the Benevolent Order of Crabs and KAABA Shrine.

A Republican, Mr. Wood was a member of the Sixty-second General Assembly.

Warren K. Wood passed away December 24, 2000, at the age of 68.

Now Therefore, Be It Resolved by the House of Representatives of the Eighty-first General Assembly of Iowa, That in the passing of the Honorable Warren K. Wood, the State has lost an honored citizen and a faithful and useful public servant, and the House by this Resolution would express its appreciation of his service.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of the House, and that the Chief Clerk be directed to forward an enrolled copy to the family of the deceased.

JAMES VAN FOSSEN
JIM VAN FOSSEN
JIM LYKAM
Committee

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ANDERSON, RICHARD—Representative Fremont-Mills-Page Counties

Amendments filed—304, 512, 577, 673, 674, 909, 910, 1163, 1251, 1297, 1316, 1400, 1444

Amendments offered—304, 488, 912, 947, 1034, 1316

Amendments withdrawn—946, 1315

Bills introduced—68, 82, 95, 96, 134, 156, 169, 197, 260, 261, 262, 290, 291, 292, 319, 349, 465, 599

Committee appointments—16, 43

Leave of absence—1401

Resolutions filed—259, 267, 878

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Recommendations—59, 85, 201, 281, 344, 376, 389, 438, 508, 555, 595, 734, 844, 875, 882-883, 889, 1030, 1050, 1190, 1227, 1489

Subcommittee assignments—24, 228, 279, 372, 468, 594, 672, 733, 772, 842, 874, 1029, 1171

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ARNOLD, RICHARD—Representative **Lucas-Mahaska-Marion-Monroe** Counties

Amendments filed—298, 1151

Bills introduced—68, 95, 134, 384, 421

Committee appointments—17, 1438

Leave of absence—1401

Resolutions filed—267, 333, 878, 1171, 1244, 1399

Subcommittee assignments—64, 90, 139, 200, 321, 373, 386, 397, 414, 733, 843, 874

ASSISTANT MAJORITY LEADERS—

Carmine Boal—Representative **Polk** County

(See BOAL, CARMINE—Representative **Polk** County, Assistant Majority Leader)

Cecil Dolecheck—Representative **Adams-Montgomery-Ringgold-Taylor-Union** Counties

(See DOLECHECK, CECIL—Representative **Adams-Montgomery-Ringgold-Taylor-Union** Counties, Assistant Majority Leader)

Libby Jacobs—Representative **Polk** County

(See JACOBS, LIBBY—Representative **Polk** County, Assistant Majority Leader)

Steve Olson—Representative **Clinton-Scott** Counties

(See OLSON, STEVEN—Representative **Clinton-Scott** Counties, Assistant Majority Leader)

Rod Roberts—Representative **Carroll-Crawford-Sac** Counties

(See ROBERTS, ROD—Representative **Carroll-Crawford-Sac** Counties, Assistant Majority Leader)

ASSISTANT MINORITY LEADERS—

Polly Bukta—Representative **Clinton** County

(See BUKTA, POLLY—Representative **Clinton** County, Assistant Minority Leader)

Lisa Heddens—Representative **Boone-Story** Counties

(See HEDDENS, LISA—Representative **Boone-Story** Counties, Assistant Minority Leader)

Helen Miller—Representative **Webster** County

(See MILLER, HELEN—Representative **Webster** County, Assistant Minority Leader)

Mike Reasoner—Representative Clarke-Decatur-**Union** Counties

(See **REASONER, MIKE**—Representative Clarke-Decatur-**Union** Counties, Assistant Minority Leader)

John Whitaker—Representative Jefferson-**Van Buren**-Wapello Counties

(See **WHITAKER, JOHN**—Representative Jefferson-**Van Buren**-Wapello Counties, Assistant Minority Leader)

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BAUDLER, CLEL—Representative **Adair**-Audubon-Cass-Guthrie Counties

Amendments filed—541, 556, 673, 1113, 1399

Bills introduced—68, 82, 95, 96, 132, 134, 153, 156, 187, 197, 269, 285, 318, 319, 327, 384, 409, 421, 465, 599

Committee appointments—15, 16, 17, 1330

Resolutions filed—116, 142, 259, 267, 399, 878, 1172, 1244, 1404

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BELL, PAUL—Representative **Jasper** County

Amendments filed—163, 557, 602, 603, 608, 674, 1154, 1161, 1325

Amendment offered—697

Amendment withdrawn—1154

Bills introduced—27, 41, 70, 73, 108, 130, 145, 151, 156, 187, 197, 221, 223, 290, 318, 319, 320, 326, 384, 395, 400, 401, 409, 424

Committee appointments—15, 17, 1330

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Resolutions filed—186, 194, 267, 316, 324, 776, 878, 886, 1399

Resolutions offered—1089, 1090

Subcommittee assignments—55, 64, 115, 228, 594, 874

BERRY, DEBORAH L.—Representative **Black Hawk** County

Amendments filed—129, 163, 511, 602, 603, 608, 674, 726, 1151, 1161, 1325

Amendment offered—534

Bills introduced—27, 69, 70, 108, 118, 133, 146, 151, 155, 156, 165, 167, 187, 204, 222, 223, 251, 252, 290, 292, 317, 318, 319, 320, 327, 348, 395, 401, 424, 599

Committee appointments—16, 17

Resolutions filed—116, 142, 186, 258, 267, 345, 878, 886, 970, 1172, 1228, 1399

Resolution offered—401

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BOAL, CARMINE—Representative **Polk** County, Assistant Majority Leader

Amendments filed—172, 173, 674, 971, 1172, 1310, 1399, 1489, 1510, 1540

Amendments offered—172, 173, 1507, 1510, 1540

Amendment withdrawn—173

Bills introduced—13, 68, 82, 95, 96, 132, 134, 156, 187, 327, 421

Bill passed on file (as acting Speaker)—837

Bill referred and rereferred to committee (as acting Speaker)—837

Committee appointments—1, 15, 16, 17, 18

Presentation of visitors (as acting Speaker)—1223

Resided at sessions of the House—826, 1090, 1222

Resolutions filed—116, 142, 259, 267, 391, 878, 886, 1172

Subcommittee assignments—55, 56, 64, 79, 80, 92, 181, 199, 254, 255, 330, 339, 405, 637, 673, 771, 772, 842, 1050

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(See APPOINTMENTS and/or COMMUNICATIONS FROM, subheading Reports and/or INDIVIDUAL HEADINGS)

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(See STATE OF THE STATE and BUDGET MESSAGE)

BUKTA, POLLY—Representative **Clinton** County, Assistant Minority Leader

Amendments filed—129, 163, 233, 589, 603, 608, 638, 1031, 1325, 1725

Amendment offered—568

Bills introduced—27, 41, 60, 70, 83, 84, 108, 118, 151, 152, 155, 156, 196, 203, 204, 221, 222, 286, 290, 292, 317, 318, 319, 320, 326, 327, 395, 400, 401, 409, 599

Committee appointments—1, 15, 16, 17, 1441, 1442

Resolutions filed—116, 391, 556, 878, 886, 970, 1172, 1399

Subcommittee assignments—58, 80, 90, 91, 92, 100, 206, 207, 254, 321, 329, 340, 386, 843

CARROLL, DANNY—Representative **Mahaska-Poweshiek** Counties, Speaker Pro Tempore

Amendments filed—420, 596, 603, 658, 660, 674, 727, 728, 774, 795, 879, 1172, 1276, 1277, 1282, 1364

Amendments offered—425, 658, 726, 727, 862, 920, 1106, 1199, 1272, 1276, 1379

Amendments withdrawn—660, 729

Bills deferred, retained on calendar (as acting Speaker)—689, 1542

Bills introduced—9, 41, 68, 82, 95, 96, 118, 119, 131, 132, 134, 156, 236, 237, 251, 261, 291, 319, 326, 327, 349, 395, 465

Bill passed on file (as acting Speaker)—1049

Bills placed on unfinished business calendar (as acting Speaker)—1049

Bills referred and rereferred to committee (as acting Speaker)—903, 904

Committee appointments—15, 16, 18

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Presented to the House Bill Walling, retiring Postmaster of the Iowa House of Representatives—562

Presented to the House the Honorable Rich Vande Hoef former member of the House—750

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Resolutions filed—194, 259, 267, 316, 324, 333, 878, 1171

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Subcommittee assignments—55, 56, 57, 78, 91, 92, 101, 108, 139, 153, 181, 191, 199, 200, 228, 255, 278, 279, 280, 311, 312, 339, 372, 385, 386, 414, 672, 795

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CHAMBERS, ROYD E.—Representative Clay-O'Brien-Osceola-Sioux Counties

Amendments filed—300, 638, 674, 1285, 1566, 1574, 1595

Amendments offered—691, 692, 1566, 1574, 1595

Amendment withdrawn—691

Bills introduced—9, 68, 82, 95, 96, 132, 134, 152, 153, 156, 157, 167, 168, 221, 319, 327, 384, 465, 599

Committee appointments—15, 16, 17

Resolutions filed—142, 259, 267, 333, 878, 1030, 1244

Resolution offered—1312

Subcommittee assignments—64, 79, 80, 100, 108, 154, 181, 198, 199, 254, 255, 264, 311, 312, 329, 330, 340, 373, 415, 436, 452, 594, 874

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(See SUPREME COURT OF IOWA)

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COHOON, DENNIS M.—Representative **Des Moines** County

Amendments filed—129, 163, 602, 603, 604, 608, 971, 1151, 1161, 1325

Amendment offered—1151

Bills introduced—27, 70, 83, 117, 118, 151, 152, 156, 188, 222, 290, 318, 319, 320,
395, 400, 401, 424

Committee appointments—16, 17

Leave of absence—1298

Resolutions filed—116, 267, 878, 886, 1172, 1399

Resolution offered—1186

Subcommittee assignments—64, 80, 154, 198, 264, 329, 330, 843

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Amendment filed—887

Amendment offered—1204

Appointed—15

Bills introduced—197, 222, 275, 336, 382, 393, 394, 422, 448, 465, 469, 514, 525, 526,
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Resolution filed—556

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DANDEKAR, SWATI A.—Representative **Linn** County

Amendments filed—602, 603, 608, 1161

Bills introduced—27, 69, 70, 73, 96, 118, 134, 145, 151, 152, 187, 204, 268, 287, 288, 326, 327, 350, 401

Committee appointments—15, 16

Leave of absence—609

Resolutions filed—116, 142, 267, 316, 324, 391, 878, 886, 971, 1172, 1244, 1399

Subcommittee assignments—181, 243, 321, 733

DAVITT, MARK—Representative **Warren** County

Amendments filed—129, 163, 282, 304, 603, 608, 774, 786, 1161, 1325

Amendments offered—303, 785, 786

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Presented to the House the Norwalk High School Girls' Basketball Team—915

Requested to be added as a sponsor of HR 174—1487

Resolutions filed—116, 186, 267, 878, 886, 909, 970, 1172, 1399

Subcommittee assignments—56, 64, 79, 90, 100, 330, 372, 672, 1029

DE BOEF, BETTY—Representative Iowa—**Keokuk**-**Poweshiek**-**Tama** Counties

Amendments filed—462, 774, 845, 1031, 1399, 1426

Amendments offered—477, 981, 1103, 1426

Amendments withdrawn—478, 1103

Bills introduced—9, 68, 82, 95, 96, 132, 134, 156, 167, 168, 291, 317, 318, 319, 327, 336, 384, 413, 465

Committee appointments—15, 16, 17, 42, 1439, 1440, 1442, 1542

Explanation of vote—668

Leave of absences—609, 1401

Resolutions filed—116, 142, 259, 267, 333, 878, 1172, 1244, 1399

Subcommittee assignments—101, 229, 255, 340, 372, 386, 843, 874, 1029

DIX, BILL—Representative **Bremer**-**Butler** Counties

Amendments filed—673, 1399

Amendments offered—768, 1604

Bills introduced—82, 95, 97, 131, 132, 134, 153, 156, 288, 327

Committee appointments—15, 1437

Leave of absence—563

Presentation of visitors (as acting Speaker)—966
 Presided at sessions of the House—525, 538, 678, 950
 Resolutions filed—142, 267, 878, 886, 1251
 Subcommittee assignments—385, 882

DOLECHECK, CECIL—Representative Adams-Montgomery-**Ringgold**-Taylor-Union Counties, Assistant Majority Leader
 Amendments filed—282, 910, 1031, 1224, 1294, 1561
 Amendments offered—302, 988, 1312, 1314, 1561
 Amendments withdrawn—1108, 1314
 Bills introduced—41, 68, 82, 95, 96, 132, 133, 134, 152, 153, 156, 187, 349, 380, 421, 599
 Committee appointments—15, 16, 17
 Resolutions filed—116, 142, 267, 878, 1172
 Subcommittee assignments—64, 79, 80, 100, 139, 154, 181, 199, 254, 255, 264, 311, 330, 637, 874

DRAKE, JACK—Representative Cass-**Pottawattamie**-Shelby Counties
 Amendments filed—638, 910, 1136, 1173, 1356, 1399, 1601
 Amendments offered—752, 1179, 1356, 1604
 Bills introduced—9, 68, 82, 95, 96, 132, 134, 152, 156, 169, 187, 203, 319, 380, 384, 421, 465, 599
 Committee appointments—15, 16, 17, 18, 1341, 1441, 1542
 Leave of absence—1401
 Presented to the House the Honorable Ralph Klemme, former member of the House—402
 Resolutions filed—142, 315, 556, 878
 Resolution offered—911
 Subcommittee assignments—58, 78, 79, 80, 92, 198, 279, 311, 672, 733, 771, 772, 842, 843, 907

ECONOMIC GROWTH, COMMITTEE ON—

Appointed—16
 Bills introduced—346, 347, 412, 423, 448, 449, 471, 514, 525, 526, 558, 559, 598, 605, 606
 Recommendations—332, 406, 417, 454-455, 509-510, 883
 Subcommittee assignments—91, 180, 181, 182, 200, 207, 243, 255, 321, 322, 340, 386, 415

EDUCATION, COMMITTEE ON—

Amendment filed—887
 Amendment offered—1492
 Appointed—16
 Bills introduced—107, 152, 204, 222, 224, 262, 289, 327, 347, 394, 396, 463, 464, 465, 466, 471, 542, 560, 564
 Recommendations—106, 142, 201, 232, 248, 266, 281-282, 315, 344, 389, 418, 439-440, 455-456, 876, 883
 Subcommittee assignments—64, 78, 79, 80, 100, 108, 139, 153, 154, 181, 198, 199, 254, 255, 264, 312, 329, 330, 373, 386, 452, 601, 637, 733

EICHHORN, GEORGE—Representative Franklin-**Hamilton**-Webster-Wright Counties
 Amendments filed—408, 501, 512, 638, 674, 735, 1010, 1150, 1164, 1364, 1444

Amendments offered—759, 822, 928, 1010, 1150, 1164, 1175
Amendments withdrawn—808, 1175, 1447
Bills introduced—9, 68, 82, 95, 96, 132, 134, 156, 188, 189, 286, 287, 319, 392, 465, 513
Committee appointments—16, 17, 18
Explanation of vote—1321
Leave of absences—1311, 1388
Resolutions filed—116, 142, 186, 267, 316, 324, 333, 878, 1088, 1172, 1296, 1399
Resolution offered—1413
Subcommittee assignments—56, 57, 91, 115, 154, 199, 311, 405, 554, 601, 672, 673, 874, 1351, 1753

EIGHTY-FIRST GENERAL ASSEMBLY—
(See GENERAL ASSEMBLY—HOUSE)

ELGIN, JEFF—Representative Linn County
Amendments filed—596, 637, 638, 648, 651, 1165
Amendment offered—648
Bills introduced—82, 95, 96, 132, 134, 152, 153, 187, 319, 421, 465
Committee appointments—17
Leave of absence—1401
Presided at sessions of the House—1413
Resolutions filed—259, 267, 878
Subcommittee assignments—58, 80, 92, 108, 124, 181, 198, 199, 243, 279, 436

EMPLOYEES—
(See OFFICERS AND EMPLOYEES)

ENROLLED BILLS—
(See BILLS, subheading, Sent to Governor; CHIEF CLERK OF THE HOUSE, Margaret A. Thomson, Reports; and/or SPEAKER OF THE HOUSE, Christopher Rants, subheading, Bills signed by)

ENVIRONMENTAL PROTECTION, COMMITTEE ON—
Appointed—16
Bills introduced—396, 465
Recommendations—389-390, 440, 884
Subcommittee assignments—100, 101, 138, 191, 228, 229, 329, 386, 843

ETHICS, COMMITTEE ON—
Appointed—16
Bill introduced—424
Recommendation—418

EXPLANATION OF VOTE—
House File 590—Representatives Jacobs, Jenkins & Watts—793
House File 729—Representative McCarthy—1167
House File 2080—Representatives Ford & R. Olson—87
House File 2162—Representative D. Taylor—837
House File 2215—Representative D. Taylor—837
House File 2424—Representative D. Taylor—837
House File 2464—Representative De Boef—668

House File 2492—Representative De Boef—668
House File 2493—Representative De Boef—668
House File 2506—Representative D. Taylor—837
House File 2507—Representative D. Taylor—837
House File 2508—Representative D. Taylor—837
House File 2509—Representative De Boef—668
House File 2527, H-8121, H-8172, H-8176, H-8178—Representative D. Taylor—837
House File 2527—Representative D. Taylor—837
House File 2562—Representative D. Taylor—837
House File 2562—Representative McCarthy—1292
House File 2565—Representative De Boef—668
House File 2567—Representative De Boef—668
House File 2569—Representative De Boef—668
House File 2571—Representative D. Taylor—837
House File 2586—Representative D. Taylor—837
House File 2588—Representative De Boef—668
House File 2590—Representative D. Taylor—837
House File 2613—Representatives Jacobs & Jenkins—793
House File 2619—Representative D. Taylor—837
House File 2621—Representatives Jacobs & Jenkins—793
House File 2624—Representatives Jacobs & Jenkins—793
House File 2632—Representative D. Taylor—837
House File 2644—Representative De Boef—668
House File 2645—Representatives Jacobs & Jenkins—793
House File 2651—Representatives Jacobs & Jenkins—793
House File 2652—Representatives Jacobs & Jenkins—793
House File 2661—Representative D. Taylor—837
House File 2671—Representative D. Taylor—837
House File 2672—Representatives Jacobs & Jenkins—793
House File 2693—Representative D. Taylor—837
House File 2697—Representative De Boef—668
House File 2708—Representatives Jacobs & Jenkins—793
House File 2712—Representative De Boef—668
House File 2713—Representative D. Taylor—837
House File 2717—Representatives Jacobs & Jenkins—793
House File 2734, H-8203 & H-8268—Representative D. Taylor—837
House File 2734—Representative D. Taylor—837
House File 2740—Representative Paulsen—1110
House File 2764—Representative Paulsen—1110
Senate File 2087—Representative Paulsen—1110
Senate File 2124—Representative De Boef—668
Senate File 2147—Representative De Boef—668
Senate File 2273—Representative De Boef—668
Senate File 2275—Representative Paulsen—1110
Senate File 2290—Representative Paulsen—1110
Senate File 2299—Representative Paulsen—1110
Senate File 2301—Representative Eichhorn—1321
Senate File 2304—Representative Paulsen—1110
Senate File 2319—Representative Eichhorn—1321
Senate File 2322—Representative Raecker—1222
Senate File 2327—Representative Paulsen—1110
Senate File 2341—Representative Paulsen—1110

Senate File 2344—Representative Paulsen—1110
Senate File 2358—Representative Paulsen—1110
Senate File 2369—Representative Eichhorn—1321
Senate File 2378—Representative Heaton—966
Senate File 2398—Representative Raecker—1750

FALLON, ED—Representative Polk County

Amendments filed—282, 603, 608, 661, 663
Amendment offered—302
Amendments withdrawn—305, 663
Bills introduced—27, 70, 132, 223, 224, 261, 290, 320, 327, 353, 381, 409, 424
Committee appointments—16, 17
Resolutions filed—391, 878, 909, 1228
Subcommittee assignment—244

FEDERAL AGENCIES—

(See **PRESIDENT OF THE UNITED STATES, CONGRESS** and/or **FEDERAL AGENCIES**)

FOEGE, RO—Representative Johnson-Linn Counties

Amendments filed—129, 163, 602, 603, 608, 638, 674, 675, 691, 1161, 1277, 1282, 1310, 1325, 1533, 1534, 1538, 1725
Amendments offered—700, 722
Amendments withdrawn—722, 726, 1538
Bills introduced—27, 68, 69, 70, 107, 117, 118, 132, 133, 134, 152, 155, 156, 168, 222, 251, 285, 286, 290, 292, 319, 320, 380, 395, 400, 401, 424, 425, 447
Committee appointments—1, 16
Resolutions filed—420, 878, 886, 970, 1251, 1399
Subcommittee assignments—55, 78, 79, 92, 101, 124, 181, 191, 214, 264, 279, 312, 339, 373

FORD, WAYNE—Representative Polk County

Amendments filed—129, 163, 462, 468, 512, 557, 602, 603, 608, 638, 651, 661, 663, 674, 675, 684, 749, 751, 764, 845, 879, 886, 909, 910, 946, 1011, 1013, 1031, 1113, 1155, 1325, 1489, 1507, 1596, 1725
Amendments offered—498, 503, 529, 530, 612, 626, 661, 663, 683, 684, 749, 789, 819, 1011, 1012, 1013, 1155
Amendments withdrawn—541, 705, 751, 946, 1040, 1538, 1596, 1725
Bills introduced—27, 69, 70, 118, 131, 144, 156, 220, 221, 235, 236, 262, 263, 287, 291, 327, 400
Committee appointments—16, 17
Explanation of vote—87
Resolutions filed—878, 886, 909, 1228
Subcommittee assignments—90, 92, 100, 254, 255, 264, 278, 330, 372

FREEMAN, MARY LOU—Representative Buena Vista-Sac Counties

Amendments filed—556, 674, 735
Amendments offered—628, 779
Bills introduced—10, 68, 95, 132, 134, 187, 317, 318, 319, 353, 465, 599
Committee appointments—15, 16, 17, 893, 1330
Leave of absences—84, 1401
Resolutions filed—267, 333, 878, 1244

Subcommittee assignments—55, 57, 124, 138, 180, 191, 228, 279, 312, 339, 733, 882

FREVERT, MARCELLA R.—Representative Emmet-Kossuth-Palo Alto Counties
 Amendments filed—129, 163, 602, 603, 604, 608, 691, 909, 1161, 1182, 1325, 1479
 Amendments offered—696, 697
 Amendments withdrawn—1182, 1479
 Bills introduced—27, 67, 68, 69, 70, 82, 108, 117, 133, 152, 218, 221, 222, 286, 290, 292, 319, 320, 326, 327, 395, 400, 401, 413, 424, 425, 599
 Committee appointments—15, 17, 18
 Presented to the House Michael Finucane, Fine Gael's Spokesperson on Communications and Natural Resources in the Upper House of the Senad Eireann (Labor Panel)—641
 Presented to the House the Honorable Janet Adams former member of the House—1355
 Resolutions filed—142, 267, 333, 556, 878, 886, 970, 1399
 Subcommittee assignments—55, 311, 312, 329, 733, 771, 772, 842, 874

GASKILL, MARY—Representative **Wapello** County
 Amendments filed—116, 129, 163, 462, 603, 604, 608, 638, 691, 1161, 1325
 Amendments offered—533, 684, 697
 Bills introduced—12, 27, 41, 69, 70, 108, 117, 118, 130, 133, 146, 151, 155, 156, 168, 187, 188, 204, 222, 223, 286, 290, 292, 317, 318, 319, 320, 326, 327, 353, 354, 395, 400, 401, 413, 424, 599
 Committee appointments—16, 17, 1341
 Requested to be added as a sponsor of SF 2410, H-8655—1750
 Resolutions filed—116, 142, 186, 267, 556, 878, 886, 970, 1172, 1244, 1399
 Resolution offered—1186
 Subcommittee assignments—80, 321, 637

GENERAL ASSEMBLY—HOUSE—

(See also ADMINISTRATION AND RULES COMMITTEE in the GENERAL INDEX and/or HOUSE CONCURRENT RESOLUTIONS, HOUSE RESOLUTIONS and SENATE CONCURRENT RESOLUTIONS listed in LEGISLATIVE INDEX VOLUME)

Resolutions relating to:

House Concurrent Resolution 101, joint convention on Tuesday, January 10, 2006 at 10:00 a.m. for Governor Vilsack to deliver his condition of the state and budget message—2 adopted & msgd. – S.J. – 11, 12 adopted, 13 msgd. – H.J. – 26

House Concurrent Resolution 102, joint convention on Wednesday, January 11, 2006 at 10:00 a.m. for Chief Justice Lavorato to deliver his condition of the judicial branch message—2 adopted & msgd. – S.J. – 11, 12, 13 adopted & msgd. – H.J. – 26

House Concurrent Resolution 103, approve and confirm appointment of Citizens' Aide—142, 210 adopted, 212 msgd. – S.J. – 197, 252 adopted, 256 msgd. – H.J. – 284

House Concurrent Resolution 106, establish joint ad hoc committee of members of the Senate and House of Representatives to study emergency services in the state—391, 596

House Concurrent Resolution 108, designate March 2006 as Iowa Women's History Month—419, substituted 562, 564

- House Concurrent Resolution 109, inviting Major General Ron Dardis to present his message of the Condition of the Iowa National Guard on Monday, March 27, 2006 at 1:00 p.m.—878, 891 adopted & msgd. — S.J. — 672, 673, 674 adopted & msgd. — H.J. — 905
- House Concurrent Resolution 112, designate May 2006 as Motorcycle Safety Awareness Month—1171, 1172, 1230 adopted, 1242 msgd. — S.J. — 848, 862, 897, 971, 981 adopted, 983 msgd. — H.J. — 1407
- House Resolution 116, recognize February 6, 2006 as Ronald Reagan Day—259
- House Resolution 120, celebrate 2006 as Department of Elder Affairs 40th anniversary as state unit on aging—324
- House Resolution 121, designate March 1, 2006 as Technology and Science Day in Iowa—324
- House Resolution 128, designate January 2007 as mentoring month in Iowa—345
- House Resolution 131, designate month of June 2006 as Prostate Cancer Awareness Month and encourage all health benefit plan providers to include annual screening for prostate cancer as part of their coverage—399, 1490 adopted
- House Resolution 136, recognizing the month of May 2006 as Iowa Heart Health Month—462, 1490 adopted
- House Resolution 137, designate a Technology and Science Day in Iowa—556, 1311 adopted
- House Resolution 146, designate March 23, 2006, through April 10, 2006, as "Underage Drinking Prevention Days" in Iowa—845
- House Resolution 147, recognize month of April 2006 as Porcelain Art Month—878
- House Resolution 156, recognize March 29, 2006, as Advocating Change Day 2006 for persons with disabilities—970, 971, 978 adopted
- House Resolution 157, designate April 2006 as Kidney Cancer Awareness Month—971
- House Resolution 171, urge General Assembly to continue work begun during 2006 Legislative Session in determining proper manner for Iowa court system to recognize civil judgments, decrees, and order issued by the Meskwaki Tribal Court—1296
- House Resolution 173, urge General Assembly continue the work begun during the 2006 Legislative Session in determining proper manner for the Iowa court system to recognize civil judgments, decrees, and orders issued by Meskwaki Tribal Court—1399, 1413 adopted
- Senate Concurrent Resolution 106, provide for adjournment sine die—1089, 1090 adopted & msgd. — H.J. — 1731, 1748, 1749 adopted & msgd. — S.J. — 1094
- House Concurrent Resolution 113, provide for adjournment sine die—1783*
- Senate Concurrent Resolution 107, provide for adjournment sine die—1106, 1105, 1111 adopted & msgd. — H.J. — 1782, 1783 adopted & msgd. — S.J. — 1112*

GIFTS—

(See AWARDS AND GIFTS)

GIPP, CHUCK—Representative Allamakee-Winneshiek Counties, Majority Leader

Bills introduced—95, 96, 217

Bills rereferred to committee (as acting Speaker)—153

Committee appointments—15, 1438

Presented to the House Pages certificates of excellence for their service—451, 1345-1346

Presented to retiring members plaques of recognition for their service—1711
 Presided at sessions of the House—107, 151, 203, 260, 463, 888
 Remarks—7-9, 1731-1732
 Resolutions filed—142, 267, 316, 324, 878, 970, 1172
 Resolutions offered—2, 891, 1748

Resolution offered—1783

GOVERNMENT OVERSIGHT, COMMITTEE ON—

Appointed—16

Bills introduced—328, 350, 632, 777, 871, 872, 979, 1603

Recommendations—282, 344, 601, 772, 876, 1030, 1354, 1753

Resolution filed—1710

Resolution relating to:

House Resolution 176, confer authority upon the standing Committee on Government Oversight to conduct an investigation into compensation levels, use of public moneys, personnel, operations, funding and oversight of the Central Iowa Employment and Training Consortium, the Iowa Department of Workforce Development, and all matters reasonably related thereto—1710, 1711 adopted

Subcommittee assignments—91, 1351, 1753

GOVERNOR VILSACK, THOMAS J.—

Addressed joint convention—29-36

Bills signed by—122, 328, 452, 599-600, 837-838, 873, 1028-1029, 1225-1227, 1246-1247, 1292-1293, 1322, 1353, 1361-1362, 1408-1409, 1756-1779

Bills signed by after session—1757-1764

Committee to notify—1

Committee to notify and escort—29, 43, 44, 892-893

Communications from—122, 328, 452, 599-600, 837-838, 873, 1028-1029, 1225-1227, 1246-1247, 1292-1293, 1322, 1353, 1361-1362, 1408-1409, 1756-1779

Delivered the condition of the State and Budget Message—29-36

Item veto messages after session—1767-1779

Resolution relating to the condition of the State Message and Budget Message, House Concurrent Resolution 101, joint convention on Tuesday, January 10, 2006 at 10:00 a.m. for Governor Vilsack to deliver his condition of the state and budget message—2 adopted & msgd. - S.J. - 11, 12 adopted, 13 msgd. - H.J. - 26

Resolutions relating to:

House Concurrent Resolution 101, joint convention on Tuesday, January 10, 2006 at 10:00 a.m. for Governor Vilsack to deliver his condition of the state and budget message—2 adopted & msgd. - S.J. - 11, 12 adopted, 13 msgd. - H.J. - 26

House Resolution 110, urge Governor to negotiate a health savings account option for state employees—186

Veto messages after session—1764-1767

Veto overridden—1781-1782

GRANZOW, POLLY—Representative Franklin-Hardin-Marshall Counties

Amendments filed—298, 663, 674, 868, 910, 1399

Amendments offered—298, 868, 1023

Bills introduced—9, 60, 68, 82, 95, 96, 132, 134, 156, 319, 353, 384, 465, 599
Committee appointments—16, 1437
Leave of absence—1401
Resolutions filed—116, 142, 259, 267, 878, 1172
Subcommittee assignments—64, 80, 90, 91, 101, 180, 191, 198, 207, 243, 372, 405, 795, 874

GREINER, SANDRA H.—Representative **Jefferson-Johnson-Washington** Counties

Amendments filed—462, 845, 879
Amendment offered—477
Bills introduced—68, 82, 95, 96, 132, 134, 187, 318, 336, 421, 465
Committee appointments—15, 16, 17
Leave of absence—1401
Resolutions filed—116, 142, 259, 267, 878, 1171, 1172
Resolution offered—1186
Subcommittee assignments—80, 92, 124, 191, 199, 243, 340, 373, 414, 436

HEATON, DAVID E.—Representative **Henry-Lee** Counties

Amendments filed—556, 663, 674, 675, 717, 845, 909, 1277, 1282, 1310, 1354, 1533, 1534, 1538, 1552
Amendments offered—704, 710, 717, 722, 815, 817, 1036, 1043, 1277, 1367, 1368, 1538, 1552
Amendments withdrawn—663, 1379
Bills introduced—9, 68, 82, 95, 96, 97, 118, 132, 152, 153, 156, 187, 217, 218, 336, 380, 421, 599
Committee appointments—15, 16
Explanation of vote—966
Presented to the House Coach Robert Hilmer and the WACO Warriors boys' basketball team—1174
Resolutions filed—116, 142, 259, 333, 878, 886, 1112, 1172
Resolutions offered—1174, 1186
Subcommittee assignments—24, 56, 92, 124, 148, 153, 181, 191, 199, 214, 228, 255, 279, 280, 312, 339, 842, 874

HEDDENS, LISA—Representative **Boone-Story** Counties, Assistant Minority Leader

Amendments filed—129, 250, 282, 512, 596, 602, 603, 604, 608, 674, 691, 887, 1161, 1172, 1276, 1277, 1282, 1325, 1725
Amendments offered—360, 588
Amendment withdrawn—305
Bills introduced—10, 13, 27, 53, 69, 70, 108, 117, 134, 151, 155, 156, 166, 168, 187, 222, 261, 286, 287, 290, 292, 318, 319, 320, 327, 349, 395, 400, 401, 409, 424, 425, 599
Committee appointments—15, 16, 17, 28, 1330, 1438, 1440
Resolutions filed—116, 232, 391, 556, 878, 886, 970, 1172, 1244, 1399
Resolution offered—1114
Subcommittee assignments—91, 115, 181, 191, 206, 228, 229, 279, 312, 405, 415, 874

HOFFMAN, CLARENCE—Representative **Crawford-Ida-Monona-Woodbury** Counties

Amendments filed—307, 445, 879, 910, 960, 1031, 1244, 1444
Amendments offered—959, 960, 963, 1204, 1444, 1447
Bills introduced—9, 82, 95, 96, 133, 134, 152, 153, 187, 353, 421, 465, 599
Committee appointments—15, 16, 17

Leave of absence—1401

Resolutions filed—142, 259, 267, 324, 333, 399, 556, 878

Resolution offered—1311

Subcommittee assignments—57, 91, 180, 182, 199, 228, 264, 321, 373, 386, 414, 594, 733, 882

HOGG, ROBERT M.—Representative Linn County

Amendments filed—66, 129, 239, 379, 445, 462, 468, 500, 511, 527, 602, 603, 604, 608, 675, 720, 726, 845, 879, 971, 1325, 1400, 1434

Amendments offered—479, 495, 497, 499, 519, 527, 572, 573, 707, 720, 724, 1434, 1480

Amendments withdrawn—175, 500, 1480

Bills introduced—27, 69, 70, 82, 107, 108, 117, 118, 155, 156, 197, 220, 320, 325, 326, 380, 395, 400, 424, 447, 465

Committee appointments—16, 18

Presided at session of the House—1611

Requested to be added as a sponsor of HF 2374—372

Resolutions filed—878, 1244, 1399

Subcommittee assignments—78, 80, 100, 199, 452, 601, 637, 672, 772

HORBACH, LANCE—Representative Grundy-Tama Counties

Amendments filed—663, 675, 795, 879, 1173

Amendments offered—810, 1231

Bills introduced—68, 82, 83, 95, 96, 107, 132, 134, 156, 168, 187, 237, 348

Committee appointments—15, 16, 17, 43, 1437, 1439

Resolutions filed—267, 878, 1171, 1244

Subcommittee assignments—57, 148, 191, 206, 228, 311, 329, 373, 414, 415, 733, 874, 882

HOUSE CONCURRED—

House File 540, H-1542, as amended—1093

House File 711, H-1627, as amended—1348

House File 722, H-8438—1221

House File 729, H-8029—1118

House File 2240, H-8421—1122

House File 2245, H-8473—1194

House File 2282, H-8422, as amended—1137

House File 2332, H-8607, as amended—1609

House File 2351, H-8647—1635

House File 2362, H-8580—1419

House File 2365, H-8137—1126

House File 2459, H-8649—1674

House File 2508, H-8426, as amended—1231

House File 2515, H-8557—1331

House File 2521, H-8560—1344

House File 2527, H-8632—1560

House File 2540, H-8587, as amended—1426

House File 2546, H-8644—1620

House File 2558, H-8556—1337

House File 2562, H-8506—1253

House File 2567, H-8528—1389

House File 2651, H-8529—1301

House File 2663, H-8545—1303
 House File 2686, H-8567—1386
 House File 2706, H-8643—1613
 House File 2716, H-8577—1394
 House File 2734, H-8650—1709
 House File 2740, H-8546—1304
 House File 2742, H-8525—1254
 House File 2743, H-8617, as amended—1552
 House File 2754, H-8532—1271
 House File 2759, H-8586—1435
 House File 2769, H-8646—1621
 House File 2780, H-8633—1573
 House File 2782, H-8648—1670
 House File 2786, H-8585—1421
 House File 2789, H-8618—1545
 House File 2792, H-8657—1747
 Senate File 2183, H-8544—1306
 Senate File 2272, H-8645—1616

HOUSE INSISTS—

House File 2282—1341
 House File 2540—1542

HOUSE RECEDES—

House File 2743—1614

HOUSE REFUSED TO CONCUR—

House File 2282, H-8422—1125
 House File 2612, H-8303—1214

HUMAN RESOURCES, COMMITTEE ON—

Appointed—16
 Bills introduced—238, 252, 261, 348, 354, 383, 410, 411, 422, 423, 448, 449, 466, 467, 471, 515, 597, 598, 605
 Recommendations—248-249, 266, 332-333, 344-345, 390-391, 440-441, 456, 595, 969-970
 Resolution filed—462
 Subcommittee assignments—90, 91, 92, 101, 124, 181, 191, 214, 228, 243, 278, 279, 280, 311, 312, 339, 372, 385, 386, 405, 414, 795, 874

HUNTER, BRUCE L.—Representative **Polk** County

Amendments filed—129, 511, 512, 603, 608, 726, 866, 971, 1161, 1325, 1521
 Amendments offered—531, 534, 536, 537, 538, 866, 1521
 Amendment withdrawn—869
 Bills introduced—27, 69, 70, 118, 133, 151, 152, 156, 204, 221, 223, 251, 286, 290, 292, 319, 320, 400, 401, 409, 599
 Committee appointments—16, 17
 Leave of absence—158, 1356, 1366, 1603
 Resolutions filed—116, 267, 878, 886, 909, 970, 1172, 1228, 1399
 Subcommittee assignments—91, 181, 214, 272, 340, 386, 795, 874

HUSEMAN, DANIEL A.—Representative **Cherokee-Plymouth-Woodbury Counties**

Amendment filed—1138
 Amendment offered—1138
 Bills introduced—82, 95, 96, 132, 134, 153, 156, 319, 465
 Committee appointments—15, 16, 17, 42, 1436
 Leave of absence—1401
 Resolutions filed—116, 142, 259, 267, 333, 878, 1172, 1244
 Subcommittee assignments—229, 321

HUSER, GERI D.—Representative **Polk County**

Amendments filed—301, 304, 305, 596, 603, 674, 774, 1136, 1154, 1158, 1165, 1172, 1224, 1237, 1294, 1308, 1346, 1400, 1410, 1526, 1527
 Amendments offered—301, 304, 305, 804, 817, 1136, 1205, 1237, 1308, 1339, 1509
 Amendments withdrawn—306, 817, 1158, 1165, 1237, 1485, 1526, 1527
 Bills introduced—27, 41, 69, 73, 82, 83, 84, 96, 132, 134, 144, 145, 146, 152, 156, 157, 187, 196, 203, 204, 223, 268, 269, 287, 288, 325, 326, 347, 349, 380, 381, 395, 401, 872
 Committee appointments—17, 18, 1341
 Resolutions filed—142, 194, 316, 324, 391, 878, 886, 970, 1171, 1399
 Resolutions offered—1230, 1413
 Subcommittee assignments—79, 91, 148, 200, 311, 373, 385, 386, 414, 672, 842, 1029

HUTTER, JOE—Representative **Scott County**

Amendments filed—250, 557, 674
 Amendment offered—364
 Bills introduced—9, 10, 68, 82, 95, 96, 130, 131, 132, 134, 145, 153, 156, 166, 167, 188, 286, 292, 409, 465, 599
 Committee appointments—16, 17, 1440, 1442
 Resolutions filed—116, 142, 186, 267, 333, 878, 970, 971, 1172, 1244
 Subcommittee assignments—56, 58, 92, 101, 139, 161, 181, 199, 200, 214, 279, 321, 385, 405, 637, 672, 772, 795, 874, 882, 1351

INTERIM COMMITTEES—

(See also **LEGISLATIVE COUNCIL** and/or **STUDY COMMITTEES**)

Resolutions relating to:

- House Concurrent Resolution 104, request establishment of interim study committee to study state expenditures related to economic growth—267
- House Concurrent Resolution 105, require legislative council establish interim study committee concerning disaster planning relative to operations of state government—315
- House Resolution 127, request legislative council create task force to develop a plan for state to assume responsibility for administering adult mental health, mental retardation, developmental disabilities, and brain injury (MH/MR/DD/BI) services—334
- House Resolution 150, request legislative council create an adoption subsidy program advisory committee for the 2006 Legislative Interim—886
- House Resolution 151, request legislative council establish interim committee to conduct a study of issues related to home visiting for families with a newborn child—886
- House Resolution 175, request legislative council establish interim committee to conduct a study of issues related to competition in rural telephone exchanges—1404

Senate Concurrent Resolution 105, request legislative council establish an interim committee to study emergency services in the state—466, 473, 617, 705 adopted, 707 msgd. – H.J. – 974, 1031

IOWA NATIONAL GUARD—

Condition of the Iowa National Guard message—894-903

Joint convention—892-903

Resolutions relating to:

House Concurrent Resolution 109, inviting Major General Ron Dardis to present his message of the Condition of the Iowa National Guard on Monday, March 27, 2006 at 1:00 p.m.—878, 891 adopted & msgd. – S.J. – 672, 673, 674 adopted & msgd. – H.J. – 905

House Resolution 104, honor the 224th Engineering Battalion of the Iowa National Guard for its service and sacrifice in Iraq War—116

House Resolution 126, honor the service of the 185th Air Refueling Wing, Iowa Air National Guard—333, 1186 adopted

House Resolution 163, recognize and honor Iowans serving in all branches and components of the military—1172, 1187 adopted

House Resolution 164, honor the 224th Combat Engineer Battalion of the Iowa National Guard for its service and sacrifice in the Iraq War—1172, 1186 adopted

House Resolution 167, honor Iowa Army National Guard's 2168th Transportation Company for its service in support of the Global War on Terrorism—1244, 1312 adopted

JACOBS, LIBBY—Representative **Polk** County, Assistant Majority Leader

Amendments filed—116, 596, 674, 845, 1052, 1399

Amendments offered—120, 864, 1096, 1192, 1481

Bill deferred, retained on calendar (as acting Speaker)—641

Bills introduced—41, 82, 95, 96, 134, 156, 164, 167, 187, 218, 274, 319, 380, 465

Committee appointments—15, 17

Explanation of vote—793

Leave of absence—777

Presented to the House the Valley High School mock trial team—1175

Presented Speaker Rants, Majority Leader Gipp and Minority Leader Murphy a plaque in appreciation of their service—1712

Presided at sessions of the House—641, 1114

Resolutions filed—39, 142, 259, 267, 878, 971

Resolution offered—1174

Subcommittee assignments—80, 92, 108, 124, 138, 180, 199, 228, 243, 254, 279, 280, 436, 468, 594, 672, 733, 772, 882, 1171

JACOBY, DAVID—Representative **Johnson** County

Amendments filed—129, 163, 602, 603, 608, 674, 726, 910, 1161, 1325

Bills introduced—27, 69, 70, 118, 131, 152, 156, 158, 169, 221, 223, 292, 318, 320, 326, 327, 395, 400, 401, 409, 424

Committee appointments—15, 16

Presented to the House Danielle Malatek, Miss Teen Iowa U.S.A.—165

Resolutions filed—116, 142, 186, 333, 420, 878, 886, 970, 1172, 1244, 1399

Subcommittee assignments—57, 124, 191, 228, 243, 311, 312, 386, 795, 882

JENKINS, WILLARD—Representative Black Hawk County

Amendments filed—282, 297, 298, 306, 356, 651, 674, 944, 945, 1031, 1172

Amendments offered—297, 298, 356, 940, 945

Bills introduced—40, 68, 82, 95, 96, 146, 152, 153, 187, 219, 220, 286, 318, 319, 412

Committee appointments—1, 15, 16

Explanation of vote—793

Leave of absences—777, 1401

Presented to the House Nur Mohamed of the Meridian International Center, U.S. Department of State International Visitor Leadership Program, from Malaysia—84

Presented to the House Mark Farley, Coach of the University of Northern Iowa Football Team, his assistants and several Panther football players—209

Presented to the House Congressmen Dr. Daniel Bianchi, Mr. Daniel Pena and Mr. Enrique Pintado of Uruguay, accompanied by Hoyt Rodgers from the U.S. State Department—222

Presented to the House Michael Finucane, Fine Gael's Spokesperson on Communications and Natural Resources in the Upper House of the Senad Eireann (Labor Panel)—641

Presented to the House Robert Koob, president of the University of Northern Iowa—1184

Presided at session of the House—1532

Resolutions filed—186, 258, 259, 267, 637, 878, 1184, 1228

Resolutions offered—209, 1184

Subcommittee assignments—57, 180, 181, 243, 264, 321, 415, 672, 882

JOCHUM, PAM—Representative Dubuque County

Amendments filed—129, 462, 512, 602, 603, 608, 638, 674, 726, 774, 845, 971, 1113, 1161, 1325, 1528, 1541

Amendments offered—849, 985

Amendment withdrawn—854

Bills introduced—27, 70, 118, 119, 133, 152, 169, 187, 188, 189, 204, 222, 286, 290, 292, 319, 320, 335, 349, 400, 401, 409, 424, 425

Committee appointments—16, 17, 18

Resolutions filed—194, 267, 334, 556, 878, 886, 970

Subcommittee assignments—57, 58, 79, 80, 90, 92, 154, 198, 279, 280, 311, 339, 386, 405, 672

JOINT CONVENTIONS—

Condition of the Iowa National Guard—892-903

Condition of the Judicial Department Message—43-53

Condition of the State and Budget Message—28-36

Resolutions relating to:

House Concurrent Resolution 101, joint convention on Tuesday, January 10, 2006 at 10:00 a.m. for Governor Vilsack to deliver his condition of the state and budget message—2 adopted & msgd. — S.J. — 11, 12 adopted, 13 msgd. — H.J. — 26

House Concurrent Resolution 102, joint convention on Wednesday, January 11, 2006 at 10:00 a.m. for Chief Justice Lavorato deliver his condition of the judicial branch message—2 adopted & msgd. — S.J. — 11, 12, 13 adopted & msgd. — H.J. — 26

House Concurrent Resolution 109, inviting Major General Ron Dardis to present his message of the Condition of the Iowa National Guard on Monday, March 27,

2006 at 1:00 p.m.—878, 891 adopted & msgd. — S.J. — 672, 673, 674 adopted & msgd. — H.J. — 905

JONES, GERALD D.—Representative **Mills-Pottawattamie Counties**

Bills introduced—82, 95, 96, 132, 187, 319, 380, 384, 421, 465

Committee appointments—17

Leave of absence—1401, 1413, 1603

Resolutions filed—259, 878, 1244

Subcommittee assignments—200

Leave of absence—1780

JUDICIARY, COMMITTEE ON—

Amendments filed—445, 512, 879

Amendments offered—488, 928, 1008, 1043

Appointed—16

Bills introduced—203, 263, 276, 292, 347, 383, 392, 396, 412, 464, 466, 470, 471, 472, 515, 526, 543, 559, 564, 597, 605, 606

Recommendations—194, 232, 323, 377, 399, 441-443, 457-458, 510, 876-877

Subcommittee assignments—55, 56, 57, 58, 101, 148, 153, 154, 181, 191, 199, 200, 214, 228, 255, 278, 329, 339, 372, 386, 405, 415, 601, 672, 673, 874

KAUFMANN, JEFF—Representative **Cedar-Johnson-Muscatine Counties**

Amendments filed—282, 299, 300, 674, 735, 795, 971, 1005, 1172, 1173, 1208, 1211, 1354, 1400, 1561

Amendments offered—294, 299, 791, 992, 1005, 1492

Amendments withdrawn—791, 1447

Bills introduced—68, 82, 83, 95, 96, 97, 131, 132, 133, 134, 156, 165, 189, 203, 204, 223, 288, 350, 384, 395, 421, 599

Committee appointments—15, 16, 17, 18, 893

Leave of absences—737, 1401

Presented to the House the Honorable Jan Torrence former member of the House—676

Presented to the House the Honorable Dan Boddicker former member of the House—696

Resolutions filed—142, 391, 878, 1244

Resolution offered—147

Subcommittee assignments—55, 56, 57, 58, 64, 78, 79, 91, 101, 108, 124, 153, 154, 161, 199, 214, 255, 264, 311, 312, 339, 340, 372, 373, 386, 554, 672, 733, 771, 843, 882, 1029

KRESSIG, BOB—Representative **Black Hawk County**

Amendments filed—129, 163, 462, 498, 512, 602, 603, 604, 608, 674, 691, 726, 879, 1161, 1325

Amendments offered—497, 498

Bills introduced—27, 53, 69, 70, 108, 117, 118, 132, 133, 146, 151, 155, 156, 167, 168, 187, 221, 222, 285, 290, 292, 318, 319, 320, 326, 348, 394, 395, 401, 424, 599

Committee appointments—15, 16, 17

Leave of absence—290

Resolutions filed—116, 186, 258, 345, 419, 878, 886, 970, 1172, 1184, 1228, 1399

Resolutions offered—209, 1184

Subcommittee assignments—124, 138, 180, 228, 329, 594, 733, 882

KUHN, MARK—Representative Cerro Gordo-Floyd-Howard-Mitchell Counties

Amendments filed—129, 163, 462, 511, 602, 603, 608, 691, 886, 955, 964, 1161, 1182, 1325, 1520, 1527, 1725
 Amendments offered—522, 532, 964
 Amendment withdrawn—965
 Bills introduced—10, 27, 70, 82, 117, 118, 133, 152, 155, 221, 223, 290, 317, 318, 320, 326, 395, 400, 401, 409, 413, 599
 Committee appointments—15, 16, 1437
 Resolutions filed—267, 734, 878, 886, 970, 1112, 1251
 Resolution offered—977
 Subcommittee assignments—24, 138

KURTENBACH, JAMES M.—Representative Hamilton-Story Counties

Amendments filed—651, 674, 734, 954, 1052, 1190, 1208, 1290, 1294, 1364
 Amendments offered—812, 954, 1207, 1511, 1513
 Amendment withdrawn—1208
 Bills introduced—60, 68, 82, 95, 96, 97, 108, 132, 134, 153, 156, 157, 187, 251, 288, 319, 327, 380, 384, 421, 465, 598, 872
 Committee appointments—1, 16, 17, 18, 1438, 1440
 Leave of absence—1401
 Resolutions filed—116, 142, 267, 333, 878, 1172
 Subcommittee assignments—58, 79, 80, 90, 92, 100, 101, 124, 138, 191, 198, 214, 228, 279, 280, 310, 311, 312, 329, 386, 554, 672, 843, 907, 1029

LALK, DAVID—Representative Black Hawk-Bremer-Fayette Counties

Amendments filed—674, 910, 1172, 1400
 Amendment offered—1025
 Bills introduced—68, 82, 95, 96, 132, 156, 189, 319, 384, 421, 465
 Committee appointments—1, 15, 16, 18, 1438, 1439
 Leave of absence—1401
 Resolutions filed—259, 267, 878, 1244
 Subcommittee assignments—78, 79, 181, 207, 255, 311, 321, 405, 672, 733, 771, 772

LEAVE OF ABSENCE—84, 158, 290, 350, 421, 563, 609, 624, 676, 737, 777, 1016, 1034, 1089, 1298, 1311, 1356, 1366, 1388, 1401, 1413, 1491, 1602, 1603

1780

LEGISLATIVE COUNCIL—

Resolutions relating to:

House Concurrent Resolution 104—267
 House Concurrent Resolution 105—315
 House Resolution 127—334
 House Resolution 150—886
 House Resolution 151—886
 House Resolution 175—1404
 Senate Concurrent Resolution 105—974, 1031

LEGISLATIVE EMPLOYEES—

(See OFFICERS AND EMPLOYEES)

LENSING, VICKI—Representative **Johnson** County

Amendments filed—129, 602, 603, 604, 608, 674, 726, 795, 1161, 1172

Bills introduced—27, 69, 70, 118, 131, 133, 151, 152, 156, 158, 169, 188, 189, 204, 222, 286, 290, 292, 319, 320, 335, 349, 400, 401, 424, 425

Committee appointments—16, 17

Leave of absences—1034, 1356, 1366, 1413, 1491, 1603

Resolutions filed—194, 267, 334, 420, 556, 878, 886, 970

Subcommittee assignments—55, 56, 91, 199, 200, 206, 207, 254, 321, 339, 340, 372, 601, 843, 1351

LOBBYISTS—(See **ETHICS, COMMITTEE ON**)**LOCAL GOVERNMENT, COMMITTEE ON**—

Appointed—17

Bills introduced—164, 204, 222, 383, 470

Recommendations—162, 194, 201, 377, 443-444

Subcommittee assignments—148, 199, 200, 228, 244, 321, 373, 385, 386, 414, 733

LUKAN, STEVEN F.—Representative Delaware-**Dubuque** Counties

Amendments filed—501, 503, 596, 638, 674, 735, 766, 1113, 1609

Amendments offered—501, 766, 816, 1131, 1609

Amendment withdrawn—766

Bills introduced—68, 82, 83, 95, 96, 131, 132, 145, 157, 165, 196, 221, 224, 317, 319, 421

Committee appointments—15, 16, 17

Leave of absence—1401

Resolutions filed—116, 186, 259, 267, 333, 391, 878, 886, 1171, 1172

Subcommittee assignments—64, 90, 91, 139, 180, 243, 255, 272, 279, 312, 321, 322, 329, 339, 372, 405, 594, 795

LYKAM, JIM—Representative **Scott** County

Amendments filed—129, 163, 602, 603, 608, 674, 726, 1161, 1325, 1725

Bills introduced—11, 27, 68, 70, 152, 187, 223, 286, 290, 318, 320, 326, 384, 395, 400, 401, 424

Committee appointments—17, 1440, 1442, 1443

Resolutions filed—316, 324, 878, 886, 970, 971, 1399

Subcommittee assignments—55, 115, 138, 139, 228, 311, 414, 874

MADDOX, O. GENE—Representative **Polk** County

Bills introduced—95, 96, 132, 409, 599

Committee appointments—16, 17

Leave of absences—84, 1401

Presented to the House winners of the "Write Women Back Into History" essay contest—563

Resolutions filed—419, 878, 1244

Subcommittee assignments—55, 214, 339

MAJORITY LEADER, Chuck Gipp—Representative Allamakee-**Winneshiek** Counties, Majority Leader(See **GIPP, CHUCK**—Representative Allamakee-**Winneshiek** Counties, Majority Leader)

MASCHER, MARY—Representative **Johnson** County

Amendments filed—143, 379, 511, 602, 603, 608, 638, 673, 674, 719, 726, 735, 879, 886, 971, 1161, 1172, 1325

Amendments offered—175, 516, 575, 577, 698, 719, 722, 802, 803

Amendments withdrawn—698, 870

Bills introduced—27, 69, 70, 107, 118, 131, 133, 152, 158, 167, 169, 188, 189, 218, 219, 222, 234, 235, 236, 319, 320, 327, 335, 349, 380, 381, 395, 401, 424

Committee appointments—15, 16

Resolutions filed—194, 267, 324, 334, 420, 556, 878, 886, 970, 1399

Subcommittee assignments—64, 108, 139, 153, 181, 255, 264, 330, 468, 594, 874

MAY, MIKE—Representative **Clay-Dickinson** Counties

Amendments filed—300, 845, 859

Amendments offered—858, 859

Bills introduced—68, 82, 95, 96, 131, 132, 134, 156, 169, 187, 208, 209, 219, 260, 291, 317, 353, 380, 409, 421, 448, 465

Committee appointments—15, 16, 17, 891, 1330

Leave of absence—1401

Presented to the House the Spirit Lake Girls High School basketball team—599

Resolutions filed—186, 259, 267, 878, 1244, 1399

Subcommittee assignments—55, 57, 64, 124, 139, 180, 181, 228, 243, 311, 312, 321, 330, 386, 733, 842, 874, 882, 1029

MCCARTHY, KEVIN—Representative **Polk** County

Amendments filed—129, 909, 1325, 1725

Amendment offered—924

Bills introduced—27, 70, 108, 133, 151, 157, 189, 196, 197, 221, 286, 318, 381, 395, 401

Committee appointments—16, 17

Explanations of votes—1167, 1292

Resolutions filed—878, 909, 970, 886, 1228, 1251, 1399

Subcommittee assignments—115, 148, 191, 206, 207, 311, 312, 339, 373, 415, 874

MEMORIALS—

Committees appointed—1436-1443

MERTZ, DOLORES M.—Representative **Humboldt-Kossuth-Pocahontas-Webster** Counties

Amendments filed—163, 462, 602, 603, 604, 608, 845, 910, 1161, 1173, 1190, 1310, 1325, 1399, 1601

Amendment offered—1485

Bills introduced—27, 70, 82, 83, 108, 118, 132, 134, 151, 152, 155, 156, 187, 204, 221, 223, 268, 286, 287, 290, 318, 319, 320, 326, 327, 395, 401, 424

Committee appointments—15, 17, 43, 1542

Resolutions filed—267, 556, 878, 886, 970, 1088, 1172, 1399

Resolution offered—911

Subcommittee assignments—78, 79, 200, 243, 405, 594, 843, 1029, 1171

MESSAGES—

(See also **COMMUNICATIONS**)

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Senate messages considered—205, 293, 354-355, 450, 473, 560-562, 592-593, 632-633, 640, 665-667, 730, 736, 770, 798-799, 826, 846-847, 872, 939, 977, 1135, 1245, 1330, 1366, 1412, 1444, 1527, 1531, 1675

Veto message after session—1764-1767

From Senate—1781, 1782

Immediate message—1782

MILLER, HELEN—Representative **Webster** County, Assistant Minority Leader

Amendments filed—129, 163, 445, 1161, 1325, 1399, 1725

Amendment offered—501

Bills introduced—15, 16, 17, 27, 53, 70, 82, 151, 156, 164, 168, 169, 204, 220, 221, 223, 237, 291, 319, 320, 352, 395, 400, 401, 424

Committee appointments—15, 16, 17

Leave of absences—1016, 1413, 1491

Presented to the House Robert Dana, Iowa's poet laureate—73

Presented to the House Betty Andrews, executive director of I'll Make Me a World in Iowa—402

Presented to the House the Honorable Willie Glanton, former member of the House—402

Resolutions filed—116, 142, 186, 878, 970, 1088, 1172, 1399

Subcommittee assignments—181, 243, 312, 321, 882

MINORITY LEADER, Patrick J. Murphy—Representative **Dubuque** County

(See **MURPHY, PATRICK J.**—Representative **Dubuque** County, Minority Leader)

MOTION TO OVERRIDE GOVERNOR'S VETO—1781-1782

MOTIONS TO RECONSIDER—

Filed:

House File 2521—1350

House File 2527—1597

House File 2558—1350

House File 2740—1310

Senate File 2268—1187

Senate File 2399—1597

Prevailed:

House File 2282, H-8422—1136

House File 2797, H-8610—1527

Senate File 2312, H-8440—1308

Motions to reconsider (filed from the floor):

House File 2282, H-8422—1136

Senate File 2312, H-8440—1308

Unanimous consent:

House File 2797, H-8610—1527

Withdrawn:

Senate File 2268—1307

Senate File 2399—1623

MURPHY, PATRICK J.—Representative **Dubuque** County, Minority Leader

Amendments filed—129, 163, 468, 504, 505, 603, 604, 608, 638, 691, 1161, 1725

Amendments offered—496, 504, 610

Amendments withdrawn—503, 505

Bills introduced—11, 12, 27, 69, 70, 108, 118, 134, 151, 152, 155, 168, 204, 217, 223, 290, 292, 317, 318, 320, 325, 327, 346, 395, 400, 401, 448

Committee appointments—15

Presented to the House Pages certificates of excellence for their service—451, 1345-1346

Presented to the House the Honorable Bob Carr, former member of the House—922

Remarks—5-7, 1733-1734

Resolutions filed—2, 116, 142, 186, 316, 324, 556, 878, 886, 970, 1172, 1244, 1399

Resolution offered—147

Resolution filed—1783

NATURAL RESOURCES, COMMITTEE ON—

Amendment filed—886

Appointed—17

Bills introduced—157, 238, 346, 396, 397, 449, 464, 513

Recommendations—154, 232, 323, 399, 419, 510-511, 595, 884

Subcommittee assignments—55, 56, 64, 90, 100, 139, 311, 312, 329, 330, 372, 397, 874

OBJECTIONS—

Raised—505, 710, 1013

OFFICERS AND EMPLOYEES—

Employees of the House—427-432, 1319-1321

House employees classification, grades and steps—427-432, 1319-1321

Pages (groups I & II)—430-431

Resignations—431, 1321

Special presentation to House Pages—451, 1345-1346

OLDSON, JO—Representative **Polk** County

Amendments filed—129, 163, 602, 603, 608, 637, 691, 1161, 1325, 1561, 1595, 1725

Amendments offered—679, 691

Bills introduced—27, 70, 118, 131, 133, 155, 156, 223, 228, 290, 292, 320, 326, 327, 401, 410, 424
Committee appointments—15, 16
Resolutions filed—186, 878, 886, 909, 970, 1228, 1399
Resolution offered—915
Subcommittee assignments—57, 64, 79, 182, 199, 330, 733, 882

OLSON, DONOVAN—Representative **Boone**-Dallas Counties

Amendments filed—129, 163, 462, 476, 478, 511, 602, 603, 608, 691, 972, 1161, 1163, 1164, 1525, 1711, 1725
Amendments offered—478, 690, 983, 1163, 1164, 1525
Amendment withdrawn—1711
Bills introduced—12, 14, 27, 69, 70, 108, 117, 118, 134, 151, 155, 156, 187, 204, 222, 236, 237, 292, 317, 319, 320, 327, 395, 400, 401, 424, 425, 599
Committee appointments—16, 17, 1440, 1542
Leave of absence—1311
Resolutions filed—116, 250, 267, 333, 556, 878, 886, 970, 1172
Subcommittee assignments—101, 180, 207, 243, 255, 321, 385, 414, 843

OLSON, RICK—Representative **Polk** County

Amendments filed—129, 282, 295, 602, 603, 604, 608, 637, 674, 726, 735, 845, 1031, 1161, 1173, 1325, 1400
Amendment offered—814
Bills introduced—13, 27, 70, 134, 152, 157, 197, 223, 286, 290, 318, 319, 320, 326, 327, 384, 394, 395, 409, 413, 424, 425
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Leave of absences—737, 1602
Resolutions filed—878, 886, 909, 970, 1228, 1399
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OLSON, STEVEN N.—Representative **Clinton**-Scott Counties, Assistant Majority Leader

Amendments filed—462, 674, 887, 910, 954
Amendments offered—479, 952
Bills introduced—67, 68, 82, 95, 96, 132, 134, 156, 187, 274, 319, 327, 384, 421
Committee appointments—15, 16, 17, 1441, 1442
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Amendments filed—297, 512, 556, 637, 673, 674, 774, 795, 845, 971, 1005, 1031, 1112, 1113, 1165, 1166, 1172, 1290, 1348, 1400
Amendments offered—579, 754, 855, 986, 993, 1005, 1165, 1166, 1196, 1290, 1348, 1479

Amendments withdrawn—297, 855, 992

Bills introduced—14, 68, 82, 95, 96, 97, 132, 133, 134, 151, 152, 153, 187, 197, 234, 276, 286, 318, 319, 335, 421, 465

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Committee appointments—16, 17, 18, 43, 1440, 1442

Explanation of vote—1110

Leave of absence—1401

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Amendments offered—705, 727, 728, 1156, 1157, 1158

Amendment withdrawn—1507

Bills introduced—13, 27, 69, 70, 117, 118, 119, 132, 146, 151, 155, 156, 157, 197, 222, 235, 252, 261, 262, 274, 286, 290, 320, 326, 327, 353, 401

Committee appointments—15, 16

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Resolution offered—915

Subcommittee assignments—57, 90, 124, 138, 180, 191, 228, 372, 385, 594, 672, 733, 795, 882

PETTENGILL, DAWN—Representative **Benton**-Iowa Counties

Amendments filed—129, 163, 462, 602, 603, 604, 608, 638, 673, 674, 691, 748, 879, 909, 1161, 1190, 1224, 1325, 1399, 1725

Amendments offered—527, 688, 1318

Amendments withdrawn—688, 920, 1048

Bills introduced—27, 69, 70, 108, 117, 118, 132, 134, 155, 156, 168, 169, 197, 204, 221, 222, 260, 286, 290, 292, 318, 319, 320, 326, 327, 353, 400, 401, 424, 599

Committee appointments—15, 16, 17, 1341, 1439, 1440, 1442

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- Amendments filed—129, 163, 603, 608, 638, 656, 657, 660, 692, 748, 762, 909, 1161, 1165, 1325, 1399, 1725
- Amendments offered—656, 657
- Amendments withdrawn—660, 692
- Bills introduced—27, 68, 70, 83, 95, 118, 131, 132, 134, 151, 197, 222, 288, 290, 317, 318, 384, 395, 401, 599
- Committee appointments—15, 17, 18, 43, 891
- Resolutions filed—267, 878, 886, 970
- Resolution offered—269
- Subcommittee assignments—57, 92, 101, 108, 124, 161, 182, 199, 228, 243, 254, 279, 436, 554, 594, 672, 733, 771, 772, 843, 882, 907

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Bills introduced—68, 82, 95, 96, 132, 187, 319, 421, 465
Committee appointments—17, 1439
Leave of absence—1401
Resolutions filed—259, 267, 878, 1171, 1244
Subcommittee assignments—64, 92, 100, 138, 148, 200, 244, 272, 311, 372, 385, 386, 414, 733, 843

RAYHONS, HENRY—Representative **Hancock-Winnebago-Worth** Counties
Amendments filed—971, 989
Amendment withdrawn—989
Bills introduced—68, 82, 95, 96, 117, 132, 134, 153, 156, 187, 318, 380, 421, 465
Committee appointments—15, 17
Leave of absence—1401
Resolutions filed—259, 267, 878
Subcommittee assignments—55, 90, 100, 311, 321, 330, 339, 340, 405, 874

REASONER, MICHAEL J.—Representative **Clarke-Decatur-Union** Counties, Assistant Minority Leader
Amendments filed—129, 163, 468, 602, 603, 604, 608, 691, 1052, 1161, 1325, 1399, 1725
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Committee appointments—15, 17, 18
Resolutions filed—116, 142, 267, 420, 734, 878, 886, 1172, 1228, 1399
Subcommittee assignments—311, 329, 340, 554, 672, 771, 843, 874, 968

REICHERT, NATHAN—Representative **Muscatine** County
Amendments filed—129, 163, 462, 468, 512, 602, 603, 608, 638, 691, 879, 909, 1161, 1325, 1523, 1725
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Bills introduced—27, 69, 70, 83, 117, 118, 151, 152, 155, 157, 168, 169, 197, 222, 285, 286, 290, 291, 292, 317, 318, 320, 326, 348, 352, 395, 400, 401
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House Concurrent Resolution 108—564

Adopted:

Senate Concurrent Resolution 107—1783

Filed:

House Concurrent Resolution 113—1783

Laid over under Rule 25:

House Concurrent Resolution 113—1783

Unanimous consent:

Senate Concurrent Resolution 107—1783

ROBERTS, ROD—Representative **Carroll**-Crawford-Sac Counties, Assistant Majority Leader

Amendments filed—603, 674, 795, 909

Amendments offered—784, 827, 830, 1018

Bills deferred, retained on calendar (as acting Speaker)—524, 858, 1208, 1285, 1367

Bills introduced—10, 68, 82, 95, 132, 134, 145, 152, 153, 156, 187, 189, 234, 319, 380, 384, 448, 465, 599

Bill referred and rereferred to committee (as acting Speaker)—873

Committee appointments—15, 16, 17

Presided at sessions of the House—522, 609, 660, 689, 782, 812, 857, 921, 978, 1032, 1089, 1110, 1135, 1175, 1182, 1196, 1245, 1255, 1282, 1314, 1355, 1367, 1436, 1531, 1603

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Resolution offered—1090

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Subcommittee assignments—58, 64, 78, 80, 90, 91, 92, 100, 124, 191, 198, 199, 206, 207, 214, 228, 243, 254, 255, 321, 330, 340, 372, 386, 436, 594, 733, 772, 795, 843, 1171

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SANDS, THOMAS R.—Representative Des Moines-Louisa-Muscatine Counties

Amendments filed—512, 527, 556, 673, 762, 910, 1150

Amendments offered—584, 737, 747, 935

Amendment withdrawn—1150

Bills introduced—11, 68, 82, 95, 96, 132, 134, 156, 168, 187, 205, 287, 288, 291, 319,
336, 384, 421, 465

Committee appointments—15, 16, 17, 29

Leave of absences—1388, 1401

Resolutions filed—116, 259, 267, 333, 878, 1172, 1244

Resolution offered—1186

Subcommittee assignments—57, 101, 124, 138, 180, 182, 228, 243, 312, 321, 329,
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SCHICKEL, BILL—Representative Cerro Gordo County

Amendment filed—879

Amendment offered—916

Bills introduced—95, 96, 131, 134, 205, 224, 599

Committee appointments—16, 17, 29, 1437

Leave of absence—1401

Resolutions filed—267, 878, 970, 1244, 1251

Resolution offered—1436

Subcommittee assignments—79, 92, 138, 148, 180, 181, 200, 243, 244, 255, 321, 330,
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SCHUELLER, TOM—Representative Clinton-Dubuque-Jackson Counties

Amendments filed—129, 163, 602, 603, 608, 1161, 1172, 1325, 1400, 1725

Bills introduced—10, 13, 27, 70, 82, 96, 118, 131, 133, 151, 155, 156, 169, 187, 204, 221, 286, 290, 384, 291, 292, 317, 318, 320, 326, 327, 352, 394, 395, 401, 409, 424, 599

Committee appointments—16, 17, 18

Leave of absence—1089

Resolutions filed—267, 556, 878, 886, 970, 1399

Subcommittee assignments—79, 180, 181, 199, 228, 255, 311, 321, 386, 415, 554, 733, 842, 907, 1050

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SHOMSHOR, PAUL JR.—Representative **Pottawattamie** County

Amendments filed—129, 163, 602, 603, 1161, 1325, 1399

Bills introduced—27, 69, 70, 82, 118, 131, 134, 151, 155, 156, 168, 222, 292, 318, 320, 326, 352, 353, 384, 395, 400, 401, 424

Committee appointments—15, 18, 1441

Resolutions filed—116, 142, 186, 267, 878, 886, 970, 1172, 1399

Subcommittee assignments—90, 92, 310, 312, 385, 554, 882

SHOULTZ, DON—Representative **Black Hawk** County

Amendments filed—163, 295, 512, 603, 608, 674, 726, 845, 879, 886, 955, 1151, 1161, 1326, 1540, 1541, 1729

Amendments offered—295, 689, 955, 1541

Amendments withdrawn—957, 1151, 1540, 1729

Bills introduced—27, 70, 97, 117, 146, 151, 152, 166, 219, 222, 290, 292, 319, 320, 348, 354, 400, 424, 599

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Resolutions filed—186, 258, 267, 324, 878, 886, 970, 1228, 1399

Subcommittee assignments—78, 191, 843, 874

SMITH, MARK—Representative **Marshall** County

Amendments filed—129, 273, 512, 602, 603, 604, 608, 638, 674, 691, 719, 735, 1161, 1277, 1282, 1326

Amendments offered—719, 725, 1282

Bills introduced—11, 27, 70, 117, 118, 151, 155, 156, 168, 197, 290, 292, 317, 318, 319, 320, 327, 401, 424

Committee appointments—15, 16, 29, 1437

Resolutions filed—267, 315, 399, 845, 878, 886, 970, 971, 1399

Resolution offered—1490

Subcommittee assignments—55, 56, 92, 124, 153, 181, 199, 214, 228, 243, 255, 278, 279, 339, 385, 414, 672, 842, 874

SODERBERG, CHUCK—Representative **Plymouth-Sioux** Counties

Amendment filed—445

Bills introduced—82, 95, 96, 131, 132, 134, 156, 187, 196, 319, 353, 380, 421, 465

Committee appointments—15, 16, 18, 1436

Leave of absence—1401

Resolutions filed—65, 186, 259, 267, 333, 878, 1244

Subcommittee assignments—57, 79, 80, 91, 100, 180, 181, 182, 228, 243, 311, 321, 330, 386, 554, 733, 842, 843, 882, 907, 1050

SPEAKER OF THE HOUSE—Christopher C. Rants—Representative Woodbury County

Amendment filed—1562

Bills deferred, retained on calendar—686, 747, 751, 761, 1239, 1292, 1508, 1527, 1567

Bills introduced—95, 98, 196, 197

Bills passed on file—550, 1355

Bills placed on unfinished business calendar—451, 880-881

Bills referred and rereferred to committees—36, 37, 87, 121, 122, 137, 190, 197, 198, 241, 253, 269, 270, 307, 309, 371, 433, 451, 593, 599, 651, 668

Bills signed by—111, 310, 402, 550, 775, 793, 905, 1167, 1187, 1243, 1246, 1321-1322, 1352, 1402-1403, 1756

Committees appointed by—15-18

Committee appointments—1, 15, 28, 29, 42, 891, 1330, 1341

Final adjournment—1755

Presentation of visitors—269, 310, 403, 1293, 1350

Presented to the House Ambassador Kenneth M. Quinn, president of World Food Prize Foundation whom introduced Dr. Norman E. Borlaug, U.S. Medal of Science recipient and Nobel Peace Prize Laureate—736

Presented to retiring members plaques of recognition for their service—1711

Presided at sessions of the House—1, 28, 36, 40, 42, 53, 60, 73, 82, 95, 111, 117, 130, 132, 135, 144, 155, 157, 158, 164, 165, 169, 172, 173, 187, 195, 208, 217, 222, 234, 236, 251, 268, 274, 284, 293, 305, 307, 325, 335, 350, 380, 400, 409, 421, 446, 483, 503, 513, 518, 542, 558, 564, 597, 609, 639, 647, 651, 652, 658, 660, 665, 676, 677, 678, 700, 736, 737, 742, 775, 777, 796, 798, 807, 846, 847, 848, 880, 890, 892, 905, 911, 938, 973, 975, 1174, 1183, 1191, 1225, 1229, 1237, 1245, 1252, 1291, 1295, 1298, 1311, 1327, 1331, 1345, 1352, 1355, 1365, 1387, 1388, 1401, 1402, 1406, 1408, 1411, 1412, 1490, 1494, 1509, 1553, 1595, 1602, 1603, 1622, 1671, 1676

Remarks by—3-4, 1734-1737

Resolutions filed—2, 65, 142, 878

Rulings made—176, 307, 505, 651, 704, 710, 1519, 1523, 1524, 1526, 1529

Special presentation to House Pages—451, 1345-1346

Final adjournment—1783

Presided at sessions of the House—1780, 1781, 1782

Resolution filed—1783

SPEAKER PRO TEMPORE,—Danny Carroll—Representative Mahaska-Poweshiek Counties

(See CARROLL, DANNY—Representative Mahaska-Poweshiek Counties, Speaker Pro Tempore)

SPECIAL COMMITTEES—

(See COMMITTEES, SPECIAL)

SPECIAL PRESENTATION—

Representative Miller presented to the House Robert Dana, Iowa's poet laureate—73

- Representative Jenkins presented to the House Nur Mohamed of the Meridian International Center, U.S. Department of State International Visitor Leadership Program—84
- Representative Carroll presented to the House NASCAR champion and driver Rusty Wallace—132
- Representative Jacoby presented to the House Danielle Malatek, Miss Teen Iowa U.S.A.—165
- Representative Jenkins presented to the House Mark Farley, Coach of the University of Northern Iowa Football Team, his assistants and several Panther football players—209
- Representative Jenkins presented to the House Congressmen Dr. Daniel Bianchi, Mr. Daniel Pena and Mr. Enrique Pintado of Uruguay, accompanied by Hoyt Rodgers from the U.S. State Department—222
- Representative Upmeyer presented to the House the Honorable Steve Sukup, former member of the House—289
- Representative Shoultz presented to the House a national African-American activist Ms. Anna May Weems—402
- Representative Miller presented to the House Betty Andrews, executive director of I'll Make Me a World in Iowa—402
- Representative Drake presented to the House the Honorable Ralph Klemme, former member of the House—402
- Representative Miller presented to the House the Honorable Willie Glanton, former member of the House—402
- Representative Rants presented to the House Pages certificates of excellence for their service—451, 1345-1346
- Representative Wilderdyke presented to the House the principal, students and staff of Whiting High School—472
- Representative Carroll presented to the House the Honorable Phil Tyrrell, former member of the House—521
- Representative Carroll presented to the House Bill Walling, retiring Postmaster of the Iowa House of Representatives—562
- Representatives Maddox and Winckler presented to the House winners of the "Write Women Back Into History" essay contest winners—563
- Representative May presented to the House the Spirit Lake Girls High School basketball team—599
- Representatives Frevert and Jenkins presented to the House Michael Finucane, Fine Gael's Spokesperson on Communications and Natural Resources in the Upper House of the Senad Eireann (Labor Panel)—641
- Representative Kaufmann presented to the House the Honorable Jan Torrence, former member of the House—676
- Representative Upmeyer presented to the House Carolyn Nicholas (Miss Iowa 2004) and her sister Emily Nicholas (Miss Iowa 2006 candidate)—676
- Representative Kaufmann introduced to the House the Honorable Dan Boddicker, former member of the House—696
- Representative Rants presented to the House Ambassador Kenneth M. Quinn, president of World Food Prize Foundation whom introduced Dr. Norman E. Borlaug, U.S. Medal of Science recipient and Nobel Peace Prize Laureate—736
- Representative Carroll presented the Honorable Rich Vande Hoef, former member of the House—750
- Representative Bell presented to the House a delegation from Taiwan—911
- Representatives Davitt and Tymeson presented to the House the Norwalk High School Girls' Basketball Team—915

- Representative Murphy presented to the House the Honorable Bob Carr, former member of the House—922
- Representative Van Engelenhoven presented to the House Leah Nieboer, Queen of the 2006 Pella Tulip Festival and her court—974
- Representative Carroll presented to the House, Ryan Odens, national ambassador for the Easter Seals in the United States—1033
- Representative Wessel-Kroeschell presented to the House Rich Fellingham, President/CEO of Special Olympics Iowa and Kyler Prunty a participant of 2006 Special Olympics—1114
- Representative Heaton presented to the House Coach Robert Hilmer and the WACO Warriors boys' basketball team—1174
- Representative Jacobs presented to the House the Valley High School mock trial team—1175
- Representative Jenkins presented to the House Robert Koob, president of the University of Northern Iowa—1184
- Representative Alons presented to the House Lt. Colonel Mike Myer of the 185th Air Refueling Wing of the Iowa Air National Guard—1186
- Representative Winckler presented to the House members of the Scott County Medical Society—1230
- Representative Frevert presented to the House the Honorable Janet Adams former member of the House—1355
- Representatives Rants and Gipp presented retiring members with plaques in recognition of their service—1711

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Added:

- House Resolution 174—Representative Davitt—1487
- House File 2347—Representative Hogg—372
- House File 2365, H-8022—Representative Wilderdyke—371
- Senate File 2410, H-8655—Representative Gaskill—1750

Withdrawn:

- House File 2230 – Representative Reichert—241
- House File 2230—Representative Pettengill—309

ST. PATRICK'S DAY OBSERVATION—641

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- Appointed—15-18
- Appropriations subcommittees—18

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- (Richard D. Johnson, Chairman)
- Claims approved—1054-1073
- Claims disapproved—1074-1087
- Communications from, stating claims filed with—1053-1087

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- Appointed—17
- Bills introduced—67, 205, 238, 252, 383, 423, 424, 447, 464, 514, 544, 559, 560, 598, 606
- Recommendations—65, 150, 185, 249, 378-379, 407, 419, 444-445, 459-461, 511, 555-556, 602, 772, 908

Subcommittee assignments—58, 80, 90, 91, 92, 108, 124, 139, 198, 199, 206, 207, 243, 254, 279, 280, 321, 340, 405, 436, 594, 637, 843

STATE OF THE STATE AND BUDGET MESSAGE—

Delivered by Governor Thomas J. Vilsack—29-36

Resolution relating to the condition of the State Message and Budget Message, House Concurrent Resolution 101, joint convention on Tuesday, January 10, 2006 at 10:00 a.m. for Governor Vilsack to deliver his condition of the state and budget message—2 adopted & msgd. – S.J. – 11, 12 adopted, 13 msgd. – H.J. – 26

STRUYK, DOUG—Representative **Pottawattamie** County

Amendments filed—299, 468, 502, 602, 674, 675, 774, 879, 909, 944, 945, 1052, 1150, 1161, 1224, 1236, 1238, 1244, 1290, 1346, 1606

Amendments offered—299, 502, 754, 786, 1128, 1232, 1236, 1238, 1285, 1346, 1606

Amendments withdrawn—691, 810, 944, 1150, 1161, 1290

Bills introduced—68, 73, 82, 83, 95, 96, 131, 132, 133, 134, 144, 145, 156, 157, 187, 204, 268, 269, 286, 287, 288, 319, 327, 349, 350, 352, 353, 380, 381, 395, 401, 421, 422, 465, 599, 872

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Subcommittee assignments—57, 78, 79, 181, 182, 228, 311, 321, 385, 386, 414, 415, 554, 672, 772, 842, 843, 882, 907, 1029

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Agriculture—149, 193, 247, 257, 273, 322, 341, 342, 375, 406, 436, 453

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Assigned—38, 58, 64-65, 80, 92-93, 101-102, 108-109, 115-116, 125, 139-140, 148-149, 162, 182, 192-193, 200, 207, 214, 244-245, 256, 264, 272, 280, 312-313, 322, 330-331, 340, 373-374, 386-387, 397, 405, 415, 436, 452-453, 468, 554, 673, 733-734, 772, 874, 908, 968, 1189, 1223, 1601

Reassigned—80, 330, 373

STUDY COMMITTEES—

(See also LEGISLATIVE COUNCIL)

Resolutions relating to:

House Concurrent Resolution 104—267

House Concurrent Resolution 105—315

House Resolution 127—334

House Resolution 150—886

House Resolution 151—886

House Resolution 175—1404

Senate Concurrent Resolution 105—974, 1031

SUBCOMMITTEE ASSIGNMENTS—

Assigned—24, 55-58, 64, 78-80, 90-92, 100-101, 108, 115, 124, 125, 138-139, 148, 153-154, 161, 180-182, 191, 198-200, 206-207, 214, 228-229, 243-244, 254-255, 264, 272, 278-280, 311-312, 321-322, 329-330, 339-340, 372-373, 385-386, 397, 405, 414-415, 436, 452, 468, 507, 554, 594, 601, 637, 672-673, 733, 771-772, 795, 842-843, 874, 882, 907, 968, 1029, 1050, 1171, 1351, 1753

Reassigned—55, 56, 57, 58, 64, 100, 108, 180, 182, 254, 310, 311, 312, 329, 372, 772, 874, 882

SUPREME COURT OF IOWA—

(Chief Justice Louis A. Lavorato)

Delivered the Condition of the Judicial Department's Message—44-53

Resolutions relating to:

House Concurrent Resolution 102, joint convention on Wednesday, January 11, 2006 at 10:00 a.m. for Chief Justice Lavorato deliver his condition of the judicial branch message—2 adopted & msgd. — S.J. — 11, 12, 13 adopted & msgd. — H.J. — 26

SWAIM, KURT—Representative Appanoose-Davis-Wayne Counties

Amendments filed—129, 163, 171, 462, 602, 603, 604, 608, 691, 909, 910, 947, 1151, 1152, 1161, 1172, 1182, 1208, 1211, 1251, 1326, 1400, 1410, 1445

Amendments offered—169, 171, 480, 947, 1151, 1152, 1208, 1211

Bills introduced—12, 14, 27, 41, 69, 70, 82, 96, 108, 117, 118, 130, 134, 146, 152, 155, 156, 157, 166, 168, 187, 204, 219, 222, 286, 292, 318, 319, 320, 326, 349, 352, 395, 400, 401, 409, 413, 424, 425, 599

Committee appointments—15, 16

Resolutions filed—116, 267, 878, 886, 970, 1172, 1244, 1296, 1399

Subcommittee assignments—56, 57, 58, 148, 154, 199, 214, 329, 373, 386, 414, 601

TAYLOR, DICK—Representative Linn County

Amendments filed—129, 163, 604, 608, 651, 652, 674, 1326, 1725

Amendment offered—652

Bills introduced—27, 70, 108, 117, 132, 134, 151, 152, 155, 156, 187, 204, 222, 286, 318, 319, 320, 326, 395, 400, 401, 409, 424

Committee appointments—15, 17
Explanation of vote—837
Leave of absence—676
Resolutions filed—116, 142, 267, 878, 886, 970, 1172, 1399
Subcommittee assignments—101, 124, 161, 214, 321, 330, 385, 882

TAYLOR, TODD—Representative **Linn** County

Amendments filed—129, 163, 512, 602, 603, 608, 638, 674, 726, 845, 1113, 1154, 1161, 1326, 1725
Amendments offered—517, 519, 523, 537, 1154, 1156
Amendment withdrawn—523
Bills introduced—27, 69, 70, 108, 132, 151, 187, 204, 222, 234, 260, 262, 286, 290, 318, 319, 320, 326, 327, 395, 400, 409, 424
Committee appointments—15, 17
Resolutions filed—556, 878, 886, 970, 1399
Subcommittee assignments—57, 58, 80, 90, 91, 92, 124, 139, 198, 199, 243, 279, 436, 882

THOMAS, ROGER—Representative **Clayton-Delaware-Fayette** Counties

Amendments filed—129, 163, 202, 273, 462, 475, 512, 596, 602, 603, 604, 608, 638, 674, 691, 735, 886, 910, 1112, 1151, 1155, 1161, 1224, 1237, 1238, 1326, 1399, 1725
Amendments offered—475, 1025, 1092, 1155, 1238
Amendments withdrawn—705, 1151, 1155
Bills introduced—27, 40, 69, 70, 83, 95, 96, 97, 108, 117, 131, 132, 133, 151, 155, 156, 157, 169, 218, 286, 290, 318, 320, 395, 400, 401
Committee appointments—15, 16, 17, 42, 1438, 1439
Resolutions filed—116, 142, 267, 391, 878, 886, 1172, 1399
Resolution offered—147
Subcommittee assignments—91, 124, 180, 181, 182, 243, 255, 321, 386, 882, 1351

TJEPKES, DAVID A.—Representative **Calhoun-Greene-Webster** Counties

Amendments filed—445, 501, 557, 602, 735, 909, 1031, 1052, 1136, 1150, 1164
Amendment offered—923
Amendment withdrawn—923
Bills introduced—11, 68, 82, 95, 96, 132, 134, 144, 156, 236, 384, 465, 599
Committee appointments—17
Leave of absence—1401
Resolutions filed—116, 142, 186, 259, 267, 333, 878, 1088, 1172
Subcommittee assignments—64, 92, 115, 228, 321, 373, 414, 415, 843, 874

TOMENGA, WALT—Representative **Polk** County

Amendments filed—186, 282, 408, 604, 674, 1052, 1173
Amendments offered—293, 572, 1091, 1177
Amendment withdrawn—1091
Bills introduced—13, 68, 95, 157, 169, 384, 465
Committee appointments—15, 16, 17, 18
Leave of absence—1401
Resolutions filed—142, 267, 878, 1244, 1399
Subcommittee assignments—57, 58, 79, 80, 90, 91, 92, 101, 124, 138, 180, 182, 198, 206, 207, 228, 254, 255, 279, 321, 329, 340, 672, 733, 843, 882, 907, 968

TRANSPORTATION, COMMITTEE ON—

Appointed—17

Bills introduced—275, 383, 393, 412

Recommendations—258, 379, 391, 773, 877

Subcommittee assignments—92, 138, 181, 243, 272, 594, 843

TYMESON, JODI—Representative Dallas-**Madison**-Warren Counties

Amendments filed—637, 674, 774, 879, 1031, 1113, 1285, 1351, 1404, 1506, 1533, 1534, 1538, 1562, 1566

Amendments offered—802, 1008, 1494, 1506, 1533, 1534, 1562, 1566

Amendments withdrawn—1285, 1538

Bills introduced—9, 68, 82, 95, 119, 131, 132, 134, 152, 153, 156, 237, 291

Committee appointments—16, 17, 18, 43, 893

Presented to the House Sergeant Major Brad Kasal—269

Presented to the House the Norwalk High School Girls' Basketball Team—915

Presided at sessions of the House—392, 605

Resolutions filed—116, 142, 267, 878, 909, 1172, 1244

Resolutions offered—269, 1187

Subcommittee assignments—55, 56, 57, 58, 64, 79, 100, 101, 108, 124, 139, 153, 154, 161, 181, 191, 198, 199, 200, 243, 254, 255, 279, 311, 312, 329, 330, 339, 405, 414, 415, 452, 601, 672, 771, 772, 795, 842, 882

UNANIMOUS CONSENT—2, 42, 85, 667, 821, 860, 861, 880, 1184, 1317, 1356, 1366, 1511, 1516, 1531, 1540, 1603, 1606, 1710, 1712, 1748

1783

UNFINISHED BUSINESS CALENDAR—

Bills placed on—451, 880-881, 1089

UPMEYER, LINDA L.—Representative Cerro Gordo-Franklin-**Hancock** Counties

Amendments filed—674, 675, 735, 795, 834, 845, 1052, 1172, 1190, 1277, 1282, 1532, 1533, 1534

Amendments offered—729, 833, 834, 855, 978, 1094, 1200, 1202, 1532

Amendments withdrawn—834, 849

Bills introduced—10, 68, 82, 95, 96, 132, 134, 146, 147, 151, 152, 153, 156, 166, 196, 223, 285, 319, 380, 384, 465

Committee appointments—16, 17, 18, 28

Presented to the House the Honorable Steve Sukup, former member of the House—289

Presented to the House Carolyn Nicholas (Miss Iowa 2004) and her sister Emily (Miss Iowa 2006 candidate)—676

Resolutions filed—39, 142, 259, 267, 324, 399, 845, 878, 886, 971, 1244

Resolutions offered—42, 689, 1490

Subcommittee assignments—55, 80, 90, 92, 139, 191, 214, 228, 278, 279, 311, 312, 330, 339, 372, 385, 554, 672, 795, 842

VAN ENGELENHOVEN, JIM—Representative Jasper-**Marion** Counties

Amendment filed—298

Amendment offered—298

Bills introduced—95, 132, 134, 384, 421, 465

Committee appointments—17, 1438

Leave of absence—1401

Presented to the House Leah Nieboer, Queen of the 2006 Pella Tulip Festival and her court—974

Resolutions filed—194, 267, 879, 1171

Subcommittee assignments—55, 56, 385, 397, 874

VAN FOSSEN, JAMES (J.K.)—Representative Scott County

Amendments filed—172, 674, 760, 776, 795, 1364, 1399, 1448, 1513

Amendments offered—760, 808, 1481, 1485

Bills introduced—68, 82, 95, 97, 132, 134, 187

Committee appointments—16, 17, 18, 1442, 1443

Resolutions filed—259, 267, 879, 971

Subcommittee assignments—90, 91, 92, 100, 310, 312, 414, 843, 1351

VAN FOSSEN, JIM (J.R.)—Representative Scott County

Amendments filed—602, 674, 774

Amendment withdrawn—857

Bills introduced—68, 82, 95, 96, 132, 134, 153, 168, 187, 197, 217, 223, 268, 384, 421

Committee appointments—16, 17, 1439, 1441, 1442, 1443

Leave of absence—1401

Resolutions filed—259, 267, 879, 971, 1171

Subcommittee assignments—56, 139, 148, 191, 199, 207, 214, 228, 278, 311, 312, 321, 329, 339, 372, 386, 415, 601, 874

VETERANS—

Resolution relating to:

House Resolution 106, recognize and honor Iowa's military veterans band—142

VETERANS AFFAIRS, COMMITTEE ON—

Appointed—17

Bills introduced—204, 275, 393, 514, 558, 559

Recommendations—194, 249-250, 315, 379, 461, 884-885

Subcommittee assignments—57, 101, 124, 125, 161, 214, 279, 312, 321, 772, 882

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Presentation of—269, 310, 403, 966, 1168, 1223, 1293, 1350

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Quorum call—474, 525, 542, 609, 641, 647, 686, 700, 737, 777, 807, 938, 948-949, 1136, 1230, 1254, 1298, 1366, 1413, 1444, 1491, 1531, 1603, 1622

WATTS, RALPH—Representative Boone-Dallas Counties

Amendments filed—233, 239, 282, 301, 307, 356, 735, 1136, 1161, 1297, 1310

Amendments offered—301, 355, 832, 1161, 1284

Amendment withdrawn—239

Bills introduced—9, 68, 82, 95, 96, 132, 134, 157, 317, 318, 319, 327, 465
 Committee appointments—15, 16, 17, 28, 891, 1341
 Explanation of vote—793
 Leave of absence—1401
 Presided at session of the House—67
 Resolutions filed—116, 142, 259, 267, 333, 637, 879, 1172, 1244
 Subcommittee assignments—57, 125, 138, 161, 199, 214, 228, 279, 321, 372, 385, 386, 468, 594, 843, 882

WAYS AND MEANS, COMMITTEE ON—

Amendments filed—879, 887, 1052, 1489
 Amendments offered—940, 1284, 1511
 Appointed—18
 Bills introduced—53, 347, 348, 598, 665, 769, 797, 826, 871, 872, 880, 888, 890, 891, 938, 973, 977, 1032, 1033, 1034, 1046, 1053, 1089, 1225, 1229, 1443
 Recommendations—59, 307, 333, 445, 511, 596, 652, 667, 773-774, 844-845, 877-878, 885, 889, 970, 1030, 1050-1052, 1224, 1489, 1754
 Subcommittee assignments—78, 79, 90, 91, 92, 310, 311, 312, 385, 386, 554, 672, 733, 771, 772, 842, 843, 907, 968, 1029, 1050

WENDT, ROGER F.—Representative **Woodbury** County

Amendments filed—129, 163, 233, 445, 602, 603, 608, 637, 674, 726, 795, 1031, 1161, 1326, 1506, 1561, 1562
 Amendments offered—135, 569, 677, 683, 686, 687, 692, 805, 1039
 Bills introduced—27, 70, 83, 97, 98, 118, 133, 151, 155, 156, 166, 167, 168, 187, 196, 218, 219, 222, 290, 292, 317, 318, 319, 320, 326, 395, 400, 401, 424, 425, 599
 Committee appointments—16, 17, 1436
 Resolutions filed—65, 267, 333, 399, 879, 886, 970, 1088, 1244, 1399
 Resolution offered—98
 Subcommittee assignments—57, 58, 64, 79, 80, 91, 92, 101, 108, 154, 161, 198, 199, 214, 254, 255, 279, 329, 330, 733, 795, 882

WESSEL-KROESCHELL, BETH—Representative **Story** County

Amendments filed—129, 462, 602, 604, 608, 726, 1161, 1541, 1546, 1725
 Amendment offered—1546
 Amendment withdrawn—1541
 Bills introduced—10, 27, 69, 70, 118, 133, 151, 155, 165, 168, 169, 188, 189, 204, 286, 290, 292, 319, 320, 335, 349, 400, 401, 409, 424
 Committee appointments—16, 17, 1438
 Presented to the House Rich Fellingham, President/CEO of Special Olympics Iowa and Kyler Prunty a participant of 2006 Special Olympics—1114
 Resolutions filed—194, 267, 334, 556, 878, 970, 1399
 Resolution offered—1114
 Subcommittee assignments—56, 100, 321

WHITAKER, JOHN—Representative **Jefferson-Van Buren-Wapello** Counties, Assistant Minority Leader

Amendments filed—129, 163, 603, 604, 608, 673, 691, 845, 879, 909, 910, 1161, 1172, 1244, 1326, 1725
 Amendment offered—696
 Amendment withdrawn—1277

Bills introduced—27, 68, 69, 70, 82, 96, 108, 117, 118, 132, 134, 152, 155, 156, 168, 187, 222, 235, 237, 261, 274, 285, 286, 290, 292, 317, 318, 319, 320, 325, 327, 395, 400, 401, 413, 424, 599

Committee appointments—15, 17

Resolutions filed—116, 142, 186, 267, 556, 879, 886, 970, 1172, 1399

Resolution offered—1186

Subcommittee assignments—92, 139, 272, 312, 321, 397, 874

WHITEAD, WESLEY—Representative Woodbury County

Amendments filed—129, 163, 300, 602, 603, 604, 608, 674, 726, 735, 1161, 1326, 1562, 1725

Amendment offered—300

Bills introduced—13, 27, 70, 97, 98, 117, 118, 131, 151, 165, 168, 196, 223, 286, 292, 317, 318, 319, 320, 326, 395, 400, 401, 413, 424

Committee appointments—16, 17, 893

Leave of absence—350

Resolutions filed—65, 267, 879, 886, 970, 1088, 1399

Subcommittee assignments—91, 92, 100, 124, 125, 199, 243, 311, 372, 436, 882, 1351

WILDERDYKE, PAUL A.—Representative Harrison-Monona-Pottawattamie Counties

Amendments filed—300, 735, 971, 1173, 1399, 1400

Amendments offered—300, 1024

Bills introduced—10, 82, 83, 96, 132, 134, 152, 153, 156, 384, 421, 465, 599

Committee appointments—15, 16, 17

Leave of absence—1401

Presented to the House the principal, students and staff of Whiting High School—472

Requested to be added as a sponsor of HF 2365, H-8022—371

Resolutions filed—25, 142, 143, 259, 333, 879, 1244

Resolution offered—472

Subcommittee assignments—57, 91, 101, 124, 180, 181, 182, 200, 255, 311, 340, 385, 795, 882

WINCKLER, CINDY—Representative Scott County

Amendments filed—129, 163, 316, 345, 602, 603, 608, 674, 726, 762, 1113, 1161, 1244, 1528, 1725

Amendments offered—1276, 1528

Amendments withdrawn—569, 726, 1529

Bills introduced—27, 69, 70, 118, 133, 152, 169, 188, 189, 204, 222, 290, 292, 319, 320, 335, 349, 400, 401, 409, 424, 425

Committee appointments—16, 18

Leave of absence—421

Presented to the House winners of the “Write Women Back Into History” essay contest—563

Presented to the House members of the Scott County Medical Society—1230

Resolutions filed—186, 194, 267, 334, 419, 879, 886, 970, 971, 1399

Resolution offered—562

Subcommittee assignments—58, 64, 79, 101, 108, 148, 191, 199, 214, 255, 330, 339, 554, 672, 771, 842, 1351

WISE, PHILIP—Representative Lee County

Amendments filed—129, 163, 379, 602, 604, 608, 638, 691, 748, 751, 762, 810, 845, 879, 886, 887, 910, 971, 1161, 1224, 1237, 1325, 1399, 1517, 1525, 1526, 1601, 1725

Amendments offered—748, 751, 762, 810, 957, 1517, 1525, 1526, 1725

Amendments withdrawn—751, 1526, 1725

Bills introduced—14, 27, 41, 69, 70, 97, 111, 117, 118, 119, 131, 151, 156, 157, 165, 169, 196, 197, 222, 286, 288, 290, 292, 318, 320, 326, 327, 352, 353, 380, 395, 400, 401

Committee appointments—15, 16

Resolutions filed—116, 399, 556, 879, 886, 970, 1172, 1399

Resolutions offered—689, 1186

Subcommittee assignments—57, 79, 100, 124, 138, 139, 180, 181, 182, 199, 228, 243, 322, 733, 882

ZIRKELBACH, RAY—Representative Dubuque-Jones Counties

Bills introduced—11, 27

Committee appointments—17, 893

Leave of absence—1780